

(O-2008-66) 52 12/4

ORDINANCE NUMBER O- 19693 (NEW SERIES)

DATE OF FINAL PASSAGE DEC 18 2007

AN ORDINANCE AUTHORIZING EXECUTION OF AGREEMENTS FOR PROFESSIONAL SERVICES FOR SAN DIEGO COUNTY WATER AUTHORITY EMERGENCY STORAGE PROJECT; FOR EXPENDITURE OF FUNDS; AND TAKING RELATED ACTIONS.

WHEREAS, in May 1998, the City Council adopted an ordinance which authorized the execution of an Agreement with the San Diego County Water Authority for the use of the San Vicente Reservoir as part of the Emergency Storage Project; and

WHEREAS, the Agreement provides for a Project Review and Coordination Panel to provide for a prompt and orderly means of resolving disputes between staffs of the City and the San Diego County Water Authority in connection with the design and construction of the San Vicente Project and the operation, maintenance, and repair and replacement of the San Vicente Reservoir; and

WHEREAS, in order to fulfill the purposes of the Agreement and the Emergency Storage Project, authorization is sought to obtain professional services from Martin Dense, a qualified independent public finance consultant; Donald H. Babbitt, a qualified independent professional engineer consultant; and John S. Gregg, a qualified independent water resource contract administrator consultant; and

WHEREAS, each professional services contract will continue through December 31, 2014, thus an ordinance adopted by Council to authorize each contract will be required per City Charter, Article VII, Section 99; NOW, THEREFORE:

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

Section 1. That the expenditure of an amount not to exceed \$148,500 from Water Fund 41500 is authorized for contracted professional consulting services provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer; and

Section 2. That the Mayor or his designee is hereby authorized by ordinance to execute one consultant agreement with Martin Dense, for consulting services for the San Diego County Water Authority Emergency Storage Project in an amount not to exceed \$49,500 [Dense Agreement], on file in the Office of the City Clerk as Document No. ~~00-~~ **19693** - 1

Section 3. That the Mayor or his designee is hereby authorized by ordinance to execute one consultant agreement with Donald H. Babbitt for consulting services for the San Diego County Water Authority Emergency Storage Project in an amount not to exceed \$49,500 [Babbitt Agreement], on file in the Office of the City Clerk as Document No. ~~00-~~ **19693** - 2.

Section 4. That the Mayor or his designee is hereby authorized by ordinance to execute one consultant agreement with John S. Gregg for consulting services for the San Diego County Water Authority Emergency Storage Project in an amount not to exceed \$49,500 [Gregg Agreement], on file in the Office of the City Clerk as Document No. ~~00-~~ **19693** - 3.

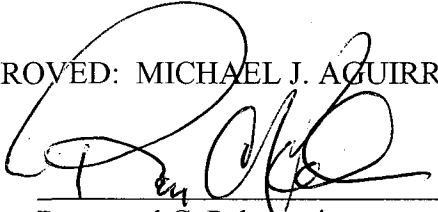
Section 5. That the City Auditor and Comptroller is authorized, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Section 6. That the City Council finds that this activity is not a project for purposes of review under the California Environmental Quality Act [CEQA], per CEQA Guidelines Section 15060(c)(2).

Section 7. 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 8. That this Ordinance shall take effect and be in force on the thirtieth (30th) day from and after its final passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Raymond C. Palmacci
Deputy City Attorney

RCP:cq
11/05/2007
Or.Dept: Water Dept.
O-2008-66

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of DEC 04 2007

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 12.18.07
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2800343

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: _____

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: \$148,500.00

Vendor: Various

Purpose: Authorizing the expenditure of funds for professional services contracts with Martin Dense, Donald H. Babbitt, and John S. Gregg for San Diego CWA Emergency Storage Project.

Date: October 30, 2007 By: L. Chim 

ACCOUNTING DATA											
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
1	0	41500	760	120	4151	001260					148,500.00
TOTAL											\$148,500.00

FUND OVERRIDE