

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 ES ENGINEERING SERVICES, LLC. A LIMITED LIABILITY COMPANY, FOR THE LANDFILL REGULATORY CONSULTING SERVICES, INCREASING COMPENSATION IN THE AMOUNT OF \$177,280 FOR A CONTRACT TOTAL AMOUNT OF \$677,280; EXTENDING THE TERM THROUGH JUNE 30, 2026; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAME; AND APPROVING A BUDGET APPROPRIATION FROM THE SOLID WASTE ENTERPRISE FUND [0740] FOR SAME

WHEREAS, on December 14, 2021, the Council adopted Resolution No. 316-21 (CM) approving the contract with ES Engineering Services, LLC., to provide Landfill Regulatory Services and Phase III Closure Services, in an amount not to exceed \$300,000; and

WHEREAS, on August 29, 2023, the Council adopted Resolution No. 164-23 (CM) approving the First Amendment to Contract, amending the scope of work, adding to the contract compensation in the amount of \$150,000 for a contract total amount of \$450,000, and extending the contract term from October 31, 2024, to November 30, 2024; and

WHEREAS, on November 12, 2024, the Council adopted Resolution No. 232-24 (CM) approving the Second Amendment to Contract, and adding \$50,000 to the contract compensation for a contract total amount of \$500,000, and extending the contract term from November 30, 2024, to June 30, 2025; and

WHEREAS, the Third Amendment to contract will increase the contract compensation by \$177,280 (\$500,000 to \$677,280) and extend the contract term from June 30, 2025, to June 30, 2026.

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 the provision of Landfill Regulatory Services and Phase III Closure Services constitutes organizational or administrative activities of governments that will not result in direct or indirect physical changes 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. This Third Amendment to Contract between the City of Watsonville and ES Engineering Services, LLC., a limited liability company, a copy of which is attached hereto and incorporated herein by this reference, is hereby approved.

3. That 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 appropriation in the amount of \$177,280 from the Solid Waste Enterprise Fund [0740] into budget account 740-575-7361 is hereby approved.
