

RESOLUTION NUMBER R- 309173

DATE OF FINAL PASSAGE AUG 11 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE MAYOR TO ENTER
INTO A SECOND AMENDMENT TO THE PARTICIPATION
AGREEMENT WITH MALLORY SAFETY AND SUPPLY, LLC.

WHEREAS, in February 2012, the City of San Diego Office of Homeland Security
(OHS) entered into the Participation Agreement with Mallory Safety and Supply, LLC for use of
U.S. Communities Contract No. 440001839; and

WHEREAS, this Participation Agreement allows the City to procure specialized public
safety equipment in an expedited manner that complies with all grant requirements, providing
efficient delivery of products while obtaining the best value through competition; and

WHEREAS, the use of cooperative procurement contracts reduces the administrative
costs and speeds product delivery since preliminary procurement work and coordination have
already taken place; and

WHEREAS, since issuance of the Participation Agreement, OHS has procured grant
funded public safety equipment and supplies on behalf of the San Diego Police Department and
the San Diego Fire-Rescue Department; and

WHEREAS, the use of this Participation Agreement has benefitted the City because a bid
solicitation process would not have been completed in time to meet grant deadlines and these
procurements would have then been ineligible for reimbursement by the granting agency; and

WHEREAS, this item seeks approval for additional expenditures not to
exceed \$1,000,000 and a one year extension to the Participation Agreement with Mallory Safety
and Supply, LLC; and

WHEREAS, with this requested Second Amendment, OHS projects to spend grant funds not to exceed \$800,000 during the next fiscal year on public safety equipment and supplies, leaving an authorized expenditure amount of approximately \$200,000 for other City departments to procure additional public safety equipment such as Automated External Defibrillators; and

WHEREAS, all equipment procured by OHS with federal grant funds must be approved by the U. S. Department of Homeland Security (DHS), and must support the intent and objectives associated with DHS's Homeland Security Grant Program; and

WHEREAS, the estimated Second Amendment cost is not to exceed \$1,000,000, for a total contract amount of \$3,000,000, (\$1,000,000 from the original Participation Agreement, \$1,000,000 from the First Amendment and an additional \$1,000,000 from this Second Amendment); and

WHEREAS, this contract does not obligate the City to procure goods and services; and

WHEREAS, purchase orders will be issued as needed; and

WHEREAS, these purchases will be for grant related expenditures; and

WHEREAS, the grants used are reimbursable by nature, requiring the City to expend funds prior to requesting reimbursement; and

WHEREAS, expenditures will be initially sourced from fund 600000, and then reimbursed from the corresponding federal grant program; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Mayor or his designee is hereby authorized to execute, for and on behalf of the City, a Second Amendment to the Participation Agreement with Mallory Safety and Supply, LLC for the use of U. S. Communities Contract No. 440001839 for one additional year.

BE IT FURTHER RESOLVED, that the Chief Financial Officer or his designee, subject to the Comptroller certifying fund availability, is authorized to expend an amount not to exceed \$1,000,000 for the purposes of executing the Second Amendment to the Participation Agreement with Mallory Safety and Supply, LLC.

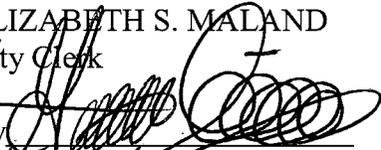
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Noah J. Brazier
Deputy City Attorney

NJB:hm
7/24/2014
Or.Dept:PSE
Doc. No. 828278

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 29 2014

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8/11/14
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 29 2014, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Harris	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 11 2014

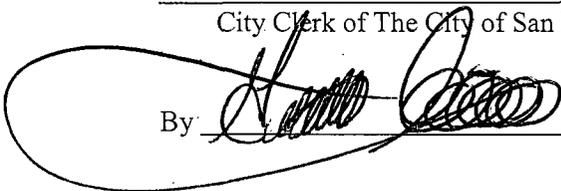
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By  Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- **309173**