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3/27

ORDINANCE NUMBER O- 19757 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 30 2008

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY AND THE BLACK & VEATCH CORPORATION FOR DESIGN AND CONSTRUCTION SUPPORT SERVICES FOR OTAY II PIPELINE IMPROVEMENTS PROJECTS-CAST IRON REPLACEMENT PHASE.

WHEREAS, the primary objective of the Otay II Pipeline Improvement Project is to maintain a reliable source of potable water through maintenance, repair, or replacement of the existing pipeline; and

WHEREAS, the Cast Iron Replacement Phase Project [Project] is one of the eight phases of the Otay II Pipeline Improvements Project; and

WHEREAS, an agreement between the City and the Black & Veatch Corporation for design and construction support services, was approved by City Council Resolution Number R-297241 on October 28, 2002; and

WHEREAS, the plans and specifications for the construction of the Project were approved on October 16, 2007, by City Council Resolution Number R-303080; and

WHEREAS, the agreement with the Black & Veatch Corporation has reached its five year term and a first amendment to the agreement will be added; and

WHEREAS, the continued participation by Black & Veatch Corporation during the construction of the Project is essential to the overall Project success; and

WHEREAS, the additional cost for the First Amendment to the Agreement with Black & Veatch Corporation is \$298,000, funding is available from the enterprise fund in CIP No. 73-286.0, Otay II Pipeline Improvements, Fund 41500, Water; NOW, THEREFORE,

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

Section 1. That the Mayor be and he is hereby authorized and empowered to execute, for and on behalf of said City, a First Amendment to the Black & Veatch Corporation Agreement for design and construction support services for the Otay II Pipeline Improvement Project - Cast Iron Replacement Phase, in the amount of \$298,000, under the terms and conditions set forth in the agreement on file in the Office of the City Clerk as Document No. OO- 19753.

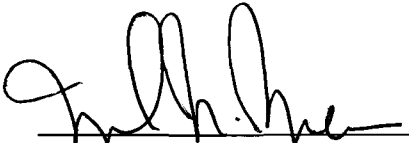
Section 2. That the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Section 3. This activity is not subject to the California Environmental Quality Act pursuant to CEQA Guidelines 15378(c) and 15060(c)(3). This activity is a subsequent discretionary approval covered under Otay II Pipeline Improvements Project Environmental Impact Report, Project No. 5503. The activity is adequately addressed in the environmental document and there is no change in circumstance, additional information, or project changes to warrant additional environmental review pursuant to CEQA Guidelines section 15177.

Section 4. 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 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Mark M. Mercer
Deputy City Attorney

MMM:nda
04/08/08
Or.Dept:E&CP
O-2008-136

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of MAY 27 2008.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5-30-08
(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 2800725
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: \$298,000.00

Vendor: Black & Veatch Corporation

Purpose: Authorizing the expenditure of funds for Design and construction support service for Otay II Pipeline Improvements Project-Cast Iron Replacements Phase, CIP 732866.

Date: April 14, 2008 By: *Yashir Bezuneh*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	41500	760	391020	4278	187032				\$298,000.00
TOTAL AMOUNT										\$298,000.00

AC-361 (REV 2-92) FUND OVERRIDE

Purchase Order Line of Accounting 41500 760 391020 4118 187032 \$298,000.00 AC 2800725

0 - 19735
MAY 27 2008