

RESOLUTION NUMBER R- 313221

DATE OF FINAL PASSAGE OCT 06 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE EXECUTION OF UP TO TWO OPTION YEARS FOR SERVICES UNDER CONTRACT NO. 10074586-17-M WITH AZTEC LANDSCAPING, INC., AND AUTHORIZING THE ASSOCIATED EXPENDITURE OF FUNDS NOT TO EXCEED \$3,548,954, FOR LANDSCAPE MAINTENANCE, IMPROVEMENTS, AND ACTIVITIES WITHIN THE TORREY HILLS MAINTENANCE ASSESSMENT DISTRICT.

WHEREAS, the City of San Diego (City)'s Parks and Recreation Department, Open Space Division, currently administers certain Maintenance Assessment Districts (MADs) located throughout the City, including the Torrey Hills Maintenance Assessment District (District); and

WHEREAS, the District was established in March 1998, per Resolution R-289875, to provide landscape maintenance, improvements, and activities, and authorized assessment increases based on future cost-indexing, in accordance with the written assessment engineer's report (Engineer's Report) prepared as part of the District formation, filed in the Office of the City Clerk as Document No. RR-289876; and

WHEREAS, each year the City Council approves certain updates to the Engineer's Report (Annual Report), including a proposed budget for the upcoming fiscal year; and

WHEREAS, the City awarded and executed Contract No. 10074856-17-M (Contract) with Aztec Landscaping, Inc. pursuant to Solicitation No. 10074586-17-M to furnish the District with landscape maintenance, improvements, and activities in accordance with the Engineer's Report, including care and cleaning of street medians, parkway landscaping, sidewalks, curbs, gutters,

brow ditches, landscaped slopes, greenbelts, developed park features, and open space easement areas, and regular maintenance tasks such as litter removal, sweeping, edging, trimming, weeding, and related functions; and

WHEREAS, the Contract provides for an initial term of one year and with up to four one-year extensions that may be exercised by the City; and

WHEREAS, the Contract is phase funded, with authority granted for each phase contingent upon the City Council's approval of the Annual Report and adoption of the annual appropriation ordinance for each fiscal year of the contract; and

WHEREAS, the City desires to exercise its option to renew the Contract and anticipates that costs for services during the upcoming one-year renewal period will exceed \$3,000,000, therefore requiring the City Council's approval in accordance with San Diego Municipal Code section 22.3206(d); NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, as follows:

1. The Mayor, or designee, is authorized to exercise options to renew the Contract for up to two additional one-year periods to furnish the District with landscape maintenance, improvements, and activities under the terms and conditions set forth in the contract on file with the City Clerk as Document No. RR-**313221** (Contract), in an amount not to exceed \$3,548,954 during the term of the Contract.

2. The Chief Financial Officer is authorized to expend funds in an amount not to exceed \$3,548,954 over the five-year term of the Contract, from Fund No. 200070, Torrey Hills Maintenance Assessment District, for the purpose of funding the Contract, contingent upon

approval of the Annual Report and the Annual Appropriation Ordinance for applicable fiscal years, 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 Treasurer.

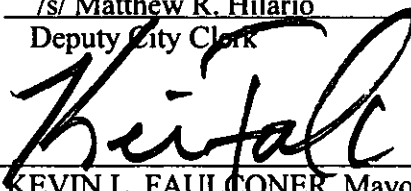
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Daphne Z. Skogen  
Daphne Z. Skogen  
Deputy City Attorney

DZS:soc  
09/15/2020  
Or.Dept: Park & Rec  
Doc. No.: 2477348

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 9/29/2020.

ELIZABETH S. MALAND  
City Clerk

By /s/ Matthew R. Hilario  
Deputy City Clerk  
  
KEVIN L. FAULCONER, Mayor

Approved: 10/1/2020  
(date)

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on SEP 29 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 OCT 06 2020.

**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

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 Connie Patterson, Deputy  
for Matthew Hilario

Office of the City Clerk, San Diego, California

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