

ORDINANCE NUMBER O- 21172 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 30 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- 21172

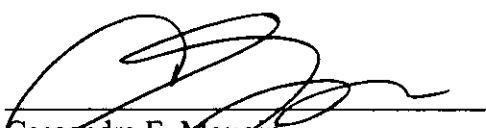
Section 2. That the expenditure of an amount not to exceed \$269,460, from CIP S-00951, Coastal Rail Trail, Fund 400169, Transnet Extension 70% CAP, for the purpose of executing this Second Amendment to the Agreement, contingent upon the Chief Financial Officer furnishing a certificate demonstrating 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

By 
Cassandra E. Mouglin
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 JAN 07 2020

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1/30/2020
(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 3000012648
 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: \$269,460.00

Vendor: Nasland Engineering

Purpose: To authorize the expenditure of funds not to exceed \$269,460.00 to Nasland Engineering for the Second Amendment to the Agreement for Engineering Services for the Coastal Rail Trail project.

Date: October 11, 2019 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	S00951	400169	NOT_RELEVANT_GRANT	512034	OTHR-00000000-TR	2113	2113120013	S-00951.02.02	\$102,580.00
2	S00951	400169	NOT_RELEVANT_GRANT	512034	OTHR-00000000-TR	2113	2113120013	S-00951.06.02	\$152,720.00
3	S00951	400169	NOT_RELEVANT_GRANT	512034	OTHR-00000000-TR	2113	2113120013	S-00951.07.03	\$14,160.00
TOTAL AMOUNT									\$269,460.00

Passed by the Council of The City of San Diego on JAN 28 2020, 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"/>

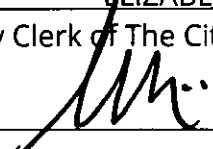
Date of final passage JAN 30 2020.

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 , 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 07 2020, and on JAN 30 2020.

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 , Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 21172