

DEC 18 1978  
O. 79-133

ORDINANCE NO. 12526  
(New Series)

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 2,  
DIVISION 2 OF THE SAN DIEGO MUNICIPAL CODE  
BY AMENDING SECTIONS 22.0209 AND 22.0210.1  
RELATING TO PUBLIC WORKS CONTRACTS.

BE IT ORDAINED, by the Council of The City of San Diego,  
as follows:

Section 1. That Chapter II, Article 2, Division 2 of the  
San Diego Municipal Code be, and it is hereby amended by amending  
Sections 22.0209 and 22.0210.1 to read as follows:

SEC. 22.0209 ALTERATIONS IN CONTRACTS

Whenever it becomes necessary to make alterations in  
contracts entered into by the City, the City Manager shall  
make alterations only when authorized by the Council unless  
such alterations meet all of the following criteria:

- a. The cost of such alterations is less than  
\$15,000; and
- b. the cost of such alterations does not exceed  
the total amount authorized for the project by ordinance  
or resolution; and
- c. it is the opinion of the City Manager that the  
alterations are necessary to fulfill the purpose of the  
contract; and
- d. the alterations are made by agreement in writing  
between the contractor and the City Manager.

SEC. 22.0210.1 SAME--ADVERTISING--MINIMUM MONETARY LIMIT

In the construction, reconstruction or repair of  
public buildings, streets, utilities and other public

**CORRECTED COPY**

works when the expenditure therefor shall exceed the sum of \$25,000, the same shall be done by written contract and advertising for bids under the provisions of Section 94 of the City Charter. As to those public works contracts for which the expenditure shall not exceed \$25,000, the City Manager may let the same without advertising for bids if the Purchasing Agent has secured competitive prices from contractors interested and the City Manager has taken those prices under consideration before the contract is let.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage and remain in effect for one year from that day.

APPROVED: JOHN W. WITT, City Attorney

By   
Janis Sammartino Gardner  
Deputy City Attorney

JSG:v1:820  
11/8/78  
Or. Dept.: PR&R Comm.

12526

New Language: Underlined.  
Old Language: Crossed Out

0. 79-133

SEC. 22.0209 ALTERATIONS IN CONTRACTS

[First paragraph remains the same]

a. The cost of such alterations is less than ~~\$5,000~~  
\$15,000; and

[The remaining paragraphs remain the same]

SEC. 22.0210.1 SAME--ADVERTISING--MINIMUM MONETARY LIMIT

In the construction, reconstruction or repair of public buildings, streets, utilities and other public works when the expenditure therefor shall exceed the sum of ~~\$10,000~~ \$25,000, the same shall be done by written contract and advertising for bids under the provisions of Section 94 of the City Charter. As to those public works contracts for which the expenditure shall not exceed ~~\$10,000~~ \$25,000, the City Manager may let the same without advertising for bids if the Purchasing Agent has secured competitive prices from contractors interested and the City Manager has taken those prices under consideration before the contract is let.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage and remain in effect for one year from that day.

**12528**

Passed and adopted by the Council of The City of San Diego on DEC 18 1978,  
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<del>John D. Jones</del> Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON  
 Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By E. H. Cook, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

DEC 4 1978, and on DEC 18 1978

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.

(Seal)

By E. H. Cook, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number <u>12526</u>	Adopted <u>DEC 18 1978</u>

*Sh*

ATTORNEYS:

City of San Diego  
12th Floor, City Admin. Bldg.  
202 C St.  
San Diego, CA. 92101

Attn: Earnest H. Cook

RECEIVED  
1979 JAN 12 AM 9:50  
SAN DIEGO, CALIF.

CERTIFICATE OF PUBLICATION

No. 12526

IN THE MATTER OF

PUBLIC WORKS CONTRACTS

**ORDINANCE NO. 12526**

(New Series)

AN ORDINANCE AMENDING CHAPTER II, ARTICLE 2, DIVISION 2 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 22.0209 AND 22.0210.1 RELATING TO PUBLIC WORKS CONTRACTS.

BE IT ORDAINED, by the Council of The City of San Diego, as follows:

Section 1. That Chapter II, Article 2, Division 2 of the San Diego Municipal Code be, and it is hereby amended by amending Sections 22.0209 and 22.0210.1 to read as follows:

**SEC. 22.0209 ALTERATIONS IN CONTRACTS**

Whenever it becomes necessary to make alterations in contracts entered into by the City, the City Manager shall make alterations only when authorized by the Council unless such alterations meet all of the following criteria:

- a. The cost of such alterations is less than \$15,000; and
- b. The cost of such alterations does not exceed the total amount authorized for the project by ordinance or resolution; and
- c. It is the opinion of the City Manager that the alterations are necessary to fulfill the purpose of the contract; and
- d. The alterations are made by agreement in writing between the contractor and the City Manager.

**SEC. 22.0210.1 SAME - ADVERTISING - MINIMUM MONETARY LIMIT**

In the construction, reconstruction or repair of public buildings, streets, utilities and other public works when the expenditure herefor shall exceed the sum of \$25,000, the same shall be done by written contract and advertising for bids under the provisions of Section 94 of the City Charter. As to those public works contracts for which the expenditure shall not exceed \$25,000, the City Manager may let the same without advertising for bids if the Purchasing Agent has secured competitive prices from contractors interested and the City Manager has taken those prices under consideration before the contract is let.

Section 2. This ordinance shall take effect and be in force on the thirtieth day from and after its passage and remain in effect for one year from that day.

Introduced on December 4, 1978.

Passed and adopted by the Council of The City of San Diego on December 18, 1978.

AUTHENTICATED BY:

PETE WILSON,  
Mayor of The City of San Diego, California.  
CHARLES G. ABDELNOUR,  
City Clerk of The City of San Diego, California.

(SEAL)

By Earnest H. Cook,  
Deputy.

Published January 2, 1979

60-1004

PATRICIA M. SPUALDING

I, PATRICIA M. SPUALDING, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 12526

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to-wit:

January 2, 1979

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 2 day of Jan., 1979

*Patricia M Spaulding*  
(Signature)

9"-5463