

RESOLUTION NUMBER R- 307603

DATE OF FINAL PASSAGE JUL 31 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING ADDITIONAL FUNDING AND EXPENDITURES IN FISCAL YEARS 2011 AND 2012 FOR TECHNICAL SERVICES AND PARTS FOR CATERPILLAR ENGINE GENERATORS AND SWITCHGEAR AND FURTHER AUTHORIZING EXERCISE OF OPTIONS AND APPROVING ESTIMATED EXPENDITURES FOR FISCAL YEARS 2013 THROUGH 2015 IN CONTRACT WITH HAWTHORNE POWER SYSTEMS, INC.

WHEREAS, by Resolution No. 306299 adopted December 14, 2010 the Council of the City of San Diego authorized a contract with Hawthorne Power Systems, Inc. (HPS), under Bid No. 10005024-IOL for the maintenance and repair of several Caterpillar engines and switchgear connected to electric generators and pumps at various wastewater treatment and pumping facilities (HPS Contract); and

WHEREAS, the base term of the HPS Contract is two years from inception in 2010 with three annual options to renew thereafter; and

WHEREAS, the HPS Contract is a service and parts requirements contract based on estimated quantities, and it provides that required quantities of parts, and service may vary according to City's needs; and

WHEREAS, Resolution No. 306299 authorized expenditure of \$1,125,000 for FY 2011 and \$1,200,000 for FY 2012 for the HPS Contract; and

WHEREAS, actual requirements for engine and switchgear parts and service exceeded estimated requirements by \$296,122 in FY 2011 and by \$200,000 in FY 2012; and

WHEREAS, based on needs, City's Public Utilities Department recommends (1) that the options for the three additional one year extensions of the HPS Contract be exercised on an annual basis; (2) that the Mayor be authorized to execute said options as they arise annually in Fiscal Years 2013 through 2015; (3) that expenditures for estimated parts and service requirements for the next three years be authorized subject to annual appropriations; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that additional expenditures from Public Utilities Wastewater Operating Fund 700001 toward the HPS Contract for actual parts and service requirements in the amount of \$296,122 for FY 2011 and \$200,000 for FY 2012 are hereby ratified, such that total authorized expenditures under the HPS Contract are \$1,421,122 for FY 2011 and \$1,400,000 for FY 2012; and

BE IT FURTHER RESOLVED, that subject to provisions in annual appropriation ordinances and contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer, the Mayor is hereby authorized to execute the three annual options to extend the HPS Contract under the terms and conditions provided therein; and

BE IT FURTHER RESOLVED, that subject to provisions in annual appropriation ordinances and contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer, the additional expenditures of \$2,950,098 for FY 2013, \$1,500,000 for FY 2014, and

\$3,201,233 for FY 2015 are hereby authorized from Public Utilities Wastewater Operating Fund 700001, for a total of \$7,651,331 for these next three fiscal years of parts and service under the HPS Contract.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Frederick M. Ortlieb
Frederick M. Ortlieb
Deputy City Attorney

FMO:cla
July 6, 2012
Or.Dept: Public Utilities
Doc. No. 397943

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 24 2012.

ELIZABETH S. MALAND
City Clerk

By Elizabeth S. Maland
Deputy City Clerk

Approved: 7.31.12
(date)

Jerry Sanders
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor