

ORDINANCE NUMBER O- 19615 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 1 4 2007

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 TETRA TECH FOR SEWER PUMP STATION 18 PHASE II.

WHEREAS, on August 2, 1999, the City Manager of the City of San Diego approved a consultant agreement between the City of San Diego and Tetra Tech (formerly known as ASL Consulting Engineers), on file in the office of the City Clerk as Document No. RR-292037, to provide engineering services for the pre-design studies for both Sewer Pump Stations 18 and 19; and

WHEREAS, on August 7, 2000, the Council of the City of San Diego approved the First Amendment to the Agreement between the City of San Diego and Tetra Tech to include engineering services for the design of both pump stations, on file in the office of the City Clerk as Document No. RR-293649; and

WHEREAS, on September 10, 2004, the Council of the City of San Diego approved by Ordinance the Second Amendment to the Agreement between the City of San Diego and Tetra Tech to cover additional cost incurred for permitting, design and construction support for both Sewer Pump Station 18 and 19, on file in the office of the City Clerk as Document No. O-19314; and

WHEREAS, the City of San Diego now desires a Third Amendment to the Agreement to complete Sewer Pump Station 18 Phase II. The Phase II construction will complete the upper

structure of the building, replace the settling tank, as well as upgrade all electrical and mechanical equipment to meet current codes; 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 Mayor or his designee is authorized to execute the Third Amendment to the Agreement with Tetra Tech for additional engineering consulting services for Sewer Pump Station 18, Phase II, in an additional amount not to exceed \$92,396 for a total contract amount of \$950,447, provided that the City Auditor and Comptroller first furnishes a certificate certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

Section 2. That the additional expenditure of \$92,396 from CIP No. 46-604.6, Sewer Pump Station 18 Phase II, Fund No. 41506 Sewer Fund, is authorized for Tetra Tech engineering consulting services for the upgrades on Sewer Pump Station 18.

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

Section 4. That this activity is not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines 15378(c). This activity is a subsequent discretionary approval covered under Mitigated Negative Declaration, PTS No. 2830, September 25, 2002. The activity is adequately addressed in the environmental document and there is no change in circumstances, additional information, or project changes to warrant additional environmental review pursuant to CEQA Guidelines section 15162.

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 final passage. Agreement with Tetra Tech is on file in the Office of the City Clerk as Document No. 00-19615.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

Christina Bellows
Deputy City Attorney

CB:sc 03/12/07

Aud.Cert.: 2700559 Or.Dept:E&CP O-2007-110

ELIZABETH S. MALAND

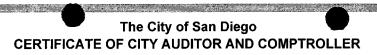
Approved: 5-14-07
(date)

City Clerk

By Deputy City Clerk

JERRY SANDERS, Mayor

Vetoed: JERRY SANDERS, Mayor



CERTIFICATE OF UNALLOTTED BALANCE

AC2700559 DEPT. 773

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