

RESOLUTION NUMBER R- 303025

DATE OF FINAL PASSAGE NOV 05 2007

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING AN AMENDMENT TO AN  
AGREEMENT FOR AS-NEEDED ARCHAEOLOGICAL  
MONITORING FOR UNDERGROUND UTILITIES  
CONVERSION.

WHEREAS, on June 1, 2005, the City of San Diego [City] and Laguna Mountain Environmental, Inc. [Laguna Mountain], entered into a two year contract, City Clerk document No. 13294 [Agreement], not to exceed \$250,000; and

WHEREAS, on November 28, 2005, per Council Resolution Number 301072, the City Council authorized to execute a first amendment to the Agreement with Laguna Mountain, increasing the maximum contract amount from \$250,000 to \$650,000; and

WHEREAS, both parties would like to amend the Agreement with a Second Amendment to extend the existing contract for an additional three years, not to exceed 5 years from the original date of execution, June 1, 2005, and increasing the contract amount \$750,000 from \$650,000 to \$1,400,000; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor be and he is hereby authorized and empowered to execute, for and on behalf of said City, a Second Amendment to the Agreement with Laguna Mountain increasing the maximum contract amount \$750,000, from \$650,000 to \$1,400,000, for a period of up to five years from the original date of execution, June 1, 2005, for consultant services under the terms and conditions set forth in the Second Amendment to the Agreement, on file in the office of the City Clerk as Document No.

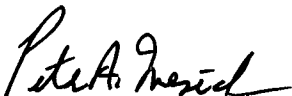
RR 303025

BE IT RESOLVED, that the appropriation and expenditure of an amount not to exceed \$750,000, from CIP No. 37-033.8, Consultant Review for Various Underground Projects, Fund 30101, Underground Surcharge-CIP, is authorized solely and exclusively for the purpose of providing funds for the purpose of executing this Second Amendment to the Agreement, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

BE IT RESOLVED, that the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

BE IT FURTHER RESOLVED, that this activity is not a "project" and is therefore exempt from CEQA pursuant to State CEQA Guidelines Section 15060(c)(3).

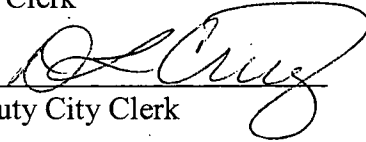
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Peter A. Mesich  
Deputy City Attorney

PAM:cfq  
08/13/07  
**10/25/07 COR.COPY**  
Aud.Cert.:2800105  
Or.Dept:E&CP  
R-2008-129

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 25 2007.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 11-5-07  
(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 2800105

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: \_\_\_\_\_ Fund: \_\_\_\_\_

Purpose: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
<b>TOTAL AMOUNT</b>										

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: \$750,000.00

Vendor: Laguna Mountain Environmental

Purpose: Authorizing the 2nd amendment to the agreement with Laguna Mountain Environmental for consultant services for archeological monitoring of the undergrounding utilities program.

Date: August 9, 2007 By: Faye Ponder-Price 

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	30244	30244	106	4279	370338		30101		750,000.00
<b>TOTAL</b>										<b>\$750,000.00</b>

FUND OVERRIDE

AC 2800105

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SEP 25 2007