

HAYWARD CITY COUNCIL

RESOLUTION NO. 23-\_\_\_\_\_

Introduced by Council Member \_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT FOR LANDSCAPE MAINTENANCE FOR THE DOWNTOWN HAYWARD MAINTENANCE WITH NEW IMAGE LANDSCAPE COMPANY IN AN ANNUAL AMOUNT OF \$156,000 AND APPROVING AN ADDITIONAL \$20,000 ANNUALLY FOR CONTINGENCIES; AND AMENDING THE FY 2023 BUDGET RESOLUTION IN ORDER TO APPROPRIATE AND TRANSFER \$116,402 FROM THE GENERAL FUND TO THE LANDSCAPE MAINTENANCE FUND FOR SAID CONTRACT

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 2306-092922 was published by the City of Hayward Finance Department to solicit quotes for landscape maintenance services for Downtown Hayward Maintenance; and

WHEREAS, on October 21, 2022, four bids were received ranging from \$74,933, to \$178,800; and

WHEREAS, New Image Landscape Company of Hayward, CA submitted a bid in the amount of \$156,000; and

WHEREAS, an annual contingency of \$20,000 is necessary to cover additional services that may be required during the term of the agreement; and

WHEREAS, the term of the agreement shall be through Fiscal Year 2023; and

WHEREAS, the City will have the option to extend the contract for up to three (3) one-year extensions through June 2027; and

WHEREAS, an additional appropriation is the amount of \$116,402 in FY 2023 is required to execute the contract with New Image Landscape Company.

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 New Image Landscape Company for landscape maintenance services, for a term through fiscal year 2024, with an option of up to three (3) one-year extensions through fiscal year 2027, for an annual amount of \$156,000, plus \$20,000 in contingencies, subject to CPI increases, in a form approved by the City Attorney.

BE IT FURTHER RESOLVED by the City Council of the City of Hayward that if the City chooses to exercise the option to extend the agreement, the annual base amount of \$156,000 would be subject to a CPI increase for each extension.

BE IT FURTHER RESOLVED by the City Council of the City of Hayward that the City Council hereby amends the FY2023 budget with the approval to appropriate and transfer \$116,402 from the General Fund to the Landscape Maintenance 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