

RESOLUTION NO. 4299

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD
APPROVING THE PURCHASE OF SIX (6) SELF CONTAINED BREATHING
APPARATUS AND TWELVE (12) SELFCONTAINED BREATHING APPARATUS
CYLINDERS AT A COST OF \$29,284.08, WHICH WILL BE FUNDED BY FY2008/2009
BUDGET AND UTILIZING THE CITY'S IN-LIEU PURCHASE EXCEPTION**

WHEREAS, the City has entered into a contract with HME Incorporated for a new Type I fire engine; and

WHEREAS, the City has the need to add six (6) Self Contained Breathing Apparatus and twelve (12) self contained breathing apparatus cylinders for the new fire engine; and

WHEREAS, the City's In-Lieu Purchase Exception, adopted pursuant to Ordinance No. 597, allows the City to dispense with its formal bidding procedures for purchasing equipment through the use of bidding procedures used by other municipalities or public entities; and

WHEREAS, the City has obtained information and copies of documents used by Los Angeles County indicating that said entity awarded LN Curtis, the lowest responsible bidder in a competitive bidding process (Los Angeles County RFP-IS-1012-2) on a bid awarded on June 8, 2008); and

WHEREAS, City desires to purchase six (6) self contained breathing apparatus and twelve (12) self contained breathing apparatus cylinders from LN Curtis & Sons, for a total price, including applicable 7.25% sales tax, in an amount of \$29,284.08; and

WHEREAS, in accordance with the City of Soledad In-Lieu Purchase Exception, the City Manager and/or Staff have determined: 1) that the use of said exception for the proposed purchase of six (6) self contained breathing apparatus and twelve (12) self contained breathing apparatus cylinders is appropriate; 2) that the bid for the purchase of such equipment received by Los Angeles County was made within the preceding twelve months; 3) that there has been no significant change in the price of the requested equipment since the time the Los Angeles County bid was awarded to LN Curtis; 4) that regional variations in vendor sites will not have a significant impact on the identified purchase price, and 5) that LN Curtis provided the lowest responsible bid or equivalent thereto to Los Angeles County for the purchase of self contained breathing apparatus.

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

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

Section 2. That the City Manager is hereby authorized to purchase six (6) self contained breathing apparatus and twelve (12) self contained breathing apparatus cylinders for a cost of \$29,284.08 from LN Curtis and Sons.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Soledad duly held on the 15th day of October 2008, by the following vote:

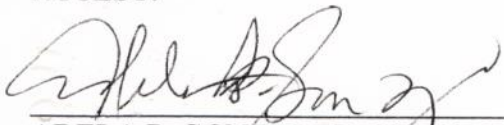
AYES, and in favor thereof, Councilmembers: Martha Camacho, Juan Saavedra, Patricia Stephens, Mayor Pro Tem Christopher Bourke, Mayor Richard Ortiz

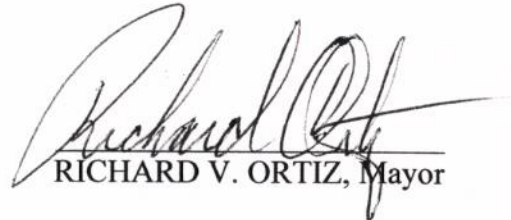
NOES, Councilmembers: None

ABSTAIN, Councilmembers: None

ABSENT, Councilmembers: None

ATTEST:


ADELA P. GONZALEZ, City Clerk


RICHARD V. ORTIZ, Mayor