



City of San Leandro

Meeting Date: September 5, 2017

Staff Report

File Number: 17-489 **Agenda Section:** CONSENT CALENDAR

Agenda Number: 8.N.

TO: City Council

FROM: Chris Zapata
City Manager

BY: Debbie Pollart
Public Works Director

FINANCE REVIEW: David Baum
Finance Director

TITLE: Staff Report for Resolution Authorizing the City Manager to Execute Amendment No. 1 to Non-Professional Services Agreement with Pacheco Brothers Gardening, Inc. for Citywide Median Maintenance for \$189,712 for Fiscal Year 2017-2018, and to Execute Three Additional One-Year Extensions at the Same Price Subject to Consumer Price Index (CPI) Adjustments in Future Years

SUMMARY AND RECOMMENDATIONS

Staff recommends that the City Council authorize the City Manager to execute Amendment No. 1 to a Non-Professional Services Agreement with Pacheco Brothers Gardening, Inc. to provide monthly landscape maintenance and weed abatement services in medians and other right-of-way locations.

BACKGROUND

On August 31, 2015, the Public Works Department issued Request for Proposals (RFP) 55026 for citywide median maintenance. Four firms submitted proposals deemed responsive to the RFP. After review by a committee of internal staff, the four proposals were ranked and Pacheco Brothers Gardening, Inc., a Hayward-based firm, was selected based on the firm's highest score and the second lowest bid price. The City entered into contract with Pacheco Brothers Gardening, Inc. on March 1, 2016.

Analysis

If authorized, the existing contract will be extended for the 2017-18 fiscal year for the monthly price of \$14,976. The new contract price reflects a 3% increase over the prior fiscal year. In addition, the contract includes a small increase for additional services at two existing locations and \$10,000 for the year for additional planting services not covered by the contract. The additional planting services are needed due to plant loss caused by an extended period of drought.

Services include maintenance of medians and other right-of-way landscapes, and/or weed abatement in forty-eight (48) distinct locations throughout the City including major streets such as E. 14th Street, Davis Street, Marina Boulevard, San Leandro Boulevard, Doolittle Drive, and Macarthur Boulevard. Services include mowing, plant trimming, irrigation monitoring and repair, litter abatement, and weed abatement. The contract will extend through June 30, 2018, with the option for the City to extend the contract annually for three additional years by contract amendment.

Previous Actions

- Resolution 2016-025 Authorizing the City Manager to Execute a Non-Professional Services Agreement with Pacheco Brothers Gardening, Inc. for Citywide Medians Maintenance

Fiscal Impacts

This General Fund service contract will cost \$189,712. The FY 2017-18 contract price includes \$14,976 per month plus an additional \$10,000 per year for additional planting services. The FY 2017-18 contract price also includes a 3% increase over the prior fiscal year.

Budget Authority

Staff will request a purchase order for \$189,712 for FY 2017-18 for account 010-33-052-5340. There is sufficient budget in the account for the contract.

ATTACHMENT(S)

Attachment(s) to Related Legislative Files

Attached to Resolution:

- Amendment No. 1 to Non-Professional Services Agreement between the City of San Leandro and Pacheco Brothers Gardening, Inc. for Citywide Median Maintenance

PREPARED BY: Jennifer Auletta, Deputy Director, Public Works Department



City of San Leandro

Meeting Date: September 5, 2017

Resolution - Council

File Number: 17-488 **Agenda Section:** CONSENT CALENDAR

Agenda Number:

TO: City Council

FROM: Chris Zapata
City Manager

BY: Debbie Pollart
Public Works Director

FINANCE REVIEW: David Baum
Finance Director

TITLE: RESOLUTION Authorizing the City Manager to Execute Amendment No. 1 to Non-Professional Services Agreement with Pacheco Brothers Gardening, Inc. for Citywide Median Maintenance for \$189,712 for Fiscal Year 2017-2018, and to Execute Three Additional One-Year Extensions at the Same Price Subject to Consumer Price Index (CPI) Adjustments in Future Years

WHEREAS, a draft amendment to the agreement between the City of San Leandro and Pacheco Brothers Gardening, Inc. was presented to this City Council; and

WHEREAS, the City Council is familiar with the contents thereof; and

WHEREAS, the City Manager recommends approval of said amendment to the agreement.

NOW, THEREFORE, the City Council of the City of San Leandro does RESOLVE as follows:

1. That said Amendment No. 1 to the agreement substantially in the form presented is hereby approved and execution by the City Manager is hereby authorized; and
2. That the City Manager is authorized to make non-substantial revisions to said agreement, subject to the approval of the City Attorney; and
3. That the City Manager is authorized to execute Amendment No. 1 for a total contract price of \$189,712 for fiscal year 2017-2018, and to execute three additional one-year extensions at the same price subject to Consumer Price Index (CPI) adjustments in future years; and
4. That an original executed Amendment No. 1 to the agreement shall be attached to and made a part of this resolution.

**AMENDMENT NO. 1 TO NON-PROFESSIONAL SERVICES AGREEMENT BETWEEN
THE CITY OF SAN LEANDRO AND
PACHECO BROTHERS GARDENING, INC.
FOR
CITYWIDE MEDIAN MAINTENANCE**

This **Amendment No. 1** ("Amendment") is made by and between the City of San Leandro ("City") and Pacheco Brothers Gardening, Inc. ("Contractor") (together sometimes referred to as the "Parties") as of July 1, 2017, and amends that certain Non-Professional Services Agreement ("Agreement") dated March 1, 2016, between the Parties.

