

(R-2012-111) 100A
9/19

RESOLUTION NUMBER R- 307035

DATE OF FINAL PASSAGE OCT 11 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING PLANS AND SPECIFICATIONS
FOR THE CONSTRUCTION OF LA JOLLA ECOLOGICAL
RESERVE AREAS OF SPECIAL BIOLOGICAL SIGNIFICANCE
LOW FLOW DIVERSION.

WHEREAS, the La Jolla Ecological Reserve has been designated, along with thirty-two other sites, throughout the State of California by the State Water Resources Control Board (SWRCB) as an Area of Special Biological Significance (ASBS) to contain fragile or valuable biological communities that are the most precious coastal waters requiring preservation and protection; and

WHEREAS, the discharge of constituents or “wastes” contained within storm water into the ASBS is prohibited by the California Ocean Plan; and

WHEREAS, in October 2005, the City partnered with UC Regents – UCSD to receive an Integrated Coastal Watershed Management Planning Grant from the SWRCB which resulted in the preparation of the La Jolla Shores Coastal Watershed Management Plan for the ASBS drainage area; and

WHEREAS, the management plan includes elements such as execution of a monitoring program, implementation of Best Management Practices (BMPs), pollution source controls, low impact development (LID), infrastructure, and other program approaches including education and outreach to effect behavioral changes toward discharges; and

WHEREAS, the City Council voted in June 2008 to adopt the plan which also included approval to apply for additional State grants to implement the BMP requirements; NOW,
THEREFORE,

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

1. That the plans and specifications for the construction of La Jolla Ecological Reserve Area of Special Biological Significance (ASBS) – Low Flow Diversion (Project) as advertised by the Purchasing and Contracting Department, on file with the City Clerk as Document No. R-307035, are approved.

2. That after advertising for bids in accordance with law, the Mayor or his designee is authorized to award the above project contract to the lowest responsible and reliable bidder in an amount not to exceed \$2,100,000, contingent upon the Chief Financial Officer first certifying that funds are, or will be on deposit at the City Treasury.

3. That the Chief Financial Officer is authorized an increase up to \$1,690,000 in Fiscal Year 2012 Capital Improvements Program Budget in CIP S-00607, La Jolla Ecological Reserve Area of Special Biological Significance, Fund 600001, Grant Fund No. 1000345-2012, State Water Resource Control Board (SWRCB) Prop. 84 ASBS Grant.

4. That the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$1,690,000 from Fund No. 600001, SWRCB, Prop 84, ASBS Grant, Grant No. 1000345-2012, CIP S-00607, La Jolla Ecological Reserve Area of Special Biological Significance, for the purpose of construction related expenses, contingent upon receipt of the fully executed grant agreement; and

5. That the Chief Financial Officer is authorized to expend an amount not to exceed \$2,100,000 from CIP S-00607, La Jolla Ecological Reserve ASBS – Low Flow Diversion, of which \$1,690,000 is from Fund 600001, Grant No. 1000345-2012, State Water Resource Control Board Prop 4 ASBS Grant, and \$410,000 from Fund 400265, Contributions from the General Fund, for the purpose of awarding the La Jolla Ecological Reserve ASBS – Low Flow Diversion

contract, provided the City Comptroller first certifies funds are, or will be, on deposit in the City Treasury.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Frederick M. Ortlieb
Frederick M. Ortlieb
Deputy City Attorney

FMO:cla:mb
09/06/11
Or.Dept:T&SWD
Doc. No:237520

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of SEP 19 2011.

ELIZABETH S. MALAND, City Clerk

By Mary Zumaiga
Deputy City Clerk

Approved: 10-11-11
(date)

Jerry Sanders
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor