

ORDINANCE NUMBER O- 20763 (NEW SERIES)

DATE OF FINAL PASSAGE DEC 08 2016

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND M. ARTHUR GENSLER JR. & ASSOCIATES, INC. FOR AS-NEEDED SPACE PLANNING CONSULTANT SERVICES, CONTRACT NO. H146069, TO INCREASE THE NOT-TO-EXCEED CONTRACT AMOUNT BY \$3,000,000, AND AUTHORIZING THE WAIVERS OF SAN DIEGO MUNICIPAL CODE SECTION 22.3202 AND COUNCIL POLICY 300-07, AS APPLICABLE TO THIS CONTRACT.

WHEREAS, the City of San Diego (City), after posting a public solicitation and interviewing five firms, selected M. Arthur Gensler Jr. & Associates, Inc. (Gensler) to provide space planning consultant services to City on an as-needed basis; and

WHEREAS, City and Gensler entered into the Agreement Between the City of San Diego and M. Arthur Gensler Jr. & Associates, Inc., for As-Needed Space Planning Consultant Services, Contract No. H146069, on March 27, 2014, with terms and conditions that included a not-to-exceed contract amount of \$249,999 and a term of five years (Consulting Agreement); and

WHEREAS, since the Consulting Agreement was executed, City has identified projects requiring additional space planning services that will need to take place during the remainder of FY 2017 and FY 2018; and

WHEREAS, City staff requests that the Consulting Agreement be amended to increase the current not-to-exceed contract amount from \$249,999 to \$3,249,999 (First Amendment) in order to timely complete the newly identified projects and potential unforeseen operational needs; 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 First Amendment to the Consulting Agreement, which First Amendment will increase the not-to-exceed contract amount of the Consulting Agreement, Contract No. H146069, from \$249,999 to \$3,249,999, as more fully set forth in the terms and conditions of the First Amendment, which is on file in the Office of the City Clerk as Document No. 00-20763.

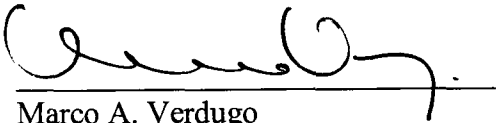
Section 2. That San Diego Municipal Code section 22.3202 and Council Policy 300-07, Consultant Services Selection, are hereby waived with respect to Gensler and the First Amendment.

Section 3. That the Chief Financial Officer is authorized to expend an amount not to exceed \$3,249,999 over the term of the Consulting Agreement, for the purpose executing the First Amendment to the Consulting Agreement, increasing the total not-to-exceed contract amount from \$249,999 to \$3,249,999, contingent upon the adoption of the Annual Appropriation Ordinance for the applicable fiscal year and contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer; and

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. This Ordinance shall take effect and be in force on the thirtieth day from and after its passage.



APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Marco A. Verdugo
Deputy City Attorney

MAV:nja
10/06/16
Or.Dept: READ
Doc. No.: 1370602

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of DEC 06 2016.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

KEVIN L. FAULCONER, Mayor

Approved: 12/8/16
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on DEC 06 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
District 3 - (Vacant)	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 08 2016

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 Linda Gruen, 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 15 2016, and on DEC 08 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.

(Seal)

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

By Linda Gruen, Deputy

Office of the City Clerk, San Diego, California

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