

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AUTHORIZING AN EXCEPTION TO FORMAL BIDDING PROCEDURES AND AWARD A SOLE SOURCE PURCHASING AGREEMENT WITH GOLDEN BELL PRODUCTS, INC.

WHEREAS, City Charter section 1208(a) requires advertised competitive bidding for expenditure of City monies in excess of \$158,000; and

WHEREAS, City Charter Section 1208(a)(5)(iv) states Section 1208(a) shall not apply when Council determines the public work of improvement can only be provided by one source and the purchase is authorized by resolution of Council containing a declaration of the facts constituting the sole source; and

WHEREAS, the public work of improvement identified is the annual purchase and Citywide application of *Insecta* cockroach pesticide in identified City sanitary sewer access structures for four years, with provisions for three one-year extensions thereafter; and

WHEREAS, Golden Bell Products, Inc., is the sole distributor authorized to sell and licensed to apply *Insecta* in the State of California until the year 2030; and

WHEREAS, the estimated annual cost of the cockroach control Program is \$99,000, totaling an estimated \$396,000 over four years with provisions for three one-year extensions, thereafter, totaling an estimated \$693,000; and

WHEREAS, should the costs exceed the original estimate, the City shall seek additional funding through an amendment; and

WHEREAS, the City Manager and Director of Public Utilities have approved the

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: AMK

Resolution No. _____

proposed work and now seek Council approval.

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

The Council has received and considered the report and recommendations of City Staff.

1. The Department has determined through in situ testing that *Insecta* is the most effective and most efficient product available on the market to control cockroach populations in City sanitary sewer access structures (manholes).

2. Golden Bell Products, Inc. is the sole source in the State of California with distribution and application rights over *Insecta* until the year 2030.

3. Staff proposes to award the four-year sole source agreement to Golden Bell Products, Inc., with provisions for three one-year extensions thereafter.

4. Council hereby finds it is appropriate and necessary for the City to dispense with the competitive bidding requirement in this instance and to authorize the Purchasing Manager to award the *Insecta* agreement under the sole source exception.

5. This resolution shall be effective upon final approval.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, TODD STERMER, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____ 2023.

AYES :
NOES :
ABSENT :
ABSTAIN :

TODD STERMER, CMC
City Clerk

By: _____
Date

APPROVED AS TO FORM:
ANDREW JANZ
City Attorney

By: _____
Angela M. Karst Date
Deputy City Attorney