

(O-2000-49 Corrected)

ORDINANCE NUMBER O-18726 (NEW SERIES)

ADOPTED ON NOV 22 1999

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING AN AGREEMENT WITH
ONSITE ENERGY CORPORATION AND AUTHORIZING
A FIRST AMENDMENT TO THE AGREEMENT.

WHEREAS, California Government Code section 4217.10 authorizes local agencies to enter into "Energy Conservation Contracts" with private entities in order to conserve energy and reduce operating expenses; and

WHEREAS, Onsite Energy Corporation provides Energy Conservation Services that involve the evaluation of present electrical equipment and associated loads, and provision of equipment retrofits which will result in guaranteed energy savings; and

WHEREAS, Onsite is prepared to enter into a Master Agreement to provide such services to City facilities; including as Amendment No. 1 (Phase I) the Central Library, the Crabtree Building, the World Trade Center, and Sewer Pump Station No. 2; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That the City Manager is hereby authorized and empowered to execute, for and on behalf of the City, a Master Energy Conservation Services Agreement with Onsite Energy Corporation, for Energy Conservation Services at City-owned facilities, under the terms and conditions set forth in the Master Energy Efficiency Services Agreement, on file in the office of the City Clerk as Document Number OO-18726 - 1.

Section 2. That the City Manager is further authorized and empowered to execute, for and on behalf of the City, Amendment No. 1 to the Master Energy Conservation Services Agreement with Onsite Energy Corporation, to implement Phase I of the Agreement on a twelve-year lease-purchase basis, under the terms and conditions set forth in the First Amendment, on file in the office of the City Clerk as Document Number OO-18726 -2

Section 3. That the expenditure of an amount not to exceed \$222,652 is hereby authorized, solely and exclusively to provide funds required for the first fiscal year for the services and equipment which are the subject of Amendment No. 1 to the Master Agreement, expended as follows: \$90,016 from Fund No. 41508, Department 771; \$55,141 from Fund No. 100, Department 532; and \$77,495 from Fund No. 100, Department 310.

Section 4. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: CASEY GWINN, City Attorney

By Frederick M. Ortlieb
Frederick M. Ortlieb
Deputy City Attorney

FMO:mb
10/18/99
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