

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING SECOND AMENDMENT TO CONTRACT WITH COOPER MACHINERY SERVICES, LLC, A LIMITED LIABILITY COMPANY, FOR COGENERATION GENERATOR AND TURBOCHARGER REPAIR SERVICES FOR THE COGENERATION SYSTEM, ADDING TO THE SCOPE OF WORK, AND INCREASING COMPENSATION, IN AN AMOUNT OF \$67,624.72 FOR A REVISED TOTAL CONTRACT AMOUNT NOT TO EXCEED \$293,192.32; AND AUTHORIZING AND DIRECTING CITY MANAGER TO EXECUTE A SERVICES AND PURCHASING AGREEMENT (FUNDED FROM 710-530-7324 FUND)

WHEREAS, competitive bidding requirements for the purchase of supplies, equipment and non-personal contractual services and the sale of personal property are set forth in Chapter 5 of Title 3 of the Municipal Code; and

WHEREAS, subdivision (a) of § 3-5.210 provides exemptions to the purchasing policy for an emergency that requires that an order be placed with the nearest available source of supply, service, or equipment; and

WHEREAS, on July 23, 2025, staff executed an emergency service contract with Cooper Machinery Services, LLC, to address critical generator failures at the Wastewater Treatment Plant for a total not to exceed \$173,495.63; and

WHEREAS, Cooper Machinery Services, LLC is the original equipment manufacturer (OEM) for the Superior engine and the only service provider authorized to supply OEM parts, proprietary technical expertise, and certified warranty support; and

WHEREAS, Cooper Machinery Services, LLC is the OEM-authorized service provider for the Superior 8GTLB cogeneration engine and associated MAN NR20/106 turbocharger and is the only vendor with the proprietary expertise, parts access, and warranty coverage necessary to perform the required overhaul and turbocharger rebuild work for the City of Watsonville’s Wastewater Treatment Plant; and

WHEREAS, on September 23, 2025, the City Council adopted Resolution No. 246-25 (CM) approving a First Amendment to the contract with Cooper Machinery Services, LLC, increasing the not-to-exceed contract amount to \$225,567.60 to account for additional labor and materials identified during execution of the overhaul; and

WHEREAS, during continued disassembly and inspection of the turbocharger, additional concealed internal damage was identified that could not be reasonably detected prior to teardown, requiring additional OEM-required turbocharger repair work; and

WHEREAS, this Second Amendment to the contract adds additional tasks to the scope of work and ratifies emergency repair costs already incurred, increasing the contract by \$67,624.72 for a revised total contract amount not to exceed \$293,192.32.

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

1. The approval of this amendment is exempt from California Environmental Quality (CEQA) in that it is the completion of an emergency project under Cal. Code Regs. Title 14 Section 15269 (b) in that it involves emergency repairs to publicly owned facilities necessary to maintain service essential to the public health, safety, or welfare. Further, even if the action were not considered an emergency project, the actions would still be categorically exempt from CEQA review in accordance with CEQA Guidelines Section 15301 Class 1 (b) in that it involves the repair of existing equipment in an existing facility of a publicly-owned wastewater/sewerage utility.

2. That the Council hereby approves the Second Amendment to the contract between the City of Watsonville and Cooper Machinery Services, LLC, for generator and

turbocharger repair services, increasing the contract by \$67,624.72 for a revised total contract amount not to exceed \$293,192.32.

3. That the City Manager is hereby authorized and directed to execute said Amendment for and on behalf of the City of Watsonville, in the form attached hereto and incorporated herein by this reference, with minor revisions that may be approved by the City Manager and the City Attorney.
