

ORDINANCE NUMBER O- 19957 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 27 2010

AN ORDINANCE AUTHORIZING EXECUTION OF A THIRD AMENDMENT TO AN AGREEMENT WITH RAFTELIS FINANCIAL CONSULTANTS, INC. FOR THE DEVELOPMENT OF THE RECYCLED WATER RATE STRUCTURING MODEL.

WHEREAS, on December 10, 2004, the City of San Diego [City] and Raftelis Financial Consulting, Inc. [Consultant] entered into an Agreement for Consulting Services [Agreement], the original of which is on file in the office of the City Clerk as Document No. C-13130; and

WHEREAS, on February 15, 2006, City and Consultant entered into a First Amendment to the Agreement [First Amendment], the original of which is on file in the office of the City Clerk as Document No. C-13719; and

WHEREAS, on January 29, 2008, City and Consultant entered into a Second Amendment to the Agreement [Second Amendment], the original of which is on file in the office of the City Clerk as Resolution R-303321; and

WHEREAS, City and Consultant mutually agree to extend the period of performance to December 31, 2010 for the completion of the scope of service; and

WHEREAS, under Charter Section 99, no contract, agreement or obligation extending for a period of more than five years may be authorized except by Ordinance approved by a two-thirds majority vote of the City Council, 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 hereby authorized and empowered to execute, for and on behalf of said City, a Third Amendment to the Agreement with Raftelis Financial Consultants, Inc, for financial consultant services related to the development of the recycled water rate structuring model, providing for an extension to December 31, 2010 and the expenditure of an amount not to exceed \$50,000 from Water Fund 700011, under the terms and conditions set forth in the Third Amendment to the Agreement on file in the office of the City Clerk as Document No. OO - **19957**

Section 2. That the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$50,000 from Water Fund 700011 for the purpose of executing this Third Amendment to the Agreement, contingent upon the City Comptroller first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

Section 3. That the Third Amendment shall include a provision requiring Consultant to complete a final pricing study by July 20, 2010.

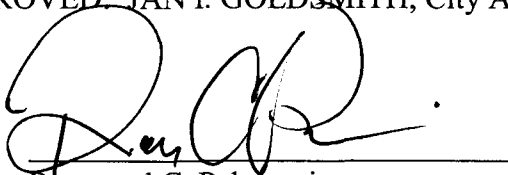
Section 4. That the Chief Financial Officer, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

Section 5. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public a day prior to its passage.

Section 6. 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



Raymond C. Palmucci
Deputy City Attorney

RP:cfq
05/04/10
Or.Dept:Water
O-2010-88 (Rev.)

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of MAY 18 2010.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5-27-10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor