

RESOLUTION NUMBER R- 289315

ADOPTED ON OCT 21 1997

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY MANAGER TO EXECUTE A SECOND AMENDMENT TO AGREEMENT WITH BERMUDES ARCHITECTS FOR ADDITIONAL PROFESSIONAL SERVICES NECESSITATED BY UNFORSEEN CONDITIONS AND REQUIREMENTS OF THE PACIFIC BEACH RECREATION CENTER ADDITION PROJECT.

WHEREAS, on April 14, 1993, The City of San Diego ("City") entered into a professional services agreement with Bermudes Architects ("Consultant") for the development of the Pacific Beach Recreation Center Addition, a copy of the Agreement is on file in the Office of the City Clerk as Document No. C-04701; and

WHEREAS, on July 21, 1994, City executed the First Amendment to Agreement with Consultant to provide additional professional services necessary to accommodate disabled access, lighting and miscellaneous code changes which occurred while the project had been awaiting funding, a copy of the First Amendment to Agreement is on file in the Office of the City Clerk as Document No. C-05552; and

WHEREAS, a Second Amendment to Agreement is now needed to provide for the unexpected requirement by the City's Development Services Business Center that an existing sewer mainline be relocated, and to provide for other changes to the project not previously anticipated; NOW, THEREFORE,

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

1. That the City Manager, or representative, is authorized to execute the Second

Amendment to Agreement with Bermudes Architects for professional services required for the Pacific Beach Recreation Center Addition, a copy of the Second Amendment to Agreement is on file in the Office of the City Clerk as Document No. RR- 289315.

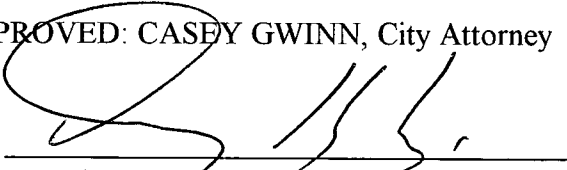
2. That the City Auditor and Comptroller is authorized to transfer Seventy-Two Thousand Eight Hundred Seventy Dollars (\$72,870) from CIP No. 29-420.0, Pacific Beach Community Park - Requirements, Phase II, Pacific Beach Urban Community Fund, Fund No. 79507, to CIP No. 29-765.0, Pacific Beach Community Park - Requirements, Phase I.

3. That the City Auditor and Comptroller is authorized to expend an amount not to exceed Two Hundred Thirty Thousand Eight Hundred Seventy Dollars (\$230,870) as follows: \$102,870 from CIP No. 29-765.0, Pacific Beach Community Park - Requirements, Phase I, Pacific Beach Urban Community Fund, Fund No. 79507; and \$128,000 from CIP 44-001.0, MWWD Sewer Fund, Fund No. 41506, for the purpose of funding the above Second Amendment to Agreement with Bermudes Architects, and for additional costs anticipated for the previously approved construction contract and related costs.

4. That the Auditor and Comptroller is authorized, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

APPROVED: CASEY GWINN, City Attorney

By

  
\_\_\_\_\_  
Douglas K. Humphreys  
Deputy City Attorney

DKH:lc  
10/08/97  
Or.Dept:Pk.&Rec.  
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**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 9800422

ORIGINATING  
DEPT. NO.: 441

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 \$ 200870 Fund 30244  
Purpose Authorizing the transfer and expenditures for the Pacific Beach Recreation Center addition.

Date 10/7/97 By: [Signature]  
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	30244	30244	105	4279	294200		79507		\$72,870.00
2	0	30244	30244	109	4278	440010		41506		\$128,000.00
3	0	30244	30244	105	4279	294200		79507		30,000.00 *
TOTAL AMOUNT										\$200,870.00 230,870.00 DC

\* Authorize expenditure, part of previous allocation.

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 \$ \_\_\_\_\_  
Vendor \_\_\_\_\_  
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										

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