

RESOLUTION NO. 3965

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD
AUTHORIZING THE CITY MANAGER TO ENTER INTO A FIVE YEAR LEASE-
PURCHASE AGREEMENT WITH FIRST NATIONAL BANK FOR THE PURCHASE
OF A NEW DUMP TRUCK IN AN AMOUNT NOT TO EXCEED \$71,493.60
PURSUANT TO THE CITY'S IN-LIEU PURCHASE POLICY**

WHEREAS, in Fiscal Year 2006-2007, the City budgeted \$28,670 for the purchase of a dump truck; and

WHEREAS, the amount budgeted is not sufficient to purchase a new dump truck; and

WHEREAS, Staff has applied for a credit line with First National Bank to finance the purchase of the new dump truck; and

WHEREAS, the staff has learned that the State of California Department of General Services Contract 1-07-23-20 which pertains to the purchase of a new dump truck, represents the lowest responsive bid in a competitive bid process sponsored by the State of California; and

WHEREAS, pursuant to Contract #1-07-23-20, the City can obtain a new dump truck from Downtown Ford Sales for a not-to-exceed amount of \$60,098.72; and

WHEREAS, Staff has confirmed that the Ford dump truck has a verified history of customer satisfaction and public service use, relevant to City needs, in the City of Soledad, Monterey County and the State of California; and

WHEREAS, pursuant to Soledad Municipal Code Section 3.24.040 A.(5), the City can forgo its formal purchasing requirements when the City Council determines that a cost and time savings can be realized by using the purchase procedures and bid results of another public entity, in accordance with specific procedures, and

WHEREAS, the City Manager and/or Staff have determined that the bid for the purchase of said dump truck, in this case in the form of a State General Services Contract, 1) was made within the previous twelve months, 2) that there has been no significant change in the price of the requested equipment since the time the State General Services Contract was awarded, 3) that there is no reason to believe that there would be a significant price difference in the truck based on the location of available bidders, and 4) that the bids provided to the State as part of the General Services Contract bidding process were the lowest responsible bids of equivalent thereto for the purchase of a new dump truck in question.

NOW, THEREFORE, BE IT HEREBY RESOLVED, by the City Council of the City of Soledad as follows:

1. All of the recitals set forth above are true and correct to the best of its knowledge, and are incorporated herein.

2. The Council determines that the new dump truck can be purchased more economically and on a more timely basis through the use of the purchase and bidding procedures of another public entity, in this case the State of California, and that the proposed purchase meets the requirements for the use of the City's "In-Lieu" exception to compliance with the City's purchase requirements set forth in Chapter 3.24 of the Soledad Municipal Code.
3. The City Manager is hereby authorized to purchase one new dump truck, pursuant to State of California Department of General Services Contract 1-07-23-20, for a cost not-to-exceed \$60,098.72.
4. The City Council approves the credit line with First National Bank to finance the purchase of the new dump truck in an amount not to exceed \$71,493.60 and authorize the City Manager to execute all lease credit documents.

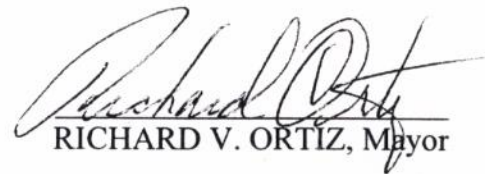
PASSED AND ADOPTED at a regular meeting of the City Council of the City of Soledad duly held on the 21st day of March 2007, by the following vote:

AYES, and in favor thereof, Councilmembers: Martha Camacho, Juan Saavedra, Patricia Stephens, Mayor Pro Tem Christopher Bourke, Mayor Richard Ortiz

NOES, Councilmembers: None

ABSTAIN, Councilmembers: None

ABSENT, Councilmembers: None


RICHARD V. ORTIZ, Mayor

ATTEST:


NOELIA F. CHAPA, City Clerk