

ORDINANCE NUMBER O- 13784 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 23 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 WEST MISSION BAY DRIVE BRIDGE OVER SAN DIEGO RIVER REPLACEMENT PROJECT.

WHEREAS, The City and Consultant [T. Y. Lin International] entered into a Consultant Agreement to provide professional civil engineering services for the West Mission Bay Drive Bridge Replacement Project and approved by Council Resolution 293189, dated May 30, 2000; and

WHEREAS, The City and Consultant entered into a First Amendment to the Consultant Agreement which was approved by Council Resolution No. 296990, dated September 3, 2002;

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 amount not to exceed \$2,017,859.00, for professional services for the West Mission Bay Drive Bridge over San Diego River Replacement Project [Project] under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. OO 13784 together with any reasonably necessary modifications or amendments thereto which do not increase project scope or cost and which the Mayor shall deem necessary from time to time in order to carry out the purposes and intent of this Project and Agreement.

Section 2. That the City Auditor and Comptroller is hereby authorized to expend an amount not to exceed \$2,017,859.00, of which \$2,000,000 is available from Fund 38993, Highway Bridge Program and \$17,859.00 is available from Fund 30300, TransNet for CIP 52-643.0, West Mission Bay Drive Bridge over San Diego River Replacement Project for the purpose of the Second Amendment to the Agreement with T.Y. Lin International.

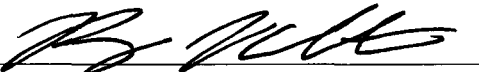
Section 3. That the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

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.

BE IT FURTHER RESOLVED, that this activity is not a "project" and is therefore not subject to CEQA pursuant to CEQA Guidelines Section §15060(c)(2).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Ryan Kohut
Deputy City Attorney

RK:cfq
07/08/08
Or.Dept:E&CP
O-2008-5
AC:2800904

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 16 2008.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9-23-08
(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 2800904
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: \$2,017,859.00

Vendor: T.Y. Lin International

Purpose: Authorize execution of the Second Amendment to the Agreement for professional services for the West Mission Bay Drive Bridge over San Diego River Replacement Project. CIP 52-643.0

Date: June 17, 2008 By: 

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	526430				\$2,017,859.00
TOTAL AMOUNT										\$2,017,859.00

FUND OVERRIDE

0-13784

SEP 16 2008

AC 2800904