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(O-2019-145) 7/9/19

ORDINANCE NUMBER O-21092 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 11 2019

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING AGREEMENTS WITH ALLAN COMPANY AND EDCO DISPOSAL CORPORATION FOR PROCESSING, TRANSPORTING, AND MARKETING COMMINGLED CURBSIDE RECYCLABLES.

WHEREAS, the City of San Diego's (City) Environmental Services Department provides a comprehensive residential curbside recycling program to divert household recyclables from the City's waste stream; and

WHEREAS, the City requires the continued services of a contractor to process, transport, and market the recyclable materials collected in the City's curbside recycling program; and

WHEREAS, on April 2, 2019, the City issued a Request for Proposals (RFP) No. 10089546-19-V for processing, transporting, and marketing the City's commingled curbside recyclables; and

WHEREAS, City staff determined that the Site proposed by Cedarwood-Young Company dba Allan Company (Allan Company) and two of the Sites proposed by EDCO Disposal Corporation, in response to the RFP, were responsive, responsible and deliver the best value to the City; and

WHEREAS, the proposed agreements with Allan Company and EDCO Disposal Corporation for processing, transporting, and marketing the City's commingled curbside recyclables (Agreements) are each for a term of seven (7) years, plus up to three (3) one (1) year optional extensions; and

WHEREAS, under Charter section 99, no contract, agreement, or obligation extending for a period of more than five years may be authorized except by ordinance approved by a two-thirds majority vote of the City Council; NOW, THEREFORE,

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

Section 1. That the Mayor, or his designee, is authorized to execute, for and on behalf of the City, the Agreements with Allan Company and EDCO Disposal Corporation for processing, transporting, and marketing the City's commingled curbside recyclables in an amount not to exceed $65 million, total for both Agreements, for a term of seven (7) years with three (3) one (1) year options, exercise of which may be approved by the Mayor, under the terms and conditions set forth in the Agreements on file in the Office of the City Clerk as Documents No. OO- 21092-1 and No. OO- 21092-2.

Section 2. That the Chief Financial Officer is authorized to expend an amount not to exceed $65 million from Fund 700048, Recycling Fund, over the full term of the Agreements, including the three (3) one (1) year options, for the purpose of funding the Agreements with Allan Company and EDCO Disposal Corporation, contingent upon the adoption of the Annual Appropriations Ordinance for the applicable fiscal year and contingent upon the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

Section 3. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By _____
Allegra D. Frost
Deputy City Attorney

ADF:hm
June 10, 2019
Or.Dept:Environmental Services
Doc. No.: 2025500

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUL 09 2019.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: 7/11/19
(date)

_____
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

_____
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 09 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	☑	☐	☐	☐
Jennifer Campbell	☑	☐	☐	☐
Chris Ward	☐	☑	☐	☐
Monica Montgomery	☑	☐	☐	☐
Mark Kersey	☑	☐	☐	☐
Chris Cate	☑	☐	☐	☐
Scott Sherman	☑	☐	☐	☐
Vivian Moreno	☑	☐	☐	☐
Georgette Gómez	☐	☑	☐	☐

Date of final passage JUL 11 2019.

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 Connie Patterson, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on JUN 25 2019, and on JUL 11 2019.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

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

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O-21092