

# 51  
01/24/17

(O-2017-90)

ORDINANCE NUMBER O- 20790 (NEW SERIES)

DATE OF FINAL PASSAGE FEB 03 2017

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING EXECUTION OF A SECOND AMENDMENT TO THE AGREEMENT WITH NASLAND ENGINEERING FOR THE OLD OTAY MESA ROAD PROJECT AND EXTENSION OF THE AGREEMENT PAST FIVE YEARS.

WHEREAS, Nasland Engineering is providing design, environmental and other professional engineering services on the City of San Diego's (City) Old Otay Mesa Road project (Project) pursuant to Contract No. H094649, executed June 16, 2010 (Agreement); and

WHEREAS, in response to the community's request for changes to the Project and new regulatory requirements, the Agreement was amended in 2015 to increase the scope of services and extend the contract term; and

WHEREAS, additional services are required to amend the plans and specifications for the Project in order to accommodate construction of a critical 24" water main and the proposed second amendment to the Agreement will increase the scope of services for a compensation amount not to exceed \$127,920 and extend the contract term to September 1, 2021; 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 second amendment to the Agreement, under the terms and conditions set forth in the document on file in the Office of the City Clerk as Document No. OO- 20790.

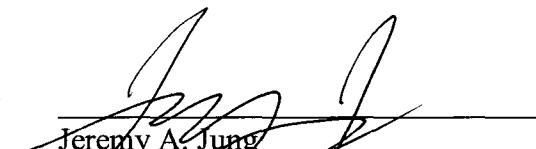
Section 2. That the expenditure of an amount not to exceed \$127,920 (\$84,980 from CIP A-KA.00003, Annual Allocation Large Diameter Water Transmission PPL, B16167, Otay Mesa 680 Zone 24-inch Loop Pipeline, Fund 700010, Water Utility CIP, and \$42,940 from CIP S-00870 Old Otay Mesa Road-Westerly, Fund 400169, Transnet Extension 7) is authorized for the purpose of executing this second amendment to the Agreement, contingent upon the Chief Financial Officer furnishing one or more certificates demonstrating that funds necessary for expenditure are, or will be, on deposit with the City Treasury.

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: MARA W. ELLIOTT, City Attorney

By

  
Jeremy A. Jung  
Deputy City Attorney

JAJ:cw  
12/15/16  
Or.Dept: Public Works/Engineering  
CC No.: 3000009500  
Doc. No.: 1408081

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JAN 24 2017

ELIZABETH S. MALAND  
City Clerk

By *Linda Rubin*  
Deputy City Clerk

Approved: 2/3/17  
(date)

*Kevin L. Faulconer*  
KEVIN L. FAULCONER, Mayor

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

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

The City of San Diego  
**COMPTROLLER'S CERTIFICATE**

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING CC 3000009500  
 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: November 29, 2016 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: \$127,920.00

Vendor: Nasland Engineering

Purpose: To authorize the expenditure of funds not to exceed \$127,920.00 to Nasland Engineering for the Second Amendment to the consultant contract in the Old Otay Mesa Road Westerly project.

Date: November 29, 2016 By: James Long  
 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
01	B16167	700010		512034	OTHR-00000000-WU	2013		B-16167.07.03	\$2,160.00
02	B16167	700010		512034	OTHR-00000000-WU	2013		B-16167.02.02	\$82,820.00
03	S00870	400169		512034	OTHR-00000000-TR	2113		S-00870.02.02	\$42,940.00
TOTAL AMOUNT									\$127,920.00

FUND OVERRIDE

CC 3000009500

Passed by the Council of The City of San Diego on JAN 24 2017, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage FEB 03 2017

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 Irwin, 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

JAN 10 2017, and on FEB 03 2017

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 Irwin, Deputy

Office of the City Clerk, San Diego, California  
Ordinance Number O- 20790