

ORDINANCE NUMBER O- 19777 (NEW SERIES)

DATE OF FINAL PASSAGE AUG 06 2008

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A SECOND AMENDMENT TO THE AGREEMENT WITH T.Y. LIN INTERNATIONAL FOR THE NORTH HARBOR DRIVE BRIDGE OVER NAVY ESTUARY PROJECT.

WHEREAS, The City and Consultant entered into an agreement to provide professional civil engineering services for the Seismic Retrofit Designs of the North Harbor Drive Bridge over Navy Estuary, Bridge 57C-015 and West Mission Bay Drive Bridge over Mission Bay Channel Bridge 57C-426, dated April 28, 1997; and

WHEREAS, The Parties entered into a First Amendment to the Agreement, dated January 7, 2003, for the purpose of updating the Projects plans and specifications to current Caltrans Standard Plans and Specifications (1999 Edition) and current Caltrans Standard Special Provisions; and

WHEREAS, The City desires to execute a Second Amendment to the Agreement for the Consultant to provide additional Professional Services for the North Harbor Drive Bridge over Navy Estuary, Bridge 57C-015, as indicated in the expanded Scope of Services [Exhibit F], for compensation not to exceed \$125,857.00, with total compensation for services provided under the Amendment not to exceed \$150,857.00; 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 Second Amendment to the Agreement with T.Y. Lin International in the amount not to exceed \$150,857.00 to finalize the Plans and Specifications and to provide support during construction, for CIP 53-0381.1, Seismic Retrofit of the North Harbor Drive

Bridge over Navy Estuary [Project] under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. OO 19777.

Section 2. That the appropriation and expenditure of an amount not to exceed \$150,857.00 from Fund 387141, Highway Bridge Program [HBP] from CIP 53-038.1, Seismic Retrofit of the North Harbor Drive Bridge over Navy Estuary, is authorized solely and exclusively for the purpose of providing funds for the purpose of executing the Second Amendment to the Agreement with T.Y. Lin International, 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.

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

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



Ryan Kohut  
Deputy City Attorney

RK:cfq  
05/29/08  
AC:2800817  
Or.Dept:E&CP  
O-2008-162

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUL 29 2008.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 8.6.08  
(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 2800817  
ORIGINATING  
DEPT. NO.: 446

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: \$150,857.00

Vendor: T-Y Lin International

Purpose: Authorizing a Second Amendment to the Agreement to finalize the Plans & Specifications and provide support during construction for Seismic Retrofit of the North Harbor Drive Bridge over Navy Estuary. CIP 53-038.1

Date: May 22, 2008 By: Rob Russett  
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		30244	107	4279	530381				\$150,857.00
TOTAL AMOUNT										\$150,857.00

FUND OVERRIDE

*D-19777*

JUL 29 2008