[Contract Amendment - Golden Gate Petroleum - Renewable Diesel - Not to Exceed $86,750,000]

Resolution authorizing the Office of Contract Administration to enter into a Third Amendment (Modification 3) to Contract 1000013880 between the City and County of San Francisco and Golden Gate Petroleum for the purchase of renewable diesel for all City departments, increasing the contract amount by $18,750,000 for a new total not to exceed amount of $86,750,000 and extending the duration by five months from May 31, 2024, for a total agreement term of June 1, 2019, through October 31, 2024; and to authorize the Office of Contract Administration to enter into amendments or modifications to the contract prior to its final execution by all parties that do not materially increase the obligations or liabilities to the City and are necessary to effectuate the purposes of the contract or this Resolution.

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

WHEREAS, Contractor was selected via competitive solicitation (Invitation for Bids 1449) pursuant to Administrative Code, Section 21.1, issued December 2018; and

WHEREAS, The Office of Contract Administration entered into Contract 1000013880 with Contractor for the provision of renewable diesel for the City's buses, trucks, cars, and equipment with an initial not-to-exceed amount of $45,000,000 and an initial duration of two years and 10 months, from June 1, 2019 to March 31, 2022, as amended by:

Modification No. 1, March 18, 2020, updating the contact terms and conditions,

Modification No. 2, April 5, 2022, extending the contract duration by two years and two months to May 31, 2024, and increasing the not-to-exceed contract amount by $23,000,000, for a total not-to-exceed amount of $68,000,000; and

WHEREAS, The Office of Contract Administration seeks to enter into a third amendment (Modification No. 3), increasing the total not-to-exceed contract amount to $86,750,000 and extending the duration by five months to October 21, 2024 to meet the City's critical business needs; and

WHEREAS, The amendment referenced above is on file with the Clerk of the Board of Supervisors in File No. 231154, which is hereby declared to be part of this resolution as if set forth fully herein; now, therefore, be it

RESOLVED, That the Board of Supervisors, under Charter, Section 9.118(b), hereby authorizes the Office of Contract Administration to execute Modification No. 3 to Contract 1000013880 between the City and County of San Francisco and Golden Gate Petroleum to increase the contract amount by $18,750,000 for a total not-to-exceed contract amount of $86,750,000, and extending the duration by five months to October 21, 2024, for a total duration of five years and five months; and, be it

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