

RESOLUTION NO. \_\_\_\_\_ (CM)

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING CONTRACT CHANGE ORDER NO. 2 BETWEEN THE CITY OF WATSONVILLE AND ETIC INC., A CORPORATION, FOR ADDED EMERGENCY STORM REPAIR WORK TO THE CORRALITOS CREEK WATER INTAKE AND FISH LADDER EMERGENCY REPAIRS PROJECT, AMENDING THE SCOPE OF WORK, ADDING TO THE COMPENSATION AMOUNT BY \$62,401.70; AND AUTHORIZING AND DIRECTING CITY MANAGER TO EXECUTE SAME**

**WHEREAS**, on May 14, 2024, the City Council adopted Resolution No. 70-24 (CM) approving plans and specifications and calling for bids for the Corralitos Creek Water Intake and Fish Ladder Emergency Repairs Project, and authorizing and directing City Manager to execute a construction contract with the lowest responsive, responsible bidder in an amount not to exceed \$525,000; and

**WHEREAS**, following bid opening, a contract was executed with the lowest responsive, responsible bidder, ETIC Inc., a corporation, in the amount of \$472,525.16; and

**WHEREAS**, on September 10, 2024, the City Council adopted Resolution No. 179-24 (CM) approving Contract Change Order No. 1, adding to the scope of work, and increasing the contract amount by an amount not to exceed \$306,681.31, for a revised total contract amount not to exceed \$779,206.47; and

**WHEREAS**, § 3-5.170 of the Municipal Code provides that amendments to contract that reasonably relate to the scope of the original contract, are based on post-award information that requires modifications of the contract based on unforeseen conditions and were originally approved by the Council, shall be approved by the Council; and

**WHEREAS**, this Contract Change Order No. 2 will add to the scope of work, and increase the contract amount by an amount not to exceed \$62,401.70, for revised total

contract amount not to exceed \$841,608.17.

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

1. The Corralitos Creek Water Intake and Fish Ladder Emergency Repairs Project, including the actions authorized by this resolution, is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with Public Resources Code Chapter 2.6 21080 (b)(3) since the project is undertaken, carried out, and approved by a public agency to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed as a result of a disaster in a disaster-stricken area in which a state of emergency has been proclaimed by the Governor.

2. That the Contract Change Order No. 2 between the City of Watsonville and ETIC Inc., a corporation, a copy of which Change Order, 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 Change Order for and on behalf of the City of Watsonville, with minor revisions that may be approved by the City Manager and the City Attorney.

\*\*\*\*\*