

104
11/28/06

RESOLUTION NUMBER R- 302128

DATE OF FINAL PASSAGE DEC 06 2006

A RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING A THIRD ONE-YEAR EXTENSION TO THE AGREEMENT WITH ALLAN COMPANY TO OPERATE THE MIRAMAR RECYCLING CENTER; AUTHORIZING THE DEPOSIT OF FUNDS RECEIVED FROM THE ALLAN COMPANY INTO THE RECYCLING FUND; AND FINDING NO ENVIRONMENTAL IMPACT.

WHEREAS, the City of San Diego is required by 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 the City's Source Reduction and Recycling Element; and

WHEREAS, the Environmental Services Department operates recycling and educational outreach programs to divert recyclables from landfill disposal and requires a contractor to operate the Miramar Recycling Center to provide recycling services; and

WHEREAS, in 2001, Council authorized the execution of an agreement with the Allan Company for the operation of the Miramar Recycling Center, which agreement is on file in the Office of the City Clerk as document number RR-295859, 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 on by the parties and approved by the Council; and

WHEREAS, two previous one-year extensions to the agreement were approved, and a third extension to the agreement will allow the Allan Company to continue operating the Miramar Recycling Center in support of the City's efforts to meet state-mandated waste diversion goals; and

WHEREAS, pursuant to the Ground Lease for the Miramar Landfill entered into between the City and the U.S. Department of the Navy, the United States Marine Corps has approved the proposed extension to the agreement, retroactive to January 1, 2006; NOW, THEREFORE,

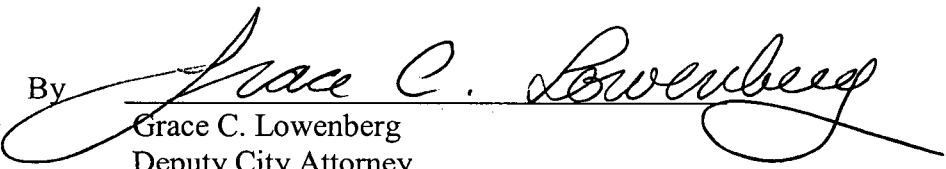
BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his duly authorized representative is authorized and empowered to execute, for and on behalf of the City, a third one-year extension to the agreement with the Allan Company to operate the Miramar Recycling Center, to take effect retroactively from January 1, 2006, including increased payments to the City, under the terms and conditions set forth in the Third Extension to Miramar Recycling Center Service Contract / Real Property Lease, on file in the office of the City Clerk as Document Number RR- 302128.

BE IT FURTHER RESOLVED, that the City and Auditor and Comptroller is authorized to deposit revenues received under the Third Extension into Fund No. 41210 – Recycling Fund.

BE IT FURTHER RESOLVED, that this activity is categorically exempt from the California Environmental Quality Act pursuant to CEQA guideline 15301 because it consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of an existing use.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By


Grace C. Lowenberg
Deputy City Attorney

GCL:mb
11/15/06
Aud.Cert:N/A
Or.Dept:ESD
R-2007-578

R- 302128

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

 302128

NOV 28 2006

Passed by the Council of The City of San Diego on _____, 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"/>

DEC 06 2006

Date of final passage _____

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 Cepeda

Deputy

Office of the City Clerk, San Diego, California

Resolution Number

R 302128