

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS APPROVING THE PURCHASE OF DOCUMENT IMAGING SERVICES BY PIGGYBACKING THE CITY OF DUBLIN'S CONTRACT WITH PELLE TECHNOLOGIES

WHEREAS, Section I-2-3.07 of the Milpitas Municipal Code authorizes the City Council to enter into contracts without competitive bid when the Purchasing Agent determines that a piggyback purchase is in the City's best interest; and

WHEREAS, the City of Dublin's solicitation that resulted in the contract with Peelle Technologies was obtained and reviewed for compliance with the City's Purchasing Ordinance by the Purchasing Agent; and

WHEREAS, there are no local suppliers or contractors who could provide the same range of document imaging services at competitive rates; and

WHEREAS, the City's specifications for document imaging services are essentially the same as those listed in Dublin's solicitation; and

WHEREAS, the price for Peelle Technology document imaging services under the Dublin contract is estimated to be lower than if the City made the purchase pursuant to the City's Purchasing Ordinance; and

WHEREAS, the price the City will pay for the document imaging services from Peelle Technology will be the same price as in the Dublin contract.

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The award of the contract to Peelle Technologies complies with the Municipal Code and the City Manager is authorized to execute a separate contract with Peelle Technology for document imaging services, which references the solicitation by the City of Dublin, and incorporates, by reference the terms, conditions and prices in the Dublin contract, for an annual not-to-exceed amount of \$85,000.00.

PASSED AND ADOPTED this ____ day of _____ 2013, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Michael J. Ogaz, City Attorney



PIGGYBACK AGREEMENT

This AGREEMENT is entered into this 20th day of February, 2013, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and **Peelle Technologies**, (hereafter referred to as "CONTRACTOR").

RECITALS

WHEREAS, CONTRACTOR and the City of Dublin originally entered into an agreement for police uniforms and supplies, on November 6, 2012; and

WHEREAS, the parties aforementioned desire to open the use of their agreement to other municipalities; and

WHEREAS the practice of "Piggyback" procurement is specifically authorized by the City Municipal Code Sec. I-2-3.07 "Piggyback Procurement";

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the CITY agrees to enter into a separate agreement with CONTRACTOR and hereby incorporates by reference the solicitation, terms, conditions, and pricing of the original aforementioned agreement.

1. The total annual amount of the contract shall not exceed \$85,000.00.
2. The purchase order will be pro-rated for the remaining months of the 12/13 fiscal year. A new purchase order will be issued on or about June 30 for each successive additional year.

This agreement is executed as of the date written above.

APPROVED BY:

CITY OF MILPITAS

PEELLE TECHNOLOGIES

Thomas C. Williams, City Manager

Signature of Authorized Representative

Approved As To Form

Title of Authorized Representative

Michael J. Ogaz, City Attorney

Approved As To Content

Keyvan Irranejad, City Project Manager

ATTESTED BY:

City Clerk

Business Tax Compliance No. _____