

1 [Contract Amendment - Mansfield Oil Company of Gainesville, Inc. - Gasoline - Not to Exceed
2 \$20,768,000]

3 **Resolution approving Contract Amendment No. 2 to the agreement between City,**
4 **acting by and through the Office of Contract Administration, and Mansfield Oil**
5 **Company of Gainesville, Inc. for the provision of gasoline, increasing the contract**
6 **amount by \$7,538,000 for a total not to exceed amount of \$17,513,000 and extending**
7 **the duration by seven months and 14 days, for a total term of one year, seven months,**
8 **and 14 days, from November 17, 2023, through June 30, 2025; authorizing the Office of**
9 **Contract Administration to further amend the agreement, if necessary, increasing the**
10 **contract amount up to a maximum not to exceed amount of \$20,768,000 and extending**
11 **the duration up to a maximum total term of one year, 11 months, and 14 days, from**
12 **November 17, 2023, through October 31, 2025; and authorizing the Office of Contract**
13 **Administration to make any modifications to the Second Amendment and any**
14 **Subsequent Amendments that do not materially increase the obligations or liabilities to**
15 **the City and are necessary or advisable to effectuate the purposes of the contract or**
16 **this Resolution.**

17
18 WHEREAS, Mansfield Oil Company of Gainesville, Inc. was selected to provide
19 gasoline to the City pursuant to San Francisco Administrative Code, Section 21.16(b),
20 authorizing the City to utilize the competitive procurement process of any other public agency
21 or non-profit made up of multiple public agencies to make purchases of commodities or
22 services for the use of the City under the terms established in the agency's competitive
23 procurement process; and
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1 WHEREAS, On November 17, 2023, the Office of Contract Administration and
2 Mansfield Oil Company of Gainesville, Inc. entered into an agreement, Contract 1000030369,
3 for the provision of gasoline (“Agreement”); and

4 WHEREAS, The Agreement has a term of November 17, 2023, through November 16,
5 2024, and a not to exceed amount of \$9,000,000; and

6 WHEREAS, The Agreement is on file with the Clerk of the Board of Supervisors in File
7 No. 240865, which is hereby declared to be a part of this Resolution as if set forth fully herein;
8 and

9 WHEREAS, The Office of Contract Administration amended the Agreement on
10 September 1, 2024, to increase the maximum contract not to exceed amount by \$975,000 to
11 \$9,975,000 (the “First Amendment”); and

12 WHEREAS, The Office of Contract Administration shall issue a competitive solicitation
13 for various fuels necessary for City operations, and intends to award one or more new
14 contracts for such fuels before the end of Fiscal Year 2024-2025; and

15 WHEREAS, Gasoline is a critical commodity for City operations, and any lapse in fuel
16 delivery can cause severe impacts to the City’s ability to perform its necessary functions; and

17 WHEREAS, The Office of Contract Administration seeks to amend the Agreement
18 immediately, by extending the term through June 30, 2025, and increasing the maximum not
19 to exceed expenditure amount by \$7,538,000 to \$17,513,000 (“Second Amendment”); and

20 WHEREAS, Subsequent amendments to the Agreement (“Subsequent Amendments”)
21 may be required to ensure the continued, uninterrupted delivery of gasoline to the City prior to
22 final award of one or more new fuel contracts pursuant to the Office of Contract
23 Administration’s competitive solicitation; and

24 WHEREAS, The Office of Contract Administration seeks authorization to issue
25 Subsequent Amendments to the Agreement, up to a maximum expenditure amount of

1 \$20,768,000 and a maximum duration of one year, eleven months, and fourteen days, from
2 November 17, 2023 through October 31, 2025, if needed to ensure the continued delivery of
3 gasoline to the City prior to the award of one or more new fuel contracts; and

4 WHEREAS, Charter, Section 9.118(b) requires Board of Supervisors' approval by
5 Resolution of any contract which, when entered into, extends over 10 years, and of any
6 contract which, when entered into, costs the City \$10,000,000 or more; and

7 WHEREAS, The proposed Second Amendment contained in File No. 240865, is
8 substantially in final form, with all material terms and conditions included, and only remains to
9 be executed by the parties upon approval of this Resolution; and

10 WHEREAS, Subsequent Amendments, if deemed necessary, shall be in the form of
11 the City's contract amendment template contained in File No. 240865, which includes the
12 City's standard material terms and conditions, and shall only be issued and executed by the
13 parties pursuant to approval of this Resolution; now, therefore, be it

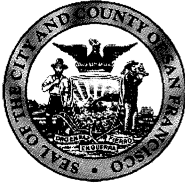
14 RESOLVED, That the Board of Supervisors hereby approves the Second Amendment
15 in substantially the form contained in File No. 240865; and, be it

16 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Office of
17 Contract Administration to issue Subsequent Amendments, if deemed necessary, in
18 substantially the form contained in File No. 240865; and, be it

19 FURTHER RESOLVED, That the Board of Supervisors authorizes the Office of
20 Contract Administration to make any modifications to the Second Amendment and any
21 Subsequent Amendments, prior to final execution by all parties, that the Office of Contract
22 Administration determines, in consultation with the City Attorney, are consistent with this
23 Resolution, in the best interest of the City, do not materially increase the obligations or
24 liabilities of the City, are necessary or advisable to effectuate the purposes of the Second
25

1 Amendment and any Subsequent Amendments, and are in compliance with all applicable
2 laws, including City's Charter; and, be it

3 FURTHER RESOLVED, That within 30 days of the Second Amendment and any
4 Subsequent Amendments being fully executed by all parties, the Office of Contract
5 Administration shall submit to the Clerk of the Board of Supervisors a completely executed
6 copy for inclusion in File No. 240865. This requirement and obligation resides with the
7 Department, and is for purposes of having a complete file only, and in no manner affects the
8 validity of approved Amendments.



City and County of San Francisco
Tails
Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 240865

Date Passed: October 08, 2024

Resolution approving Contract Amendment No. 2 to the agreement between City, acting by and through the Office of Contract Administration, and Mansfield Oil Company of Gainesville, Inc. for the provision of gasoline, increasing the contract amount by \$7,538,000 for a total not to exceed amount of \$17,513,000 and extending the duration by seven months and 14 days, for a total term of one year, seven months, and 14 days, from November 17, 2023, through June 30, 2025; authorizing the Office of Contract Administration to further amend the agreement, if necessary, increasing the contract amount up to a maximum not to exceed amount of \$20,768,000 and extending the duration up to a maximum total term of one year, 11 months, and 14 days, from November 17, 2023, through October 31, 2025; and authorizing the Office of Contract Administration to make any modifications to the Second Amendment and any Subsequent Amendments that do not materially increase the obligations or liabilities to the City and are necessary or advisable to effectuate the purposes of the contract or this Resolution.


October 02, 2024 Budget and Finance Committee - RECOMMENDED


October 08, 2024 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 240865

I hereby certify that the foregoing Resolution was ADOPTED on 10/8/2024 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board


London N. Breed
Mayor

10/18/24
Date Approved