

**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 WITH NINE AUTOMATED SIDE LOAD REFUSE TRUCKS FOR A TOTAL COST OF \$2,856,051.00, FUNDED THROUGH THE SOLID WASTE MANAGEMENT DEPARTMENT (SWMD) EQUIPMENT ACQUISITION FUND THROUGH A MUNICIPAL LEASE PROGRAM.

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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 nine automated side load refuse collection trucks of various models and load capacities, for a total cost of \$2,856,051.00; 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 nine automated side load refuse trucks for a total cost of \$2,856,051.00 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. [Fiscal details to be included in final draft.]

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.

LOC/ag
00/00/17
Item No. __

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

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EXHIBIT A

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