

RESOLUTION NO. RES-2021-003

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A SIXTH AMENDMENT AND RATIFYING THE FIFTH AMENDMENT TO GENERAL SERVICES AGREEMENT NUMBER F001318 WITH FISHMAN SUPPLY COMPANY

WHEREAS, on December 27, 2016, the City entered into a General Services Agreement Number F001318 with Fishman Supply Company, Petaluma, California for janitorial supplies for one year in an amount not to exceed \$16,371.14; and

WHEREAS, on May 18, 2017, the City approved a First Amendment to the General Services Agreement to add product and increase compensation payable under the Agreement in an amount not to exceed \$50,874.57; and

WHEREAS, on December 5, 2017, the City approved a Second Amendment to the General Services Agreement to extend for an additional one-year term and increase compensation payable under the Agreement in an amount not to exceed \$67,700; and

WHEREAS, on April 24, 2018, the City approved the Third Amendment to the General Services Agreement to change brand and price of one item and increase compensation payable under the Agreement in an amount not to exceed \$700; and

WHEREAS, on December 24, 2018, the City approved the Fourth Amendment to the General Services Agreement to extend for an additional one-year term and increase compensation payable under the Agreement in an amount not to exceed \$68,000; and

WHEREAS, on December 11, 2019, the City approved the Fifth Amendment to the General Services Agreement to extend for an additional one-year term and increase compensation payable under the Agreement in an amount not to exceed \$98,000; and

WHEREAS, prior interpretation of the City Code and purchasing policies allowed for staff-level approval of the Fifth 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, the City desires to approve a Sixth 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 \$80,000.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa approves a Sixth Amendment to General Services Agreement Number F001318 with Fishman Supply Company, 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 \$80,000, for a total amount not to exceed \$381,645.71.

BE IT FURTHER RESOLVED that the Council of the City of Santa Rosa ratifies the Fifth Amendment, dated December 11, 2019, to Agreement Number F001318, which increased compensation by \$98,000 under the Agreement for a total not to exceed amount of \$301,645.71.

BE IT FURTHER RESOLVED that the Council authorizes the Chief Financial Officer to pay all proper claims for the Agreement, as amended, out of various department funds.

IN COUNCIL DULY PASSED this 5th day of January, 2021.

AYES: (7) Mayor C. Rogers, Vice Mayor N. Rogers, Council Members Alvarez, Fleming, Sawyer, Schwedhelm, Tibbetts

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney

Exhibit A - Sixth Amendment to General Services Agreement Number F001318 with Fishman Supply Company