

RESOLUTION NO. 3986

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD
AUTHORIZING AND APPROVING EXECUTION OF AMENDMENTS #3, #4 AND #5
TO THE CONTRACT FOR PROFESSIONAL SERVICES WITH DENISE DUFFY &
ASSOCIATES, INC., AT A COST OF \$41,365, FOR A TOTAL CONTRACT AMOUNT
NOT TO EXCEED \$335,793**

WHEREAS, on December 7, 2005, the City Council adopted Resolution No. 3707 approving and authorizing execution of a contract with Denise Duffy & Associates, Inc. ("DDA") to prepare an Environmental Impact Report (EIR) for Miravale III in the amount of \$257,953, a proposed development by Nader Agha; and

WHEREAS, the proposed Project is subject to the requirements of the California Environmental Quality Act ("CEQA") under Sections 21065 and 21080 (discretionary projects proposed to be carried out or approved by public agencies, including general plan and zoning amendments, subdivisions and annexations) and all other relevant regulations as contained in the Public Resources Code; and

WHEREAS, after going through the RFP process, the City selected DDA to prepare the Environmental Impact Report ("EIR") required by CEQA for the Project, in the base contract amount of \$257,953; and

WHEREAS, on September 20, 2006, the City Council authorized and approved execution of an amendment to DDA's contract to provide additional professional services at a not-to-exceed cost of \$36,475, for a total contract cost of \$294,428; and

WHEREAS, Staff has received a request for amendments #3, #4, #5 and #6 to the DDA contract based on the need to obtain information and additional reports to avoid further delays in the completion of the Miravale III EIR, at a cost not to exceed \$41,365, for a new total cost of \$335,793; and

WHEREAS, funding for the new Contract Amendment will be paid entirely by Nader Agha through a Reimbursement Agreement.

NOW THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Soledad that an Amendment to the Consulting Services Agreement between the City and Denise Duffy Associates, Inc., in an amount not to exceed \$41,365, is hereby approved. The City Manager is hereby authorized and directed to execute the amendments on behalf of the City.


PASSED AND ADOPTED at a regular meeting of the City Council of the City of Soledad duly held on the 2nd day of May, 2007, by the following vote:

AYES, and in favor thereof, Councilmembers: Martha Camacho, Juan Saavedra, Patricia Stephens, Mayor Pro Tem Christopher Bourke, Mayor Richard Ortiz

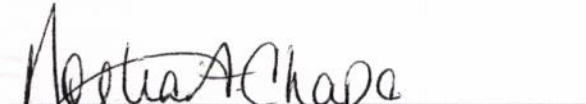
NOES, Councilmembers: None

ABSTAIN, Councilmembers: None

ABSENT, Councilmembers: None


RICHARD V. ORTIZ, Mayor

ATTEST:


NOELIA F. CHAPA, City Clerk