

**MODESTO CITY COUNCIL
RESOLUTION NO. 2020-116**

**RESOLUTION REAPPOINTING TAMMY MAISETTI AND JOE
MURATORE TO THE DOWNTOWN IMPROVEMENT DISTRICT
BOARD OF DIRECTORS FOR A FOUR YEAR TERM TO EXPIRE
JANUARY 1, 2024**

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the Downtown Improvement District Board of Directors are recommending the reappointments of Tammy Maisetti and Joe Muratore to a term ending January 1, 2024 to the Downtown Improvement District Board of Directors.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto as follows:

SECTION 1. Tammy Maisetti and Joe Muratore are hereby reappointed to the Downtown Improvement District Board of Directors.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this Resolution to the reappointed members of the Downtown Improvement District Board of Directors, and as Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 2020, by Councilmember Zoslocki, who moved its adoption, which motion being duly seconded by Councilmember Ridenour, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, Acting City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2020-117**

**RESOLUTION ACCEPTING THE RESIGNATION OF LAUREN
TREVINO FROM THE DOWNTOWN IMPROVEMENTN DISTRICT
BOARD OF DIRECTORS**

WHEREAS, Lauren Trevino was appointed to serve a member of the Downtown Improvement District Board of Directors in 2018, and

WHEREAS, Lauren Trevino has tendered her resignation from the Downtown Improvement District Board of Directors.

NOW, THEREFORE, BE IT RESOLVED, that the resignation of Lauren Trevino from the Downtown Improvement District Board of Directors.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, Acting City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2020-118**

**RESOLUTION REAPPOINTING THOMAS LOPES, PERVEZ KHAN AND
CHRIS MURPHY TO THE MODESTO CONVENTION AND VISITORS
BUREAU BOARD OF DIRECTORS FOR A SECOND TERM RETROACTIVE
TO JANUARY 1, 2020 THROUGH DECEMBER 31, 2021**

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions, and

WHEREAS, on May 7, 2019, by Resolution No. 2019-202, Council approved the appointment of Thomas Lopes, Pervez Khan and Chris Murphy to the Modesto Convention and Visitors Bureau Board of Directors with a term expiration of December 31, 2019, and

WHEREAS, Thomas Lopes, Pervez Khan and Chris Murphy have expressed a desire to remain on the Modesto Convention and Visitors Bureau Board of Directors, and

WHEREAS, Thomas Lopes, Pervez Khan and Chris Murphy continue to meet the Modesto Convention and Visitors Bureau Board of Directors requirements, and

WHEREAS, the Amended CVB Bylaws adopted on May 7, 2019 by Resolution No. 2019-201 allow for Directors to serve up to three (3) two-year terms.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby reappoints Thomas Lopes, Pervez Khan and Chris Murphy to the Modesto Convention and Visitors Bureau Board of Directors for a second term with a term expiration of December 31, 2021.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit a copy of this resolution to the appointed members of the Modesto Convention and Visitors Bureau, and the Secretary, thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 2020, by Councilmember Grewal, who moved its adoption, which motion being duly seconded by Councilmember Ridenour, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, Acting City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2020-119**

RESOLUTION APPROVING THE EXTENSION OF TERMINATION DATES OF SEVEN ANNUAL PURCHASING AGREEMENTS; APPROVING TERMINATION DATES FOR THE SERVICES STATED HEREIN; AND AUTHORIZING THE PURCHASING MANAGER, OR HER DESIGNEE, TO ISSUE THE IDENTIFIED PURCHASE AGREEMENTS TERMINATION DATES APPROVED BY COUNCIL

WHEREAS, City staff continues to review and monitor over 1,000 purchasing items and identify the best and most efficient way to procure the needs of the City, and

WHEREAS, to ensure that goods and services are available to effectively manage the operations of the City, the Purchasing Division is making every attempt to expedite the bidding process and making sure we have new agreements in place before the current agreements expire, and

WHEREAS, the Finance Department has implemented monthly purchasing training to educate City Staff about the standards which govern the City's purchases, including the City's Charter, Municipal Code, implementation of Administrative Directive 7.5 Purchasing Policy, and updated Purchasing Purchase Manual, and

WHEREAS, the Finance Department continues to work with departments to address the on-going procurement needs of the City and strategizing the best solution to ensure a new agreement can be approved by the time the existing annual purchasing and consultant agreements expire, and

WHEREAS, the Finance Department, via the Purchasing Division, has identified a number of agreements that require further time extensions of their termination dates (as shown in **Attachment A** – Purchasing Agreement Extension Dates), and

WHEREAS, the extension of these term dates for existing agreements will not alter the dollar amount of said agreements nor the terms and conditions of the agreements.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the purchasing agreements with various vendors as **attached**; approving the term dates for the services stated herein; and authorizing the Purchasing Manager, or her designee, to issue the identified Annual Purchasing Agreements terms.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

NOES: Councilmembers: None

ABSENT: Councilmembers: None

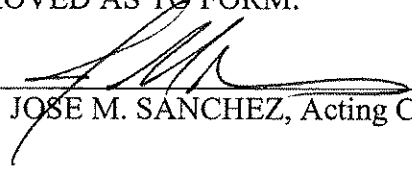
ATTEST:


STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:


JOSE M. SANCHEZ, Acting City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2020-120**

RESOLUTION APPROVING A FIRST AMENDMENT TO THE PURCHASING AGREEMENT WITH HARTLEY AND ASSOCIATES, FOR THE FURNISHING OF AFTER-HOURS ON-CALL ANSWERING SERVICES, TO INCREASE THE AMOUNT BY \$50,000 FROM \$153,000, FOR A NEW TOTAL ESTIMATED AMOUNT OF \$203,000 OVER FIVE YEARS, AND AUTHORIZING ALL CITY DEPARTMENTS TO UTILIZE THE AGREEMENT, AND AUTHORIZING THE PURCHASING MANAGER, OR HER DESIGNEE, TO EXECUTE THE AMENDMENT

