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(R-2009-846 Corr.) ✓

RESOLUTION NUMBER R- 304677

DATE OF FINAL PASSAGE MAR 11 2009

A RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING AN AMENDMENT TO AGREEMENT FOR EXPERT SERVICES BY MWH AMERICAS, INC. IN CONNECTION WITH SAN DIEGO BAY SHIPYARD SEDIMENT CLEANUP.

WHEREAS, the California Regional Water Quality Control Board issued Tentative Cleanup & Abatement Order No. R9-2005-0126 regarding polluted sediment in San Diego Bay; and

WHEREAS, the Tentative Cleanup & Abatement Order names the City of San Diego as a Discharger; and

WHEREAS, the City required the retention of specialized technical assistance regarding the Tentative Cleanup & Abatement Order and on October 9, 2009 retained MWH Americas for such assistance; and

WHEREAS, the City requires additional technical services of MWH Americas solely and confidentially to assist the City Attorney in responding to the Technical Cleanup & Abatement Order; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee is authorized to execute, for and on behalf of the City, an amendment to the agreement with MWH Americas, Inc. for expert consulting services related to Regional Water Quality Control Board Tentative Cleanup & Abatement Order No. R9-2005-0126, under the terms and conditions set forth in the First Amendment to Agreement in Exercise of Option, on file with the City Clerk as Document No. RR- 304677.

BE IT FURTHER RESOLVED, that the Mayor and the City Attorney are authorized to tender invoices of MWH Americas under the First Amendment to the City's insurance carriers for payment.

BE IT FURTHER RESOLVED, that the above activity is not a project and therefore is not subject to the California Environmental Quality Act pursuant to CEQA Guidelines sections 15060(c)(2) and 15306 because it is data collection that will not result in a physical change to the environment.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Frederick M. Ortlieb
Frederick M. Ortlieb
Deputy City Attorney

FMO:mb
02/10/09
02/18/09 Corrected
Cert.No:N/A
Or.Dept:Storm Water
R-2009-846

I hereby certify that the foregoing Resolution was passed by the Council of the City of Diego, at its meeting of FEB 24 2009.

ELIZABETH S. MALAND, City Clerk

By Elizabeth S. Maland
Deputy City Clerk

Approved: 3.11.09
(date)

Jerry Sanders
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor