

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING CONTRACT CHANGE ORDER NO. 2 TO A CONSTRUCTION CONTRACT BETWEEN THE CITY OF WATSONVILLE AND TOP LINE ENGINEERS, INC., A CORPORATION, ADDING TO THE SCOPE OF WORK AND INCREASING COMPENSATION, IN AN AMOUNT NOT TO EXCEED \$433,605; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAID CONTRACT CHANGE ORDER

WHEREAS, on February 7, 2023, Council approved Resolution No. 21-23 (CM) awarding a construction contract to Top Line Engineers, Inc. in the amount of \$729,100 for the construction of the Amesti Water Reservoir Interior Coating and Connection Modifications, Project No. WA-22-14826; and

WHEREAS, Contract Change Order No. 1 added to the scope of work and increased the contract compensation, in the amount of \$136,461.75, which was approved by the City Manager on March 1, 2024, which was within his signing authority and within the 10% contingency amount authorized by Council in Resolution No. 21-23 (CM); and

WHEREAS, Contract Change Order No. 2 has been negotiated to capture the cost of actual repair quantities required that exceeded the estimated bid quantities and original scope of work, increasing compensation by \$433,605 for a total contract amount not to exceed \$1,270,576.75; and

WHEREAS, Section 3-5.170 of the Watsonville 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 modification of the contract based on unforeseen conditions, and were originally approved by Council shall be approved by Council.

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

1. No action on CEQA is required in the approval of the Contract Change Order because the Amesti Water Reservoir Interior Coating and Connection Modifications, Project No. WA-22-14826 was previously determined to be exempt from CEQA under Categorical Exemption 15301 Class 1 (b) for the repair, maintenance, or minor alteration of existing facilities of publicly-owned utilities.

2. That Contract Change Order No. 2 to the construction contract between the City of Watsonville and Top Line Engineers, Inc. in the amount of \$433,605, a copy of which is attached hereto and incorporated herein by reference, is hereby approved.

3. That the City Manager is hereby authorized and directed to execute said Contract Change Order No. 2 for and on behalf of the City of Watsonville with minor revisions that may be approved by City Manager and City Attorney.
