

Item 344  
Subitem A  
Tues. 6/17/14

RESOLUTION NUMBER R- 309067

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 SHORELINE LANDCARE, INC. (D.B.A. LANDCARE LOGIC) FOR FIVE MAINTENANCE ASSESSMENT DISTRICTS (EL CAJON BOULEVARD, HILLCREST/UNIVERSITY AVENUE, NORTH PARK, TALMADGE, AND UNIVERSITY HEIGHTS) 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 El Cajon Boulevard, Hillcrest, North Park, Talmadge, and University Heights Maintenance Assessment Districts (collectively, Districts); and

WHEREAS, the El Cajon Boulevard Maintenance Assessment District was established in August 1998, per Resolution R-289040; the Hillcrest Maintenance Assessment District was established in August 1998, per Resolution R-289040; the North Park Maintenance Assessment District was established in May 1998, per Resolution R-290012; the Talmadge Maintenance Assessment District was established in July 1987, per Resolution R-293471; and University Heights Maintenance Assessment District was established in August 1998, per Resolution R-289040, 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. 10026314-13-W (Contract) with Landcare Logic for landscape maintenance services within the Districts, having an initial term of one year commencing on November 1, 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 Landcare Logic 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 District 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 \$2,123,128.48 over five years from Fund No. 200095, El Cajon Boulevard Maintenance Assessment District; Fund No. 200094, Hillcrest Maintenance Assessment District; Fund No. 200063, North Park Maintenance Assessment District; Fund No. 200076, Talmadge Maintenance Assessment District; and Fund No. 200093, University Heights Maintenance Assessment District, for the purpose of funding the Contract, contingent upon adoption of the resolution authorizing the levy of assessments within the District 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*  
Daphne Z. Skogen  
Deputy City Attorney

DZS:dkr  
4/3/2014  
Or.Dept: Park & Rec. Dept.  
CC No. 760793  
Doc. No. 760042

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 Isipanday*  
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:

(Seal)

KEVIN L. FAULCONER

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By Mary Hernandez, Deputy

Office of the City Clerk, San Diego, California

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