101 71514 (R-2014-758)

RESOLUTION NUMBER R- 309123

DATE OF FINAL PASSAGE JUL 30 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO RATIFYING THE EMERGENCY AWARD OF AN AGREEMENT WITH RULE STEEL TANKS, INC., FOR THE PURCHASE OF ONE HORIZONTAL GRINDER FOR THE MIRAMAR LANDFILL GREENERY.

WHEREAS, on February 5, 2014, the horizontal grinder at the Miramar Landfill Greenery (Greenery) was completely destroyed as the result of an equipment fire; and

WHEREAS, the horizontal grinder is required on a daily basis to grind green waste delivered to the Greenery to ensure ongoing compliance with the Greenery's CalRecycle Permit, prevent unnecessary burial of green waste in the landfill, and produce greenery products for sale; and

WHEREAS, on March 17, 2014, the Environmental Services Department requested, and received from the Purchasing Agent on April 2, 2014, emergency sole source approval to purchase a new horizontal grinder from Rule Steel Tanks, Inc., for an amount not to exceed \$1,051,755.32; and

WHEREAS, the Purchasing Agent reported the emergency award and its justifications to the City Council in a memorandum dated April 7, 2014; and

WHEREAS, the City executed the contract with Rule Steel Tanks, Inc., for the new horizontal grinder on May 22, 2014; NOW, THEREFORE

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

1. That the award and execution of an agreement with Rule Steel Tanks, Inc., for the purchase of one horizontal grinder DZH 7000TKT Series for the Miramar Landfill Greenery to

replace the previous horizontal grinder that was permanently decommissioned due to fire damage is hereby ratified.

2. That the Chief Financial Officer is retroactively authorized to expend an amount not to exceed \$1,051,755.32, from Refuse Disposal Fund No. 700039, solely and exclusively for the purchase of one horizontal grinder model DZH 7000TKT Series under the above agreement, provided the City Comptroller first furnishes one or more certificates demonstrating that the funds are, or will be, on deposit in the City Treasury.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Grace C.	kowenley
Grace C. Lowenberg	
Deputy City Attorney	

GCL:bas 6/30/2014

C.Cert: 3000006993

Or.Dept:ESD Doc. No.: 791754

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of JUL 15 2014.

ELIZABETH S. MALAND

City Clerk

Approved: _	7/30/14 (date)		By Debuty City Clerk Debuty City Clerk KEVIN L. FAULCONER, Mayor
Vetoed:	(date)	•	KEVIN L. FAULCONER, Mayor

The City of San Diego COMPTROLLER'S CERTIFICATE

CERTIFICATION OF UNENCUMBERED BALANCE I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto tached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby rither certify, in conformity with the requirements of the Charter of the City of San Diego; and I do hereby rither certify, in conformity with the requirements of the Charter of the City of San Diego; and I do hereby rither certify, in conformity with the requirements of the Charter of the City of San Diego; and I do hereby rither certify, in conformity with the requirements of the Charter of the City of San Diego; and I do hereby rither certify, in conformity with the requirements of the Charter of the City of San Diego; and I do hereby rither certify, in conformity with the requirements of the Charter of the City of San Diego; and I do hereby rither certify, in conformity with the requirements of the Charter of the City of San Diego; and I do hereby rither certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated preasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbent of the Exceed: \$1.051,755.32 **Authorizing the CFO to expend an amount not to exceed \$1,051,755.32 from Refuse Disposal Fund 700039, solely and exclusive the purchase of one horizontal grinder model DZH 7000TKT series under the agreement with Rule Steel Tanks, Inc for the Mirama Landfill Greenery to replace the previous horizontal grinder that was permanently decommissioned due to fire damage. **Accounting DATA** **Accounting DAT			CERTIFICATE OF UNALLOTTED BALANCE		LANCE	ORIGINATING	CC 3000006993				
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Office of the City Clerk, San Diego, California

Resolution Number R-

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