

Item 340
Subitem A
Tues. 6/17/14

RESOLUTION NUMBER R- 309059

DATE OF FINAL PASSAGE JUN 25 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE RENEWAL OF THE
LANDSCAPE CONTRACT WITH AZTEC LANDSCAPING
FOR RANCHO BERNARDO AND PENASQUITOS EAST
MAINTENANCE ASSESSMENT DISTRICTS FOR SERVICES
IN EXCESS OF \$1 MILLION.

WHEREAS, the City of San Diego's Park and Recreation Department, Open Space
Division, currently administers 50 of the 57 Maintenance Assessment Districts located
throughout the City, including the Rancho Bernardo Maintenance Assessment District and the
Penasquitos East Maintenance Assessment District (collectively, Districts); and

WHEREAS, the Rancho Bernardo Maintenance Assessment District was established in
July 1983, per Resolution R-258767, and the Penasquitos East Maintenance Assessment District
was established in July 1983, per Resolution R-258817, to provide landscape maintenance
services; and

WHEREAS, the City Council last authorized approval of updated assessment engineer's
reports and annual levy of assessments for the Districts on July 16, 2013, per Resolution
R-308364; and

WHEREAS, the Districts maintain landscape and hardscape medians, parkways, and
undeveloped open space; and

WHEREAS, all landscape maintenance activities in the Districts are provided by a
landscape contractor; and

WHEREAS, the landscape activities and areas of maintenance in the Districts include care and cleaning of street medians, parkway landscaping, sidewalk, curb and gutter, landscaped slopes, mini-parks, greenbelts, and open space areas; and

WHEREAS, regular maintenance tasks in the Districts include litter removal, sweeping, edging, trimming, weeding, and related functions; and

WHEREAS, the City awarded and executed Contract No. 10030695-13-W (Contract) with Aztec Landscaping for landscape maintenance services within the Districts, having an initial term of one year commencing on December 16, 2012, with up to four one-year contract extension options; and

WHEREAS, the Contract is phase funded, with authority granted for each phase contingent upon the City Council's approval of future appropriation ordinances and assessment levies and with a maximum expenditure threshold of \$1 million; and

WHEREAS, it is anticipated that the maximum expenditure threshold of \$1 million for the Contract will be exceeded in Fiscal Year 2015; and

WHEREAS, this action will authorize exceeding the \$1 million threshold over the remainder of the five-year period in accordance with San Diego Municipal Code section 22.3211(d) and authorize the expenditure of funds, contingent upon the City Council authorizing the levy of assessments within the Districts and adopting the annual appropriation ordinance for each fiscal year of the Contract; and

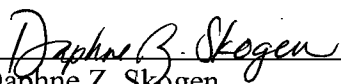
WHEREAS, the Contract constitutes a contract or task order extended on or after January 1, 2014, such that the City shall require compliance with California Labor Code sections 1770 – 1781 (state prevailing wage laws) pursuant to Chapter 2, Article 2, Division 30 of the San Diego Municipal Code; NOW, THEREFORE,

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

1. The Mayor or his designee is authorized to exercise, and execute for and on behalf of the City, up to four one-year contract extension options with Aztec Landscaping as may be available pursuant to the Contract, subject to an amendment reflecting that state prevailing wage laws now apply to the Contract, and contingent upon adoption of the resolution authorizing the levy of assessments within the Districts and the Annual Budget Appropriation Ordinance for the applicable fiscal year, and contingent upon certification that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

2. The Chief Financial Officer is authorized and directed to expend an amount not to exceed \$1,764,668.10 over five years from Fund Nos. 200038 and 200039, Rancho Bernardo Maintenance Assessment District and Penasquitos East Maintenance Assessment District, for the purpose of funding the Contract, contingent upon adoption of the resolution authorizing the levy of assessments within the Districts and the Annual Budget Appropriation Ordinance for the applicable fiscal year, and contingent upon certification that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Daphne Z. Skogen
Deputy City Attorney

DZS:dkr
4/3/2014
6/10/2014 Cor. Copy
Or.Dept: Park & Rec. Dept.
CC No. 761004
Doc. No. 760063_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 17 2014

ELIZABETH S. MALAND
City Clerk

By Mary Ann Arnold
Deputy City Clerk

Approved: 6/25/14
(date)

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUN 17 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 JUN 25 2014

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

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

(Seal)

By *Mary Fernandez*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 309059