

ORDINANCE NUMBER O- 19833 (NEW SERIES)

DATE OF FINAL PASSAGE MAR 02 2009

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE FIRST AMENDMENT TO THE AGREEMENT WITH BOYLE ENGINEERING CORPORATION FOR OTAY SECOND PIPELINE IMPROVEMENTS – NORTH ENCANTO REPLACEMENT PROJECT.

WHEREAS, authorizing to execute a no cost, a one year, time extension to the Agreement with Boyle Engineering Corporation for continued consultant construction services for the Otay Second Pipeline Improvements – North Encanto Replacement Project; and

WHEREAS, the City approved the Consultant Agreement with Boyle Engineering Corporation, dated September 29, 2003, City Council Resolution No. R-298463; and

WHEREAS, the City’s financial issues in recent years caused a two to three year delay in the construction of many projects, including this project; and

WHEREAS, while the Consultant Agreement for Design and Construction Services were for five years, the time has now expired; and

WHEREAS, a one year time extension and continued use of the original design consultant is needed to complete the remaining months of construction and prepare record drawings; 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, to execute a first amendment to the Agreement with Boyle Engineering Corporation for construction support services of Otay Second Pipeline


Improvements – North Encanto Replacement Project under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. OO- 0000.

Section 2. That this activity is not subject to the California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines, section 15378(c). This activity is subsequent discretionary approval covered under the Otay II Pipeline Improvements Project LDR No. 42-0955, Environmental Impact Report [EIR]. This 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 3. 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 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Mark M. Mercer
Deputy City Attorney

MMM:nda
12/09/08
Or.Dept:E&CP
O-2009-85

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of FEB 17 2009.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 3-2-09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor