


**CITY COUNCIL ACTION REQUEST**

<b>Department(s):</b> Finance	<b>CEQA:</b> Not a Project, File No. PP17-003 Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.	<b>Coordination:</b> City Attorney's Office, City Manager's Budget Office, and Police Department	<b>Dept. Approval:</b> /s/ Rick Bruneau
<b>Council District(s):</b> Citywide			<b>CMO Approval:</b>  6/8/23

**SUBJECT: ACTIONS RELATED TO THE PURCHASE ORDER WITH TUCKER CONSTRUCTION, INC. FOR AS REQUIRED BOARD UP SERVICES**

**RECOMMENDATION:**

Adopt a resolution authorizing the City Manager to exercise up to four one-year options to extend the term of the purchase order with Tucker Construction, Inc. (San José, CA) for as required board-up services, with the last option ending on or about July 5, 2027, subject to annual appropriation of funds.

**Desired Outcome:** Authorizing the City Manager to take this action provides the City with board-up services to secure structures when there is a reasonable threat to life or property.

**BASIS FOR RECOMMENDATION:**

The San José Police Department is responsible for securing property and structures when there is a danger to the public and no responsible party is available to make the property safe (e.g., properties with broken windows or doors, and burned or hazardous structures). The Police Department utilizes outside service providers to provide board-up services at various City locations. Utilizing outside service providers allows the City to minimize department operational impacts and avoid delays in service delivery. Board-up services are essential for public safety and to ensure City Police Officers are able to return to service when responsible parties are unable to respond in a timely manner.

In March 2022, a competitive Request for Bids was released by the Finance Department to procure these services. Three responsive bids were submitted. Two bidders qualified for the City's local and small business preferences and no protests were received. Staff awarded to Conner Partner Construction Group and Tucker Construction, Inc. as the lowest priced responsive and responsible bidders pursuant to the bidding procedures of the San José Municipal Code, Section 4.12.310B(2) under the City Manager's authority. After the award, Connor Partner Construction Group elected to not contract with the City, leaving Tucker Construction, Inc. as the sole awarded vendor. A purchase order was executed in the amount of \$200,000 for the period of July 6, 2022 to July 5, 2023. The option period for July 6, 2023 to July 5, 2024, is projected to be in the amount of \$200,000 and future options will be subject to appropriation. Approval of this recommendation ensures the City continues to receive these essential services to mitigate safety hazards and minimize operational impacts.

Commission Recommendation/Input: There is no commission recommendation or input associated with this action.

**COST AND FUNDING SOURCE:**

Fund #	Appn #	Appn. Name	Total Appn.	Amt. for Recommendation	2023-2024 Proposed Operating Budget Pg.*	Last Budget Action (Date, Ord. No)
001	0502	Non-Personal/Equipment	\$39,110,796	\$200,000	684	N/A

\* The 2023-2024 Proposed Operating Budget was released on May 2, 2023 and is scheduled to be reviewed on June 13, 2023 and adopted on June 20, 2023 by the City Council.

**FOR QUESTIONS CONTACT:** Albie Udom, Deputy Director of Finance – Purchasing and Risk Management, at [albie.udom@sanjoseca.gov](mailto:albie.udom@sanjoseca.gov)