RESOLUTION NUMBER R- 303878

DATE OF FINAL PASSAGE \_\_\_\_\_ **2 6** 2008

A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 4 TO THE AGREEMENT WITH ADS LLC FOR FLOW MONITORING AND EVENT NOTIFICATION TOREVISE THE PHASE FUNDING SCHEDULE; PROVIDE A TIME EXTENSION; AND AUTHORIZE ADDITIONAL EXPENDITURES.

WHEREAS, on June 28, 2005, the City entered a phase funded Agreement with ADS LLC (formerly ADS Corporation) for sewer flow monitoring and event notification (the ADS Agreement) on file in the office of the City Clerk as Document No. RR-300612; and

WHEREAS, on July 11, 2006, the City entered into Amendment No. 1 to the ADS Agreement (Document No. C-13854) to revise the phase funding and to add Phase 5; and

WHEREAS, on May 10, 2007, the City entered into Amendment No. 2 to the ADS

Agreement (Document No. C-14194) to reduce the amount of the performance bond required by the agreement; and

WHEREAS, on August 15, 2007, the City entered into Amendment No. 3 to the ADS Agreement (Document No. C-14288) to revise the phase funding, to add Phase 6, to increase the amount of the agreement and to extend the term of the agreement; NOW THEREFORE,

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

1. That the Mayor is authorized to execute on behalf of the City, Amendment No. 4 to the ADS Agreement, as amended, on file in the office of the City Clerk as Document

No. RR- 303878 to increase the amount of the agreement, revise the phase funding, and to extend the term of the agreement to a total duration of 60 months.

2. That Phases 1-5 of the agreement are amended to reflect actual expenditures as follows:

3. That the expenditure of the unexpended funds from Phases 1-5 of the Agreement in the amount of \$709,962.99 and an additional \$737,583.00 for a total of \$1,447,545.99 is authorized, solely and exclusively, to provide funds for the Agreement, to be expended as follows:

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

5.	This activity is not a "project' and is	therefore not subject to CEQA pursuant to
State CEQA C	Guidelines 15060 (c) (3).	
APPROVED:	MICHAEL J. AGUIRRE, City Attor	ney
By James Deput	W. Lancaster y City Attorney	
JWL: ca 06/09/2008 Aud Cert: AC Or.Dept: MW MWD-8088 R-2008-1104		
	fy that the foregoing Resolution was pareeting of	assed by the Council of the City of San
		ELIZABETH S. MALAND City Clerk  By Deputy City Clerk
Approved:	6-26-08 (date)	JERRY SANDERS, Mayor
Vetoed:		

(date)

JERRY SANDERS, Mayor

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

## CERTIFICATE OF UNALLOTTED BALANCE

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing

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R- 303878

JUN 2 4 2008

(R-2008-1125)

RESOLUTION NUMBER R- 303879

DATE OF FINAL PASSAGE JUN 2 6 2008

A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH UNITED STATES GEOLOGICAL SURVEY FOR MONITORING AND INVESTIGATION; AND RELATED ACTIONS.

WHEREAS; The City of San Diego [City] on December 9, 2002 adopted the Long – Range Water Resources Plan [LRWRP] by Resolution R-2003-657 in which the San Pasqual Basin was identified as a potential groundwater supply; and

WHEREAS; On May 16, 2006, the City Council approved a consultant agreement with MWH Americas, Inc. for the preparation of a San Pasqual Basin Groundwater Management Plan by Resolution R-301447; and

WHEREAS; On February 27, 2007, the City Council approved an agreement with RBF to perform the San Pasqual Brackish Groundwater Desalination Demonstration Project; and

WHEREAS; On June 27 2007, the City Council approved an agreement with CDM to perform the San Pasqual Conjunctive Use Study; and

WHEREAS; On November 20, 2007, the City Council adopted the San Pasqual Groundwater Management Plan by Resolution R-303177; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows.

1. That the Mayor or his designee is hereby authorized to execute a two-year agreement by and between the City and the United States Geological Survey [USGS] for an amount not to exceed \$500,000 for the purpose of drilling three mc utoring wells and performing hydrogeologic investigations in various San Diego groundwater basins [Project]; and

- 2. That the expenditure of an amount not to exceed \$500,000 from the Water Department FY 2008 Operating Budget, Water Fund 41500, Org. 8320, for Project related costs is authorized, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.
- 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.
- 4. That this activity is exempt from the California Environmental Quality Act [CEQA] pursuant to the State CEQA Guidelines, Section 15262.

APPROVED: MICHAEL, J. AGUIRRE, City Attorney
By The The Tenant of the Tenan
Raymond C. Palmucci
Deputy City Attorney
DCDa

RCP:js 06/05/2008 Or.Dept: Water Aud. Cert. 2800814 R-2008-1125

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of \_\_IUN 2 4 2008 \_\_.

ELIZABETH S. MALAND

City Clerk

	By Cluy Deputy City Clerk
Approved: 6.26.07 (date)	JERRY SANDERS, Mayor
Vetoed(date)	JERRY SANDERS, Mayor

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

## CERTIFICATE OF UNALLOTTED BALANCE ORIGINATING

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Date May 22, 2008 By Norman Reyes AUDITOR AND COMPTROLLER'S DEPARTMENT									R'S DEPARTMENT		
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JUN 2 4 2008