



City of Arts & Innovation

City Council Memorandum

TO: HONORABLE MAYOR AND CITY COUNCIL DATE: APRIL 20, 2021

FROM: PUBLIC WORKS DEPARTMENT WARDS: 1, 2, 5

SUBJECT: FIFTH AMENDMENT TO MAINTENANCE SERVICES AGREEMENT WITH BRIGHTVIEW LANDSCAPE SERVICES, OF CALABASAS, CALIFORNIA, FOR MUNICIPAL PARKING FACILITIES IN THE AMOUNT OF \$74,044 FOR SERVICES THROUGH JUNE 30, 2022

ISSUE:

Approve the Fifth Amendment to the Maintenance Services Agreement with Brightview Landscape Services, of Calabasas, California, for Municipal Parking Facilities in the amount of \$74,044 for services through June 30, 2022.

RECOMMENDATIONS:

That the City Council:

1. Approve the Fifth Amendment to the Maintenance Services Agreement with Brightview Landscape Services, of Calabasas, California, for a term of July 1, 2021 through June 30, 2022 in the amount of \$74,044 in accordance with Purchasing Resolution 23256, Section 702(g); and
2. Authorize the City Manager, or his designee, to execute the Fifth Amendment to the Maintenance Services Agreement for Downtown Area Landscaping with Brightview Landscape Services, including making minor and non-substantive changes.

BACKGROUND:

On January 26, 2015, the City of Riverside posted a bid (RFP 1480) in an effort to solicit proposals from qualified landscape contractors to provide complete landscape maintenance services for the municipal parking facilities. Five proposals were received. After an evaluation of each contractor's qualifications and experience, Valley Crest Landscape Maintenance of Calabasas, California, later known as Brightview Landscape Services (BLS), was determined to be the most qualified bidder.

On June 23, 2015, the City Council approved a Maintenance Services Agreement with Valley Crest Landscape for landscape maintenance of the municipal parking facilities for a term ending June 30, 2018 with three optional one-year extensions. The original agreement was negotiated at a rate of \$74,044 annually. Services include routine landscape maintenance, irrigation repairs,

plant replacements and enhanced services for special events.

On November 16, 2016, the First Amendment was executed assigning the agreement to Brightview Landscape Services. The three optional one-year extensions and subsequent contract amendments were each exercised within the appropriate timeframe, with the third and final extension ending on June 30, 2021.

In 2020, due to COVID-19 and the subsequent financial challenges it caused, staff were allowed to reach out to vendors to offer a contract extension through June 30, 2022, if the vendor agrees to maintain current pricing at the current level of services throughout the extended term. This exception to competitive procurement is provided for under Section 702(g) of Purchasing Resolution 23256 which allows for services to “be Procured from a Contractor who offers the same and or better price, terms and conditions as the Contractor previously offered as the Lowest Responsive Bidder under Competitive Procurement or negotiations conducted by the City or another public agency”. Since BLS was agreeable to the terms and the Public Works Department is satisfied with their performance, staff recommends amending the Agreement to extend the term.

There is no change in compensation associated with the proposed Fifth Amendment to extend the term through June 30, 2022.

The Purchasing Manager concurs that the recommended action to approve is in compliance with Purchasing Resolution 23256, Section 702(g).

FISCAL IMPACT:

The fiscal impact to extend the contract with Brightview Landscape Services through June 30, 2022 is \$74,044. Sufficient funding is budgeted in FY 2021/22 with \$45,044 from the Public Works, Public Parking Fund, Maintenance/Repair of Buildings and Improvements account number 4150000-424130; and with \$29,000 from the Public Works, General Fund, Urban Forestry and Landscape Division, Landscape Maintenance Contract account number 4110110-421203.

Prepared by: Kris Martinez, Public Works Director
Certified as to
availability of funds: Edward Enriquez, Chief Financial Officer/Treasurer
Approved by: Rafael Guzman, Assistant City Manager
Approved as to form: Kristi J. Smith, Interim City Attorney

Attachments: Fifth Amendment to Maintenance Services Agreement