

**CITY OF SAN MATEO**  
**RESOLUTION NO. \_\_\_\_\_(2022)**

**APPROVING AN ALTERNATIVE PURCHASING PROCEDURE FOR AN AGREEMENT WITH HERC RENTALS,  
INC. FOR A TEMPORARY EMERGENCY STANDBY GENERATOR REGARDING THE DALE AVENUE PUMP  
STATION**

WHEREAS, the Dale Avenue Pump Station (DAPS) Upgrade Project comprises force main refurbishment, pump station equipment upgrades, and replacement of the existing standby generator; and

WHEREAS, due to permitting requirements to comply with the latest air quality emission standards, installation of the new emergency standby generator will take approximately ten more months to complete; and

WHEREAS, while installing the new generator, a temporary emergency standby generator is required to ensure continuous power capability; and

WHEREAS, staff requested Anvil Builders, Inc., the contractor for the project, to facilitate the rental of a temporary emergency standby generator, which includes an 18% markup; and

WHEREAS, the markup of the temporary emergency standby generator rental would cost less if the City directly procured the rental; and

WHEREAS, the City requested written quotes from four vendors and received one response from Herc Rentals, Inc.; and

WHEREAS, in accordance with Municipal Code section 3.60.070(h)(3), the City Council may approve other alternative purchasing procedures upon a finding by the City Council prior to or concurrent with the award of contract that the procedures are in the best interests of the City for the particular contract; and

WHEREAS, City staff recommends approval of an agreement with Herc Rentals, Inc. for the continued rental of a temporary emergency standby generator for the Dale Avenue Pump Station because it is competitively priced and ensures safe operations until a new generator is installed.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN MATEO, CALIFORNIA, HEREBY FINDS and RESOLVES that:

1. The agreement addressed by this administrative report is being undertaken to support the Clean Water Program. This project is subject to the requirements of the California Environmental Act (CEQA), the general components of which are included as part of the Final Programmatic Environmental Impact Report (Final PEIR) (SCH No. 201532006) that was prepared for the Clean Water Program. The Final PEIR was certified by City Council on June 6, 2016.
2. In accordance with Municipal Code section 3.60.070(h)(3), the proposed agreement with Herc Rentals, Inc. is in the best interest of the City because:

- a) An emergency standby generator located at the Dale Avenue Pump Station needs to be replaced to satisfy regulatory compliance; and
  - b) Herc Rentals, Inc. has supplied a temporary emergency standby generator at a competitive price through Anvil Builders, Inc.; and
  - c) The City requested written quotes from four rental vendors, and received one written quote from Herc Rentals, Inc.; and
  - d) Procuring a temporary emergency standby generator directly from Herc Rentals, Inc. would save the City from contractor markup costs.
- 3. The agreement with Herc Rentals, Inc., for the supply of a temporary emergency standby generator, in an amount not to exceed of \$222,090.41, with a contingency of \$110,046, is approved.
  - 4. The Public Works Director is authorized to execute the agreement on behalf of the City and issue change orders within the contingency amount in substantially the form submitted.
  - 5. The City Council action of August 15, 2022 approving the subject agreement with Herc Rentals, Inc. is hereby rescinded.