

ORDINANCE NUMBER O- 20322 (NEW SERIES)

DATE OF FINAL PASSAGE DEC 09 2013

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A FIRST AMENDMENT TO THE AGREEMENT WITH AMEC ENVIRONMENT AND INFRASTRUCTURE, INC. FOR AS-NEEDED STORM WATER ENVIRONMENTAL MONITORING SERVICES.

WHEREAS, on November 30, 2010, the Council of the City of San Diego (Council) authorized an agreement with MACTEC Engineering and Consulting, Inc. for as-needed storm water environmental monitoring services, for an amount not to exceed \$15 million over five years (Agreement), by San Diego Resolution R-306396 (Jan. 25, 2011); and

WHEREAS, MACTEC Engineering and Consulting Inc. has since merged with AMEC Environment and Infrastructure, Inc. and adopted its name; and

WHEREAS, Council, through R-306396 limited expenditures under the Agreement to no more than \$3 million per year; and

WHEREAS, the term of the Agreement is from March 10, 2011, to March 9, 2016; and

WHEREAS, the annual \$3 million cap was not reached in the first several years of the Agreement; and

WHEREAS, the Storm Water Division of the Transportation & Storm Water Department desires to remove the annual \$3 million cap to be able to fully utilize the total contract capacity to address new requirements in the Municipal Separate Storm Sewer (MS4) Permit (San Diego Regional Water Quality Control Board Order No. R9-2013-0001) and other regulatory requirements; and

WHEREAS, in order to maximize the use of services under the Agreement and optimize the issuance of task orders and completion of deliverables that are initiated in Fiscal Year 2016, the Storm Water Division desires to extend the term of the Agreement beyond five years,

extending the end of the term from March 9, 2016 to June 30, 2016, to coincide with the end of Fiscal Year 2016, with no increase in the original authorized contract amount; and

WHEREAS, because this contract extension will result in the Agreement extending beyond five years, San Diego Charter section 99 requires that Council approve this amendment by a two-thirds majority vote; NOW, THEREFORE,

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


Section 1. That the Council President in his capacity under Charter section 265(i), or his designee, is authorized and directed to execute the First Amendment to the Agreement with AMEC Environment and Infrastructure, Inc. for As-Needed Storm Water Environmental Monitoring Services, for an additional period of approximately four months, extending the term to June 30, 2016, and removing the annual expenditure limitation set forth in R-306396, under the terms and conditions set forth in the First Amendment to the Agreement, on file in the Office of the City Clerk as Document No. OO- 20322.

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 3. 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 4. 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   
Heather L. Stroud  
Deputy City Attorney

HLS:cw  
09/30/13  
Or.Dept: Transportation & Storm Water Department  
CC: N/A  
Doc. No.: 607196

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of NOV 21 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 NOV 21 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 09 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 [Signature], 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 22 2013, and on DEC 09 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 [Signature], Deputy

Office of the City Clerk, San Diego, California  
Ordinance Number O- 20322