

RESOLUTION NUMBER R- 315086  
DATE OF FINAL PASSAGE AUG 08 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO  
THE AGREEMENT WITH AIRBUS HELICOPTERS, INC.,  
AND AUTHORIZING THE PURCHASE OF THREE  
ADDITIONAL HELICOPTERS.

WHEREAS, the Police Department's Air Support Unit (ABLE) operates a fleet of four  
helicopters to enhance officer and public safety; and

WHEREAS, ABLE flies a variety of missions, day and night, to support ground police  
personnel by improving safety; and

WHEREAS, ABLE missions may include assistance with foot pursuits, vehicle pursuits,  
missing person searches, vehicle recovery, and first-at-scene support; and

WHEREAS, ABLE's existing fleet of helicopters is aging and requires replacement; and

WHEREAS, in 2019, the City entered into an agreement with Airbus Helicopters, Inc. for  
the purchase of helicopters, including mission configuration, future pricing, and acceptance of  
trade-in helicopters; and

WHEREAS, the agreement with Airbus Helicopters, Inc., and purchase of one helicopter,  
was approved by the City Council in Resolution R-312743 (Nov. 20, 2019), but City Council  
approval was expressly required for purchase of any additional helicopters; and

WHEREAS, the Police Department desires to continue replacing its helicopter fleet in  
phases, through the purchase of two H125 helicopters in Fiscal Year 2024, and one H125  
helicopter in Fiscal Year 2025; and

WHEREAS, to ensure that the agreement with Airbus Helicopters, Inc. remains in effect through purchase, delivery, and acceptance of new helicopters and trade-in of existing helicopters, it is necessary to extend the term of the agreement by sixteen (16) months; and

WHEREAS, the extension of the agreement and purchase of additional helicopters is contingent on the City securing financing through a separate procurement process and City Council approval action; and

WHEREAS, the total not-to-exceed cost of the three new helicopters is \$17,952,192, which includes the cost of the three helicopters and sale tax; and

WHEREAS, the City's Equipment and Vehicle Financing Program (EVFP) is the most cost-effective tool to finance the helicopter purchases; and

WHEREAS, under the EVFP, the City will advance the cost to purchase each helicopter and execute a 10-year lease to reimburse itself for the payments; and

WHEREAS, the lender will be procured by the Department of Finance, Debt Management Division, through a request for proposal and approved by City Council; and

WHEREAS, the final cost of the helicopters will include a trade-in value for existing helicopters, currently estimated at \$800,000 per helicopter; 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 City Council of the City of San Diego, that the Mayor or his designee is authorized to execute for and on behalf of the City the First Amendment to the agreement with Airbus Helicopters, Inc., to increase the term of the agreement by sixteen (16)

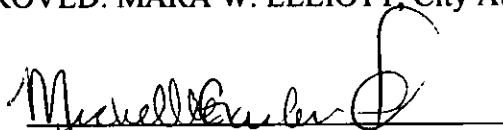
months to allow for the purchase, delivery, and acceptance of new helicopters, and trade-in of existing helicopters.

BE IT FURTHER RESOLVED, by the City Council of the City of San Diego that the purchase of three (3) additional H125 helicopters pursuant to the agreement with Airbus, Inc., is hereby approved.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$17,952,192 for three (3) H125 helicopters. Upon delivery of each helicopter, the initial payment will be advanced from fund 100013, Operating Capital Lease Financing Fund (Fund) with the expectation that, with the future approval of the City Council, the Equipment and Vehicle Financing Program (EVFP) will be used to reimburse the Fund through lease to purchase financings. The subsequent lease payments, over a term of 10 years, will come from the Police Department budget within the General Fund, contingent upon the appropriation ordinance for the applicable fiscal year and 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.

APPROVED: MARA W. ELLIOTT, City Attorney

By



Michelle A. Garland  
Chief Deputy City Attorney

MAG:hm  
July 5, 2023  
Or.Dept: PSE  
Doc. No. 3353309\_5

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of AUG 01 2023.

DIANA J.S. FUENTES  
City Clerk

By Kristell Medina  
Deputy City Clerk

Approved: 8/01/23  
(date)

Todd Gloria  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on AUG 01 2023, 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"/>
Monica Montgomery Steppe	<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"/>

Date of final passage AUG 08 2023.

**(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

Office of the City Clerk, San Diego, California  
Resolution Number R- 315086