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(O-2011-23)

ORDINANCE NUMBER O- 20011 (NEW SERIES)

DATE OF FINAL PASSAGE ~~...~~ **JAN 25 2011**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO
AN AGREEMENT WITH DOMINY + ASSOCIATES
ARCHITECTS @ DOMUSSTUDIO LLP, FOR THE SOUTH
MISSION BEACH LIFEGUARD STATION.

WHEREAS, the existing South Mission Beach Lifeguard Station was built in the early 1970's as a temporary lifeguard tower and now it is undersized, deteriorated and no longer serves the needs of the lifeguard staff nor the beach going public; and

WHEREAS, the proposed project will design a new facility with an observation tower, first aid room, male/female locker rooms, second observation area and ambulance/rescue vehicle access right next to the proposed lifeguard station; and

WHEREAS, the firm Dominy + Associates Architects @ domusstudio LLP was selected in accordance with Council Policy 300-7, and entered into an agreement with the City of San Diego on September 24, 2003, Document No. C-12257; and

WHEREAS, the total amount of the preliminary phase of this agreement was set at \$122,420; and

WHEREAS, the proposed First Amendment to the Agreement is required to update the plans in order to meet the current code, finalize the plans and specifications, provide support during construction and provide as-built drawings; 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 authorized to execute, for and on behalf of said City, a First Amendment to an Agreement with Dominy + Associates Architects @ domusstudio LLP, for the purpose of completing the design phase for the South Mission Beach Lifeguard Station [Project] in the amount of \$100,000, under the terms and conditions set forth in the First Amendment to the Agreement on file in the office of the City Clerk as Document No. OO 20011.

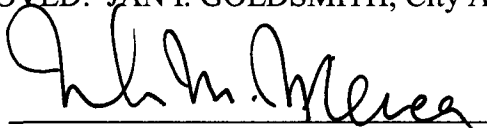
Section 2. That the expenditure of an amount not to exceed \$100,000 from CIP No. S-00791, South Mission Beach Lifeguard Station, Fund 400624, Deferred Maintenance Bond – 2009, is authorized for the purpose of executing this First Amendment to the Agreement, contingent upon the City Comptroller first certifying funds are available providing funds for the above referenced Project.

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

Section 4. 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 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 
Mark M. Mercer
Deputy City Attorney

MMM:ca
09/21/10
Or.Dept:E&CP/Arch.&Parks
O-2011-23
ProLaw 2010-02031
CC # 3000003553

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of DEC 7 2010.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1-25-11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

**The City of San Diego
COMPTROLLER'S CERTIFICATE**

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000003553
DEPT. _____
NO. 2112

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____

Purpose: _____

Date: _____ By: James Long
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$100,000.00

Vendor: Dominy + Associates Architects @ domusstudio LLP

Purpose: To authorize expenditure of funds for the first amendment to agreement for South Mission Beach Lifeguard Station for the purpose of architectural design services

Date: August 27, 2010 By: James Long
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
001	400624	S00791		OTR-00000000-FI	512001	1912		S-00791.02.02	\$100,000.00
TOTAL AMOUNT									\$100,000.00

D- 20011

DEC 07 2010