

City and County of San Francisco  
Office of Contract Administration  
Purchasing Department  
City Hall, Room 430  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4685



## Contract Modification 2

### New Seating

**KBM Workspace**  
Stan Vučkovich  
160 West Santa Clara Suite 102  
San Jose, CA 95113  
Stanv@kbmworkspace.com

Date: 07/19/2017  
Buyer: Umilka Wright  
Term Contract: 70720  
Type: Indefinite quantity  
Contract amount: \$350,000.00  
Citywide blanket: BPSF00004197

The history of this contract and its modifications is as follows:

Modification	Date	Start date	End date	Amount	Other changes
Original contract	N/A	7-24-14	7-31-17	\$350,000.00	
Modification No. 1	5-5-16			\$350,000.00	
Modification No. 2	7-19-17	8-1-17	7-31-18	No Change	Extend Contract; Rate Decrease; Update Contract Conditions

This Modification changes the contract as follows:

- It extends the contract from August 1, 2017 through July 31, 2018
- Decreases the unit price for the CH-05 chair based on manufacturer's notice of list price increase dated 7/19/17 and effective 7/31/17. All other prices remain the same
- Changes to contract terms & conditions.

Approved by the City:

*[Signature]*  
\_\_\_\_\_  
Jack Fong, Director of OCA and Purchaser

7/28/17  
Date

Approved by Contractor:

*[Signature]*  
\_\_\_\_\_  
Stan Vučkovich, KBM Workspace

7/28/17  
Date

Jul. 28: 2017 11:27AM

No. 2742 P. 3/4

The following changes are incorporated into Term Contract 70720 New Seating.

**26. MacBride Principles – Northern Ireland on page 10 of 37, is hereby deleted in its entirety and replaced with the following:**

**26. MacBride Principles – Northern Ireland.** Pursuant to San Francisco Administrative Code § 12F.5, the City and County of San Francisco urges companies doing business in Northern Ireland to move towards resolving employment inequities, and encourages such companies to abide by the MacBride Principles. The City and County of San Francisco urges San Francisco companies to do business with corporations that abide by the MacBride Principles.

**29. Submitting False Claims; Monetary Penalties on page 10 of 37, is hereby deleted in its entirety and replaced with the following:**

**29. Submitting False Claims; Monetary Penalties.** Pursuant to San Francisco Administrative Code §21.35, any contractor, subcontractor or consultant who submits a false claim shall be liable to the City for the statutory penalties set forth in that section. The text of Section 21.35, along with the entire San Francisco Administrative Code is available on the web at a site maintained by American Legal Publishing Corporation. A contractor, subcontractor or consultant will be deemed to have submitted a false claim to the City if the contractor, subcontractor or consultant: (a) knowingly presents or causes to be presented to an officer or employee of the City a false claim or request for payment or approval; (b) knowingly makes, uses, or causes to be made or used a false record or statement to get a false claim paid or approved by the City; (c) conspires to defraud the City by getting a false claim allowed or paid by the City; (d) knowingly makes, uses, or causes to be made or used a false record or statement to conceal, avoid, or decrease an obligation to pay or transmit money or property to the City; or (e) is a beneficiary of an inadvertent submission of a false claim to the City, subsequently discovers the falsity of the claim, and fails to disclose the false claim to the City within a reasonable time after discovery of the false claim.

**41. Monetary Penalties on page 13 of 37, is hereby deleted in its entirety and replaced with the following:**

**41. LBE Ordinance** To qualify for a bid discount under the provisions of Administrative Code Chapter 14B, an LBE must be certified by the Contracts Monitoring Division (formerly 'Human Rights Commission') by the Bid Due date. The certification application is available from CMD (415) 581-2310, and on the web. CMD's home page is:

<http://sfgov.org/cmd/>

Click on the "14B Local Business Enterprise Ordinance" tab.

To claim preference under the LBE Ordinance, see Bid Questionnaire.

If Bidder is claiming LBE preference as a supplier, it must comply with Administrative Code Chapter 14B Rules and Regulations VI D - Criteria for Suppliers (2):

"2) A supplier must have a direct relationship with manufacturers for the materials, equipment, and supplies for which they seek certification, demonstrating that:

a) *The supplier has an agreement with the manufacturer authorizing the supplier to distribute their products.*

b) *The supplier is able to provide a manufacturer's warranty."*

To comply, at the time of the bid, bidders must include proof of the required relationships as an authorized dealer. Failure to provide adequate proof may result in a nonresponsive determination.

**86. Insurance, Item C, on page 31 of 37, is hereby deleted in its entirety and replaced with the following:**

**86. Insurance**

- C. Contractor shall provide thirty (30) days' advance written notice to the City of cancellation, intended non-renewal, or reduction in coverages, except for non-payment for which no less than ten (10) days' notice shall be provided to City. Notices shall be sent to:

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