

RESOLUTION NUMBER R- 303656

DATE OF FINAL PASSAGE MAY 13 2008

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
AN AGREEMENT FOR DESIGN PROFESSIONAL SERVICES
WITH BOYLE ENGINEERING CORPORATION RELATED TO
MAINTENANCE ASSESSMENT DISTRICT MANAGEMENT.

WHEREAS, this request for City Council approval is made because the proposed contractor, Boyle Engineering Corporation, a California corporation [Boyle], has been awarded contracts with The City of San Diego [City] totaling over \$250,000 during Fiscal Year 2008; and

WHEREAS, Boyle was selected as the most qualified firm following a competitive procurement process in accordance with Administrative Regulation 25.60; and

WHEREAS, Boyle's services are needed to meet the provisions of Article XIID of the California Constitution (Proposition 218) to levy assessments on real property via the County of San Diego Property Tax enrollment; and

WHEREAS, Boyle would be used on an as-needed basis to evaluate and propose maintenance assessment district [MAD] boundaries, prepare apportionment methodologies, document changes to existing MADs, and prepare reports and assessment maps for the formation of new MADs, each of which requires professional assessment engineering standards considered defensible and meeting the burden-of-proof requirements of Assessment Law, as adopted by the City and interpreted by the City Attorney; and

WHEREAS, under the proposed agreement [Agreement], Boyle would also prepare annual updates to the assessment engineer's reports for the City's existing MADs, and provide other as-needed engineering services; and

WHEREAS, funds for this action are available in the Maintenance Assessment District Management Fund No. 70208 in the amount of \$250,000; and

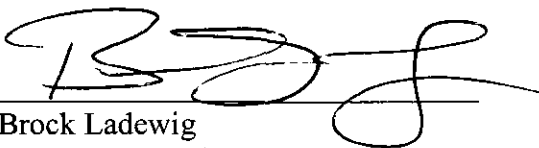
WHEREAS, Boyle has satisfied two-thirds of the City's voluntary 15% sub-consultant participation goal, and has submitted an Equal Opportunity Employment Plan; and

WHEREAS, Equal Opportunity Contracting staff will monitor compliance with contract goals and the City's Equal Opportunity Contracting and Non-Discrimination in Contracting ordinances; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, the Mayor is authorized to execute an Agreement for Design Professional Services [Agreement] with Boyle Engineering Corporation, a California corporation, a copy of which is on file in the office of the City Clerk as Document No. RR 303656;

BE IT FURTHER RESOLVED, the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$250,000 from Maintenance Assessment District Management Fund No. 70208 to satisfy the Agreement, provided the City Auditor and Comptroller first furnishes one or more certificates certifying the funds are available.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Brock Ladewig
Chief Deputy City Attorney

BL:bas
04/10/08
Or.Dept:P&R
R-2008-893
MMS #5584

(R-2008-893)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 6 2008.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk


JERRY SANDERS, Mayor

Approved: 5.13.08
(date)

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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

CERTIFICATE OF UNALLOTTED BALANCE
ORIGINATING

AC 2800696
DEPT. _____
NO. _____

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: \$250,000.00

Vendor: Boyle Engineering Corporation

Purpose: Authorizing the expenditure of funds for the agreement with Boyle Engineering Corporation for as-needed assessment engineering services (Contract #H073933).

Date: April 7, 2008

By: *Fernando Figueroa*
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	70208			9544					\$250,000.00
TOTAL AMOUNT										\$250,000.00

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2800696

L 303656

MAY 06 2008