

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

AN ORDINANCE

ACCEPTING THE OFFERS FROM GRANDE TRUCK CENTER OF SAN ANTONIO TO PROVIDE 36 AUTOMATED SIDE LOAD REFUSE TRUCKS AND DOGGETT FREIGHTLINER OF SOUTH TEXAS, LLC. TO PROVIDE 5 REAR LOAD REFUSE TRUCKS TO THE CITY OF SAN ANTONIO FOR A TOTAL COST OF \$11,427,684.00 FROM THE EQUIPMENT RENEWAL AND REPLACEMENT FUND AND THE 2015 SOLID WASTE MANAGEMENT DEPARTMENT EQUIPMENT ACQUISITION FUND, CONTINGENT UPON, IN PART, EXECUTION OF A LEASE PROGRAM SCHEDULE, OR ISSUANCE OF OTHER FINANCIAL OBLIGATIONS.

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WHEREAS, offers were submitted by Grande Truck Center to provide 36 automated side load refuse trucks and Doggett Freightliner of South Texas to provide 5 rear load refuse trucks to the City of San Antonio for the Solid Waste Management Department for a total cost of \$11,427,684.00; 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 offers submitted by Grande Truck Center to provide 36 automated side load refuse trucks and Doggett Freightliner of South Texas to provide 5 rear load refuse trucks to the City of San Antonio for the Solid Waste Management Department for a total cost of \$11,427,684.00 are hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. Acceptance of these offers are further contingent upon the execution of a lease purchase agreement or other financial obligations. Copies of the contracts are attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. Expenses not to exceed \$2,805,543.00 associated with this ordinance will be available in Fund 55005006, 2015 Equipment Acquisition-SWMD contingent upon execution of a lease purchase agreement. Principal and interest payments will be charged to Cost Center 5501010001 and General Ledgers 5404010 and 5404020, respectively.

SECTION 3. Additional funding in the amount of \$8,622,141.00 for this ordinance is available for Fund 72001000, Cost Center 3503200001 and General Ledger 5501055, as part of the Fiscal Year 2015 Budget.

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SECTION 4. Payment not to exceed the budgeted amount of \$10,482,804.00 is authorized to Grande Truck Center of San Antonio and should be encumbered with a purchase order.

SECTION 5. Payment not to exceed the budgeted amount of \$944,880.00 is authorized to Doggett Freightliner of South Texas and should be encumbered with a purchase order.

SECTION 6. 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 7. This ordinance is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED and APPROVED this ____ day of _____, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney