

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING THIRD AMENDMENT TO CONTRACT BETWEEN THE CITY OF WATSONVILLE AND DANIEL B. STEPHENS & ASSOCIATES, INC., A CORPORATION, FOR CONTINUED CORRECTIVE ACTION PLAN CONSULTING SERVICES, ADDING AN AMOUNT NOT TO EXCEED \$265,405 FOR A CONTRACT TOTAL AMOUNT OF \$1,952,567.76; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAME; AND APPROVING A BUDGET TRANSFER OF THE SAME AMOUNT WITHIN THE SEWER ENTERPRISE FUND

WHEREAS, on September 8, 2020, Council adopted Resolution No. 165-20 (CM) awarding a Contract for Consultant Services to Daniel B. Stephens & Associates, Inc., a corporation, (DBS&A) for work associated with soil contamination sampling, monitoring, and mitigation from a former dry cleaning business in the vicinity of 1350 Freedom Boulevard; development of Risk Assessment; and conducting semi-annual monitoring and reporting activities, for an amount not to exceed \$259,569; and

WHEREAS on December 13, 2022, Council adopted Resolution No. 248-22 (CM) approving a first amendment to the contract, adding to the scope of work, amending the compensation to increase the contract amount by \$319,176 for a revised total amount not to exceed \$625,854.76, and extending the contract term from September 30, 2022, to December 31, 2023; and

WHEREAS, on February 13, 2024, Council adopted Resolution No. 17-24 (CM) approving a second amendment to the contract adding to the scope of work, amending the compensation to increase the amount by \$1,687,162.76, and extending the contract term from December 31, 2023 to December 31, 2025; and

WHEREAS, the Third Amendment to Contract will increase the contract compensation by \$265,405.

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

1. The project is determined to be categorically exempt from the requirements of CEQA in accordance with CEQA Guidelines Section 15301, CE Class 2 (c), in that the project involves reconstruction of an existing public utility sewer line that does not increase capacity, and the minor cleanup work is categorically exempt under Class 30 because it involves minor cleanup actions to stabilize, mitigate, and eliminate the release or threat of release of a hazardous waste which are small or medium removal actions; and there are no existing unusual circumstances related to the project that would cause a significant effect on the environment as defined in CEQA Guidelines Section 15382.

2. This Third Amendment to Contract between the City of Watsonville and Daniel B. Stephens & Associates, Inc., a corporation, for an amount not to exceed \$265,405, a copy of which is attached hereto and incorporated herein by this reference, is hereby approved.

3. The City Manager is hereby authorized and directed to execute said Third 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.

4. That a budget transfer within the Sewer Enterprise Fund from budget account 911-7855-14795 to budget account 530-7361-11046 is hereby approved.
