

RESOLUTION NUMBER R- 311797

DATE OF FINAL PASSAGE JUN 14 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING AWARD OF A CONTRACT TO
LUTH AND TURLEY INC. FOR AS-NEEDED REMEDIATION
AND CLEAN-UP SERVICES; AUTHORIZING
EXPENDITURES; AND TAKING RELATED ACTIONS.

WHEREAS, in the event of a water main break, sewer main back-up, and related incidents affecting private property, the City provides residents the option of expediting remediation and clean up services through a contractor hired by the City pursuant to Council Policy 400-10; and

WHEREAS, for purposes of responding to new incidents, the City's current contract expires on June 30, 2018; NOW, THEREFORE,

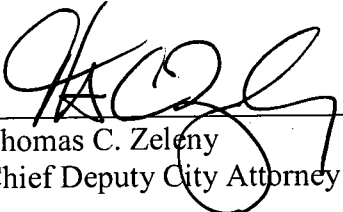
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Mayor, or his designee, is authorized to execute a one-year contract with Luth & Turley, Inc for as-needed remediation and clean-up services under the terms and conditions set forth in the agreement on file in the Office of the City Clerk as Document No. RR-311797.

2. That the Chief Financial Officer is authorized to expend an amount not-to-exceed \$5,000,000, of which \$4,000,000 is from the Water Fund 700011 and \$1,000,000 is from Municipal Sewer Fund 700000, solely and exclusively to provide funds for the first year of the contract with Luth & Turley, provided that the final allocation of the \$5,000,000 between the Water and Municipal Sewer Funds reflects the proportionate share of damages caused by water main breaks and sewer backups, respectively.

3. That the Mayor, or his designee, is further authorized to exercise up to four one-year options to renew the contract with Luth & Turley in an amount not to exceed \$5,000,000 per option year, contingent on City Council approval of sufficient funds in the City budget each year, provided the Chief Financial Officer first furnishes one or more certificates demonstrating that the funds necessary for expenditure are, or will be on deposit in the City Treasury, and provided that the final allocation of funds between the Water and Municipal Sewer Funds reflects the proportionate share of damages caused by water main breaks and sewer backups, respectively.

APPROVED: MARA W. ELLIOTT, City Attorney

By  _____
Thomas C. Zeleny
Chief Deputy City Attorney

TCZ:cw
05/29/18
Or.Dept: Risk Management Department
CC No.: 3000011162
Doc. No.: 1760318

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego,
at its meeting of JUN 12 2018.

ELIZABETH S. MALAND
City Clerk

By *Linda Brown*
Deputy City Clerk

Approved: 6/14/18
(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 3000011162
DEPT. NO.: 2000

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: _____ Fund: _____

Purpose: _____

Date: _____ By: _____

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	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: \$5,000,000.00

Vendor: Luth and Turley Inc.

Purpose: Authorize contract with Luth and Turley Inc. for as needed remediation and clean up services from water main breaks and sewer backups.

Date: May 25, 2018

By: Chris Purcell
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
01	700000			OTHR-00000000-SU	512059	2000	2000180001		\$1,000,000.00
02	700011			OTHR-00000000-WU	512059	2000	2000211101		\$4,000,000.00
TOTAL AMOUNT									\$5,000,000.00

FUND OVERRIDE

CC 3000011162

Passed by the Council of The City of San Diego on JUN 12 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 JUN 14 2018

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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.

(Seal)

By Lynnda Irwin, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- <u>311797</u>