

#52  
3/20/18

(O-2018-63)

ORDINANCE NUMBER O- 20913 (NEW SERIES)

DATE OF FINAL PASSAGE MAR 22 2018

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING A THIRD AMENDMENT TO  
THE AGREEMENT WITH DR. DAVID VICTOR FOR  
ENERGY MARKET EXPERT REVIEW SERVICES  
REGARDING THE SAN VICENTE HYDROELECTRIC  
PUMPED STORAGE PROJECT.

WHEREAS, on October 2013 the City of San Diego (City) and the San Diego County Water Authority entered into a Memorandum of Understanding for the procurement of professional services to study the feasibility and economic viability for construction of a large hydropower project, the San Vicente Pumped Storage Project (Project); and

WHEREAS, the City requires expertise to understand the regulatory process, pricing, supply – and – demand dynamics, financing options and operational issues related to this Project, and this expertise will enable the City to achieve its goal of minimizing financial risks and maximizing revenue opportunities for the ratepayers through a well-negotiated public-private partnership agreement; and

WHEREAS, the San Diego Public Utilities Department submitted Sole Source Request no. 3279 which was approved by the San Diego Purchasing and Contracting Department on July 1, 2014, to enter into an agreement for Consultant Services for Energy Market Expert Review (Agreement) with Dr. David Victor, a UCSD professor uniquely qualified to bring a critically important, objective third – party evaluation to mitigate the risks associated with a Project of this scope, complexity, and expense; and

WHEREAS, in June 2015, the First Amendment to the Agreement, extended the duration of the services through December 31, 2016 and increased the contract by \$100,000, bringing the total not to exceed amount to \$240,000; and

WHEREAS, in January 2017, the Second Amendment to the Agreement extended the duration of the services through December 31, 2017; and

WHEREAS, this Third Amendment to the Agreement will extend the duration of the services through August 22, 2022 and to increase the amount by \$240,000, bringing the total not to exceed amount of the Agreement to \$480,000; 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 Third Amendment to the Agreement with Dr. David Victor, for the Energy Market Expert Review Consulting Services, in an amount not to exceed \$240,000, bringing the total not to exceed amount of the Agreement to \$480,000, and to extend the contract term to August 22, 2022.

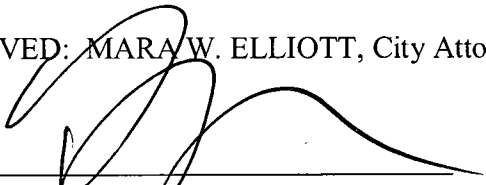
Section 2. The Chief Financial Officer is authorized to expend an amount not to exceed \$240,000 from 700011, Water Utility Operating Fund, for the purpose of executing this Agreement, contingent upon the adoption of the Appropriations Ordinance for the applicable fiscal years, and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

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

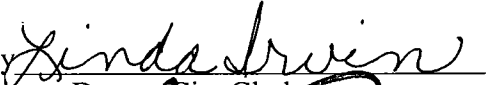
By

  
\_\_\_\_\_  
Raymond C. Palmucci  
Deputy City Attorney

RCP:amc  
December 11, 2017  
Or:Dept: Public Utilities Dept.  
Doc. No.: 1643155

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of MAR 20 2018.

ELIZABETH S. MALAND  
City Clerk

By   
\_\_\_\_\_  
Deputy City Clerk

Approved: 3/22/18  
\_\_\_\_\_  
(date)

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

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

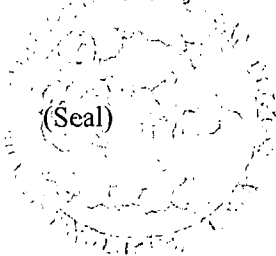
\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAR 20 2018, 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 MAR 22 2018

AUTHENTICATED BY:



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

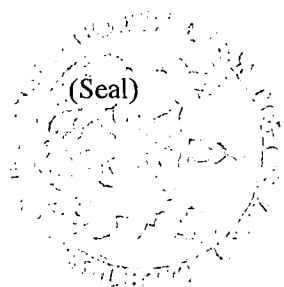
ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Linda Brown, 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 06 2018, and on MAR 22 2018.

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.

By Linda Brown, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20913