

(R-2013-421)

RESOLUTION NUMBER R- 307989

DATE OF FINAL PASSAGE FEB 15 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO RATIFYING A FIVE-YEAR COOPERATIVE PROCUREMENT AGREEMENT WITH THE FISHER SCIENTIFIC COMPANY, AND AUTHORIZING EXPENDITURES OVER FIVE YEARS, IN FISCAL YEARS 2011 THROUGH 2015, FOR THE PURCHASE OF LAB SUPPLIES AND EQUIPMENT FOR THE SAN DIEGO POLICE DEPARTMENT AND THE PUBLIC UTILITIES DEPARTMENT.

WHEREAS, City Bid No. 10015875-11W, was competitively bid by the state of Idaho in Fiscal Year 2011, and awarded to the Fisher Scientific Company, to provide laboratory supplies and equipment; and

WHEREAS, Idaho's procurement and bidding process resulted in the best price, allowing any agency in the western United States to take advantage of Idaho's procurement; and

WHEREAS, the San Diego Police Department (SDPD) crime lab has a need for laboratory supplies and equipment; and

WHEREAS, the Public Utilities Department (PUD) has a need for laboratory supplies and equipment for water and wastewater; and

WHEREAS, relying on Idaho's procurement process, the City entered into a cooperative procurement contract with the Fisher Scientific Company, in accordance with the National Association of State Procurement Officials (NASPO) contract SBPO 1336, the Idaho Statewide Blanket Purchase Order; and

WHEREAS, the Purchasing Agent has certified that the cooperative procurement contract is in the best interests of the City, that the contract is to the City's economic advantage,

and that NASPO's bidding process with the state of Idaho substantially complies with the City's competitive bidding requirements; and

WHEREAS, the City established a Citywide Open Purchase Order with Fisher Scientific and began purchasing lab supplies and equipment using the cooperative procurement contract with Fisher Scientific on July 1, 2010; and

WHEREAS, on July 1, 2011, the Citywide Open Purchase Orders were eliminated due to concerns over internal controls associated with Citywide Open Purchase Orders; and

WHEREAS, in May 2011, the City entered into a new Outline Agreement with Fisher Scientific and new individual purchase orders for lab supplies and equipment were established for the Public Utilities Department and the Police Department; and

WHEREAS, subsequent to May 2011, charges for lab supplies and equipment accrued against the new Outline Agreement; and

WHEREAS, the previous expenditures that accrued against the Citywide Open Purchase Order were not carried over to the new Outline Agreement; and

WHEREAS, as expenditures on the new Outline Agreement reached \$750,000 in July 2012, it became apparent that expenditures related to the Fisher Scientific contract would exceed one million dollars; and

WHEREAS, total City expenditures under the overarching cooperative procurement contract with Fisher Scientific have already exceeded one million dollars; and

WHEREAS, the estimated expenditures for future fiscal years are based on current City needs and include possible four percent price increases, as provided for in the contract; and

WHEREAS, the City Council's authorization will ensure that SDPD's crime lab and PUD's water and wastewater labs will have the supplies and equipment they need to remain operational and fully functional; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the cooperative procurement contract with the Fisher Scientific Company to provide laboratory supplies and equipment is hereby ratified.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$763,291 in Fiscal Year 2011, from the General Fund (100000) and from the Public Utilities Department Enterprise Fund (700000, 700001, 700011) for the first year of the Fisher Scientific contract.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$110,000 in Fiscal Year 2012, from the General Fund (100000) for the second year of the Fisher Scientific contract.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$510,243 in Fiscal Year 2012, from the Public Utilities Department Enterprise Fund (700000, 700001, 700011) for the second year of the Fisher Scientific contract.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$125,000 in Fiscal Year 2013, from the General Fund (100000) for the third year of the Fisher Scientific contract.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$500,000 in Fiscal Year 2013, from the Public Utilities Department Enterprise Fund (700000, 700001, 700011) for the third year of the Fisher Scientific contract.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$135,000 in Fiscal Year 2014, from the General Fund (100000) for the fourth year of the Fisher Scientific contract, contingent upon adoption of the Fiscal Year 2014 Annual Budget Appropriation Ordinance, and upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$515,000 in Fiscal Year 2014, from the Public Utilities Department Enterprise Fund (700000, 700001, 700011) for the fourth year of the Fisher Scientific contract, contingent upon adoption of the Fiscal Year 2014 Annual Budget Appropriation Ordinance, and upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$140,000 in Fiscal Year 2015, from the General Fund (100000) for the fifth year of the Fisher Scientific contract, contingent upon adoption of the Fiscal Year 2015 Annual Budget Appropriation Ordinance, and upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$530,000 in Fiscal Year 2015, from the Public Utilities Department Enterprise Fund (700000, 700001, 700011) for the fifth year of the Fisher Scientific contract,

contingent upon adoption of the Fiscal Year 2015 Annual Budget Appropriation Ordinance, and upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Linda L. Peter
Linda L. Peter
Deputy City Attorney

LLP:amt
1/16/13
Or.Dept:Police
Doc. No.: 474884

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 5 2013

ELIZABETH S. MALAND
City Clerk

By Elizabeth S. Maland
Deputy City Clerk

Approved: 2/15/13
(date)

Bob Filner
BOB FILNER, Mayor

Vetoed: _____
(date)

BOB FILNER, Mayor