

ORDINANCE NUMBER O- **22136** (NEW SERIES)

DATE OF FINAL PASSAGE **SEP 02 2026**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING A SIXTH AMENDMENT TO
THE CONTRACT BETWEEN THE CITY OF SAN DIEGO AND
REHRIG PACIFIC COMPANY FOR WASTE CARTS,
RECYCLING CARTS, CART PARTS, BINS, AND RELATED
PRODUCTS AND SERVICES.

RECITALS

The Council of the City of San Diego (Council) adopts this Ordinance based on the following:

A. The City of San Diego's Environmental Services Department requires refuse and recycling containers and related products and services, including assembly, distribution, and retraction services.

B. On October 5, 2016, based on the results of a competitive process, Miami-Dade County, the administering agent on behalf of U.S. Communities Government Purchasing Alliance, entered into a contract with Rehrig Pacific Company titled, "Waste Carts, Recycling Carts, Cart Parts, Bins, and Related Products and Services" identified as Contract No. 00254, which was subsequently amended on various dates (Agency Agreement). The City's purchasing agent certified in writing that the Agency Agreement met the requirements set forth in San Diego Municipal Code section 22.3208.

C. On January 2, 2018, the City executed a Cooperative Procurement Contract with Rehrig Pacific Company (Contractor) for an amount not to exceed \$3,000,000 (Contract). The Contract was effective until September 30, 2021, with an option to extend for an additional five-year term, as allowed under the Agency Agreement.

D. By Resolution R-312760 (December 12, 2019), Council authorized a First Amendment to the Contract to increase the not-to-exceed amount to a total of \$8,545,000. On January 6, 2020, City and Contractor executed the First Amendment to the Contract.

E. By Ordinance O-21364 (August 3, 2021), Council authorized the Second Amendment to the Contract to increase the not-to-exceed amount to a total of \$38,807,000, extend the contract for five years, and modify pricing and services. On September 15, 2021, City and Contractor executed the Second Amendment to the Contract.

F. On February 22, 2022 and December 30, 2022, City and Contractor executed the Third and Fourth Amendments to the Contract, respectively, to modify pricing and services, as allowed under the Agency Agreement.

G. By Resolution R-316329 (July 16, 2025), Council authorized the Fifth Amendment to the Contract to increase the not-to-exceed amount to a total of \$103,526,419.69, and on July 29, 2025, City and Contractor executed the Fifth Amendment to the Contract.

H. Pursuant to section 5.1.5 of Administrative Regulation 35.11, the City may extend a cooperative procurement contract for up to an additional three years beyond the Agency Agreement date if certain criteria are met, and the extension is approved in writing by the City's purchasing director. The City's purchasing director determined the criteria has been met, and approved an extension to the Contract on February 12, 2026.

I. The City and Contractor wish to amend the contract for an additional three-year term and increase the not-to-exceed amount by \$3,000,000.

J. The Office of the City Attorney prepared this Ordinance based on the information provided by City staff (including information provided by affected third parties and verified by City staff), with the understanding that this information is complete and accurate.

K. The Agreement is subject to San Diego Charter section 99, which provides (subject to certain exceptions) that no contract, agreement, or obligation creating City indebtedness and extending for a period of more than five years may be authorized except by an ordinance adopted by a two-thirds majority of the Council.

ACTION ITEMS

Be it ordained by the Council of the City of San Diego:

Section 1. The Mayor or designee is authorized to execute for, and on behalf of the City, a Sixth Amendment to the Contract between the City of San Diego and Rehrig Pacific Company, for Waste Carts, Recycling Carts, Cart Parts, Bins, and Related Products and Services, increasing the not to exceed amount to \$106,526,419.69, extending the term by three years, and otherwise modifying the Contract pursuant to the terms and conditions set forth in the Sixth Amendment to the Contract on file in the Office of the City Clerk as Document No. **OO- 22136**.

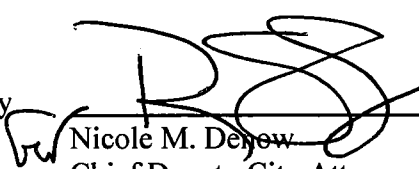
Section 2. The Chief Financial Officer is authorized to expend funds in an amount not to exceed \$106,526,419.69 over the term of the contract contingent upon the adoption of the Annual Appropriation Ordinance for the applicable fiscal year and contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

Section 3. The Council dispenses with a full reading of this Ordinance before its passage because a written copy of this Ordinance was made available to the Council and the public before the date of its passage.

Section 4. This Ordinance will take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: HEATHER FERBERT, City Attorney

By


Nicole M. Denow
Chief Deputy City Attorney

NMD:nsf

May 28, 2026

Or.Dept: ESD

Doc. No. 4445408_2

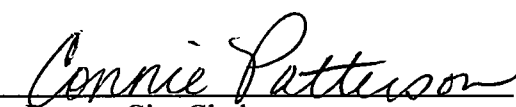
I certify that the Council of the City of San Diego adopted this Ordinance at a meeting held on

AUG 25 2026

DIANA J.S. FUENTES

City Clerk

By


Deputy City Clerk

Approved: _____

9/2/26

(date)


TODD GLORIA, Mayor

Vetoed: _____

(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on **August 25, 2026**, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	☒	☐	☐	☐
Jennifer Campbell	☒	☐	☐	☐
Stephen Whitburn	☒	☐	☐	☐
Henry L. Foster III	☐	☒	☐	☐
Marni von Wilpert	☐	☒	☐	☐
Kent Lee	☒	☐	☐	☐
Raul A. Campillo	☐	☐	☒	☐
Vivian Moreno	☒	☐	☐	☐
Sean Elo-Rivera	☒	☐	☐	☐

Date of final passage SEP 02 2026.

(Please note: When an ordinance is approved by the Mayor, the date of final passage is the date the approved ordinance 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 , 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

JUL 14 2026

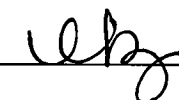
, and on SEP 02 2026.

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)

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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