

Item 52,
10/1/13

(O-2014-33)

ORDINANCE NUMBER O- 20318 (NEW SERIES)

DATE OF FINAL PASSAGE NOV 13 2013

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SECOND AMENDMENT TO AGREEMENT WITH SIMON WONG ENGINEERING, INC. FOR THE PALM AVENUE INTERSTATE 805 INTERCHANGE PROJECT FOR AN EXTENSION OF TIME IN THE OTAY MESA/NESTOR COMMUNITY PLAN AREA.

WHEREAS, Simon Wong Engineering, Inc. entered into a consultant agreement with the City of San Diego to provide professional engineering services for the Palm Avenue Interstate 805 Interchange Project (Project) on November 13, 2007, as Document No. RR-303158; and

WHEREAS, the City and Simon Wong Engineering executed a First Amendment to the consultant agreement on November 13, 2009, as Document No. O-19902; and

WHEREAS, the proposed Second Amendment to the agreement with Simon Wong Engineering, Inc. is required for the purpose of an extension of time to allow for the completion of construction for the Project; NOW, THEREFORE,

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

Section 1. That the Council President or his designee, in his capacity under Charter section 265(i), is hereby authorized and directed to execute, for and on behalf of said City, the Second Amendment to an Agreement with Simon Wong Engineering, Inc. for the purposes of providing additional time for extensive reviews and coordination of the Project at no additional cost to the City, under the terms and conditions set forth in the Agreement on file in the Office of the City Clerk as Document No. OO- 20318, together with any reasonably necessary modifications or amendments thereto which do not increase project scope or cost and which the

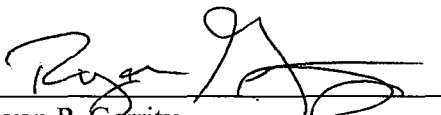
Council President shall deem necessary from time to time in order to carry out the purposes and intent of this project and agreement.

Section 2. That the Chief Financial Officer, upon advice from the administering department, is authorized to transfer excess 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 made available to the City Council and the public prior to the day of its passage.

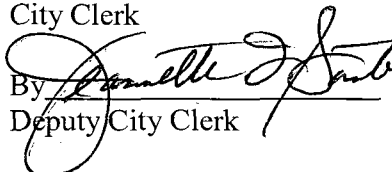
Section 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan P. Gerrity
Deputy City Attorney

RPG:cfq
9/3/2013
Or.Dept:Eng./Row
Document Number: 627121

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of OCT 29 2013

ELIZABETH S. MALAND
City Clerk
By 
Deputy City Clerk

Approved pursuant to
Charter section 265(i):

(date)

TODD GLORIA, Council President

Passed by the Council of The City of San Diego on OCT 29 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 13 2013

AUTHENTICATED BY: TODD GLORIA, COUNCIL PRESIDENT
as interim Mayor of The City of San Diego, California.

(Seal) ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Gwendolyn J. Santos*, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on OCT 15 2013, and on NOV 13 2013.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal) ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Gwendolyn J. Santos*, Deputy

Office of the City Clerk, San Diego, California
20318
Ordinance Number O-_____