

RESOLUTION NUMBER R- 307170

DATE OF FINAL PASSAGE DEC 15 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING AN AGREEMENT WITH GIBBS FLYING SERVICE, INC. TO PROVIDE ONGOING FUEL FOR FOUR SAN DIEGO POLICE DEPARTMENT HELICOPTERS AND TWO FIRE-RESCUE DEPARTMENT HELICOPTERS.

WHEREAS, a fuel contract for the San Diego Police (Police) Department's four helicopters and Fire-Rescue Department's two helicopters was bid and awarded between 2008 and 2012 that has or will exceed \$1,000,000 in total expenditures over the total five-year contract period; and

WHEREAS, contracts which exceed \$1,000,000 require San Diego City Council (Council) approval in accordance with San Diego Municipal Code section 22.3211(d); and

WHEREAS, this contract was awarded prior to a Memorandum of Law (City Att'y MOL No. 09-20 (Dec. 18, 2009)) issued by the Office of the City Attorney clarifying City staff's understanding of the requirements of San Diego Municipal Code section 22.3211(d); and

WHEREAS, after realizing that Council approval is required for this older contract, City staff authorized the vendor to continue the provision of service contingent on Council approval; and

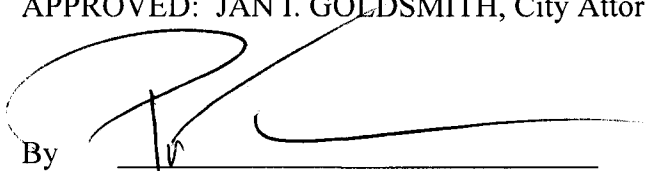
WHEREAS, the Police and Fire-Rescue Departments are requesting Council approval of the required actions that will ratify the agreement with Gibbs Flying Service, Inc. (Contract) and provide authorization to spend in excess of \$1 million over the life of the contract and spend up to \$750,000 in Fiscal Year 2012; and

WHEREAS, the Council's increased authorization will ensure that the Police and Fire-Rescue helicopters will remain operational for the safety of police officers, firefighters, and citizens; NOW, THEREFORE,

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

1. That, for Bid Number 8863-07-P, the Chief Financial Officer is authorized to expend an amount not to exceed \$3,215,896.00 over five years for the purpose of funding the above contract.
2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$500,000 in Fiscal Year 2012, from the Seized and Forfeited Assets Fund (200221) for the purpose of funding the fifth year of the above contract.
3. That the Chief Financial Officer is authorized to expend an amount not to exceed \$250,000 in Fiscal Year 2012, from the General Fund (100000) for the purpose of funding the fifth year of the above contract.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 

Paige E. Folkman
Deputy City Attorney

PEF:amt
11/21/2011
Or.Dept:SDPD

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 6 2011

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 12.15.11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor