

RESOLUTION NO. 2021-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROCKLIN  
APPROVING AMENDMENT NO. 1 TO THE CONTRACT WITH Q-FREE AMERICA INC. FOR  
ADVANCED TRAFFIC MANAGEMENT SYSTEM, SERVICES & SUPPORT, AND AUTHORIZING THE  
CITY MANAGER TO EXECUTE THE AMENDMENT

WHEREAS, the City of Rocklin and Q-Free America, Inc., entered into a Contract for Services to provide the Advance Traffic Management System, Services & Support for the Intelligent Transportation System, which was approved and adopted by the City Council of the City of Rocklin (Reso. 2020-191) (the "Agreement"); and

WHEREAS, the Agreement is for a not to exceed amount of \$151,833.66 however, during the Request for Proposal and contract execution processes, it was not anticipated that sales tax would be charged, and it was not included in the original contract dollar amount; and

WHEREAS, the Resolution approving the Agreement granted the City Manager change order authority of five percent of the contract \$7,592 (rounded), for a total authorized amount of \$159,426 (rounded), and it is expected the services left to be provided under the contract will require the full contract amount as well as the change order authority; and

WHEREAS, Q-Free America Inc. has incurred \$7,251 (rounded) in additional charges on taxable items and therefore, it is necessary to adjust the contract amount by amendment; and

WHEREAS, amending the contract to a total authorized amount of \$166,677 will be absorbed in the FY 2021/22 Budget, and an additional appropriation is not required.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rocklin as follows:

Section 1. The City Council of the City of Rocklin hereby approves and authorizes the City Manager to execute Amendment No. 1 to the Contract for Services with Q-Free America, Inc. for the Advance Traffic Management System, Services & Support in substantially the form attached hereto as Exhibit 1, increasing the authorized contract amount not to exceed \$166,677.

PASSED AND ADOPTED this 27th day of July, 2021, by the following vote:

AYES:	Councilmembers:
NOES:	Councilmembers:
ABSENT:	Councilmembers:
ABSTAIN:	Councilmembers:

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Jill Gayaldo, Mayor

ATTEST:

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Hope Ithurnburn, City Clerk

## AMENDMENT NO. 1

TO THE CONTRACT FOR SERVICES AGREEMENT BETWEEN THE CITY OF ROCKLIN AND Q-FREE AMERICA, INC. FOR THE ADVANCED TRAFFIC MANAGEMENT SYSTEM, SERVICES & SUPPORT

THIS AMENDMENT is entered into as of \_\_\_\_\_, 2021, by and between the City of Rocklin, a municipal corporation ("City"), and Q-Free America, Inc. ("Contractor"), who agree as follows:

### RECITALS

WHEREAS, City and Contractor entered into a Contract for Services agreement on October 13, 2020, in the amount not to exceed \$151,833.66 for the Advanced Traffic Management System, Services & Support (the "Agreement"); and

WHEREAS, the parties anticipate additional services and expenses will be required under the Agreement and therefore, an amendment increasing the contract to an amount not to exceed \$166,677 is necessary.

### AGREEMENT

NOW, therefore, the City and Contractor hereby agree to amend the Agreement as follows:

Section 1. Section "2" entitled "Compensation" and Exhibit "C" the Schedule of Fees are amended to increase the total compensation to an amount not to exceed the total sum of One Hundred and Sixty-Six Thousand, Six Hundred and Seventy-Seven Dollars (\$166,677).

Except as set forth in this Amendment, the Agreement is unaffected and shall continue in full force and effect in accordance with its terms. If there is a conflict between this Amendment and the Agreement, the terms of this Amendment will prevail.

Executed as of the day first above stated:

CITY OF ROCKLIN  
A Municipal Corporation

By: \_\_\_\_\_  
Aly Zimmermann, City Manager

Contractor

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
Sheri Chapman  
City Attorney

ATTEST:

\_\_\_\_\_  
Hope Ithurburn  
City Clerk

## EXHIBIT 1

### EXHIBIT C Schedule of Fees

The fees for services listed in Exhibit A shall not exceed One Hundred and Sixty-Six Thousand, Six Hundred and Seventy-Seven Dollars (\$166,677) as shown below:

• Original Proposal	\$151,834
• 5% Change Order Authority	\$ 7,592
• Sales Tax	<u>\$ 7,251</u>
TOTAL	\$166,677