

ORDINANCE NUMBER O- 21599 (NEW SERIES)DATE OF FINAL PASSAGE JAN 13 2023

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING AMENDMENT NO. 7 TO THE
MASTER SERVICES CONTRACT BETWEEN THE CITY OF
SAN DIEGO AND COLUMBIA ULTIMATE, INC. TO
EXTEND SUCH AGREEMENT BY UP TO TWO
ADDITIONAL YEARS WITH A MAXIMUM NOT TO
EXCEED AMOUNT OF \$500,000.

WHEREAS, the City of San Diego (City) and Columbia Ultimate, Inc. (Columbia) are parties to that certain Master Services Contract (Contract) dated November 15, 2011, whereby Columbia licenses its proprietary debt collection software known as the "Revenue Plus Collector System" and affiliated products and related modules to the City on an as-needed basis; and

WHEREAS, on August 6, 2014, the City entered into Amendment No. 1 to the Contract to allow for enhanced reporting and performance services and skip-tracing capabilities in addition to the debt collection services provided by Columbia; and

WHEREAS, on July 22, 2015, the City entered into Amendment No. 2 to the Contract to discontinue Ultimate Analytics services provided as part of Amendment No. 1 as set forth in the Ultimate Analytics License and Service Subscription Agreement; and

WHEREAS, on January 21, 2016, the City entered into Amendment No. 3 to the Contract to add three additional services and a revised Exhibit C; and

WHEREAS, on June 10, 2016, Ontario Systems acquired Columbia, but Columbia retains its status as a separate legal entity under its parent corporation, Ontario Systems; and

WHEREAS, on February 6, 2017, the City entered into Amendment No. 4 to extend the term of the Contract for up to an additional term of three years and to increase the annual expenditure authorization under the Contract from \$220,000 to \$230,000; and

WHEREAS, on December 3, 2019, the City entered into Amendment No. 5 to extend the term of the Contract for up to an additional two (2) years and increase the annual expenditure authorization under the Contract of up to \$240,000, for a total not-to-exceed amount of \$480,000; and

WHEREAS, on November 9, 2021, the City entered into Amendment No. 6 to extend the term of the Contract for one (1) additional year at an annual expenditure amount of up to \$250,000; and

WHEREAS, the Contract is set to expire on December 31, 2022, and the City, through an Amendment No. 7, is seeking to extend the term of the Contract for two (2) additional years with a maximum not to exceed amount of \$500,000, which will further extend the Contract term beyond the five (5) years allowed to be authorized by resolution; and

WHEREAS, on October 25, 2022, the Purchasing and Contracting Department Director approved the Request and Certification for Sole Source Procurement for this Amendment No. 7 to the Contract; and

WHEREAS, on November 3, 2022, the Council Committee on Budget and Government Efficiency voted to recommend approval of this Amendment No. 7 to the Contract by the full Council; and

WHEREAS, the Office of the City Attorney has drafted this Ordinance based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; 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. That the Mayor, or his designee, is authorized to execute, for and on behalf of said City, Amendment No. 7 in order to extend the Contract by two (2) additional years at a maximum not to exceed amount of \$500,000.

Section 2. That the expenditure of an amount not to exceed \$500,000 for the additional two (2) years of the Contract is authorized for the purpose of executing Amendment No. 7, contingent upon authorization of the respective fiscal year budget and provided that the Chief Financial Officer or his designee certifies that funds are available in the City treasury for such purposes.

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.

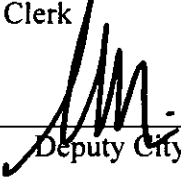
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Bret A. Bartolotta
Bret A. Bartolotta
Deputy City Attorney

BAB:jdf
10/31/22
Or.Dept: Treasurer
Doc. No.: 3114557

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JAN 10 2023.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1/13/23
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JAN 10 2023, 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<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"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JAN 13 2023.

AUTHENTICATED BY:

(Seal)

TODD GLORIA

Mayor of The City of San Diego, California.

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

DEC 06 2022

and on JAN 13 2023.

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- 21539