

**CITY OF CLOVERDALE  
CITY COUNCIL  
RESOLUTION NO. 063-2018**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVERDALE  
RATIFYING A TERM AMENDMENT OF THE AGREEMENT  
WITH SONOMA COUNTY TRAILS COUNCIL REGARDING PORTERFIELD  
CREEK TRAILS OPEN SPACE PRESERVE IMPROVEMENTS**

**WHEREAS**, the City of Cloverdale (“City”) desires to develop trails and make other improvements in the Porterfield Creek Trails Open Space Preserve (the “Preserve”) located within the City; and

**WHEREAS**, the City previously hired RRM Design Group to develop construction guidelines for the construction of trails within the Preserve (the “Guidelines”); and

**WHEREAS**, the City desires to contract with an entity to carry out the Guidelines; and

**WHEREAS**, the City contacted the Sonoma County Trails Council (“SCTC”) for assistance with performing the work set forth in the Guidelines; and

**WHEREAS**, the City has successfully worked with SCTC on other trails projects within the City previously, including installation of a fence in the Clover Springs Open Space Preserve; and

**WHEREAS**, the goal of SCTC is to work with volunteers and others to advocate, plan, build, and maintain a network of sustainable trails that offer enduring public and environmental benefit throughout Sonoma County, California; and

**WHEREAS**, SCTC prepared a proposal to construct trails and perform other improvements pursuant to the Guidelines for a total cost of One Hundred Eighty-Three Thousand Seven Hundred and Twenty Dollars (\$183,720); and

**WHEREAS**, it is estimated that working with the SCTC will save the City thousands of dollars; and

**WHEREAS**, SCTC’s ability to use all volunteer labor to perform the desired work provides significant savings and enables it to complete the work for a lesser cost than any other contractor could; and

**WHEREAS**, if the City publicly had bid this project, all responsive and responsible bids would be for a greater cost than the amount for which the SCTC can complete the work using volunteers; and

**WHEREAS**, the City Council previously determined that the City would receive no competitive advantage by using a competitive bidding process, rather than directly contracting with the SCTC, and therefore advertisement for bids would be undesirable and impractical; and

**WHEREAS**, pursuant to Graydon v. Pasadena (104 Cal.App.3d 631), the City Council previously determined that the City would obtain no competitive advantage by soliciting bids, and that

advertisement for bids would be undesirable and impractical, and therefore, elected to contract for this work without competitive bidding. SCTC's ability to use all volunteer labor for the desired work provides substantial savings and enables it to complete the work for a lesser cost than any other contractor could; and

**WHEREAS**, the City Council desired to contract with SCTC to construct trails and make other improvements on the Preserve pursuant to the Guidelines; and

**WHEREAS**, the goal of SCTC is to work with volunteers and others to advocate, plan, build, and maintain a network of sustainable trails that offer enduring public and environmental benefit throughout Sonoma County, California; and

**WHEREAS**, the City Council authorized the City Manager to execute an Agreement with SCTC for work on the Preserve pursuant to Resolution No. 065-2017; and

**WHEREAS**, on the City Manager executed an agreement with SCTC for trails work on the Porterfield Open Space project dated October 2, 2017; and

**WHEREAS**, SCTC has completed a majority (90+%) of the trail building including installation of the two of the three footbridges called for in SCTC agreement; and

**WHEREAS**, no competitive advantage would be gained by soliciting bids for the remaining work on the project; and

**WHEREAS**, the last remaining bridge to be installed is a 50-foot span for the westerly trail crossing of Porterfield Creek; and

**WHEREAS**, the existing agreement with SCTC approved by the City Council had a term that expired on September 1, 2018; and

**WHEREAS**, the City Manager executed a term amendment (**Exhibit A**) prepared by the City Attorney on August 27, 2018 to ensure that the existing contract did not terminate.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLOVERDALE AS FOLLOWS:**

1. The above recitals are true and correct and are hereby incorporated into this Resolution as findings of the City Council of the City of Cloverdale.
2. The City Council hereby ratifies the term amendment attached hereto as Exhibit A, to the agreement with SCTC to construct trails and make other improvements to the Preserve within the original agreement amount of One Hundred Eighty-Three Thousand Seven Hundred Twenty Dollars (\$183,720).
3. This Resolution shall become effective immediately upon adoption.

It is hereby certified that the foregoing Resolution No. 063-2018 was duly introduced and duly adopted by the City Council of the City of Cloverdale at its regular meeting held on the 11<sup>th</sup> day of September 2018, by the following vote: (Ayes-4; Noes-0; Absent-1).

Ayes: Vice Mayor Russell, Councilmember Wolter, Councilmember Brigham, and Mayor Palla

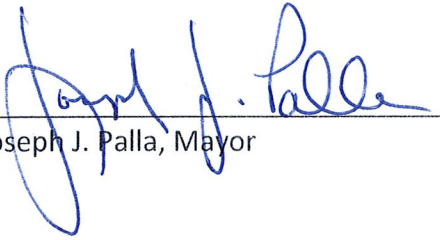
Noes: None

Absent: Councilmember Bagby

Recuse: None

Approved:

Attested:



\_\_\_\_\_  
Joseph J. Palla, Mayor



\_\_\_\_\_  
Linda Moore, Deputy City Clerk

**Attachment:** Exhibit A – Term Amendment



**City Council/Successor Agency  
Agenda Item Summary**

Agenda Item: 4  
Meeting Date: September 11, 2018

---

<b>Agenda Section</b> Consent	<b>Staff Contact</b> Kevin Thompson, Asst. City Manager / Comm. Dev. Dir.
----------------------------------	--

---

**Agenda Item Title**  
Consideration and Adoption of Resolution No. 062-2018, Amending the 2018-19 Budget and Authorizing the City Manager to execute a contract to re-roof a home at the Cherry Creek Transitional Housing project.

---

**Summary**  
The roof at the Cherry Creek Transitional Housing project located at 520 South Cloverdale Blvd started leaking at the end of last winter. The building inspector examined the roof and concluded that roof could not be repaired, and a replacement roof was needed. Given the time of year, heading into winter, the timing of this re-roof is becoming critical. Staff attempted to obtain three quotes, after several attempts two quotes were obtained (see attached). This project was not accounted for in the current budget; therefore, we are requesting a budget amendment.

---

**Options**  
Approve or disapprove the budget amendment.

---

**Budget/Financial Impact**  
Appropriate funds for the project, approve and increase the expenditures in the Housing Bond Proceeds – Fund 251 by \$14,297.90. Effectively reducing the Housing Bond Proceeds estimated fund balance as of June 30, 2019 from \$1,921,700 to \$1,907,402.

---

**Subcommittee Recommendation**  
None.

---

**Recommended Council Action**  
The Assistant City Manager recommends that the City Council approve the budget amendment by resolution and authorize the City Manager to award a contract to Peterson Dean Roofing in the amount of \$14,297.90.

---

**Attachments:**

1. Two quotations for re-roof installation
2. Resolution No. 062-2018, amending the 2018-19 Budget to incorporate the installation of a new composition shingle roof at 520 S. Cloverdale Blvd.

---

---