

ORDINANCE NUMBER O- 20741 (NEW SERIES)

DATE OF FINAL PASSAGE DEC 01 2016

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING EXECUTION OF THE THIRD
AMENDMENT TO THE AGREEMENT WITH NADEL
ARCHITECTS, INC., FOR FIRE STATION NO. 22.

WHEREAS, Fire Station No. 22 is a 69-year old facility servicing the Point Loma area located at 1055 Catalina Boulevard and this project includes the demolition of the existing facility and the design and construction of a new facility on the same site (Project); and

WHEREAS, on March 2, 2004, the City of San Diego (City) entered into a consultant agreement (Agreement) with Nadel Architects, Inc. (Nadel), which is on file in the Office of the City Clerk as Document No. C-12599, to provide Architectural Design Services for the Project in an amount not to exceed \$249,900; and

WHEREAS, due to a lack of funding, the Project was placed on hold in 2006, once funding was secured, the City entered into the First Amendment to the Agreement (First Amendment) with Nadel adding \$160,100 for additional design services on November 19, 2010, which is on file in the Office of the City Clerk as Document No. OO-19994; and

WHEREAS, in 2013 the Fire-Rescue Department began requiring temporary fire stations be provided for all projects replacing existing fire stations; therefore, on October 21, 2014, the City entered into the Second Amendment to the Agreement (Second Amendment) with Nadel, adding \$150,000 to the Agreement to pay for the added scope of work for the design and construction administration for the temporary fire station, which is on file in the Office of the City Clerk as Document No. OO-20421; and

WHEREAS, due to the lack of available land in the area, it was deemed that the only viable location for the temporary fire station for this Project was on the site of the existing fire

station, this change necessitated an increase in the construction duration by 9 month, which increased design and construction support services needed for this Project; and

WHEREAS, the City now desires to execute a Third Amendment to the Agreement (Third Amendment) with Nadel to cover the additional design and construction support services needed to complete this Project, in an amount not to exceed \$200,000; and

WHEREAS, this Third Amendment will extend the total term of the Agreement beyond five years; and

WHEREAS, under San Diego 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 hereby authorized to execute, on behalf of the City, a Third Amendment to the Agreement with Nadel Architects, Inc., for the purpose of providing additional professional Architectural Services on the Point Loma Fire Station No. 22 Project in an amount not to exceed \$200,000, contingent upon the Chief Financial Officer first furnishing one or more certificates demonstrating that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer, under the terms and conditions set forth in the Third Amendment to the Agreement, which is on file in the Office of the City Clerk as Document No. OO- 20741.

Section 2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$200,000 from CIP S-00787, Point Loma Fire Station No. 22, Fund 400265, CIP Contributions for the General Fund, for the purpose of executing the Third Amendment to the Agreement.

Section 3. 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 4. 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 Christina L. Rae
Christina L. Rae
Deputy City Attorney

CLR:cw
09/22/16
Or.Dept: Public Works/Engineering
CC No.: 3000009156
Doc. No.: 1354277

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of NOV 15 2016

ELIZABETH S. MALAND
City Clerk

By Gindasrin
Deputy City Clerk

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Approved: 11/28/16
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

(Note: The date of final passage is December 1, 2016, which represents the day this ordinance was returned to the Office of the City Clerk with the Mayor's signature of approval.)

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000009156
 DEPT. NO.: 2112

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____

Purpose: _____

Date: _____ By: _____

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

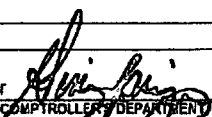
I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$200,000.00

Vendor: Nadel Architects, Inc

Purpose: To authorize the expenditure of funds not to exceed \$200,000.00 to Nadel Architects, Inc for the Third Amendment to the Agreement for Architectural Services for the Fire Station No. 22 Project.

Date: August 2, 2016

By: Gina Springer

 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
1	S00787	400265		512001	OTHR-00000000-FI	1912	1912140322	S-00787.06.02	\$200,000.00
TOTAL AMOUNT									\$200,000.00

Passed by the Council of The City of San Diego on NOV 15 2016, 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 01 2016

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By Linda Bruen, 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 18 2016

, and on

DEC 01 2016

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.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By Linda Bruen, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20741