

ORDINANCE NUMBER O- 20809 (NEW SERIES)

DATE OF FINAL PASSAGE APR 13 2017

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO THE AGREEMENT WITH INFRASTRUCTURE ENGINEERING CORPORATION FOR PROFESSIONAL SERVICES FOR THE DESIGN AND CONSTRUCTION SUPPORT OF UPAS STREET PIPELINE REPLACEMENT PROJECT (H115374); AND TAKING RELATED ACTIONS.

WHEREAS, the Council of the City of San Diego (Council), by San Diego Resolution No. R-307277 (February 22, 2012), executed an Agreement with Infrastructure Engineering Corporation (IEC) in the amount of \$1,526,805 for design and construction support services for the Upas Street Pipeline Replacement project (H115374) (Project); and

WHEREAS, this First Amendment to the Consultant Agreement in the amount of \$128,094 (bringing the total contract amount to \$1,654,899) is for the purpose of the additional construction support services associated with the increase in project level of effort and duration which requires IEC services in the areas of submittal review, field support during construction and post construction as-building documentation to continue the design and construction support of the Upas Street Pipeline Replacement Project (H115374) (Agreement) that extends the contract schedule for an additional 3 years for the Project; 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 First Amendment to the Agreement with Infrastructure Engineering Corporation (IEC)

for professional services for the design of Upas Street Pipeline Replacement, in CIP S-11022, Upas Street Pipeline Replacement, in an amount not to exceed \$128,094, contingent upon the adoption of the Appropriation Ordinance for the applicable fiscal year, under the terms and conditions set forth in the Agreement, on file in the Office of the City Clerk as Document No. OO- 20809.

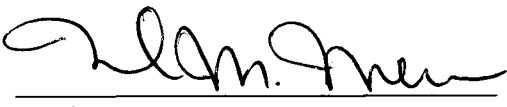
Section 2. That the Chief Financial Officer is authorized to expend funds under the established contract funding phases in an amount not to exceed \$128,094 for phase 3 from CIP S-11022, Upas Street Pipeline Replacement, Fund 700010, Water Utility CIP, for the purpose of executing this First Amendment to the Agreement, 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 a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to Council and the public prior to the day of its passage.

Section 4. That the Chief Financial Officer, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

Section 5. 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 
Mark M. Mercer
Deputy City Attorney

MMM:cw
02/06/17
Or.Dept: Public Works/Engineering
CC No.: 3000009528
Doc. No.: 1438539

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of APR 04 2017.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 4/12/17
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

"The date of final passage is April 13, 2017, 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 3000009528
 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: \$128,094.00

Vendor: Infrastructure Engineering Corporation

Purpose: To authorize the expenditure of funds not to exceed \$128,094.00 to Infrastructure Engineering Corporation for the First Amendment to the Agreement for Design and Construction Support for the Upas Street Pipeline Replacement Project.

Date: December 6, 2016

By: Aubrey Koehn *Aubrey Koehn*
 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	S11022	700010	NOT_RELEVANT_GRANT	512034	OTHR-00000000-WU	2013	2013131115	S-11022.02.02	\$128,094.00
TOTAL AMOUNT									\$128,094.00

FUND OVERRIDE

CC 3000009528

Passed by the Council of The City of San Diego on APR 04 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 APR 13 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 *City Clerk*, 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

MAR 14 2017, and on APR 13 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 *City Clerk*, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 20809