

1 [Raising a contract’s not-to-exceed amount to more than \$10 million.]

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3 **Resolution approving the Third Amendment to the Agreement between the City and County**  
4 **of San Francisco (City) and Office Depot (Contractor) for office supplies, increasing the**  
5 **contract’s not-to-exceed amount to more than \$10 million, pursuant to San Francisco**  
6 **Charter Section 9.118(b).**

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8 WHEREAS, the City entered into an Agreement with Contractor, dated January 5, 2005,  
9 for office supplies, and the Agreement has been amended by:

10 First Amendment, September 1, 2005,

11 Second Amendment, July 2, 2007; and,

12 WHEREAS, the amended Agreement’s not-to-exceed amount is \$9,999,999, and the  
13 performance period is January 26, 2005 through September 1, 2007; and,

14 WHEREAS, the City and the Contractor estimate that the Agreement’s not-to-exceed  
15 amount will be reached in the near future; and,

16 WHEREAS, San Francisco Charter Section 9.118(b) requires Board approval by  
17 Resolution for Agreements to exceed \$10 million; and,

18 WHEREAS, the proposed Third Amendment is on file with the Clerk of the Board of  
19 Supervisors in File No. \_\_\_\_\_, which is hereby declared to be a part of this resolution as if  
20 set forth fully herein; now, therefore be it

21 RESOLVED, that the Board of Supervisors approves the Third Amendment to the  
22 Agreement, increasing the not-to-exceed amount to \$15 million and extending the performance  
23 period through September 1, 2008.

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