

RESOLUTION NO. 2014-114

RESOLUTION OF THE CITY OF ROHNERT PARK AUTHORIZING AND APPROVING THE SECOND AMENDMENT TO THE DESIGN PROFESSIONAL SERVICES AGREEMENT WITH 4LEAF, INC. FOR BUILDING PLAN CHECK AND INSPECTION SERVICES

WHEREAS, the City of Rohnert Park Municipal Code Title 3 Chapter 3.04 provides that the city's purchasing functions shall be governed by the city's purchasing policy;

WHEREAS, in December 2011, staff issued a Request For Proposals for Professional Building Plan Check Services and/or Building Inspection Services to identify qualified consultants to assist the city with outside plan check and inspection services on an as-needed basis;

WHEREAS, on June 18, 2012, consistent with City of Rohnert Park Purchasing Policy, the city identified 4LEAF, Inc. ("Consultant") as a qualified consultant and entered into a Design Professional Services Agreement ("Agreement") with Consultant for building plan check and inspection services on an as-needed basis for a not-to-exceed amount of \$30,000.00;

WHEREAS, on November 26, 2013, City and Consultant entered into the First Amendment to the Agreement for \$75,000 pursuant to Resolution No. 2013-158;

WHEREAS, the City has utilized the Consultant's services and will exhaust the not-to-exceed amount of the original Agreement and is in need of an amendment to the Agreement; and

WHEREAS, City and Consultant now desire to enter into a Second Amendment to the Agreement which authorizes an additional \$45,000.00 to be used for building plan check and inspection services.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROHNERT PARK AS FOLLOWS:

Section 1. Recitals. That the above recitations are true and correct and material to this Resolution.


Section 2. Environmental Clearance. That the adoption of this Resolution and accompanying Amendment is exempt from review under the California Environmental Quality Act because the activity in question is not a project as defined under CEQA Guidelines Section 15378 in that there is no potential that the activity will result in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Section 3. Agreement. That the Second Amendment to the Agreement between 4LEAF, Inc. and the City of Rohnert Park for building plan check and inspection services is hereby authorized and approved in an amount not to exceed an additional forty-five thousand dollars (\$45,000.00).

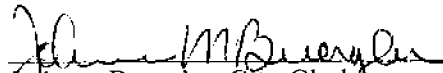
Section 4. Authorization. That the City Manager is hereby authorized and directed to take all actions to effectuate the Amendment for and on behalf of the City of Rohnert Park, including execution if necessary, in substantially similar form to the Amendment attached hereto as Exhibit "A," subject to minor modifications by the City Manager or City Attorney.

DULY AND REGULARLY ADOPTED this 14th day of October, 2014.



CITY OF ROHNERT PARK

Joseph J. Callinan, Mayor

ATTEST:


JoAnne Buergler, City Clerk

Attachment (Exhibit "A") – Second Amendment

BELFORTE: ABSENT MACKENZIE: AYE STAFFORD: AYE ADANOTU: AYE CALLINAN: AYE
AYES: (4) NOES: (0) ABSENT: (1) ABSTAIN: (0)

EXHIBIT "A" TO RESOLUTION NO. 2014-114

**SECOND AMENDMENT TO THE DESIGN PROFESSIONAL SERVICES
AGREEMENT WITH 4LEAF, INC. FOR BUILDING PLAN CHECK AND
INSPECTION SERVICES**

This Second Amendment to Design Professional Services Agreement between the City of Rohnert Park ("City") and 4LEAF, Inc., ("Consultant") for building plan check and inspection services ("Second Amendment") is entered into as of the _____ day of _____, 2014, ("Effective Date"), by and between City and Consultant.

RECITALS

- A. City and Consultant are parties to that certain Agreement entitled "*Design Professional Services Agreement*" dated June 18, 2012, for building plan check and inspection services for a not-to-exceed total cost of \$30,000.00 authorized per Rohnert Park Municipal Code Chapter 3.04 Purchasing Program.
- B. On November 26, 2013, the City Council adopted Resolution No. 2013-158 which approved the First Amendment to the Agreement, authorizing additional work for an additional \$75,000, thereby increasing the total cost of the Agreement to \$105,000.
- C. Consistent with Purchasing Policy 441.1.5 adopted by Council Reso. No. 2012-22, City and Consultant now desire to enter into this Second Amendment to the Agreement to provide for additional work as described below.

AGREEMENT

NOW, THEREFORE, in consideration of the following mutual promises, the parties hereby amend the Agreement as follows:

- 1. Scope of Services. Consultant shall continue to provide the services as described in original Design Professional Services Agreement's Exhibit A.
- 2. Compensation. Section 3(A) of the Agreement shall be amended to provide for an additional \$45,000.00 in compensation, thus increasing the total not-to-exceed amount of the Agreement to \$150,000.00.
- 3. Agreement in Effect. Except as amended by this Second Amendment, the Agreement shall remain in full force and effect.
- 4. Counterpart Signatures. This Second Amendment may be signed in multiple counterparts which, when signed by all parties, shall constitute a binding agreement.

IN WITNESS THEREOF, the parties have executed this Second Amendment as of the date first written above.

CITY OF ROHNERT PARK:

By: _____ / _____
Darrin Jenkins, City Manager (Date)
Per Resolution No. 2014-_____ adopted by the Rohnert Park
City Council at its meeting of October 14, 2014.

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

CONSULTANT - 4LEAF, INC.:

By: _____ / _____
Name: _____ (Date)
Title: _____

By: _____ / _____
Name: _____ (Date)
Title: _____

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Darrin Jenkins, City Manager (Date)
Per Resolution No. 2014-____ adopted by the Rohnert Park
City Council at its meeting of October 14, 2014.

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

CONSULTANT - 4LEAF, INC.:

By: _____ / _____
Name: _____ (Date)
Title: _____

By: _____ / _____
Name: _____ (Date)
Title: _____