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RESOLUTION NUMBER R- 307532

DATE OF FINAL PASSAGE JUL 05 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE ASSIGNMENTS FROM SAN DIEGO DATA PROCESSING CORPORATION TO THE CITY OF AN AGREEMENT WITH GE ENERGY MANAGEMENT SERVICES, INC., FOR CONSULTING SERVICES AND SOFTWARE LICENSES RELATED TO THE GE SMALLWORLD GIS SOFTWARE, AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR CONSULTING SERVICES, AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE AGREEMENTS.

WHEREAS, pursuant to the approved FY 2012 Budget, information technology procurement services previously performed by San Diego Data Processing Corporation (SDDPC) were to be assumed by the City; and

WHEREAS, the change in procurement services necessitates the assignment of certain contracts from SDDPC; and

WHEREAS, the City desires to, pursuant to assignments from SDDPC, assume the rights and obligations of a contract and software license and support agreements with GE Energy Management Services, Inc. (GE Energy); and

WHEREAS, as part of the assignment, the City also wishes to amend the contract to provide not to exceed amounts and City specific terms and conditions; NOW, THEREFORE,

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

1. That the Mayor or his designee is authorized to execute, for and on behalf of the City, an Assignment and Assumption Agreement with SDDPC for assignment of the contract, dated as of July 1, 2009, between SDDPC and GE Energy, as amended, for consulting services related to

conditions set forth in the Assignment and Assumption Agreement, on file with the City Clerk as Document No. RR- 307532 - 1.

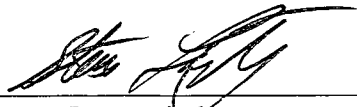
2. That the Mayor or his designee is authorized to execute, for and on behalf of the City, an Assignment and Assumption Agreement for the software license between SDDPC and GE Energy effective as of March 18, 2004, as amended, and the Terms and Conditions for Software Support Services between SDDPC and GE Energy, effective as of May 18, 2004, as amended, under the terms and conditions set forth in the Assignment and Assumption Agreement, on file with the City Clerk as Document No. RR- 307532 - 2.

3. That the Mayor or his designee is authorized to execute, for and on behalf of the City, an amendment to the contract with GE Energy, for consulting services related to the GE Smallworld GIS software for metro wastewater operations, under the terms and conditions set forth in Amendment No. 2, on file with the City Clerk as Document No. RR- 307532 - 3.

4. That the Chief Financial Officer is authorized to expend an amount not to exceed \$253,669 from Fund 700001, Metro Sewer Fund; not to exceed \$376,661 from Fund 700011, Water Utility Fund; and not to exceed \$138,365 from Fund 700000, Muni Sewer Fund, for Fiscal Year 2013, and to expend an amount not to exceed \$768,695 solely and exclusively to provide funds for the remaining term of the agreement and related software license and software support agreements, contingent on the Council authorizing funding in each respective fiscal year's budget for this expenditure and provided the Chief Financial Officer certifies that the funds are, or will be, on deposit in the City Treasury.

APPROVED: JAN I. GOLDSMITH, City Attorney

By




Steven R. Lastomirsky
Deputy City Attorney

SRL:mb
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06/14/12 Corr.Copy
Or.Dept:MWWD
Doc.No:387306

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego,
at its meeting of JUN 25 2012.

ELIZABETH S. MALAND, City Clerk

By 
Deputy City Clerk

Approved: 7-5-12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor