

101
11/28/06

(R-2007-531)

ORG.
PV FILE

RESOLUTION NUMBER R- R-302125

DATE OF FINAL PASSAGE DEC 6 2006

A RESOLUTION OF THE CITY COUNCIL ACCEPTING THE BID AND AWARDING A CONTRACT TO KEMIRON INDUSTRIES, INC. TO FURNISH FERRIC CHLORIDE FOR WASTEWATER TREATMENT; AND EXPENDING FUNDS FOR SUCH TREATMENT.

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

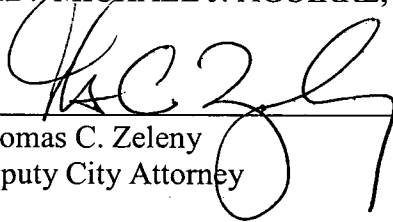
1. That the bid of Kemiron Industries, Inc. to furnish ferric chloride for wastewater treatment (Bid No. 8405-07-T), is hereby accepted.

2. That the Mayor or his designee is authorized to execute, for and on behalf of the City, a contract with Kemiron Industries, Inc. as may be required for a one-year period from date of award, at a cost not to exceed \$4,792,090 with options to renew the contract for four additional one-year periods, with price escalation not to exceed 25% of prices in effect at the end of each prior contract year, in accordance with the contract on file in the office of the City Clerk as Document No. R-302125.

3. That the expenditure of an amount not to exceed \$4,792,090 from Fund No. 41508, Dept 771, is hereby authorized, solely and exclusively to provide funds for the first year of the above contract, and future additional expenditures are authorized contingent on the exercise of each option year and acceptance of the potentially escalated prices by the Metropolitan Wastewater Department, and provided the City Auditor and Comptroller furnishes one or more certificates demonstrating that the funds necessary for additional expenditure are, or will be, on deposit with the City Treasurer.


4. That the above activity is categorically exempt from the California Environmental Quality Act pursuant to CEQA Guidelines section 15301(b), as the operation of existing sewer facilities.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Thomas C. Zeleny
Deputy City Attorney

TCZ:mb
11/07/06
Aud.Cert:2700341
Or.Dept:MWWD
MWD-7026
R-2007-531

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 28 2006.

ELIZABETH S. MALAND, City Clerk
By 
Deputy City Clerk

Approved: 12-6-06
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2700341

DEPT. NO.: 771

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____

Purpose: _____

Date: November 1, 2006

ACCOUNTING DATA											
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT											

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$4,792,090.00

Vendor: Kemiron Industries, Inc.

Authorizing the expenditure of funds for ferric chloride for various facilities.

Date: November 1, 2006

By: *She Ann Jones-Santa*
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA											
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
1	0	41508	771	262	3221	2262					\$242,917.00
2	0	41508	771	312	3221	2312					265,000.00
3	0	41508	771	412	3221	2412					4,284,173.00
TOTAL											\$4,792,090.00

AC-361 (REV 2-92)

FUND OVERRIDE

R-302125

NOV 28 2006

AC 2700341

Passed by the Council of The City of San Diego on NOV 28 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 6 2006

AUTHENTICATED BY:

(Seal)

JERRY SANDERS
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Mary Zimmerman*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R-302125