31/12/19 (0-2019-96)

ORDINANCE NUMBER O- 21055 (NEW SERIES)

DATE OF FINAL PASSAGE MAR 1 3 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.

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

CC No.: 3000011806 Doc. No.: 1923689

Or.Dept: Public Works

Vetoed: ______ (date) KEVIN L. FAULCONER, Mayor

The City of San Diego

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CC-361 (REV 7-09)

FUND OVERRIDE
CC 3000011806

Passed by the Council of The City	of San Die	ego onMA	AR 1 2 2019	, by the following vote:							
Councilmembers	Yeas	Nays	Not Present	Recused							
Barbara Bry	\mathbb{Z}										
Jennifer Campbell	Z										
Chris Ward	Z										
Monica Montgomery	Ź										
Mark Kersey	Ø										
Chris Cate	\mathbb{Z}										
Scott Sherman	\mathbb{Z}										
Vivian Moreno	\mathbb{Z}										
Georgette Gómez	\mathbb{Z}										
Date of final passageMAR	1 3 2019	·									
		KEVIN L. FAULCONER									
AUTHENTICATED BY:		Mayor of The City of San Diego, California.									
	ELIZABETH S. MALAN										
(Seal)	City Cle	Clerk of The City of San Diego, California.									
		Ву	Hy Mend	, 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 2 5 2019		and on	MAR 13	2019							
I FURTHER CERTIFY that sa reading was dispensed with by a the ordinance was made availabl of its passage.	vote of five	e members of tl	ne Council, and th	hat a written copy of							
			ELIZABETH S	. MALAND							
(Seal)		City Cle	rk of The City of	San Diego, California.							
		Ву	Sty Riac	, Deputy							
		Office of the	City Clerk, San D	riego, California							
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