

50  
10/10/06

ORDINANCE NUMBER O- **19546** (NEW SERIES)

DATE OF FINAL PASSAGE OCT 17 2006

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE SECOND AMENDMENT TO THE MASTER LEASE AGREEMENT FOR THE PURPOSE OF FINANCING AND REFINANCING THE ACQUISITION OF EQUIPMENT THROUGH LEASE-PURCHASE

WHEREAS, the City has entered into a Master Lease with Banc of America Leasing and Capital, LLC on file with the City Clerk as Document No. RR-297691; and

WHEREAS, the Master Lease was amended in 2005 to extend the acquisition period and the aggregate amount of the lease; and

WHEREAS, the City has identified equipment that has exceeded its useful service life and requires replacement to avoid more expensive maintenance costs;

WHEREAS, in order acquire such equipment it is necessary to amend the Master Lease to provide for additional terms and conditions associated with such acquisition; NOW,

THEREFORE,

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

Section 1. That the Mayor or his designee is authorized to execute, for and on behalf of the City of San Diego, the Second Amendment to the Master Lease Agreement for the Equipment and Vehicle Financing Program [Second Amendment Agreement]. The Second Amendment Agreement shall be in substantially the form presented to this Council, on file in the Office of the City Clerk as Document No. 00-19546, with such additions or changes therein as the Mayor or his designees shall approve as being in the best interests of the City, and as are approved as to form and legality by the City Attorney.

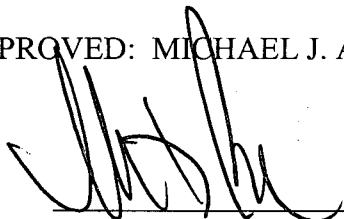
Section 2. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

Section 4. That this activity is not subject to the California Environmental Quality Act because this activity constitutes on-going administrative or maintenance activities and is excluded from being a project pursuant to CEQA Guidelines section 15378(b)(2).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By

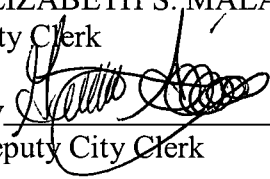


Mark D. Blake  
Chief Deputy City Attorney

TJM:TJM:ai  
07/19/06  
Or.Dept:Gen. Svcs.  
O-2007-19

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of OCT 10 2006.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 10-17-06  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

L:\TMILLER\Ordinance 2007\O-2007-19\_Lease Purchase FY06 Gen.Fund Motive Equip.doc