

Item # 58  
Tues, 7/15/14  
(O-2014-116)

ORDINANCE NUMBER O- 20394 (NEW SERIES)

Item 53  
7/1/14

DATE OF FINAL PASSAGE AUG 11 2014

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING THE SECOND AMENDMENT  
TO THE AGREEMENT BETWEEN THE CITY OF SAN DIEGO  
AND ESTRADA LAND PLANNING FOR AS-NEEDED  
LANDSCAPE ARCHITECTURAL DESIGN SERVICES FOR  
VARIOUS CAPITAL IMPROVEMENT PROJECTS.

WHEREAS, on September 1, 2009, the City of San Diego [City] entered into an agreement between the City and Estrada Land Planning [Agreement], to provide As-Needed Landscape Architectural Design Services for various Capital Improvement Projects [Project]; and

WHEREAS, on August 2, 2012, the Agreement was amended [First Amendment] to extend the duration of the Agreement by an additional 24 months bringing the total Agreement duration to 60 months (five years); and

WHEREAS, under the Agreement and First Amendment a total of 26 task orders have been issued, of which 13 of them are still in process and need additional time beyond the originally authorized five years to complete them; and

WHEREAS, the City would like to amend the Agreement again [Second Amendment] to extend the Agreement by an additional 36 months (three years) to ensure enough time to complete the outstanding task orders; and

WHEREAS, this Second Amendment will extend the total term of the Agreement beyond five years; and

WHEREAS, under San Diego Charter section 99, no contract, agreement or obligation extending for a period of more than five years may be authorized except by ordinance adopted 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:

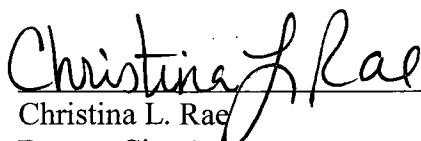
Section 1. That the Mayor or his designee is hereby authorized to execute, for and on behalf of said City, the Second Amendment to the As-Needed Landscape Architectural Design Services Agreement with Estrada Land Planning to extend the Agreement by an additional 36 months (three years), for the purpose of completing the open task orders for various Capital Improvement Projects under the terms and conditions set forth in the Second Amendment on file in the Office of the City Clerk as Document No. OO- 20394, together with any reasonably necessary modifications or amendments thereto which do not increase project scope or cost and which the Mayor shall deem necessary from time to time in order to carry out the purposes and intent of this Project and Agreement.

Section 2. 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 Council and the public prior to the day of its passage.

Section 3. 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

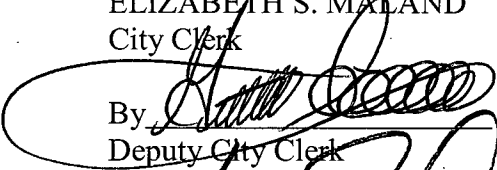
By

  
Christina L. Rae  
Deputy City Attorney

CLR:cfq  
5/15/2014  
Or.Dept:Public Works/Eng.  
Document Number: 789597

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUL 29 2014.

ELIZABETH S. MALAND  
City Clerk

By:   
Deputy City Clerk

Approved: 8/11/14  
(date)

  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 29 2014, 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"/>
Ed Harris	<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 AUG 11 2014

AUTHENTICATED BY: KEVIN L. FAULCONER  
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 JUL 15 2014, and on AUG 11 2014.

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- 20394