

ORDINANCE NUMBER O- 21541 (NEW SERIES)

DATE OF FINAL PASSAGE OCT 06 2022

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO
THE AS-NEEDED AGREEMENT WITH RAFTELIS
FINANCIAL CONSULTANTS, INC. FOR VARIOUS WATER,
WASTEWATER AND RECYCLED WATER SERVICES
INCLUDING COST OF SERVICE STUDIES (10084319-17-H)
AND RELATED ACTIONS.

WHEREAS, on July 25, 2017, the City of San Diego (City) entered into a five year agreement with Raftelis Financial Consultants, Inc. (Raftelis), which is on file with the City Clerk as Document No. RR-311176 (Agreement), for as-needed services for various water, wastewater, and recycled water services, including completing Cost of Service Studies that assist the City in determining if future rate adjustments are required and provide a basis for those adjustments; and

WHEREAS, Raftelis completed a Cost of Service Study for Wastewater and Recycled Water, which were accepted by the City Council in the Fall of 2021; and

WHEREAS, Raftelis commenced work on the Cost of Service Study related to water rates, however, the study will not be completed prior to the expiration of the Agreement on July 24, 2022, and City staff negotiated a First Amendment to the Agreement (First Amendment), which provided in the docket materials accompanying this ordinance, to extend the Agreement for a period of one year; and

WHEREAS, the First Amendment will increase the compensation paid to Raftelis under the Agreement in an amount not to exceed \$150,000, increasing the total Agreement amount from \$981,382 to \$1,131,382; and

WHEREAS, Raftelis developed a model for the water cost of service process and the proposed First Amendment would allow Raftelis to update the model with new customer and financial information necessary to complete the study and ensure the proposed rates are in compliance with article XIID, section 6 of the California Constitution (commonly known as Proposition 218); and

WHEREAS, this First Amendment, if approved will be effective July 25, 2022, and will extend the Agreement's term for an additional one year to complete the required work for the Water Cost of Service Study; and

WHEREAS, Raftelis may, if needed, provide as-needed services related to wastewater and recycled water services during the term of the First Amendment; and

WHEREAS, under San Diego 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. The First Amendment to the Agreement increasing the not to exceed amount of the Agreement to \$1,131,382, and extending the term of the Agreement for one year from the retroactive date of July 25, 2022, is approved.

Section 2. The Mayor, or his designee, is authorized to sign the First Amendment to the Agreement with Raftelis Financial Consultants, Inc. (10084319-17-H) to provide As-Needed Consultant Services, which once signed by all parties, will be on file with the City Clerk as Document No. 00-21541.

Section 2. The Chief Financial Officer is authorized to expend an amount not to exceed \$150,000 in total from Fund 700000, Muni Sewer Revenue, Fund 700001, Metro Sewer Utility,

and Fund 700011, Water Utility Operating, as appropriate based on the actual services provided, for the purpose of funding the As-Needed Financial Consultant Agreement with Raftelis Financial Consultants, Inc., contingent upon the adoption of the Annual Appropriation Ordinance for the applicable fiscal year, under the terms and conditions set forth in the Agreement as amended by the First Amendment 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.

Section 3. 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 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

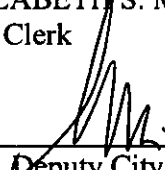
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Raymond C. Palmucci
Raymond C. Palmucci
Deputy City Attorney

RCP:cw
07/15/22
Or.Dept: Public Utilities
CC No.: N/A
Doc. No.: 3030139

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of OCT 03 2022.

ELIZABETH S. MALAND
City Clerk

By  _____
Deputy City Clerk

Approved: 10/5/22

(date)

 _____
TODD GLORIA, Mayor

Vetoed: _____

(date)

TODD GLORIA, Mayor

(NOTE: The date of final passage is October 6, 2022 which represents the day this ordinance was returned to the Office of the City Clerk with the Mayor's signature of approval.)

Passed by the Council of The City of San Diego on OCT 03 2022, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 06 2022

AUTHENTICATED BY:

TODD GLORIA
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 SEP 13 2022, and on OCT 06 2022.

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], Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 21541