(R-2009-887)

4/20

RESOLUTION NUMBER R- 304838

DATE OF FINAL PASSAGE MAY 0 4 2009

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING A FIRST AMENDMENT CONSULTANT AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR THE PALM AVENUE ROADWAY IMPROVEMENTS

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

- 1. That the Mayor is authorized to execute, a 1<sup>st</sup> amendment to a consultant agreement with Kimley-Horn and Associates, Inc., for additional community involvement and meetings under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR 30483,8 ogether 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.
- 2. That the expenditure of an amount not to exceed \$8,000 from Transnet CIP 52-674.0, Fund 30310, Palm Avenue Roadway Improvements, is authorized for the purpose of providing funds for the above referenced Project.
- 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.

BE IT FURTHER RESOLVED, that this activity is not a "project" and is therefore not subject to CEQA per CEQA Guidelines Section 15060(c)(3).

APPROVED: JAN I. GOLDSMITH, City Attorney

By

Ryan Kohut

Deputy City Attorney

RK:js 02/18/09

Or.Dept:E&CP

R-2009-887

MMS #8271

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of <u>APR 2 8 2009</u>.

ELIZABETH S. MALAND

City Clerk

Deputy City Clerk

Approved: 5.4.01

(date)

JERRY SANDERS, Mayor

Vetoed:

(date)

JERRY SANDERS, Mayor