

ORDINANCE NUMBER O- 20195 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 03 2012

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING EXTENSION OF AGREEMENT PAST FIVE YEARS; APPROVING AND EXECUTING THE AGREEMENT WITH SIMON WONG ENGINEERING FOR PROFESSIONAL SERVICES FOR THE DESIGN OF MIRAMAR CLEARWELL IMPROVEMENTS PROJECT; AND TAKING RELATED ACTIONS.

WHEREAS, this agreement is scheduled to be funded in two phases Fiscal Year 2012 (FY2012) and FY2014; 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 the City, a phase-funded contract with Simon Wong engineering for professional services, under the terms and conditions set forth in the Agreement, on file in the Office of the City Clerk as Document No. OO- 20195 . This agreement shall not exceed a total of \$4,998,757 in CIP S-11024, Miramar Clearwell Improvements.

Section 2. That the Chief Financial Officer is authorized to expend funds not to exceed \$3,390,000 for the first phase FY2012, and \$1,608,757 for subsequent phase FY2014 from CIP S-11024, Miramar Clearwell Improvements, Fund 700010, Water, for the purpose of executing this agreement, contingent upon the adoption of the FY2014 Appropriation Ordinance and contingent upon the Chief Financial Officer furnishing one or more certificates demonstrating

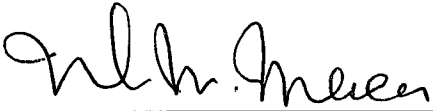
that funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasury.

Section 3. That the Chief Financial Officer is authorized, upon advice from the administering department, to transfer excess budgeted 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.

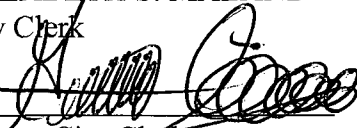
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Mark M. Mercer
Deputy City Attorney

MMM:cw
07/10/12
Or.Dept:Public Works/Engineering-AEP
Doc. No.:399212

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 25 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10.3.12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor