

ORDINANCE NUMBER O- 19443 (NEW SERIES)

ADOPTED ON NOV 21 2005

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN
DIEGO APPROVING THE THIRD AMENDMENT TO THE
CONSULTANT AGREEMENT BETWEEN THE CITY OF SAN
DIEGO AND MCGRAW/BALDWIN ARCHITECTS

WHEREAS, on January 13, 2000, the City Manager of the City of San Diego approved a consultant agreement between the City of San Diego and McGraw/Baldwin Architects, on file in the office of the City Clerk as Document No. C-09830, for the schematic design and environmental review of the College/Rolando Library; and,

WHEREAS, on December 20, 2002, the Council of the City of San Diego approved the First Amendment between the City of San Diego and McGraw/Baldwin Architects, on file in the office of the City Clerk as Document No. RR-297408, to provide the necessary professional services to complete the required construction drawings and specifications; and

WHEREAS, on September 22, 2003, the Council of the City of San Diego approved the Second Amendment between the City of San Diego and McGraw/Baldwin Architects, on file in the office of the City Clerk as Document No. RR-298398, to provide for additional design modifications, construction document preparation, and other additional services; and

WHEREAS, the City of San Diego now desires a Third Amendment to the Agreement to increase the additional services and reimbursable expenses budget necessary to modify the construction drawings for vehicular access revisions, requested by the community, and for project value engineering; and

WHEREAS, under San Diego Charter section 99 no contract, agreement or obligation extending for a period of more than five years may be authorized except by ordinance adopted by a two-thirds' majority vote of the City Council; NOW, THEREFORE,

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

Section 1. That the City Manager be and is hereby authorized and empowered to execute, for and on behalf of said City, the Third Amendment to the Agreement with McGraw/Baldwin Architects for professional services required for the construction of the College Rolando Library, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. 0-19443.

Section 2. That the expenditure of an amount not to exceed \$47,793 from CIP No. 35-071.0, College/Rolando Branch Library, Fund No. 30244, Dept. No. 30244, Org. No. 106, is authorized to provide funding for the Third Amendment to the Agreement for the College/Rolando Library.

Section 3. That the City Auditor and Comptroller is authorized, upon advice from the Administering Department, to transfer excess funds, if any, to the appropriate reserves.

Section 4. That this activity is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) because it can be seen with certainty that there is no possibility this activity will result in a direct or reasonably foreseeable indirect physical change in the environment.

Section 5. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 6. That this ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Christina L. Bellows
Christina L. Bellows
Deputy City Attorney

CLB:sc
10/11/05
Aud.Cert.: AC 2600266
Or.Dept:E&CP
O-2006-46

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2600266

ORIGINATING

DEPT. NO.: 545

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: _____

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: \$47,793.00

Vendor: McGraw/Baldwin Architects

Authorizing the expenditure for the third amendment for the professional architectural services provided to the College Roland Library.

Date: October 5, 2005

By: *Washette Jennings*
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
01	0	30244	30244	106	4279	350710				\$47,793.00

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2600266

19443

NOV 21 2005