O-2020-74)

ORDINANCE NUMBER O- 21.172 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 3 0 2020

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE SECOND AMENDMENT TO THE AGREEMENT WITH NASLAND ENGINEERING (CONTRACT NO. H105180) FOR ENGINEERING SERVICES FOR THE COASTAL RAIL TRAIL PROJECT; AND TAKING RELATED ACTIONS.

WHEREAS, the Coastal Rail Trail (CRT) is part of a 40-mile regional project that will establish a multi-use trail for connectivity from Oceanside to coastal San Diego and the City has entered into a Memorandum of Understanding to plan, design, and construct segments within the City's jurisdictional boundary in alignment with the 2050 San Diego Association of Governments (SANDAG) Regional Transportation Plan for sustainable transportation alternatives to increase mobility, reduce greenhouse gases, and improve public health and the project goals were developed in conjunction with SANDAG, North County Transit District (NCTD), Marine Corps Air Station (MCAS) Miramar, Caltrans, and San Diego Metropolitan Transit System (MTS); and

WHEREAS, the planning phase of the CRT project focused on the northerly ten (10) miles of the trail between Gilman Drive and Carmel Valley Road that will link regional employment centers in Sorrento Valley, University of California, San Diego (UCSD), and University Town Center to residential communities to the north and south along with connections to the Sorrento Valley Coaster Station and future light rail transit (LRT) stations that will be implemented as part of the Mid-Coast Corridor Transit Project and this 10-mile segment will be completed as independent efforts by various agencies including the City, Caltrans, and

UCSD in which the City's contribution will be a 1.8-mile section from Interstate 5 (I-5) to UCSD along Gilman Drive; and

WHEREAS, on May 8, 2012, Nasland Engineering was selected to provide preliminary engineering services (Phase 1) for the City's segment of the Coastal Rail Trail project for an amount not to exceed \$525,960 and a Project Working Group (PWG) involving key stakeholders from public agencies and community groups was created in which the PWG evaluated and ranked each of the proposed alignments for the trail, reaching a consensus on an alternative that extends from the Rose Canyon bike path (at I-5) to UCSD along Gilman Drive; and

WHEREAS, once the alignment was determined, the City authorized a First Amendment to the Agreement with Nasland Engineering for an amount not to exceed \$749,545 to support preparation of the environmental documents, and to prepare engineering plans, specifications, and estimates (PS&E) (Phase 2) for the 1.8-mile segment within the City of San Diego jurisdiction; and

WHEREAS, the City proposes to enter into a Second Amendment to the Agreement with Nasland Engineering that will allow the design consultant to assist the City with bid support services for inquiries during the advertisement of the construction contract, and provide construction support services during the construction phase of the project which includes providing as-built drawings at the conclusion of the project's construction to record the completed improvements; and

WHEREAS, the Second Amendment to the Agreement will authorize

Nasland Engineering to provide these engineering services associated with the project for an additional amount not to exceed \$269,460 and extends the contract duration by 52 months to a

total of 12 years for professional engineering services during the final design, construction, and close out phases to continue Phase 2 of the project for an amount not to exceed \$1,544,965; 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, the Second Amendment to H105180 with Nasland Engineering for engineering services for Capital Improvement Program (CIP) S-00951, Coastal Rail Trail, in an amount not to exceed \$269,460, 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-

Section 2. That the expenditure of an amount not to exceed \$269,460, from CIP S-00951, Coastal Rail Trail, Fund 400169, Transnet Extension 70% CAP, 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

Ву

Cassandra E. Mougin Deputy City Attorney

CEM:cw 12/17/19

Or.Dept: Public Works CC No.: 3000012648 Doc. No.: 2252958

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of <u>JAN 0 7 2020</u>

ELIZABETH S. MALAND City Clerk

By ////

Approved: 1/30/2020

Vetoed: _____

(date)

KEVIN L. FAULCONER, Mayor

The City of San Diego COMPTROLLER'S CERTIFICATE

CC 3000012648

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AUTHENTICATED BY:		Mayo	or of The City of S	an Diego, California.							
			ELIZABETH S	. MALAND							
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		Rv	Mh	, Deputy							
		By	<i>,</i> , , , , , , , , , , , , , , , , , ,	, 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 JAN 3 0 2020											
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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)	`.	City,Cle	ELIZABETH S erk of The City of	. MALAND San Diego, California, Deputy							
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