

ORDINANCE NUMBER O- 20582 (NEW SERIES)

DATE OF FINAL PASSAGE DEC 16 2015

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO THE AGREEMENT WITH SIMON WONG ENGINEERING/KLEINFELDER FOR DESIGN AND CONSTRUCTION SUPPORT FOR THE MIRAMAR CLEARWELL IMPROVEMENTS PROJECT (CONTRACT NO. H125587); AND TAKING RELATED ACTIONS.

WHEREAS, the original contract between the City of San Diego (City) and Simon Wong Engineering for engineering design and construction support services of the Miramar Clearwell Improvements project (Project) Contract No. (H125587), was adopted by San Diego Ordinance No. O-20195 (October 3, 2012); and

WHEREAS, this First Amendment to the Consultant Agreement in the amount of \$1,796,259 is for the purpose of the additional design services associated with increase in scope of work's level of effort and the additional scope of work includes: 1) Design a lift pump station to maximize capacity; 2) Design a one megawatt photovoltaic system on top of Clearwell No. 2; 3) Design and obtain Department Safety of Dams (DSOD) permit; 4) Comply with State Revolving Fund (SRF) requirements and 5) Meet the new Stormwater Permit's requirements with no extension of time needed with the amendment; 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, the First Amendment to the Agreement with Simon Wong Engineering for professional

services for the design of Miramar Clearwell Improvements project, in CIP S-11024, Miramar Clearwell Improvements, in an amount not to exceed \$1,796,259 and no extension of time is needed with the amendment, under the terms and conditions set forth in the Agreement, on file in the Office of the City Clerk as Document No. OO- 20582

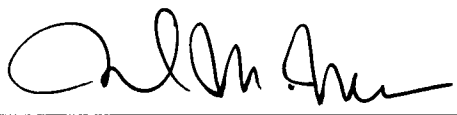
Section 2. That the Chief Financial Officer is authorized to expend funds under the established contract funding phases in the amount not to exceed \$616,515 for Phase IV (FY2016) and \$1,179,744 for all subsequent phases from CIP S-11024, Miramar Clearwell Improvements, Fund 700010, Water Utility CIP, for the purpose of executing this First Amendment to the Agreement, contingent upon the approval of the annual Appropriation Ordinance for the applicable fiscal year, and contingent upon the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasury.

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 passage, a written copy having been made available to the 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 
Mark M. Mercer
Deputy City Attorney

MMM:cw
10/23/15
Or.Dept: Public Works/Engineering
CC No.: N/A
Doc. No.: 1115108

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of DEC 08 2015

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

KEVIN L. FAULCONER, Mayor

Approved: 12/15/15
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on DEC 08 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 DEC 16 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 Sty Ready, 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

NOV 10 2015, and on DEC 16 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 Sty Ready, Deputy

Office of the City Clerk, San Diego, California

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