

RESOLUTION 2022-120

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO
(1) AUTHORIZING THE CITY MANAGER TO EXECUTE A SIXTH AMENDMENT WITH DC ELECTRIC GROUP, INC. TO EXTEND THE CONTRACT TO PROVIDE ROUTINE AND EMERGENCY TRAFFIC SIGNAL, STREET LIGHT AND LIGHTED CROSSWALK MAINTENANCE AND UNDERGROUND SERVICES ALERT (USA) LOCATING AND MARKING SERVICES FOR FISCAL YEAR 2022/23, AND F FUNDING IN AN AMOUNT NOT TO EXCEED \$200,000 FOR FISCAL YEAR 2022/23 AND AN ADDITIONAL \$79,029 FOR SERVICES PROVIDED BY DC ELECTRIC FOR FISCAL YEAR 2017/18 THROUGH 2021/22, BRINGING THE TOTAL COMPENSATION UNDER THE AGREEMENT NOT TO EXCEED \$1,319,837; AND (2) RATIFYING \$79,029 IN PAYMENTS PREVIOUSLY MADE TO DC ELECTRIC FOR SERVICES PROVIDED THROUGH FISCAL YEAR 2021/22 THAT EXCEEDED THE COMPENSATION PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL**

WHEREAS, the City of San Pablo ("City") requires traffic signal, street light and lighted crosswalk maintenance and underground services alert (USA) locating and marking services;

WHEREAS, on September 5, 2017 through Resolution 2017-173, the City Council authorized the City Manager to enter into a one year agreement, with four one year renewal options, in the amount of \$200,000 per year with a 2% annual escalation, and a total authorization not to exceed \$1,040,808 over the five fiscal years, with DC Electric Group, Inc. ("Contractor") to provide routine and emergency traffic signal, street light and lighted crosswalk maintenance and underground service alert (USA) locating and marking services; and

WHEREAS, the City and Contractor have executed the contract and four one-year options to extend the agreement by one year; and

WHEREAS, the payments made to the Contractor from Fiscal Years 2017/18 through 2021/22 amounted to \$1,119,837; and

WHEREAS, electrical maintenance costs exceeded the authorized amount in the amount of \$79,029 because of the increased number of accidents within the City street right-of-way in Fiscal Years 2020/21 and 2021/22 that resulted in the loss of traffic signals, street lights and signal boxes and required the expertise of an electrical contractor; and

WHEREAS, following declarations of emergency by the State of California, Contra Costa County and the Federal government, the City Council of the City of San Pablo adopted Resolution 20-034 on March 16, 2020 proclaiming the existence of a local emergency due to the Novel Coronavirus (COVID-19) pandemic which has been extended by resolution every subsequent regular City Council meeting; and

WHEREAS, the City Manager, acting as the Emergency Services Director, has also provided numerous Modified City Operations Plan updates pursuant to San Pablo Municipal Code Chapter 2.36 and the City's ongoing Declaration of an Emergency; and

WHEREAS, on June 30, 2022 through a Fifth Amendment, the City and Contractor mutually agreed to extend the term of this Agreement to August 15, 2022; and

WHEREAS, funding in the amount of \$200,000 is available from the Fiscal Year 2022/23 from City of San Pablo Operating Budget, Street Lighting Landscape District – Professional Services (237-3610-43600) in the amount of \$25,750 and Street Maintenance – Professional Services (200-3710-43600) in the amount of \$174,250 as outlined in the table below.

NOW, THEREFORE, BE IT RESOLVED that the foregoing recitations are true and correct, and are included herein by reference as findings.

BE IT FURTHER RESOLVED that the City Council of the City of San Pablo hereby authorize the City Manager to execute a sixth amendment with DC Electric Group, Inc. extending the contract to the end of Fiscal Year 2022/23 and adding \$79,029 in additional compensation for services provided through Fiscal Year 2021/22 and up to \$200,000 for services provided in Fiscal Year 2022/23, with a total compensation under the Agreement not to exceed \$1,319,837.

BE IT FURTHER RESOLVED that City Council ratifies a total of \$79,029 in payments the City made to DC Electric Group, Inc. for services provided through Fiscal Year 2021/2022 that exceeded the \$1,040,808 in compensation previously authorized by the City Council.

BE IT FURTHER RESOLVED that the sources of fund are summarized in the table below:

Action	Fund	Account	Amount
Approve	Street Maintenance – Professional Services	200-3710-43600	\$174,250
Approve	Street Lighting Landscape Districts – Professional Services	237-3610-43600	\$25,750
		Total	\$200,000

ADOPTED this 1st day of August, 2022, by the following votes:

AYES:	COUNCILMEMBERS:	Pabon-Alvarado, Cruz, Ponce, Pineda and Xavier
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST:	APPROVED:
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/s/ Dorothy Gantt
Dorothy Gantt, City Clerk

/s/ Rita Xavier
Rita Xavier, Mayor