

RESOLUTION NO. RES-2018-057

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA WAIVING THE COMPETITIVE PROCUREMENT PROCESS PURSUANT TO COUNCIL POLICY 600-01 DUE TO EXIGENT CIRCUMSTANCES, APPROVING A FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH VITISYSTEMS, INC., DBA CALTEST ANALYTICAL LABORATORY (AGREEMENT F001633) IN THE AMOUNT OF \$650,000 AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT

WHEREAS, on November 10, 2017, Santa Rosa Water issued a Water Quality Advisory for 13 homes in an isolated area of Fountaingrove due to water contamination as a result of the October fires; and

WHEREAS, due to exigent circumstances affecting public health, there is an urgent need to assess the City's drinking water quality throughout the entire area of the City affected by the October fires; and

WHEREAS, relying solely on the City's internal resources would take several months to conduct the needed analysis of the water distribution system impacted by the fire, causing an unacceptable delay in the City's investigative efforts and ultimately restoring the system to pre-fire conditions; and

WHEREAS, Vitisystems, Inc. is an environmental laboratory that is certified to perform the volatile organic chemical analysis required by the City as part of the water quality investigation and Vitisystems, Inc. has the capacity to analyze a large volume of samples on a very rapid turnaround; and

WHEREAS, in compliance with Council Policy 600-01 – Selection of Professional Services, Section 4.2 Minor Professional Services Contracts, Santa Rosa Water staff solicited verbal proposals from environmental laboratories and the City Manager approved an initial agreement with Vitisystems, Inc. in an amount not to exceed \$100,000; and

WHEREAS, driven by data results, Santa Rosa Water has expanded water quality testing to approximately 175 samples per day, well beyond the capacity of the City's Environmental Laboratory; and

WHEREAS, City Council Policy 600-01 provides for minor professional agreements to be amended beyond the minor contract award amount by going to the appropriate award authority and the Policy further allows the City Council to waive the request for proposal (RFP) procedures if it is in the best interest of the City; and

WHEREAS, due to the exigent circumstances affecting public health, Santa Rosa Water staff requests a waiver of the RFP procedures in this case to continue this timely work which is necessary to the Water Department's ongoing water quality investigation.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa waives the competitive procurement process pursuant to Council Policy 600-01 due to exigent circumstances, approves a first amendment to the Professional Services Agreement with Vitisystems, Inc. dba Caltest Analytical Laboratory (Agreement F001633), attached hereto as Exhibit A and made part of this resolution, to provide analytical testing in the amount not to exceed six hundred fifty thousand dollars (\$650,000) for a total not to exceed contract amount of seven hundred fifty thousand dollars (\$750,000) and authorizes the Mayor the sign the agreement.

IN COUNCIL DULY PASSED this 17th day of April, 2018.

AYES: (7) Mayor Coursey, Vice Mayor Rogers, Council Members Combs, Olivares, Sawyer, Schwedhelm, Tibbetts

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: \_\_\_\_\_  
City Clerk

APPROVED: \_\_\_\_\_  
Mayor

APPROVED AS TO FORM:

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

Exhibit A – First Amendment to Professional Services Agreement Number F001633 with Vitisystems, Inc.