

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA,  
AUTHORIZING CONTRACT AMENDMENT TO VEOLIA TO APPROVE CONTRACT  
CHANGE ORDERS TO THE PHASE I DESIGN OF THE SLUDGE THICKER PROJECT AT  
THE WASTEWATER TREATMENT PLANT LOCATED IN RICHMOND, CA FOR AN  
AMOUNT NOT TO EXCEED \$683,829**

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**WHEREAS**, the City of Richmond and Veolia Water (Veolia) are implementing high-priority Critical Improvements Projects at the City's Wastewater Treatment Plant (WWTP), which is managed and operated by Veolia; and

**WHEREAS**, the purpose of the projects is to replace aging and unreliable infrastructure, improve treatment operating efficiency, comply with future discharge regulations, and improve the functionality of the existing WWTP; and

**WHEREAS**, the improvements were identified through previous planning efforts, including the 2010 WWTP Master Plan and the 2016 WWTP Facility Plan; and

**WHEREAS**, the Sludge Thickener (WWTP Critical Improvements) Project will improve the efficiency of the WWTP; and

**WHEREAS**, on June 21, 2021, City Council adopted Resolution 72-21 authorizing \$586,818.07 for the design costs Phase I Sludge Thickener Project at the WWTP; and

**WHEREAS**, during the current design Phase I, it was discovered that a Waste Activated Sludge (WAS) buffer tank is needed for the Sludge Thickener Project; and

**WHEREAS**, in order to accommodate the operation of the new technology and to ensure operational flexibility and consistent performance of the new thickener systems, the buffer tank was needed; and

**WHEREAS**, the Basis of Design Report must be updated and the 50% design submittal modified to reflect the design suitable for the new site; and

**WHEREAS**, the estimated cost for this changed design condition is **\$160,462** (Project cost **\$147,213**, plus Veolia's 9% mark-up **\$13,429**); and

**WHEREAS**, the total cost for the Sludge Thickener Design Project and additional change orders shall not exceed **\$683,829** (**\$449,242** original project cost plus a **16.5%** Veolia Mark-up of **\$74,125**, plus **\$147,213** Contract Change Order plus a **9%** Veolia mark-up of **\$13,249**); and

**WHEREAS**, the Water Resource Recovery Division of the Public Works Department will approve Task Authorizations issued by Veolia and Veolia Water West Operating Services, Inc. will manage the subcontracts for work related to the Sludge Thickener and any contract amendments and/or change orders issued hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Richmond, as follows:

**Section 1.** The foregoing recitals are true and correct, and this City Council hereby so finds and determines:

**Section 2.** The Contract shall be managed by Veolia Water and a subcontract issued to Myers and Sons, Inc. for the Phase I construction of the Sludge Thickener (WWTP Critical Improvements) Project at the WWTP.

**Section 3.** The total cost for the Sludge Thickener Design Project and additional change orders shall not exceed **\$683,829** (**\$449,242** original project cost plus a 16.5% Veolia Mark-up of **\$74,125**, plus **\$147,213** Contract Change Order plus a 9% Veolia mark-up of **\$13,249**) without City Council approval.

**Section 4.** This resolution shall take effect immediately upon its passage.

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held on July 26, 2022, by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

\_\_\_\_\_  
CLERK OF THE CITY OF RICHMOND  
(SEAL)

Approved:

\_\_\_\_\_  
Mayor

Approved as to form:

\_\_\_\_\_  
City Attorney

State of California            }  
County of Contra Costa        } : ss.  
City of Richmond               }

I certify that the foregoing is a true copy of Resolution No. \_\_\_\_\_, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on July 26, 2022.

\_\_\_\_\_  
Pamela Christian, Clerk of the City of Richmond

CLERK'S CERTIFICATE

I, Pamela Christian, City Clerk of the City of Richmond, do hereby certify as follows:

The foregoing resolution is a full, true, and correct copy of Resolution No. \_\_\_\_\_ duly adopted at a regular meeting of the City Council of said City duly and regularly held at the regular meeting place thereof on the 26<sup>th</sup> day of July 2022, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said resolution was adopted by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

An agenda of said meeting was posted before said meeting at City Hall, 450 Civic Center Plaza in the City of Richmond, California, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

Such agenda was further posted, and such meeting was conducted in accordance with and pursuant to Executive Order N-29-20, signed by the Governor of the State of California on March 17, 2020, and Executive Order N-35-20, signed by the Governor of the State of California on March 21, 2020.

I have carefully compared the foregoing with the original on file and of record in my office, and the foregoing is a full, true, and correct copy of the original resolution adopted at said meeting.

Said resolution has not been amended, modified, or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: \_\_\_\_\_, 2022.

\_\_\_\_\_  
City Clerk of the  
City of Richmond

[SEAL]