

ORDINANCE NUMBER O-20118 (NEW SERIES)

DATE OF FINAL PASSAGE ~~—~~ **DEC 15 2011**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A THIRD AMENDMENT TO THE AGREEMENT WITH KIMLEY-HORN, INC. AND TAKING RELATED ACTIONS IN CONNECTION WITH THE GENESEE AVENUE AND I-5 OVERCROSSING PROJECT.

WHEREAS, the City in cooperation with Caltrans is expanding the Genesee Avenue and Interstate 5 overcrossing; and

WHEREAS, in February of 2004 the Council authorized (R-298854) an agreement with of Kimley-Horn, Inc. for preliminary engineering services related to the Interstate 5 and Genesee Avenue Interchange; and

WHEREAS, in February of 2007 the Council authorized (R-302321) a 1st amendment to the agreement with Kimley-Horn, Inc to incorporate various proposed improvements related to the Caltrans Interstate 5 Corridor Project; and

WHEREAS, in December 2008 the Council (O-19817) authorized a 2nd amendment to the agreement with Kimley-Horn, Inc. include additional geotechnical investigations and environmental studies; and

WHEREAS, the City and Kimley-Horn, Inc. now desire to enter a 3rd amendment to add additional scope to the consultant agreement to include the project design and construction support services for the Genesee Avenue and Interstate 5 Overcrossing Project; and 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 the City, a 3rd amendment to the consultant agreement with Kimley-Horn, Inc. for engineering services in connection with the Genesee Avenue / Interstate-5 Overcrossing Project in an amount not to exceed \$3,277,608 and under the terms and conditions set forth in the Third Amendment, on file with the City Clerk as Document No. OO- 20118 .

Section 2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$3,277,608 from CIP S-00839, Genesee Avenue / Interstate-5 Overcrossing, from the North University City FBA, Fund No. 400080, solely and exclusively to provide funds for the above 3rd Amendment to the Consultant Agreement with Kimley-Horn, Inc.

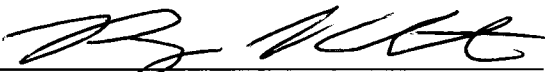
Section 3. That the Council states for the record that the information contained in the Mitigated Negative Declaration / Environmental Assessment with Finding of No Significant Impact and the Mitigation, Monitoring & Reporting Program, as prepared by the State of California Department of Transportation (SCH No. 2010091064), on June 29, 2011, including any comments received during the public review process, has been reviewed and considered by the Council as the Responsible Agency under the California Environment Quality Act of 1970, as amended [CEQA], prior to approving subsequent discretionary actions in connection with this project.

Section 4. That the City Clerk is directed to file a Notice of Determination [NOD] with the Clerk of the Board of Supervisors for the County of San Diego regarding the above project.

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

RPK:mb
10/27/11
C.Cert.No:
Or.Dept:PW-ROW
Doc.No:269797

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at its meeting of DEC 6 2011.

ELIZABETH S. MALAND, City Clerk

By 
Deputy City Clerk

Approved: 12-15-11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000004549
 DEPT. NO.: 2113

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: _____

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: \$3,277,608.00

Vendor: Kimley-Horn, Inc

Purpose: 1472 to authorize expenditure for third amendment for Genesee Avenue-Interstate 5 Overcrossing S-00839 Project.

Date: October 26, 2011

By: Norman Reyes 
 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	400080	S00839		OTHR-00000000-TR	512034	2113		S-00839.02.01.04	\$3,277,608.00
TOTAL AMOUNT									\$3,277,608.00

CC-361 (REV 7-09)

FUND OVERRIDE
 CC 3000004549

20118 - DEC 06 2011