

ORDINANCE NUMBER O- 20570 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 28 2015

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO AGREEMENT WITH BROWN AND CALDWELL FOR DESIGN OF TIERRASANTA PUMP STATION (CONTRACT NO. H115441); AND TAKING RELATED ACTIONS.

WHEREAS, the Council of the City of San Diego (Council), by San Diego Resolution No. R-307437 (May 15, 2012), executed an Agreement with Brown and Caldwell in the amount of \$980,000 for design and construction support services for the replacement of the Tierrasanta (Via Dominique) Pump Station (H115441) (Project); and

WHEREAS, this First Amendment provides additional funds to the existing scope of work for additional design services related to security design components, weather monitoring equipment, revisions to the Building Code and Title 24 that were not part of the original contract agreement and will allow Brown and Caldwell to continue the design and construction support of the new Tierrasanta Pump Station (H115441) (Agreement) which extends the contract schedule from five years to seven years for the Project; 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 the City, a First Amendment to the Agreement with Brown and Caldwell for the design and construction support services in CIP S-12040, Tierrasanta (Via Dominique) Pump Station, in an amount not to exceed \$146,436 with a maximum total contract duration extended from five years

to seven years, contingent upon the adoption of the Appropriation Ordinance for the applicable fiscal year, under the terms and conditions set forth in the Agreement, on file in the Office of the City Clerk as Document No. OO- 20570.

Section 2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$146,436 from CIP S-12040, Tierrasanta (Via Dominique) Pump Station, Fund 700010, Utility CIP for the purpose of executing this First Amendment to the Agreement, contingent upon the City Chief Financial Officer first certifying funds are available providing funds for the above referenced Project.


Section 3. That the Chief Financial Officer is authorized to expend an amount not to exceed \$146,436 to the existing scope, as defined in the original contract, bringing the total contract amount to \$1,126,436, provided that the Chief Financial Officer first furnishes one or more certificates demonstrating that the funds necessary for expenditure are, or will be, on deposit with the City Treasury.

Section 4. That the Chief Financial Officer, upon advice from the administering department, is authorized to transfer excess budgeted funds, if any, to the appropriate reserves.

Section 5. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 6. 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   
Mark M. Mercer  
Deputy City Attorney

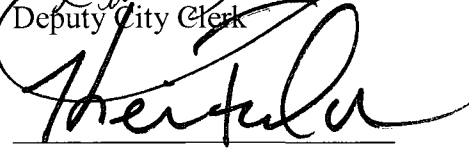
MMM:cw  
09/18/15  
Or.Dept: Public Works/Engineering  
CC No.: N/A  
Doc. No.: 1061344

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of OCT 20 2015

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 10/26/15  
(date)

  
KEVIN L. FAULCONER, Mayor

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

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

Passed by the Council of The City of San Diego on OCT 20 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherr 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 OCT 28 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 [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 OCT 06 2015, and on OCT 28 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 [Signature], Deputy

Office of the City Clerk, San Diego, California  
Ordinance Number O- 20570