

HAYWARD CITY COUNCIL

RESOLUTION NO. 23-_____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT FOR HAYWARD MEDIAN MAINTENANCE WITH BRIGHTVIEW LANDSCAPE IN AN ANNUAL AMOUNT OF \$122,406 FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$489,624 AND APPROPRIATING \$30,000 FROM THE GENERAL FUND TO FUND THE ANNUAL CONTINGENCY

WHEREAS, Hayward Municipal Code sections 2-8.09 through 2-8.14 allow maintenance contracts to be informally bid and awarded on the basis of price, qualifications to perform work, experience with similar projects, availability to complete work in timely manner, and any other factors that the City deems relevant; and

WHEREAS, RFQ 2315-102522 was published by the City of Hayward Finance Department to solicit quotes for the City's median maintenance services for; and

WHEREAS, on November 30, 2022, three (3) bids were received and reviewed; and

WHEREAS, Brightview Landscape submitted a bid in the amount of \$92,406; and

WHEREAS, an annual contingency of \$30,000 is necessary to cover CPI increases and additional services that may be required during the term of the agreement; and

WHEREAS, the term of the agreement shall be through Fiscal Year 2024; and

WHEREAS, the City will have the option to extend the contract for up to three one-year extensions through June 2027; and

WHEREAS, if the City chooses to exercise the option to extend the agreement, the annual base amount of \$92,406 would be subject to a CPI increase for each extension; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized and directed to negotiate and execute a contract with Brightview Landscape for median landscape maintenance, for a term through fiscal year 2024, in an annual amount of \$122,406, with an option of up to three one-year extensions through fiscal year 2027 subject to CPI increases in a form approved by the City Attorney.

BE IT FURTHER RESOLVED that the included \$30,000 annual contingency is approved for additional services that may be required during the term of the agreement.

BE IT FURTHER RESOLVED that the City Council of the City of Hayward authorizes the amendment to the FY 2023 Budget Resolution for the increase in appropriation in the amount of \$30,000 in the General Fund.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2023

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward