

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING A SECOND AMENDMENT TO CONSULTANT SERVICES CONTRACT BETWEEN THE CITY OF WATSONVILLE AND WATERWAYS CONSULTING, INC., A CALIFORNIA CORPORATION, FOR CONSTRUCTION SERVICES FOR THE MIDDLE STRUVE SLOUGH HABITAT AND WATER QUALITY IMPROVEMENT PROJECT WITH TRAIL EXTENSION; ADDING TO THE SCOPE OF WORK, INCREASING THE CONTRACT AMOUNT BY \$29,498.80, AND EXTENDING THE CONTRACT TERM, AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAME

WHEREAS, on February 13, 2023, the City and Waterways Consulting, Inc., a California corporation, executed a Consultant Services Contract to provide consulting services for Middle Struve Slough Habitat and Water Quality Improvement Project trail extension in an amount of \$64,764.00; and

WHEREAS, on September 24, 2024, the City and Waterways Consulting, Inc. executed a First Amendment to the Consultant Services Contract adding to the scope of work, and compensation in the amount of \$13,173.20 for consulting support on permitting and bid process requiring engineering support to comply with California Department of Fish and Wildlife (CDFW) and Central Coast Regional Water Quality Control Board (CCRWQCB) permits; and

WHEREAS, this second amendment increases the amount by \$29,498.80 for a cumulative total of \$107,436.00 with Waterways Consulting Inc. to provide construction related services. This construction related services include construction staking, construction observation services, Record survey and a project completion letter for the Middle Struve Slough Project and extend the term to December 31, 2024.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATSONVILLE, CALIFORNIA, AS FOLLOWS:

1. This action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15378(b)(5), in that adopting a Resolution awarding contract to Waterways Consulting, Inc. for the Construction Services for the Middle Struve Slough Project Water Quality and Habitat Enhancement Project does not meet CEQA's definition of a "project," because the action does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment and if a "project," is exempt under the "common sense" exception (14 Cal. Code Regs. § 15061(b)(3)) because it can be seen with certainty that there is no possibility that this action may have a significant effect on the environment.

2. That the Second Amendment to Consultant Services Contract between the City of Watsonville and Waterways Consulting, Inc., for consultation construction services, a copy of which Second Amendment is attached hereto and incorporated herein by this reference, is fair and equitable and is hereby ratified and approved.

3. The City Manager is hereby authorized and directed to execute said Amendment for and on behalf of the City of Watsonville with minor revisions that may be approved by the City Manager and the City Attorney.
