

**CITY OF CARMEL-BY-THE-SEA  
CITY COUNCIL**

**RESOLUTION NO. 2023-072**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH NEILL ENGINEERS CORP. FOR CIVIL ENGINEERING SERVICES ASSOCIATED WITH CITY-WIDE DRAINAGE IMPROVEMENT PROJECTS, FOR A NOT-TO-EXCEED FEE OF \$159,100**

WHEREAS, in June 2022, Council adopted Resolution 2022-048 approving capital improvement projects for Fiscal Year (FY) 2022/23, including the City-wide Drainage Improvement Project, Phase II, to supplement the prior year Drainage System Repair Project, Phase I, with a combined initial budget of \$600,000; and

WHEREAS, in October 2022, Council adopted Resolution 2022-088 awarding a Professional Services Agreement to Schaaf and Wheeler Consulting Civil Engineers to update their 2020 Storm Drain Master Plan (SDMP) to reflect 20-year, rather than 10-year, storm events; and

WHEREAS, in October 2022, the City Administrator executed a Professional Services Agreement with Neill Engineers, Corp., in an amount of \$24,999, to provide technical support for the SDMP Update; and

WHEREAS, in June 2023, Council adopted Resolution 2023-067 approving the carry-over of these now-combined projects into FY 2023/24; and

WHEREAS, based on the results of the completed SDMP Update and Council direction during development of the FY 2023/24 Capital Improvement Program, remaining project funds were reprogrammed to facilitate construction of several high-priority drainage improvements identified in the SDMP Update; and

WHEREAS, the first four drainage improvements selected for design and construction are: Acacia Way headwall at Flanders Way, Eleventh Avenue storm drain, from Carmelo Street to San Antonio Avenue, Santa Fe Street storm drain, from Eight Avenue into an outfall into the Mission Trail Nature Preserve, and storm drains along Lincoln Street, from First to Second Avenues, and along Second Avenue west towards Monte Verde Street; and

WHEREAS, Amendment No. 1 to the Professional Services Agreement was negotiated with Neill Engineers to provide the design of these four drainage projects, as well as bidding and construction support services, for a not-to-exceed fee of \$159,100; and

WHEREAS, sufficient funding is available for these services in the Capital Projects fund account, leaving a balance of approximately \$350,900 for subsequent construction.

**NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA DOES HEREBY:**

Authorize the City Administrator to execute Amendment No. 1 to the Professional Services Agreement with Neill Engineers Corp. for civil engineering services associated with City-wide Drainage Improvement Projects, for a not-to-exceed fee of \$159,100.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA this 11th day of July, 2023, by the following vote:**

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

ATTEST:

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Dave Potter  
Mayor

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Nova Romero, MMC  
City Clerk