WHEREAS, City and Contractor have executed the Agreement, pursuant to which Contractor has provided certain services to City with regard to turf maintenance; and

WHEREAS, the Parties desire to amend the Agreement to extend the term for one year, increase the service price by 3% (CPI) and modify to add services and service locations.

NOW THEREFORE, for good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Agreement as follows:

1. Section 1.1 of the Agreement entitled "Term of Services" is hereby amended to extend the term from July 1, 2017, to June 30, 2018; and
2. Section 2 of the Agreement entitled "Compensation" is hereby amended to pay Contractor a sum not to exceed \$14,976 per month for a total of \$179,712 per year plus an additional \$10,000 for planting landscapes for an annual total of \$189,712; and
3. Exhibit B of the Agreement entitled "Compensation Schedule & Reimbursable Expenses" is hereby amended as attached.
4. All other terms shall remain in full force and effect.

This Amendment may be executed in multiple counterparts, each of which shall be an original and all of which together shall constitute one agreement.

SIGNATURES ON FOLLOWING PAGE

The Parties have executed this Amendment as of the date first written above. The persons whose signatures appear below certify that they are authorized to sign on behalf of the respective Party.

CITY OF SAN LEANDRO

Pacheco Brothers Gardening, Inc.

Chris Zapata, City Manager



Karl Pacheco, Operations Manager

Attest:

Tamika Greenwood, City Clerk

Approved as to Fiscal Authority:

David Baum, Finance Director

010-33-052-5340

Account Number

Approved as to Form:

Richard D. Pio Roda, City Attorney

(2015)

Exhibit B
Compensation

RIGHT-OF WAY MAINTENANCE (landscaping and weed abatement)	PRICE (per month)
1. 139 th Ave Weed Abatement	\$ 10.36
2. Alvarado St Weed Abatement	\$ 76.64
3. Bancroft Ave Weed Abatement	\$ 76.64
4. Belvedere Ave Weed Abatement	\$ 19.68
5. Benedict Dr Weed Abatement + Quarterly Ivy Trimming	\$ 144.63
6. Bermuda Way Weed Abatement	\$ 19.68
7. Blossom Way Landscape Maintenance	\$ 76.64
8. Broadmoor Blvd Landscape Maintenance	\$ 304.48
9. Callan Ave Landscape Maintenance	\$ 76.64
10. Chapman Rd Weed Abatement	\$ 27.96
11. Davis St Landscape Maintenance and Weed Abatement	\$ 769.12
12. Doolittle Dr Landscape Maintenance and Weed Abatement	\$ 1,216.88
13. Dowling Blvd Landscape Maintenance	\$ 152.24
14. Dutton Ave Landscape Maintenance	\$ 304.48
15. East 14th St Landscape Maintenance and Weed Abatement	\$ 1,120.57
16. Estudillo Ave/Lake Chabot Rd Landscape Maintenance and Weed Abatement	\$ 456.72
17. Fairway Dr Landscape Maintenance and Weed Abatement	\$ 304.48
18. Fairmont Dr Weed Abatement	\$ 76.64

Exhibit B
Compensation

RIGHT-OF WAY MAINTENANCE (landscaping and weed abatement)	PRICE (per month)
19. Farnsworth Ave Landscape Maintenance	\$ 152.24
20. Floresta Blvd Landscape Maintenance and Weed Abatement	\$ 152.24
21. Fremont Ave Landscape Maintenance and Weed Abatement	\$ 304.57
22. Grand Ave Landscape Maintenance and Weed Abatement	\$ 152.24
23. Halcyon Dr Landscape Maintenance and Weed Abatement	\$ 608.96
24. Hays St Landscape Maintenance and Weed Abatement	\$ 19.68
25. Hesperian Blvd Landscape Maintenance and Weed Abatement	\$ 456.72
26. Hillside Dr Landscape Maintenance	\$ 152.24
27. Huff Ave Landscape Maintenance	\$ 152.24
28. Leonard Dr Landscape Maintenance	\$ 456.72
29. Lewelling Blvd Landscape Maintenance and Weed Abatement	\$ 608.96
30. Lola Ave Weed Abatement	\$ 76.64
31. MacArthur Ave Landscape Maintenance and Weed Abatement	\$ 1,017.00
32. Marina Blvd Landscape Maintenance and Weed Abatement	\$ 809.87
33. Menlo St Weed Abatement	\$ 76.64
34. Merced St. Landscape Maintenance and Weed Abatement	\$ 304.48
35. Parrott St Landscape Maintenance	\$ 152.24
36. San Leandro Blvd Landscape Maintenance and Weed Abatement	\$ 1,631.14

Exhibit B
Compensation

RIGHT-OF WAY MAINTENANCE (landscaping and weed abatement)	PRICE (per month)
37. School St Weed Abatement	\$ 76.64
38. Springlake Dr Landscape Maintenance	\$ 456.72
39. Timothy Dr Landscape Maintenance	\$ 152.24
40. Vistagrand Dr Weed Abatement	\$ 26.93
41. Washington Ave Landscape Maintenance and Weed Abatement	\$ 303.44
42. Westgate Parkway Landscape Maintenance	\$ 585.11
43. W. Joaquin Ave Landscape Maintenance	\$ 152.24
44. W. Juana Ave Landscape Maintenance	\$ 152.24
45. Williams St Weed Abatement	\$ 114.96
46. Wicks Blvd Landscape Maintenance and Weed Abatement	\$ 152.24
47. Woodland Park Landscape Maintenance	\$ 152.24
48. Myers Ct Landscape Maintenance	\$ 131.75
TOTAL BID	\$ 14,976

*Amount for Myers Ct adjusted by \$19.39 because total bid priced does not match sum

* Additional services added to Benedict Dr, Davis St, and Westgate Pkwy