

#50
9/11/18
(O-2019-10)

ORDINANCE NUMBER O- 20983 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 18 2018

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE SECOND AMENDMENT TO THE CONSULTANT AGREEMENT WITH KLEINFELDER, INC. (CONTRACT NO. H125587) AND APPROVING ADDITIONAL FUNDING FOR PROFESSIONAL ENGINEERING SERVICES FOR THE MIRAMAR CLEARWELL IMPROVEMENTS PROJECT PAST FIVE YEARS; AND TAKING RELATED ACTIONS.

WHEREAS, on October 25, 2012 the City Council approved a contract with Kleinfelder, Inc. for seven (7) years at a cost of \$4,998,757.00 for engineering design services and design support for the construction of the Miramar Clearwell Improvement Project; and

WHEREAS, on February 3, 2016, the City Council approved the First Amendment to the Consultant Agreement in the amount of \$1,796,259.00 for the purpose of additional design services; and

WHEREAS, the City seeks to amend this contract in the amount of \$1,681,696.00 (bringing the total contract amount to \$8,476,712.00) for the purpose of additional design services; and

WHEREAS, additionally, the proposed Second Amendment will extend Kleinfelder's services for an additional four (4) years which will include additional construction support; start-up and commissioning of equipment and systems; and post construction close-out such as preparation of as-built construction documents; 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 with Kleinfelder, Inc. for professional services for the design of Miramar Clearwell Improvements Project, in CIP S-11024, Miramar Clearwell Improvements, in an amount not to exceed \$1,681,696.00 (Project), under the terms and conditions set forth in the Second Amendment to the Agreement, on file in the Office of the City Clerk as Document No. OO- 20983 .

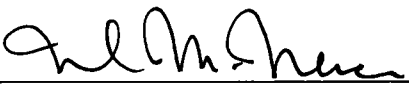
Section 2. That the Chief Financial Officer is authorized to expend funds under the established contract funding phases in an amount not to exceed \$1,681,696.00 for Phase VII (FY2018) from CIP S-11024, Miramar Clearwell Improvements, Fund 700010, Water Utility CIP, for the purpose of executing this Second Amendment to the Agreement, contingent upon the Chief Financial Officer furnishing a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit with the City Treasury.

Section 3. That the Chief Financial Officer, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

Section 4. 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 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

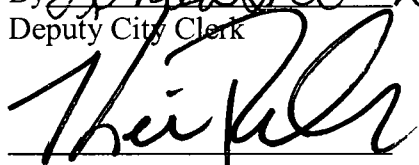
MMM:cw
07/24/18
Or.Dept: Public Works
CC No.: CC 3000011254
Doc. No.: 1797842

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 11 2018

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9/18/18
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000011254
 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: \$1,681,696.00

Vendor: Kleinfelder, Inc

Purpose: To authorize the expenditure of funds not to exceed \$1,681,696.00 to Kleinfelder, Inc for the Second Amendment to the Agreement for Engineering Services for the Miramar Clearwell Improvements Project.

Date: July 5, 2018 By: DeJuan Lewis
 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	SI1024	700010	NOT_RELEVANT_GRANT	512034	OTHR-00000000-WU	2013	2013131212	S-11024.02.02	\$1,681,696.00
TOTAL AMOUNT									\$1,681,696.00

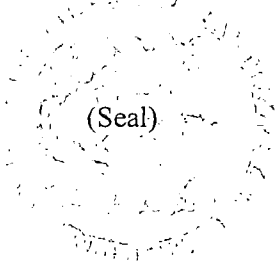
FUND OVERRIDE

Passed by the Council of The City of San Diego on SEP 11 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 SEP 18 2018.

AUTHENTICATED BY:



(Seal)

KEVIN L. FAULCONER

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

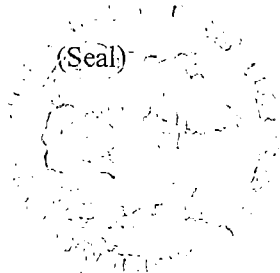
By *Hinda Irwin*, Deputy

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

AUG 07 2018

, and on SEP 18 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.



(Seal)

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By *Hinda Irwin*, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20983