FILE NO. 130811

RESOLUTION NO. 357-13

[Contract Amendment - En Pointe Technology Sales, Inc. - \$64,810,000]

Resolution authorizing the Office of Contract Administration to enter into the Seventh Amendment between the City and En Pointe Technology Sales, Inc. ("En Pointe", part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$54,640,000 to \$64,810,000 for the term ending December 31, 2013.

WHEREAS, The Office of Contract Administration, by competitive bidding, developed the Technology Store procurement method for the purchase of products and services related to Information Technology; and

WHEREAS, En Pointe Technology Sales, Inc. is one of the three products vendors who are part of the Technology Store; and

WHEREAS, The original contract with En Pointe Technology Sales, Inc. dated January 1, 2009 has a term of three years through December 31, 2011 with options to extend the term through December 31, 2013, and has an original contract limit of \$24,000,000; and

WHEREAS, The Board of Supervisors approved the original contract on December 9, 2008, by Resolution #508-08; and

WHEREAS, the Board of Supervisors approved the First Amendment to the contract on June 7, 2011, by Resolution #233-11 to increase the contract limit from \$24,000,000 to \$28,000,000; and

WHEREAS, The Director of the Office of Contract Administration and the Purchaser approved the Second Amendment to the contract on November 21, 2011, to increase the contract limit from \$28,000,000 to \$28,475,000, to exercise the first of two

Office of Contract Administration **BOARD OF SUPERVISORS**

options to extend the contract by one year to December 31, 2012, and to update standard contractual clauses; and

WHEREAS, The Board of Supervisors approved the Third Amendment to the contract on January 10, 2012, by Resolution #5-12 to increase the contract limit from \$28,475,000 to \$38,000,000; and

WHEREAS, The Director of the Office of Contract Administration and the Purchaser approved the Fourth Amendment to the contract on June 28, 2012, to increase the contract limit from \$38,000,000 to \$38,490,000; and

WHEREAS, The Board of Supervisors approved the Fifth Amendment to the contract on September 25, 2012, by Resolution #352-12 to increase the contract limit from \$38,490,000 to \$54,150,000 to exercise the second of two options to extend the contract by one year to December 31, 2013, and to update standard contractual clauses; and

WHEREAS, The Director of the Office of Contract Administration and the Purchaser approved the Sixth Amendment to the contract on July 02, 2013, to increase the contract limit from \$54,150,000 to \$54,640,000; and

WHEREAS, The Office of Contract Administration estimates that the money projected to be spent with En Pointe Technologies Sales Inc. could reach the contract's amended limit in the reasonably near future; and

WHEREAS, Charter section 9.118(b) "Contract and Lease Limitations," requires the Board of Supervisors to approve any contract estimated to exceed \$10 million in expenditures or amendments exceeding \$500,000 to such contracts; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the Director of the Office of Contract Administration and the Purchaser to enter into the Seventh Amendment to

Office of Contract Administration BOARD OF SUPERVISORS the contract with En Pointe Technologies Sales, Inc. to increase the contract limit from \$54,640,000 to \$64,810,000 in substantially the form with the Clerk of the Board in such final form as approved by the Purchaser and Director of the Office of Contract Administration and the City Attorney; and, be it

FURTHER RESOLVED, That within thirty (30) days of the contract being fully executed by all parties, the Purchaser and Director of the Office of Contract Administration shall provide the final contract to the Clerk of the Board for inclusion into the official file.

Office of Contract Administration **BOARD OF SUPERVISORS**



City and County of San Francisco Tails

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

Resolution

File Number: 130811

Date Passed: October 08, 2013

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October 02, 2013 Budget and Finance Committee - RECOMMENDED

October 08, 2013 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 130811

I hereby certify that the foregoing Resolution was ADOPTED on 10/8/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo Clerk of the Board

Mavo

Date Approved