

RESOLUTION NUMBER R- 306941

# 108

DATE OF FINAL PASSAGE AUG 04 2011

7/26/11

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING A CONTRACT WITH CIELO  
AZUL, INC. TO PROVIDE LANDSCAPE MAINTENANCE  
SERVICES IN THE MIRAMAR RANCH NORTH  
MAINTENANCE ASSESSMENT DISTRICT.

WHEREAS, Miramar Ranch North Maintenance Assessment District (Miramar Ranch North MAD) was originally formed on November 23, 1987, to provide landscape maintenance services per Resolution No. R-269792; and

WHEREAS, the Miramar Ranch North MAD was most recently rebaloted on July 23, 2002 to authorize increased assessments, per Resolution R-296886; and

WHEREAS, each year the City Council authorizes the levying of assessments in each Maintenance Assessment District and did so most recently on July 20, 2010, per Resolution No. R-306029; and

WHEREAS, in June of 2010, the City issued a Request for Bids for Miramar Ranch North MAD Landscape Maintenance (Bid No. 9955-11-Q); and

WHEREAS, City staff analyzed bids received and interviewed the lowest bid firms in accordance with San Diego Municipal Code section 22.3001 *et seq.*

WHEREAS, the City selected Cielo Azul, Inc. d.b.a Blue Skies Landscape Maintenance, Inc. (Blue Skies) as the lowest responsible bidder; and

WHEREAS, the contract with Blue Skies will exceed \$1,000,000, and therefore, this contract requires City Council approval in accordance with San Diego Municipal Code section 22.3211(d); and

WHEREAS, the prior Miramar Ranch North MAD landscaping contracts expired before Council approval could be obtained for the new contracts, and therefore, in order to continue to provide services, Blue Skies was given notice to initiate the provision of services contingent on Council approval; and

WHEREAS, Blue Skies began services on November 1, 2010; and

WHEREAS, Council ratification of the contract award is now being requested; NOW, THEREFORE,

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

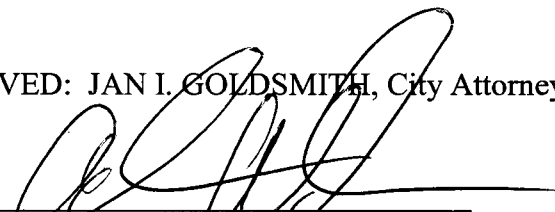
1. That the Mayor or his designee is authorized to award and execute, for and on behalf of the City, a phase-funded contract with Cielo Azul, Inc. d.b.a. Blue Skies Landscape Maintenance, Inc. (Blue Skies) for landscape maintenance services within the Miramar Ranch North Maintenance Assessment District (Miramar Ranch North MAD), having an initial term of two years.

2. That the Mayor or his designee is authorized to exercise up to three one-year contract extension options with Blue Skies, contingent upon adoption of the resolution authorizing the levy of assessments within the Miramar Ranch North MAD and the Annual Budget Appropriation Ordinance for the applicable fiscal year, and provided that the Chief Financial Officer first furnishes one or more certificates that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

3. That the Chief Financial Officer is authorized to expend an amount not to exceed \$3,904,707 over five years (\$479,392 in Fiscal Year 2011, \$755,042 in Fiscal Year 2012, \$792,795 in Fiscal Year 2013, \$800,000 in Fiscal Year 2014, \$800,000 in Fiscal Year 2015, and \$277,478 in Fiscal Year 2016) from Fund No. 200047, Miramar Ranch North Maintenance Assessment District, for the purpose of funding the above contract, contingent upon adoption of

the resolution authorizing the levy of assessments within the MAD and the Annual Budget Appropriation Ordinance for the applicable fiscal year, and provided that the Chief Financial Officer first furnishes one or more certificates that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

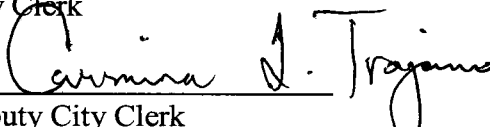
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Adam R. Wander  
Deputy City Attorney

ARW: js  
07/06/11  
Or.Dept: Park & Rec  
R-2012-25  
Doc No. 207434

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 26 2011.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 8-4-11  
(date)

  
JERRY SANDERS, Mayor

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

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