

RESOLUTION NUMBER R- 311927

DATE OF FINAL PASSAGE AUG 03 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO AN AGREEMENT WITH HAWTHORNE MACHINERY COMPANY FOR THE LEASE AND FULL MAINTENANCE OF HEAVY DUTY LANDFILL EQUIPMENT FOR THE MIRAMAR LANDFILL.

WHEREAS, on March 25, 2014, by Resolution No. R-308836, the City Council authorized an agreement with Hawthorne Machinery Company for the lease and full maintenance of heavy duty landfill equipment for the Miramar Landfill, in an amount not to exceed \$3,900,000 (Agreement); and

WHEREAS, the City desires to increase the total compensation under the Agreement by an amount not to exceed \$500,000 to cover equipment repair costs, as needed, until the termination of the Agreement; and

WHEREAS, funding will come from the Refuse Disposal Fund No. 700039, with \$200,000 allocated in Fiscal Year 2018, and \$300,000 in Fiscal Year 2019; and

WHEREAS, upon City's written consent, Contractor may defer any non-critical repairs as further described in the First Amendment to Agreement; NOW, THEREFORE,

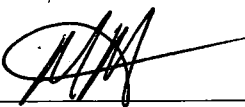
BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or his designee, is authorized to execute the First Amendment to Agreement with Hawthorne Machinery Company for the lease of heavy duty landfill equipment with full maintenance in an amount not to exceed \$500,000, under the terms and conditions set forth in the First Amendment to Agreement on file in the Office of the City Clerk as Document No. RR-311927.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$200,000 from the Refuse Disposal Fund No. 700039, for Fiscal Year 2018, solely and exclusively to provide funds for the First Amendment to the Agreement, contingent upon the Chief Financial Officer first furnishing one or more certificates demonstrating that the funds are, or will be, on deposit with the City Treasury.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$300,000 from Refuse Disposal Fund No. 700039, for the remaining term of the Agreement beginning in Fiscal Year 2019, solely and exclusively to provide funds for the First Amendment to the Agreement, contingent upon Council approval of the annual Appropriations Ordinance for the applicable fiscal year and contingent upon the Chief Financial Officer first furnishing one or more certificates demonstrating that funds are, or will be, on deposit with the City Treasury.

APPROVED: MARA W. ELLIOTT, City Attorney

By




Miguel Merrell
Deputy City Attorney

MM:cw
07/18/18
Or.Dept: ESD
CC No.: N/A
Doc. No.: 1795924

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego at its meeting of JUL 31 2018.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8/3/18
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 31 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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"/>
Chris Cate	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 03 2018

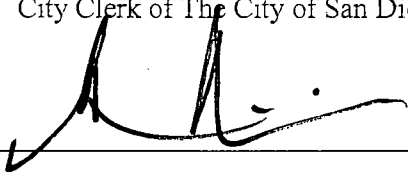
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

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

(Seal)

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

By  _____, Deputy

Office of the City Clerk, San Diego, California
311927
Resolution Number R-_____