

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING FIRST AMENDMENT TO CONTRACT BETWEEN THE CITY OF WATSONVILLE AND UPSTREAM H2O, LLC, A LIMITED LIABILITY COMPANY, FOR VMMS (VISUAL MAINTENANCE MANAGEMENT SYSTEM) ASSET MANAGEMENT SOFTWARE IMPLEMENTATION SERVICES; AMENDING THE SCOPE OF WORK, ADDING TO THE COMPENSATION AMOUNT BY \$150,000 AND EXTENDING THE TERM OF THE CONTRACT FROM DECEMBER 31, 2024 TO JUNE 30, 2026; DIRECTING CITY MANAGER TO EXECUTE SAME; AND APPROVING A BUDGET TRANSFER WITHIN THE WATER ENTERPRISE FUND

WHEREAS, on March 8, 2022, the City Manager executed a contract with Upstream H2O to provide VMMS (Visual Maintenance Management System) Facility In-Sight asset management software and implementation for the Wastewater and Recycled Water Treatment Facilities in an amount not to exceed \$99,500 with an expiration date of December 31, 2024; and

WHEREAS, § 3-5.170 of the Municipal Code provides that amendments to contracts 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 Council shall be approved by Council; and

WHEREAS, this First Amendment to Contract will add to the scope of work to add sewer collections and water operations assets to the Facility In-Sight system, increase the contract amount by \$150,000, for a revised total contract amount not to exceed \$249,500 and extend the term of completion 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) because the action constitutes organizational or administrative

activities of government 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. That the First Amendment to Contract between the City of Watsonville and Upstream H2O, LLC., a copy of which First Amendment 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 First 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 the budget transfer in the amount of \$50,000 within the Water Enterprise Fund from budget account 913-7855-15131 to budget account 913-596-7307 is hereby approved.
