

ORDINANCE NUMBER O- 21055 (NEW SERIES)

DATE OF FINAL PASSAGE MAR 13 2019

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE EXECUTION AND AWARD OF A SOLE SOURCE CONSULTANT AGREEMENT TO RICK ENGINEERING; AND AUTHORIZE FUTURE AMENDMENTS TO PROVIDE PROFESSIONAL CIVIL ENGINEERING SERVICES FOR DESIGN AND CONSTRUCTION SUPPORT SERVICES FOR THE LA MEDIA ROAD IMPROVEMENTS PROJECT.

WHEREAS, the La Media Road Improvements Project proposes to improve La Media Road from SR-905 to Siempre Viva Road, where the ultimate facility will be designed as a six-lane primary arterial between SR-905 and Airway Road with a five lane major road between Airway Road and Siempre Viva Road and proposed improvements to enhance safety, provide congestion relief, and provide an improved access road for freight trucks to Otay Mesa Port of Entry; and

WHEREAS, Rick Engineering has been involved with the design of La Media Road since 2013 and their in-depth knowledge of the project and its challenges are irreplaceable. This experience has given the Rick Engineering team the engineering data and knowledge of site requirements necessary to complete the final PS&E package. Undertaking a competitive bid process with a different consultant would result in a loss of time as well as additional costs, as work would need to be redone by the new consultant. Rick Engineering is in a position to assist the City in the most efficient and expeditious way to complete the PS&E which, in turn, will expedite delivery of the project into construction to accommodate the near term need for the ultimate facility; and

WHEREAS, this action will delegate authority to the Mayor, or his designee, to execute an agreement with Rick Engineering to provide professional civil engineering services for the design and construction support of the La Media Road Improvements and to execute future amendments should the need arise, due to potential unforeseen conditions during the design, permitting and construction phase of La Media Road Improvements projects, for which currently construction funding has not been fully identified. The seven-year contract period also includes time for construction phasing if required; 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 approve and execute an agreement with Rick Engineering Company to provide professional civil engineering services for the design and construction support in CIP S15018 La Media Road Improvements Project in an amount not to exceed \$665,114.00 for a seven-year period, contingent upon the Chief Financial Officer first furnishing one or more certificates demonstrating that funds necessary for expenditure are, or will be, on deposit with the City Treasury, under the terms and conditions set forth in the Agreement, on file in the Office of the City Clerk as Document No. 21055.

Section 2. That the Chief Financial Officer is authorized to expend funds in an amount not to exceed \$665,114.00 from CIP S15018 La Media Improvements Fund 400092 Otay Mesa-East over seven years for the purpose of funding the sole source engineering design service agreement with Rick Engineering Company, contingent upon the adoption of the Annual Appropriation Ordinance for the applicable fiscal year and 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.

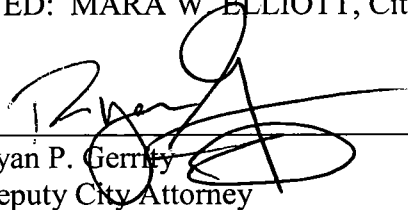
Section 3. That the Mayor, or his designee, is authorized to execute future amendments to the sole source consultant agreement with Rick Engineering not to exceed \$334,886.00 from CIP S15018 La Media Road Improvements for total agreement amount not to exceed \$1,000,000.00, should the need arise, due to potential unforeseen conditions during the design, permitting and construction phase of La Media Road Improvements projects, 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 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 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 6. 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 
Ryan P. Gerrity
Deputy City Attorney

RPG:cw
02/11/19
Or.Dept: Public Works
CC No.: 3000011806
Doc. No.: 1923689

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of MAR 12 2019.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 3/13/19
(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 3000011806
 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: _____
 COMPTRROLLER'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: \$665,114.00

Vendor: Rick Engineering Company

Purpose: To authorize the expenditure of funds not to exceed \$665,114.00 to Rick Engineering Company for a Sole Source Consultant Agreement for civil engineering services for the La Media Road Improvements Project.

Date: January 18, 2019

By: Raymond Tadanza
 COMPTRROLLER'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	S15018	400092	NOT_RELEVANT_GRANT	512034	OTHR-00000000-TR	2116	2116110013	S-15018.02.02	\$618,890.00
2	S15018	400092	NOT_RELEVANT_GRANT	512034	OTHR-00000000-TR	2116	2116110013	S-15018.06.02	\$33,644.00
3	S15018	400092	NOT_RELEVANT_GRANT	512034	OTHR-00000000-TR	2116	2116110013	S-15018.07.03	\$12,580.00
TOTAL AMOUNT									\$665,114.00

Passed by the Council of The City of San Diego on MAR 12 2019, 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"/>
Jennifer Campbell	<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"/>
Monica Montgomery	<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"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 13 2019.

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 *Hy Brady*, 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

FEB 25 2019, and on MAR 13 2019.

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 *Hy Brady*, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 21055