

RESOLUTION NO. RES-2020-179

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A FOURTH AMENDMENT AND RATIFYING THE SECOND AMENDMENT TO GENERAL SERVICES AGREEMENT NUMBER F001621 WITH CREAM'S DISMANTLING, INC., DBA CREAM'S TOWING

WHEREAS, on January 23, 2018, the City entered into a General Services Agreement Number F001621 with Cream's Dismantling, Inc., dba Cream's Towing, Santa Rosa, California for abandoned vehicle abatement services for two years in an amount not to exceed \$60,000; and

WHEREAS, on October 22, 2018, the City approved a First Amendment to the General Services Agreement to add compensation payable under the Agreement in an amount not to exceed \$35,000; and

WHEREAS, on March 21, 2019, the City approved a Second Amendment to the General Services Agreement to add compensation payable under the Agreement in an amount not to exceed \$100,000; and

WHEREAS, prior interpretation of the City Code and purchasing policies allowed for staff-level approval of the Second Amendment; however, Council approval would have been a more consistent interpretation of the award authority for the City Manager (\$100,000) and Purchasing Agent (\$50,000) established in section 3.08-110 of the City Code and other related City purchasing policies; and

WHEREAS, on January 28, 2020, by resolution number RES-2020-005, Council approved a Third Amendment to the General Services Agreement to extend for an additional one-year term and add compensation in an amount not to exceed \$100,000; and

WHEREAS, the City desires to approve a Fourth Amendment to the General Services Agreement to extend for an additional one-year term and add compensation payable under the Agreement in an amount not to exceed \$100,000.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa approves a Fourth Amendment to General Services Agreement Number F001621 with Cream's Dismantling, Inc., dba Cream's Towing, in substantially the same form as Exhibit A to the resolution, subject to approval as to form by the City Attorney, extending for an additional one-year term and increasing compensation by \$100,000, for a total amount not to exceed \$395,000.

BE IT FURTHER RESOLVED, that the Council of the City of Santa Rosa ratifies the Second Amendment, dated March 21, 2019, to Agreement Number F001621, which increased compensation by \$100,000 under the Agreement for a total not-to-exceed amount of \$195,000.

///

///

BE IT FURTHER RESOLVED that the Council authorizes the Chief Financial Officer to pay all proper claims for this Agreement, as amended, out of Police Department Funds.

IN COUNCIL DULY PASSED this 10th day of November, 2020.

AYES: (7) Mayor Schwedhelm, Vice Mayor Fleming, Council Members Dowd, Olivares, Rogers, Sawyer, Tibbetts

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM:

City Attorney

Exhibit A - Fourth Amendment to General Services Agreement Number F001621 with Cream's Dismantling, Inc. dba Cream's Towing