

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,  
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

**AN ORDINANCE**

**ACCEPTING THE OFFER FROM RUSH TRUCK CENTER TO PROVIDE THE SOLID WASTE MANAGEMENT DEPARTMENT (SWMD) WITH A TOTAL OF TWELVE REPLACEMENT REAR LOADER REFUSE COLLECTION TRUCKS FOR A TOTAL COST OF \$1,817,798.00, FUNDED FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND.**

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**WHEREAS**, an offer was submitted by Rush Truck Center to provide the City of San Antonio Solid Waste Management Department with 12 rear load refuse collection trucks of various models and load capacities for a total cost of \$1,817,798.00; and

**WHEREAS**, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(2), which provides for a procurement necessary to protect the public health or safety; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The offer submitted by Rush Truck Center to provide the City of San Antonio Solid Waste Management Department with 12 rear load refuse collection trucks for a total cost of \$1,817,798.00 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. A copy of the contract is attached hereto and incorporated herein for all purposes as **Exhibit A**.

**SECTION 2.** Funding for this ordinance in the amount of \$1,817,798.00 is available in Fund 72001000, Cost Center 3503200001 General Ledger 5709080 as part of the Fiscal Year 2018 Budget. Payment not to exceed the budgeted amount is authorized to Rush Truck Center and should be encumbered with a purchase order.

**SECTION 3.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 4.** This Ordinance is effective immediately upon its passage by eight affirmative votes; otherwise it is effective on the tenth day after passage.

**PASSED and APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2017.

**M A Y O R**

LOC/ag  
00/00/17  
Item No. \_\_\_\_

Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney

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**EXHIBIT A**

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