

Item 54  
(O-2015-166)  
9-15-15

ORDINANCE NUMBER O- 20564 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 24 2015

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING A SEVENTH AMENDMENT TO  
THE CONSULTANT AGREEMENT WITH LEE & RO, INC.  
FOR ADDITIONAL ENGINEERING DESIGN AND  
CONSTRUCTION SUPPORT SERVICES FOR THE POINT  
LOMA GRIT PROCESSING IMPROVEMENTS PROJECT

WHEREAS, on December 5, 2000, the City of San Diego (City) and Lee & Ro, Inc. (Consultant) entered into a Consultant Agreement, which is on file in the Office of the City Clerk as Document Number RR-29342, to provide design and engineering services for the Point Loma Grit Processing Improvements project (Project); and

WHEREAS, the City and Consultant have mutually agreed to amend the Agreement to extend the Agreement to provide additional design and construction support services as indicated in the Seventh Amendment for additional compensation in an amount not to exceed \$153,170, with a total compensation for services provided under the Agreement in an amount not to exceed \$4,666,004 (consisting of \$4,049,983 for Scope of Services and \$616,021 for Additional Services;

WHEREAS, This activity is adequately addressed in addendum to an EIR No. 94-5010, SCH No. 94-101024 (Project No. 42-0358) and is part of a series of subsequent discretionary actions, and therefore not considered to be a separate project for purpose of CEQA review as defined in State CEQA Guidelines Section 15378(c). Pursuant to Section 21166 of CEQA there is no change in circumstance, additional information, or project changes to warrant additional environmental review; 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 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 authorized to execute the Seventh Amendment to the Agreement with Lee & Ro, Inc. for additional design and construction support services in an amount not to exceed \$153,170 for the Point Loma Grit Processing Improvements project, under the terms and conditions set forth in the Agreement on file in the Office of the City Clerk as Document No. OO- 20564, contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for the expenditures are, or will be, on deposit with the City Treasurer, and;

Section 2. That the Chief Financial Officer is authorized to transfer appropriations of \$153,170 from A-BO.00001, Annual Allocation – Metro Treatment Plants, Fund 700009, Metro Sewer CIP, to CIP S-00315, Point Loma Grit Processing Improvements, Fund 700009, Metro Sewer CIP.

Section 3. The Chief Financial Officer is authorized to expend an amount not to exceed \$153,170 from CIP S-00315, Point Loma Grit Processing Improvements, Fund 700009, Metro Sewer CIP, for purposes of executing the amendment to the Agreement contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for the expenditures are, or will be, on deposit with the City Treasurer.

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 Christine Leone  
Christine M. Leone  
Deputy City Attorney.

CML:bas  
6/30/2015  
CC No.  
Or.Dept:P.Works-Eng.  
Doc. No. 1053163

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 15 2015

ELIZABETH S. MALAND  
City Clerk

By Sty Read  
Deputy City Clerk

Kevin L. Faulconer  
KEVIN L. FAULCONER, Mayor

Approved: 9/22/15  
(date)

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

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

Passed by the Council of The City of San Diego on SEP 15 2015, 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"/>
Lorie Zapf	<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"/>
Chris Cate	<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 SEP 24 2015

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 *Aty Cready*, 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

AUG 04 2015, and on SEP 24 2015

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 *Aty Cready*, Deputy

Office of the City Clerk; San Diego, California

Ordinance Number O- 20564