

RESOLUTION NUMBER R- 315548
DATE OF FINAL PASSAGE MAY 29 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR TO EXERCISE THE FIRST TWO OPTION YEARS OF THE CONTRACT WITH BADGER METER, INC. FOR THE PURCHASE OF WATER METERS (RFP 100898854-22-W) AND RELATED ACTIONS.

WHEREAS, the City of San Diego's (City) Public Utilities Department (Department) requires a reliable supply of new water meters to replace damaged or broken meters, in order to ensure proper meter functioning and billing accuracy; and

WHEREAS, the City issued a request for proposals to supply the City with new water meters on May 13, 2022, and Badger Meter, Inc. (Vendor) submitted the only proposal in response to the request, and was determined to be responsive and responsible; and

WHEREAS, on May 16, 2023, the Council of the City of San Diego (Council) approved a one-year contract with Vendor, with four 1-year options that are exercisable in the City's sole discretion, with a not to exceed amount of \$30,000,000 (Contract), which is on file with the City Clerk as Document No. RR-314824; and

WHEREAS, the Council retained authority related to the exercise of the option years, and required that the Department bring an item to Council for approval prior to exercising the first option to extend the Contract; and


WHEREAS, Staff is requesting that the Council authorize the Mayor to exercise each of the first two option years, which are for the second and third years of the Contract, without further Council approval, if the Mayor determines that doing so is in the best interest of the City; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

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

1. The Mayor is authorized to exercise each of the first two option years under the Contract, however, the Mayor is not authorized to exercise the third and fourth option years, which are for the fourth and fifth years of the Contract, without further authorization from the Council by resolution.
2. The Chief Financial Officer is authorized to expend an amount not to exceed \$12,000,000 for the two option years from Fund 700011, Water Utility Operating Fund, for the purpose of funding the Contract, contingent upon the adoption of the Annual Appropriation Ordinance for the applicable fiscal year, and contingent upon the Chief Financial Officer furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Melissa D. Ables
Chief Deputy City Attorney

MDA:cw
April 29, 2023
Or.Dept: Public Utilities
CC No.: N/A
Doc. No.: 3635543

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 21 2024.

DIANA J.S. FUENTES
City Clerk

By Kristell Medina
Deputy City Clerk

Approved: 5/20/24
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

MAY 21 2024

Passed by the Council of The City of San Diego on _____, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MAY 29 2024

Date of final passage _____.

(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:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Kristell Medina, Deputy

<p>Office of the City Clerk, San Diego, California</p> <p style="text-align: right;">315548</p> <p>Resolution Number R-_____</p>
