

1 [Authorizing the Office of Contract Administration to amend its contract with Xtech to exceed \$25
2 million]

3 **Resolution authorizing the Office of Contract Administration to enter into the Fifth**
4 **amendment between the City and Xtech (part of the Computer Store procurement vehicle),**
5 **in which the amendment shall increase the contract amount from \$25 million to \$37 million.**

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7 WHEREAS, the Committee on Information Technology and the Office of Contract
8 Administration, by competitive bidding, developed the Computer Store procurement method for
9 the purchase of products and services related to Information Technology; and

10 WHEREAS, Xtech is one of the eight vendors who are part of the Computer Store; and,

11 WHEREAS, the original contract with Xtech was dated January 1, 2004; had a term of
12 three years, through December 31, 2006; and

13 WHEREAS, the contract has been amended four times, by the First Amendment dated
14 July 1, 2004; the Second Amendment dated February 11, 2005; the Third Amendment dated
15 February 28, 2006; and the Fourth Amendment dated October 12, 2006; and,

16 WHEREAS, the original contract's not-to-exceed amount for compensation (found in
17 Section 5 of the contract) was \$9,999,999; and the Third Amendment raised the not-to-exceed
18 amount to \$19 million; and the Fourth Amendment raised the not-to-exceed amount to \$25 million;
19 and,

20 WHEREAS, the Office of Contract Administration estimates that the money projected to be
21 spent with Xtech could reach the amended contract's not-to-exceed compensation amount in the
22 reasonably near future; and

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

1 RESOLVED, that the Board of Supervisors authorizes the Office of Contract
2 Administration enter into Amendment 5 to the contract with Xtech; and be it

3 FURTHER RESOLVED, that said Amendment shall increase the not-to-exceed
4 compensation amount for the contract with Xtech from \$25 million to \$37 million.

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