

Tues 9/30/14  
Item # 58  
(O-2015-16)

ORDINANCE NUMBER O- 20415 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 14 2014

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING EXTENSION OF THE FIRST AMENDMENT TO THE CONSULTANT AGREEMENT WITH RICK ENGINEERING COMPANY TO COMPLETE DESIGN ENGINEERING SERVICES AND TO PROVIDE ENGINEERING SUPPORT DURING CONSTRUCTION FOR THE POWAY ROAD BICYCLE PATH-CLASS I PROJECT PAST FIVE YEARS.

WHEREAS, the Poway Road Bicycle Path –Class I Project (Project) proposes construction of a Class I Bike Path (combined pedestrian and bicycle travel) along the south side of Poway Road from the [Interstate 15 / Poway Road Interchange to Sabre Springs Parkway, approximately 1950 feet in length]; and

WHEREAS, the Original Consultant Agreement with Rick Engineering Company was required to complete the design of the Project and prepare plans, specifications and a construction estimate which was entered into on March 25, 2008, for the amount not to exceed \$225,000 that expired on March 2010; and

WHEREAS, the First Amendment to the Consultant Agreement with Rick Engineering is necessary to address additional comments generated during the environmental process, to make final revisions to the plans and specifications due to updated City standards, and to provide support during construction of the Project which is scheduled to start in July 2014 and be completed in July 2016; 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 said City, the First Amendment to the Consultant Agreement with Rick Engineering Company for additional engineering services for CIP S00943, Poway Road Bicycle Path-Class I PROJECT (Project), in an amount not to exceed \$42,050, 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 - **20415**

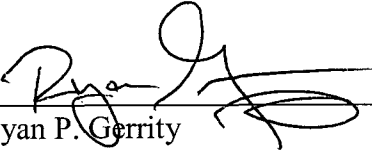
Section 2. That the expenditure of an amount not to exceed \$42,050 from CIP S00943, Poway Road Bicycle Path –Class I, Fund 400082, Sabre Springs FBA, is authorized for the purpose of executing this First Amendment to the Consultant Agreement with Rick Engineering Company, contingent upon the Chief Financial Officer first demonstrating that the funds necessary for expenditure are, or will be, available for the above referenced Project.

Section 3. 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.

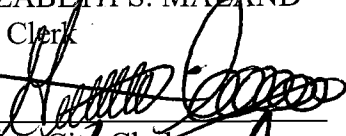

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Ryan P. Gerrity  
Deputy City Attorney

RPG:cw  
07/10/14  
Or.Dept: Public Works/Engineering  
CC No.: 3000007000  
Doc. No.: 820048

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 30 2014.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk  


KEVIN L. FAULCONER, Mayor

Approved: 10/14/14  
(date)

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

KEVIN L. FAULCONER, Mayor

The City of San Diego  
**COMPTROLLER'S CERTIFICATE**

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING CC 3000007000  
 DEPT. NO.: 2112

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \_\_\_\_\_

Purpose: \_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$42,050.00

Vendor: Rick Engineering Company

Purpose: To authorize the expenditure of funds for the First Amendment to the consultant agreement with Rick Engineering Company for additional engineering services in the Poway Road - Class I - Bicycle Path project.

Date: May 28, 2014

By: Elizabeth Warnock *Elizabeth Warnock*  
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center	WBS Element	Original Amount
001	S00943	400082	N/A	512034	OTHR-00000000-TR	2113	2113120013	S00943.02.02	\$42,050.00
TOTAL AMOUNT									\$42,050.00

FUND OVERRIDE

CC 3000007000

Passed by the Council of The City of San Diego on SEP 30 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 OCT 14 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

SEP 16 2014, and on OCT 14 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- 20415