Item-le | Subitem-B/5/12/15 (R-2015-613) COR. COPY

RESOLUTION NUMBER R- 309675

DATE OF FINAL PASSAGE MAY 2 8 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE APPROVAL OF THE AGREEMENT WITH GHD INC. FOR DESIGN AND CONSTRUCTION SUPPORT FOR THE OTAY 1ST AND 2ND PIPELINES-WEST OF HIGHLAND AVENUE PROJECT IS STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15262 (FEASIBILITY & PLANNING STUDIES).

WHEREAS, this action seeks Council authorization to award a contract for engineering design services and construction support to GHD Inc. for the Otay 1st and 2nd Pipelines West of Highland Avenue which consists of replacing approximately 6.31 miles of aged steel, cast iron, asbestos pipes and the alignment for this project requires three tunneling procedures across Interstate 805, that will need a Caltrans permit with a contract for 5.5 years at a cost of \$2,120,000 phase-funded in four fiscal years starting with Fiscal Year 2015 and ending with Fiscal Year 2018 (Project); and

WHEREAS, the California State Legislature, through the California Environmental Quality Act (CEQA), California Public Resources Code sections 21000-21177, has determined that CEQA does not apply to various types of projects listed therein; and

WHEREAS, CEQA section 21084 states that the CEQA Guidelines shall list those classes of Projects which have been determined not to have a significant effect on the environment and which shall be exempt from CEQA; and

WHEREAS, pursuant to that authority, CEQA Guidelines sections 15260-15285 list the statutory exemptions promulgated by the California State Legislature; and

WHEREAS, the Development Services Department has established that the Project is statutorily exempt from CEQA pursuant to CEQA Guidelines section 15262 (Feasibility & Planning Studies); and

WHEREAS, the Council of the City of San Diego (City Council) has considered the potential environmental effects of the Project; and

WHEREAS, on MAY 12 2015, the City Council held a duly noticed public meeting and considered the written record for the Project as well as any public comment; and

WHEREAS, the City Council, using its independent judgment, has determined that the Project will not have a significant effect on the environment because the Project involves replacing approximately 6.31 miles of aged steel, cast iron and asbestos pipes for the Otay 1st and 2nd pipelines that have reached the end of their useful life and now are part of the City of San Diego's water main Replacement Program as mandated by California Department of Public Health; and

WHEREAS, after having considered the written record concerning the Agreement as well as public comment, if any, the Council of the City of San Diego, (Council) has determined based upon its independent judgment that CEQA Guidelines section 15262 (Feasibility and Planning Studies) covers the Agreement; NOW, THEREFORE,

BE IT RESOLVED, that the Project is statutorily exempt from CEQA pursuant to CEQA

Guidelines section 15262 (Feasibility & Planning Studies).

| APPROVED: JAN I. FOLDSMITH, City Attor | ney |
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| By Mark M. Mercer | |
| Deputy City Attorney | |
| MMM:cw 04/28/15 05/06/15 COR. COPY Or.Dept: Public Works/Engineering CC No.: 3000007483 Doc. No.: 1005291_2 | |
| I certify that the foregoing Resolution was passe meeting ofMAY 1 2 2015 | d by the Council of the City of San Diego, at this |
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| | ELIZABETH S. MALAND City Clerk |
| | By Reputy Otty Clerk |
| Approved: 5/28/15- | KEVIN L. FAULCONER, Mayor |
| Vetoed: | |
| (date) | KEVIN L. FAULCONER, Mayor |

The City of San Diego

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| | he City of San Diego on | MAY 1 2 2015 , by | | y the following vote: | | |
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| Councilmembers | Yeas | Nays · | Not Present | Recused | | |
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| Lorie Zapf | . <u>\\</u> | | | | | |
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| Date of final passage | MAY 2 8 2015 | | | | | |
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Office of the City Clerk, San Diego, California

Resolution Number R- 309675