

ORDINANCE NUMBER O- 19927 (NEW SERIES)

DATE OF FINAL PASSAGE FEB 26 2010

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE FOURTH AMENDMENT TO THE AGREEMENT WITH RBF CONSULTING INC. FOR THE ALDINE DRIVE SLOPE STABILIZATION.

WHEREAS, the inordinate amount of rainfall from the 2004/2005 rainy season caused erosion of the slope along the south side of Aldine Drive; and

WHEREAS, on September 6, 2005, the City of San Diego [City] entered into an Agreement with RBF Consulting Group to provide professional services for preparing feasibility studies for the Aldine Drive Slope Stabilization Project [Project]; and

WHEREAS, on July 18, 2006, the City entered into the First Amendment to the Agreement with RBF Consulting Group to provide two environmental studies, Visual Impact Assessment and a Section 106 (historical significance) Study for the Project; and

WHEREAS, on October 12, 2006, the City entered into the Second Amendment to the Agreement with RBF Consulting Group provide two additional environmental studies including a Traffic Study and a Biology Study in order to attain National Environmental Policy Act [NEPA] clearance as a condition for receiving FHWA reimbursement; and

WHEREAS, on July 16, 2008, the City entered into the Third Amendment to the Agreement with RBF Consulting Group to provide professional design services to execute the design phase based on the selected alternative, which consists of the construction of two concrete retaining walls of combined total length of 750 feet and range from 5 to 20 feet in height to stabilize the slope on Aldine Drive segment between Van Dyke Avenue and Fairmont Avenue in the Kensington neighborhood. The retaining walls would contain architectural elements and the

slopes will be backfilled and landscaped with native, non-invasive plant species. The processing of the project has been more complex because this project requires that the project meets all Federal, State, Local and Community input; and

WHEREAS, this Fourth Amendment for the Agreement with RBF Consulting Group is to finalize the environmental studies required for the Site Development Permit and NEPA clearance per review comments received from Caltrans and Development Services. This amendment includes the costs to finalize all required environmental studies and to provide additional Geotechnical work and Traffic Counts. The original contract will expire on September 6, 2010, and we are requesting a time extension for the Agreement with RBF Consulting Group to provide professional services until the time of project completion and to prepare the final record drawings for the Project. The estimated total project cost is \$3.7 million and the construction is scheduled to start in summer 2010; NOW THEREFORE,

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

Section 1. That the Mayor or his designee is authorized to execute a Fourth Amendment to the Agreement with RBF Consulting Group to provide additional professional services for the Aldine Drive Slope Stabilization Project, WBS# S-00865 (Legacy CIP 52-592.0), in the amount of \$52,700.


Section 2. That the expenditure of an amount not to exceed \$44,334.71 from Fund 400169, TransNet Extension, and \$8,365.29 from Fund 400156, TransNet, WBS# S00865 (Legacy CIP 52-592.0), Aldine Drive Slope Stabilization, is authorized for the purpose of executing the Fourth Amendment to the Agreement with RBF Consulting Group.

Section 3. That the Chief Financial Officer, upon advice from the administering department, is authorized to return excess funds, if any, to the appropriate reserves.

Section 4. That the extension of the termination date of the Agreement is authorized until completion of services or September 6, 2015, whichever occurs first.

Section 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

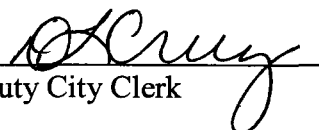
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan Kohut
Deputy City Attorney

RK:sc
11/17/09
CC:N/A
Or.Dept:E&CP
O-2010-47

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of FEB 16 2010.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 2.26.10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor