

RESOLUTION 2025-###

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO INCREASE COMPENSATION UP TO AN ADDITIONAL \$100,000 FOR FISCAL YEAR 2025-26, AND UP TO AN ADDITIONAL \$50,000 PER FISCAL YEAR FOR FISCAL YEAR 2026-27 AND FISCAL YEAR 2027-28, FOR A TOTAL NOT TO EXCEED AMOUNT OF \$450,000 FOR THE MAINTENANCE AND TRADE SERVICES AGREEMENT BETWEEN THE CITY OF SAN PABLO AND HERCULES TREE SERVICE & LANDSCAPE CONSTRUCTION, INC. FOR ON-CALL TREE SERVICES; ISSUANCE OF ANY TASK ORDER RESULTING IN AN INCREASE IN COMPENSATION FOR FISCAL YEAR 2026-27 AND FISCAL YEAR 2027-28 IS CONTINGENT UPON THE APPROPRIATION OF NEW FUNDS FOR THE AGREEMENT

WHEREAS, as part of its operations, the City of San Pablo engages with different service providers to help with its day-to-day operations;

WHEREAS, the Public Works Department has entered into “on-call” contracts with a variety of service providers for maintenance and trade services for both capital and operational needs;

WHEREAS, on-call contracts expedite work by having a number of service providers already under contract and ready to perform work required, which enables the City to utilize such services more efficiently;

WHEREAS, on March 18, 2024, pursuant to Resolution 2024-038, the City Council awarded a five-year on-call Maintenance and Trade Services Agreement to Hercules Tree & Construction Landscape, Inc. to provide tree services, with an authorized not to exceed amount of \$50,000 for each fiscal year, for a total authorization not to exceed amount of \$250,000 over five years;

WHEREAS, due to increased and unforeseen tree maintenance needs, including creek bank and root wad maintenance along Wildcat Creek, staff recommends the City Council authorize the City Manager to execute a First Amendment to the Agreement with Hercules Tree Service & Landscape Construction, Inc. to increase compensation up to an additional \$100,000 for on-call tree services in Fiscal Year 2025-26, and up to an additional \$50,000 per fiscal year for Fiscal Year 2026-27 and Fiscal Year 2027-28, for a total authorization under this contract, as amended, not to exceed amount of \$450,000; and

WHEREAS, the Agreement does not guarantee that any or all of the authorized not to exceed amount will be expended and tasks will only be approved if sufficient budget is available within the Capital Improvement Program (CIP) or Public Works Operating Budget.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San

Pablo hereby authorizes the City Manager to execute a First Amendment to the Agreement with Hercules Tree Service & Landscape Construction, Inc., in a form to be approved by the City Attorney that does not substantially alter the City's rights or responsibilities from those set forth in the attached draft amendment, for on-call tree maintenance and trade services for up to an additional \$100,000 for Fiscal Year 2025-26, and up to an additional \$50,000 per fiscal year for Fiscal Year 2026-27 and Fiscal Year 2027-28, for a total compensation under the Agreement, as amended, not to exceed \$450,000 (Fund 237-2610-43600);

BE IT FURTHER RESOLVED that the issuance of any task order resulting in an increase on compensation for Fiscal Year 2026-27 and Fiscal Year 2027-28 is contingent upon the appropriation of new funds for the Agreement; and

BE IT FURTHER RESOLVED that the City Council of the City of San Pablo hereby finds that the foregoing recitations are true and correct and are included herein by reference as findings.

ADOPTED this 2nd day of September, 2025, by the following votes:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

ATTEST:

APPROVED:

Dorothy Gantt, City Clerk

Arturo Cruz, Mayor