

RESOLUTION NUMBER R-283510

ADOPTED ON MAR 07 1994

WHEREAS, the City of San Diego has entered into an Agreement with Ogden Environmental and Energy Services Company ("Ogden") for consulting services related to the Multiple Species Conservation Program, as reflected by Council Resolution No. R-278422, adopted July 29, 1991, and by Amendment No. 1 to that Agreement, Resolution No. R-279837, adopted April 27, 1992; and

WHEREAS, the City desires Ogden to perform additional services beyond those previously agreed upon; and

WHEREAS, the City has entered MSCP contributive support agreements with San Diego Gas & Electric Company and with the San Diego Association of Governments on behalf of U.S. Fish & Wildlife Service (Council Resolution No. R-283136); with CalTrans and TransNet via SANDAG (Resolution No. R-281726); and with the San Diego County Water Authority (Resolution No. R-280368); and

WHEREAS, the funding from the contributive support agreements has been dedicated to the MSCP by directed deposit into CIP No. 45-910.3, Program Planning and Studies; NOW,
THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is hereby authorized and empowered to execute, for and on behalf of said City, a second amendment to the agreement of July 29, 1991 with Ogden Environmental and Energy Services Company, for professional services in connection

with the Multiple Species Conservation Program, under the terms and conditions set forth in the Amendment No. 2 on file in the office of the City Clerk as Document No. RR-283510, together with any further amendments or modifications thereto which do not increase this project's scope or cost and which the City Manager shall deem necessary from time to time in order to carry out the purposes and intent of this project and agreement.

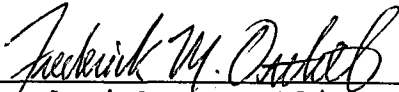
BE IT FURTHER RESOLVED, that the City Manager is authorized, pursuant to the contributive support agreements, to accept from the following sources the following amounts totaling \$255,000: \$150,000 from the San Diego Association of Governments from funds distributed by the San Diego County Regional Transportation Commission; \$30,000 from the California Department of Transportation; and \$75,000 from the San Diego County Water Authority; all to be deposited in Metropolitan Wastewater Department (Clean Water Program) Fund 41509, CIP No. 45-910.3, Program Planning and Studies; and that the Metropolitan Wastewater Department (Clean Water Program) Fiscal Year 1994 Capital Improvement Program) budget is hereby amended by increasing the amount in CIP No. 45-910.3, Program Planning and Studies, from \$7,896,973 to \$8,061,973.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$228,000 within the Metropolitan Wastewater Department (Clean Water Program) Fund 41509, from CIP No. 40-920.0, Rose Canyon Trunk Sewer, to CIP No 45-910.3, Program Planning and Studies.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$631,000 from Metropolitan Wastewater Department Fund 41509, CIP No. 45-910.3, Program Planning and Studies, is hereby authorized, solely and exclusively for the purpose of providing funds for the second amendment to the Ogden Agreement.

APPROVED: JOHN W. WITT, City Attorney

By



Frederick M. Ortlieb
Deputy City Attorney

FMO:mb
02/28/94
Aud.Cert:9400857
Or.Dept:Metro.
R-94-1243
Form=r.auagr

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

AC 9400857
ORIGINATING DEPT. NO.: 700

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \$ _____ Fund _____

Purpose _____

Date _____ By: _____

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed \$ \$255,000.00

Vendor Ogden Environmental and Energy Service Company

Purpose Authorizing the amendment No. 2 for consulting services on the Multiple species conservation Program and Program Planning and Studies

Date February 25, 1994

By: *Steven A. Johnson*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1	0	40012	700	7002	4151	190186		41509		\$255,000.00
TOTAL AMOUNT										\$255,000.00

AC-361 (REV 2-92)

FUND OVERRIDE

AC 9400857

MAR 07 1994

R-283510