

RESOLUTION NUMBER R- 307070

DATE OF FINAL PASSAGE NOV 01 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE ACCEPTANCE OF FEDERAL GRANT FUNDS AND A SECOND AMENDMENT TO A CONSULTANT AGREEMENT WITH KIMLEY-HORN, INC AND OTHER ACTIONS RELATED TO THE CONSTRUCTION OF THE SKYLINE DRIVE IMPROVEMENTS PROJECT.

WHEREAS, the Skyline Drive Improvements Project is located along Skyline Drive from 58th Street to Cardiff Street and consists of traffic calming and pedestrian improvements; and

WHEREAS, this action will accept \$719,921 in Federal Grant Funds from the SAFETEA-LU program, and transfer \$400,000 of Transnet Funds from CIP S-00851, State Route 163 and Friars Road-Phase I, for the construction of the project; and

WHEREAS, this action will approve the plans and specifications for the project and authorize the advertisement for bids and the award of a construction contract not to exceed \$1,771,613; and

WHEREAS, this Second Amendment to the agreement with Kimley-Horn is needed to include tasks that were not within the scope of the original agreement or the First Amendment which included extra meetings, revisions to the plans due to additions to the project scope, additional construction engineering support, and the completion of a Visual Impact Assessment; NOW, THEREFORE,

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

1. That the Chief Financial Officer, or designee, is authorized to accept Program Supplement and Finance Letter for Federal Aid Project No. HPLUL 5004(181), for up to \$719,921.00, for CIP S-00912, Skyline Drive Improvements, contingent upon receipt of a fully executed grant agreement.

2. That the Chief Financial Officer is authorized to establish a special interest-bearing fund for the grant funds, contingent upon receipt of a fully executed grant agreement.

3. That Fiscal Year 2012 Capital Improvements Program Budget is amended by increasing CIP S-00912, Skyline Drive Improvements by \$1,119,921.00, of which \$719,921.00 is from Fund 600001, Federal Grant, and \$400,000.00 is from Fund 400169, Transnet, contingent upon receipt of a fully executed grant agreement.

4. That the Chief Financial Officer is authorized to transfer an amount not to exceed \$400,000.00 from Fund 400169, Transnet, CIP S-00851, State Route 163 and Friars Road – Phase 1, to CIP S-00912, Skyline Drive Improvements, for the purpose of providing funds for the Project.

5. That the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$719,921.00 from Fund 600001, Federal Grant, for the construction of Skyline Drive Improvements, from CIP S-00912, Skyline Drive Improvements, provided that the Chief Financial Officer first furnishes one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

6. That the Chief Financial Officer is authorized to expend an amount not to exceed \$1,771,613.00, of which \$719,921.00 is from Fund 600001, Federal Grant, and \$1,051,692.00 is from Fund 400169, Transnet from CIP S-00912, Skyline Drive Improvements, provided that the

Chief Financial Officer first furnishes one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

7. That the plans and specifications for the construction of Skyline Drive Improvements [Project], filed in the office of the City Clerk as Document No. RR-307070-1, are approved.


8. That, after advertising for bids in accordance with law, the Mayor, or designee, is authorized to award the Project contract to the lowest responsible and reliable bidder in an amount not to exceed \$1,771,613.00, provided that the Chief Financial Officer first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

9. That the Mayor, or designee, be and he is hereby authorized to execute, for and on behalf of said City, a Second Amendment to Consultant agreement with Kimley-Horn and Associates, for engineering services for CIP S-00912, Skyline Drive Improvements in the amount not to exceed \$51,199.00 under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR 307070-2.

10. That the Chief Financial Officer is authorized to expend an amount not to exceed \$51,199.00 from CIP S-00912, Skyline Drive Improvements, from Fund 400169, Transnet, for the purpose of funding the Second Amendment to the Consultant Agreement with Kimley-Horn and Associates, provided that the Chief Financial Officer first furnishes one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

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

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan P. Kohut
Deputy City Attorney

RPK:cfq
10/5/2011
Or.Dept:E&CP/ROW
Document Number: 258200/Prolaw 2010-05020.001

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 25 2011.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 11-1-11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor