

(O-2006-53)

ORDINANCE NUMBER O- 19451 (NEW SERIES)

ADOPTED ON DEC 05 2005

AN ORDINANCE AUTHORIZING EXECUTION OF A SECOND AMENDMENT TO CONSULTANT AGREEMENT WITH MWH AMERICAS, INC. FOR THE OTAY WATER TREATMENT PLANT UPGRADE.

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

Section 1. That the City Manager or duly authorized representative is authorized to execute a Second Amendment to Agreement between the City of San Diego and MWH Americas, Inc. for Consulting Services for the Otay Water Treatment Plant Upgrade in the form on file in the Office of the City Clerk as Document No. OO- 19451 [Second Amendment], together with any reasonably necessary modifications or amendments thereto which do not increase agreement 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 the agreement.

Section 2. That the City Auditor and Comptroller is authorized to transfer \$65,000 from Water Fund 41500, CIP 73-250.0, Otay Water Treatment Plant Clearwell Storage Project, to Water Fund 41500, CIP 73-285.0, Otay Water Treatment Plant Upgrade Phase 2.

Section 3. That the appropriation and expenditure of an amount not to exceed \$1,605,023 from Water Fund 41500, CIP 73-285.0, Otay Water Treatment Plant Upgrade Phase 2, is authorized for the purpose of funding the Second Amendment and related in-house engineering costs.

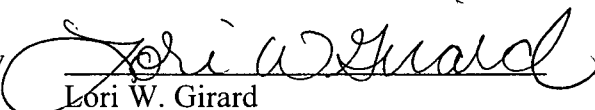
Section 4. That the City Auditor and Comptroller is authorized, upon advice from the administering Department, to transfer any excess budgeted funds to the appropriate reserves.

Section 5. That this activity is not a project subject to the California Environmental Quality Act [CEQA] pursuant to CEQA Guidelines section 15378(c) because it is a subsequent discretionary approval related to the project approved by Resolution No. R-294237 and within the scope of Mitigated Negative Declaration LDR No. 40-0932 (Project No. 96004551).

Section 6. 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 7. 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 
Lori W. Girard
Deputy City Attorney

LWG:cla
10/19/05
Or.Dept:Water
O-2006-53
A/C 2600312

0- 19451

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2600312

ORIGINATING DEPT. NO.: 760

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: \$1,605,023.00

Vendor: MWH Americas, Inc.

Purpose: To execute a contract time extension and second amendment to the agreement for design consulting services for the Otay Water Treatment Plant Upgrade Phase 2 project.

Date: October 18, 2005 By: _____

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	41500	760	391020	4278	188952				\$1,540,023.00
2	0	41500	760	391020	4278	188461				65,000.00
TOTAL AMOUNT										\$1,605,023.00

FUND OVERRIDE

AC 2600312

0 - 19451

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