

RESOLUTION NO. 2021 - 51

A Resolution authorizing an extension to the Goods and Services Contract with Garten Services, Inc. for Janitorial Services.

RECITALS:

Whereas, on July 1, 2021, the City of McMinnville (City) and Garten Services, Inc. (Contractor) entered into a goods and services contract for City facility janitorial services through and including September 30, 2021 (Original Term); and

Whereas, prior to the expiration of the Original Term, the City and Contractor engaged in good faith negotiations regarding the City's desire for continued janitorial services while the City worked to determine a long term scope for janitorial services within City facilities; and

Whereas, in recognition of increasing costs to Garten related to the performance of its services, the parties now agree to extend the contract through and including December 31, 2021, with a 3% rate increase for Garten's services.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF McMINNVILLE, OREGON, as follows:

1. The City Manager is hereby authorized and directed to execute the contract extension, in substantially similar form to Exhibit A attached hereto and incorporated by reference herein.
2. That this resolution shall take effect immediately upon passage and shall continue in full force and effect until revoked or replaced.

Adopted by the Common Council of the City of McMinnville at a regular meeting held the 28th day of September, 2021 by the following votes:

Ayes: Drabkin, Garvin, Geary, Menke, Peralta, Chenoweth

Nays: _____


Approved this 28th day of September 2021.



MAYOR

Approved as to form:

Attest:



City Attorney



City Recorder

Exhibits:

- Exhibit A: City of McMinnville First Amendment to Goods and Services Contract – Janitorial Services

CITY OF McMinnville
FIRST AMENDMENT TO GOODS AND SERVICES CONTRACT

Janitorial Services

This First Amendment to Goods and Services Contract (“First Amendment”) is effective the ____ day of _____ 2021 (“Effective Date”), by and between the **City of McMinnville**, a municipal corporation of the State of Oregon (“City”), and **Garten Services, Inc.**, an Oregon non-profit corporation (“Contractor”), upon the terms and conditions set forth below.

RECITALS

WHEREAS, the City entered into a Goods and Services Contract (“Contract”) with Contractor on July 1, 2021 relating to the Janitorial Services Project (“Project”); and

WHEREAS, the City seeks to extend the term of the Contract; and

WHEREAS, Contractor represents that Contractor is qualified to perform the Services described herein on the basis of specialized experience and technical expertise; and

WHEREAS, Contractor is prepared to provide such Services as the City does hereinafter require;

NOW, THEREFORE, in consideration of these mutual promises and the terms and conditions set forth herein, the parties agree as follows:

AGREEMENT

The Contract is amended as follows:

Section 1. Term

The term of the Contract is hereby extended through and including December 31, 2021.

Section 2. Compensation

The City agrees to a three percent (3%) increase to the wages and materials charged by Contractor, guaranteed not to exceed a total of SIXTY TWO THOUSAND DOLLARS (\$62,000) for performance of the Services (“Additional Compensation Amount”) from October 1, 2021 through and including December 31, 2021 which, when totaled with the Compensation Amount, equals a total not-to-exceed amount of ONE HUNDRED TWENTY TWO THOUSAND DOLLARS (\$122,000) for the performance of the Services (“Total Compensation Amount”).

Section 3. All Other Terms

All of the other terms and conditions of the Contract shall remain in full force and effect, as therein written. Unless otherwise defined herein, the defined terms of the Contract shall apply to this First Amendment.

The Contractor and the City hereby agree to all provisions of this First Amendment.

CONTRACTOR:

GARTEN SERVICES, INC.

By: _____

Print Name: _____

As Its: _____

Employer I.D. No. _____

CITY:

CITY OF McMinnville

By: _____

Print Name: _____

As Its: _____

APPROVED AS TO FORM:

Amanda R. Guile-Hinman, City Attorney
City of McMinnville, Oregon