

4/21

(O-2020-79) 452

ORDINANCE NUMBER O- 21187 (NEW SERIES)

DATE OF FINAL PASSAGE APR 23 2020

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE SECOND AMENDMENT
TO AGREEMENT WITH GANNETT FLEMING, INC. FOR
ALVARADO TRUNK SEWER PHASE IV PROJECT.

WHEREAS, Alvarado Trunk Sewer Phase-IV will upsize existing under-capacity sewer mains for approximately 16,499 linear feet (3.12 miles) of existing and mostly Vitrified Clay sewer mains and manholes within City-owned easements and right-of-way, along portions of streets in the Navajo and College Community plan areas; and

WHEREAS, on October 3, 2016, the Council of the City of San Diego approved the Agreement between the City of San Diego and KEH & Associates, on file in the Office of the City Clerk as Document No. OO-20729 to provide professional engineering services for design, construction support and related work; and

WHEREAS, on August 31, 2018, KEH & Associates was acquired by Gannett, Fleming, Inc., whereby Gannett Fleming, Inc. assumed and honored in full, all terms and conditions, obligations and commitments associated with the Agreement; and

WHEREAS, on December 6, 2019, the City of San Diego and Gannett Fleming, Inc., entered into a First Amendment to Agreement for “no cost” and to amend the Phase Funding Schedule, on file in the Public Works Department as Document No. H166602; and

WHEREAS, the City of San Diego now desires to execute a Second Amendment to the Agreement to amend the scope of services, amend the time schedule and extend the agreement completion from May 7, 2023 to May 7, 2025; 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 adopted 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 of San Diego, the Second Amendment to Agreement with Gannett Fleming, Inc. for professional engineering services for the design and construction support in CIP S-15019, Alvarado Trunk Sewer Phase IV in an amount not to exceed \$785,942, under the terms and conditions set forth in the Agreement on file in the Office of the City Clerk as Document No. OO- 21187.

Section 2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$785,942 from CIP S-15019, Alvarado Trunk Sewer Phase IV, Fund 700008, Muni Sewer CIP for the purpose of executing this Amendment to Agreement, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

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

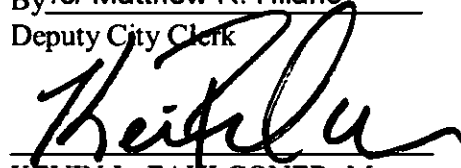
By /s/ Pedro De Lara, Jr.
Pedro De Lara, Jr.
Deputy City Attorney

PDL:cw
03/20/20
Or.Dept: Public Works/Engineering
CC No.: 3000013062
Doc.: No.: 2302965_2

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of April 21, 2020.

ELIZABETH S. MALAND
City Clerk

By /s/ Matthew R. Hilario
Deputy City Clerk


KEVIN L. FAULCONER, Mayor

Approved: 4/21/20
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING **CC 3000013062**
 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: \$785,942.00

Vendor: Gannett Fleming, Inc

Purpose: To authorize the expenditure of funds not to exceed \$785,942.00 to Gannett Fleming, Inc for construction of Alvarado Trunk Sewer Phase IV and Alvarado Trunk Sewer Water Main Relocations.

Date: February 28, 2020

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
1	S15019	700008	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SU	2011	2011131214	S-15019.02.02	\$785,942.00
TOTAL AMOUNT									\$785,942.00

FUND OVERRIDE

Passed by the Council of The City of San Diego on APR 21 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 APR 23 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 [Signature], 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

APR 07 2020, and on APR 23 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 [Signature] for Matt Hilario, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- <u>21187</u>