

(R-2002-149)

RESOLUTION NUMBER R- 295349

ADOPTED ON AUG 06 2001

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING A SECOND AMENDMENT TO
PROFESSIONAL SERVICES AGREEMENT AND
EXPENDITURE OF GRANT FUNDS FOR
WINTERWOOD LANE COMMUNITY PARK

WHEREAS, on July 19, 1990, the City of San Diego entered into an agreement with Marum Associates, now Wimmer Yamada and Caughey, for professional design services necessary for development of Winterwood Lane Community Park; and

WHEREAS, on May 27, 1997 the City entered into a First Amendment to Agreement to expand the scope of professional services to include preparation of construction documents for the adjacent joint-use ballfields at Challenger Middle School; and

WHEREAS, the City desires to further amend the agreement to provide the environmental review necessary to complete development of the Park; NOW THEREFORE,

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

1. That the Council approves and authorizes the City Manager to execute, for and on behalf of City, a Second Amendment to Consultant Agreement with Wimmer Yamada and Caughey, for the professional services required for CIP No.29-727.0, Winterwood Land Community Park - Development, Phase II, upon substantially the terms and conditions set forth

in the Agreement on file in the office of the City Clerk as Document No. RR- 295349, together with any reasonably necessary modifications or amendments thereto which do not increase project 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.

2. That the Council authorizes the Auditor and Comptroller to reprogram \$123,181.89 from CIP 29-716.0, WINTERWOOD LANE COMMUNITY PARK – ACQUISITION AND DEVELOPMENT (PHASE I), to CIP No. 29-727.0, WINTERWOOD LANE COMMUNITY PARK –DEVELOPMENT, PHASE II in Fund No. 79006, Mira Mesa FBA; and

3. That the Council authorizes the Auditor and Comptroller to amend the Fiscal Year 2002 CIP Budget by increasing the appropriation of CIP No. 29-727.0 by \$123,181.89 in Fund No. 79006, Mira Mesa FBA; and


4. That the Council authorizes the City Manager to execute the Second Amendment to the Agreement with Wimmer Yamada and Caughey in the amount of \$100,845 for expanded professional services; and

5. That the Council authorizes the expenditure of an amount not to exceed \$100,845 from CIP No. 29-727.0, Winterwood Lane Community Park – Development, Phase II, Fund No. 79006, Mira Mesa FBA for the Second Amendment to the Consultant Agreement with Wimmer Yamada and Caughey; and

6. That the Council authorizes the City Manager to transfer and expend all remaining funds from CIP fund number 29-716.0, Winterwood Lane Community Park - Acquisition and

Development (Phase I), to CIP fund number 29-727.0, Winterwood Lane Community Park -
Development (Phase II).

APPROVED: CASEY GWINN, City Attorney

By 
for Carrie Gleeson
Deputy City Attorney

CLG:mm
07/24/01
Or.Dept:P&R
R-2002-149
Form=auagr.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING AC 2200095
DEPT. NO.: 446

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 \$ 224,026.89

Vendor Wimmer Yamada and Caughey

Purpose Authorizing the expenditure for CIP 297270 and CIP 297160 as follows:

Date 07/23/2001 By: Marilyn Nguyen

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	30244	30244	105	4117	297270				\$100,845.00
002	0	30244	30244	105	4279	297160				123,181.89
TOTAL AMOUNT										\$224,026.89

FUND OVERRIDE