

RESOLUTION NO. 2019-110

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
DISPENSING WITH THE FORMAL BIDDING PROCEDURES PURSUANT TO ELK
GROVE MUNICIPAL CODE SECTION 3.42.180(B)(3) AND AUTHORIZING THE CITY
MANAGER TO EXECUTE THE SECOND AMENDMENT TO THE “CONTRACT
BETWEEN THE CITY OF ELK GROVE AND BAGLEY ENTERPRISES, INC. FOR
THE SALE OF GOODS AND SERVICES” (C-14-556) TO INCREASE THE TOTAL
CONTRACT AMOUNT BY \$3,750 TO \$82,578.39 AND TO EXERCISE THE
OPTIONAL ONE-YEAR EXTENSION**

WHEREAS, the City contracted with Bagley Enterprises, Inc. (“Bagley”) in 2014 for the purchase and installation of an aerosol can crusher (C-14-556); and

WHEREAS, the installation of the aerosol can crusher will require certification by Underwriters Laboratories (“UL”); and

WHEREAS, the contract was amended in 2016 to add additional budget for the cost to obtain the UL Certification and a follow-up field evaluation (C-16-090); and

WHEREAS, the initial field evaluation by UL indicated that additional corrective actions would be required before certification could be issued for the aerosol can crusher; and

WHEREAS, the current contract authority is insufficient as the additional costs associated with the required corrective actions and a second UL field evaluation were not fully anticipated in the budget amount added as part of the First Amendment (C-16-090); and

WHEREAS, Bagley has already completed most of the scope of work to install the can crusher machine and the existing contract includes the remaining work to be completed therefore, it would be most efficient to forgo a formal bid process for the completion of this work and to engage the services of Bagley to complete the project; and

WHEREAS, for the reasons presented, a formal proposal process will not be in the best interest of the City due to the additional expenditure of time and money that is not likely to result in an outcome more advantageous to the City.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby dispenses with the formal proposal procedures pursuant to Elk Grove Municipal Code section 3.42.180(B)(3) and authorizes the City Manager to execute the second amendment to the “Contract Between the City of Elk Grove and Bagley Enterprises, Inc. for the Sale of Goods and Services” in substantially the form presented to increase the total contract amount by \$3,750 for a total not to exceed \$82,578.39 and to exercise the optional one-year extension.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 12th day of June 2019



STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2019-110

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)


I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on June 12, 2019 by the following vote:

AYES: COUNCILMEMBERS: *Ly, Hume, Detrick, Nguyen, Suen*

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*



Jason Lindgren, City Clerk
City of Elk Grove, California