

RESOLUTION NUMBER R- 300109

ADOPTED ON FEB 07 2005

A RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING  
A SECOND ONE-YEAR EXTENSION TO THE AGREEMENT  
WITH THE ALLAN COMPANY TO OPERATE THE MIRAMAR  
RECYCLING CENTER.

WHEREAS, the City of San Diego [City] is required by California state law to reduce the amount of solid waste disposed in landfills by 50 percent and to make a good faith effort to implement programs as described in City's Source Reduction and Recycling Element; and

WHEREAS, the City's Environmental Services Department [ESD] operates many recycling and educational outreach programs to divert recyclables from the City's waste stream; and

WHEREAS, ESD requires a contractor to operate the Miramar Recycling Center [Center], located at the entrance to the City's Miramar Landfill, to provide a convenient location for the public to recycle; and

WHEREAS, in 2001, the San Diego City Council authorized the City Manager to execute the Miramar Recycling Center Service Contract/Real Property Lease [Agreement] with Allan Company [Contractor] for the operation of the Center, which Agreement is on file in the office of the City Clerk as Document Number RR-295859; and

WHEREAS Contractor has spent \$35,000 in 2004 on site improvements and marketing in fulfillment of the Agreement and an additional \$68,700 on improvements and marketing beyond the scope of the Agreement, and has increased usage 11 percent from the year 2002 to 2003, serving over 71,000 customers per year; and

WHEREAS, the Agreement provides for a five-year initial term and includes an evergreen clause which, beginning at the end of the second contract year and at the end of each contract year thereafter, allows for a one-year extension of the Agreement if mutually agreed upon by the parties and approved by the Council; and

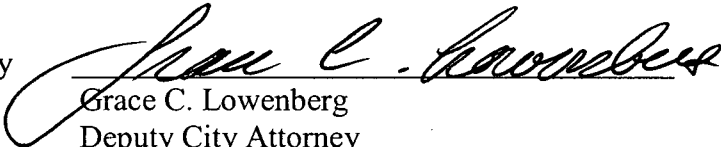
WHEREAS, the City Council by resolution approved the first one-year extension to the Agreement on March 29, 2004, which first extension was subsequently executed, and ESD and Contractor have mutually agreed upon a second one-year extension to the Agreement under the terms and conditions set forth in the Second Extension to the Agreement; and

WHEREAS, extending the Agreement will allow Contractor to continue providing high quality services in support of the City's efforts to meet state mandated waste diversion goals; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is hereby authorized and empowered to execute, for and on behalf of the City, a second one-year extension to the Agreement with the Allan Company to operate the Miramar Landfill Recycling Center, under the terms and conditions set forth in Second Extension to Miramar Recycling Center Service Contract / Real Property Lease, on file in the office of the City Clerk as Document No. RR 300109.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to deposit the revenues received under this Second Extension to the Agreement in Fund No. 41210 – Recycling Fund.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Grace C. Lowenberg  
Deputy City Attorney

GCL:mb  
01/20/05  
Aud.Cert:N/A  
Or.Dept:ESD  
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