

1 [Contract Amendment - Retroactive - Western States Oil - Gasoline Fuel - Not to Exceed  
2 \$35,450,000]

3 **Resolution retroactively authorizing the Office of Contract Administration to**  
4 **enter into a Fifth Amendment (Modification 5) to Contract 1000012394 between**  
5 **the City and County of San Francisco and Western States Oil (Contractor) for the**  
6 **purchase of gasoline for all City departments, increasing the contract amount by**  
7 **\$2,950,000 for a total not to exceed amount of \$35,450,000 and extending the**  
8 **contract duration by 19 days, for a total duration of five years and 19 days from**  
9 **November 1, 2018, through November 19, 2023.**

10  
11 WHEREAS, Charter, Section 9.118(b), requires the Board of Supervisors to  
12 approve by Resolution contracts estimated to cost the City \$10,000,000 or more; and

13 WHEREAS, This Agreement was competitively procured pursuant to  
14 Administrative Code, Chapter 21.1, through Invitation for Bids #0000000839, issued April  
15 2018, in which City selected Contractor as the lowest qualified bidder to provide gasoline  
16 to all City locations except the Sierra locations (Aggregate 1); and

17 WHEREAS, The Office of Contract Administration entered into Contract  
18 1000012394 with Contractor, dated November 1, 2018, to allow City departments to  
19 purchase gasoline for the City's trucks, cars, and equipment for all City locations except  
20 the Sierras, as amended by:

21 Modification No. 1, dated March 17, 2020, updating the contact terms and  
22 conditions,

23 Modification No. 2, dated June 10, 2021, extending the contract end date to  
24 October 31, 2022,  
25

1           Modification No. 3, dated April 29, 2022, extending the contract end date to  
2           October 31, 2023,

3           Modification No. 4, dated March 29, 2023, increasing the contract not to exceed  
4           amount by \$500,000, for a total not-to-exceed amount of \$32,500,000; and

5           WHEREAS, The Office of Contract Administration seeks retroactive approval to  
6           enter into a fifth amendment (Modification No. 5), increasing the total not to exceed  
7           contract amount to \$35,450,000 and extending the duration to November 19, 2023 to  
8           meet critical City business needs, and

9           WHEREAS, The amendment referenced above is on file with the Clerk of the  
10          Board of Supervisors in File No. 2301037, which is hereby declared to be part of this  
11          resolution as if set forth fully herein; now, therefore, be it

12          RESOLVED, That the Board of Supervisors, under Charter, Section 9.118(b),  
13          hereby retroactively authorizes the Office of Contract Administration to execute  
14          Modification No. 5 to Contract 1000012394 between the City and County of San  
15          Francisco and Contractor to increase the contract amount by \$2,950,000 for a total  
16          contract amount of \$35,450,000 and to extend the duration by 19 days, to November  
17          19, 2023, for a total contract duration of five years and 19 days; and, be it

18          FURTHER RESOLVED, That within 30 days of the modification being fully  
19          executed by all parties, the Purchaser shall provide the final copy of modification to the  
20          Clerk of the Board for inclusion into the official file.



**City and County of San Francisco**  
**Tails**  
**Resolution**

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

**File Number:** 231037

**Date Passed:** November 07, 2023

Resolution retroactively authorizing the Office of Contract Administration to enter into a Fifth Amendment (Modification 5) to Contract 1000012394 between the City and County of San Francisco and Western States Oil (Contractor) for the purchase of gasoline for all City departments, increasing the contract amount by \$2,950,000 for a total not to exceed amount of \$35,450,000 and extending the contract duration by 19 days, for a total duration of five years and 19 days from November 1, 2018, through November 19, 2023.

November 01, 2023 Budget and Finance Committee - RECOMMENDED


November 07, 2023 Board of Supervisors - ADOPTED

Ayes: 9 - Chan, Dorsey, Engardio, Mandelman, Peskin, Preston, Safai, Stefani and Walton

Excused: 2 - Melgar and Ronen

File No. 231037

I hereby certify that the foregoing Resolution was ADOPTED on 11/7/2023 by the Board of Supervisors of the City and County of San Francisco.

  
\_\_\_\_\_  
Angela Calvillo  
Clerk of the Board



London N. Breed  
Mayor

11/17/23

\_\_\_\_\_  
Date Approved