WHEREAS, in 2015 the City Manager authorized the Purchasing Manger to issue a formal Request for Proposals (RFP) for the issuing of after-hours on-call answering services for Citywide departments including Wastewater, Water, Parks and Recreation, and various Public Works divisions, and

WHEREAS, on March 22, 2016, by Resolution No. 2016-114, Council approved the award of proposal and contract for the furnishing of after-hours on-call answering services to Hartley and Associates, Santa Monica, CA, for an estimated annual cost of \$30,600, and a total amount not to exceed \$153,000 over five years, to the Wastewater and Water Divisions, and did not generally authorize other City divisions to use the agreement, and

WHEREAS, from 2017 to 2019 the Utilities divisions have spent approximately \$76,000 on after-hours on-call answering services, and other Citywide divisions have spent approximately \$26,000 on the same services during that time period, and

WHEREAS, the current Agreement with Hartley and Associates ends March 21, 2021, and only authorizes Utilities divisions to use the Agreement, and

WHEREAS, the intent of the RFP was to furnish after-hours on-call answering services to all City divisions, rather than limit usage to Utilities divisions only, because

multiple departments have a significant business need for after-hours on-call answering services, and

WHEREAS, sufficient funds are budgeted and available in the budgets for Utilities, Public Works, Parks and Recreation, and other divisions for these services, staff is requesting an increase to the authorized spending limit and an expansion of the authorized users to include all City departments.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the First Amendment increasing the agreement amount with Hartley and Associates, Santa Monica, CA, for after-hours on-call answering services by \$50,000 from \$153,000, to a new estimated total amount of \$203,000 over five years, and authorizing all City departments to utilize the agreement.

BE IT FURTHER RESOLVED that the Purchasing Manager, or her designee, is hereby authorized to execute the Amendment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, Acting City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 2020-121**

RESOLUTION APPROVING AN AMENDMENT TO THE PURCHASE AGREEMENT WITH UNIVAR CHEMICAL, KENT, WA, AND NORTHSTAR CHEMICAL, MODESTO, CA, FOR THE PURCHASE OF WASTEWATER TREATMENT CHEMICALS, INCREASING THE ANNUAL COSTS FROM \$34,134 TO \$52,845 FOR THE BALANCE OF THE TWO YEARS REMAINING AND A TOTAL AGREEMENT AMOUNT NOT TO EXCEED FROM \$170,070 TO \$208,091 AND AUTHORIZING THE PURCHASING MANAGER OR HER DESIGNEE TO EXECUTE THE AMENDMENT

WHEREAS, the City of Modesto, Utilities Department, Wastewater Services Division, uses sodium hypochlorite, sodium hydroxide, sulfuric acid, phosphoric acid and citric acid as part of the treatment process and these chemicals are used for the cleaning of the membrane and ultra violet light disinfection systems at the City's Tertiary Treatment Plant, and

WHEREAS, the Purchasing Division issued RFB No. 1516-21, Chemicals for the Wastewater Treatment, on the city's website under the commodity codes "Chemical and Solvents, Commercial" in 2016 and based on the inability of any one company to provide all chemicals required at the lowest price, staff recommended the split award of bid Univar USA Inc., San Jose CA, was to be for the purchase of sodium hypochlorite, sodium hydroxide, and citric acid, and Northstar Chemical, Modesto, CA would be used for the purchase of sulfuric acid and phosphoric acid to, and

WHEREAS, the original award of bid for the purchase of sodium hypochlorite, sodium hydroxide, and citric acid from Univar USA Inc., San Jose CA and sulfuric acid and phosphoric acid from Northstar Chemical, Modesto CA, was for a two-year agreement with three one-year extension options at the sole discretion of the City, for an estimated annual cost of \$34,134, and over five years of \$170,070, and

WHEREAS, the need for increased funding is due to the additional chemical usage as a result of adding the Phase 1 Tertiary Treatment (Phase 1) process to the bulk supply tank of chemicals, which is located at the adjacent Phase 2 Tertiary Treatment (Phase 2) facility, and

WHEREAS, previously, it has been difficult to have chemical supply companies that were willing to deliver small bulk quantities (less than 500 gallons) to the Phase 1 chemical tanks; in addition, due to the dusty site conditions at the Jennings Plant, it is necessary to increase the frequency of maintenance cleaning, which requires increased chemical usage. An increase of \$52,845 each year for the last two years will provide funding for the remaining 18 months of this agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the amendment to the purchase agreement with Univar Chemical, Kent, WA, and Northstar Chemical, Modesto, CA, for the purchase of wastewater treatment chemicals, increasing the annual costs from \$34,134 to \$52,845 for the balance of the two years remaining and a total agreement amount not to exceed from \$170,070 to \$208,091.

BE IT FURTHER RESOLVED that the Purchasing Manager, or her designee, is hereby authorized to execute the amendment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 2020, by Councilmember Kenoyer, who moved its adoption, which motion being duly seconded by Councilmember Zoslocki, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Ah You, Grewal, Kenoyer, Madrigal, Ridenour, Zoslocki, Mayor Brandvold

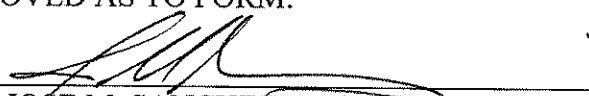
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
STEPHANIE LOPEZ, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY: 
JOSE M. SANCHEZ, Acting City Attorney