(R-2023-369)
COR. COPY

RESOLUTION NUMBER R-___314592___

DATE OF FINAL PASSAGE ___FEB 0 9 2023___

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING A THIRD AMENDMENT TO THE
SERVICES AGREEMENT BETWEEN THE CITY OF SAN
DIEGO AND ITRON, INC. TO PROVIDE MAINTENANCE &
SUPPORT SERVICES FOR THE ADVANCED METERING
INFRASTRUCTURE FIXED NETWORK CHOICE CONNECT
SYSTEM AND MULTI-VENDOR READING SYSTEM (MV-
RS) HARDWARE AND SOFTWARE AND RELATED
ACTIONS.

WHEREAS, the City of San Diego (City) Public Utilities Department requires

maintenance and support services for its hardware and software meter reading systems; and

WHEREAS, on July 24, 2020, the City and Itron, Inc. (Contractor) entered into a contract

for Contractor to provide maintenance and support services for the Advanced Metering

Infrastructure Fixed Network Choice Connect system and multi-vendor reading system (MV-RS)

hardware and software for three (3) years beginning September 1, 2019 through August 31,

2022, with an option to add two (2) additional one-year periods; and

WHEREAS, the Agreement was amended on December 6, 2021 to add services to the

Agreement and extend the initial 3-year term to October 31, 2022; and

WHEREAS, the City's Purchasing Agent determined that strict compliance with a

competitive process would be unavailing or would not produce an advantage for the City, and

that soliciting bids or proposals would therefore be undesirable, impractical, or impossible prior

to the City entering into the Agreement, and prior to each amendment to the Agreement,

including this Third Amendment; and

WHEREAS, on November 18, 2022, the City exercised the first of two option years to

renew the Agreement for an additional 12-month period through October 31, 2023; and

-PAGE 1 OF 3-

WHEREAS, on December 30, 2022, the parties entered into a second amendment to the

Agreement increasing the not-to-exceed amount by $200,000 to provide additional funding

through February 2023; and

WHEREAS, this Third Amendment will increase the not-to-exceed amount by

$1,000,000, making the total not-to exceed amount $3,800,000. The additional $1,000,000 will

provide funding through the remainder of the first option year, and as needed for the second

option year; and

WHEREAS, this requested Third Amendment is needed to support ongoing meter

reading business operations until a program management consultant is acquired to provide

recommendations for transitioning the meter reading program to updated Advanced Metering

Infrastructure, which will include recommendations related to Contractor's systems; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the

information provided by City staff including information provided by affected third parties and

verified by City staff, with the understanding that this information is complete, true, and

accurate; NOW, THEREFORE,

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

1. That the Third Amendment, which once signed by the City and Contractor will be

   filed with the City Clerk as Document No. __RR· 314592__ , is approved.

2. That the Mayor, or his designee, is authorized to sign and deliver the Third

   Amendment to the Agreement.

3. That the Chief Financial Officer is authorized to expend an amount not to exceed

   $1,000,000 over the term of the contract, of which $700,000 is estimated to be

   from Fund 700011, Water Utility Operating Fund, and $300,000 from Fund

700000, Muni Sewer Revenue Fund, for the Third Amendment to the Agreement

with Itron, Inc., contingent upon adoption of the Appropriation Ordinance for the

applicable fiscal year, and contingent upon the Chief Financial Officer furnishing

one or more certificates certifying that the funds necessary for expenditure are, or

will be, on deposit with the City Treasurer.

APPROVED: MARA W. ELLIOTT, City Attorney

By   /s/ Frank Ahn
          Frank Ahn
          Deputy City Attorney

FA:cw
1/13/23
2/2/23 COR. COPY
Or.Dept: Public Utilities Department
CC No.: 3000015403
Doc. No. 3200584_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this
meeting of _____ FEB 0 7 2023 _____.

DIANA J.S. FUENTES
City Clerk

By _____
          Deputy City Clerk

Approved: ___2/9/23___   _____
                  (date)   TODD GLORIA, Mayor

Vetoed: _____   _____
                  (date)   TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING   DEPT. NO.:   300015403

    2000

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: _____   Fund: _____

Purpose: _____

_____

_____

_____

_____

Date: _____   By: _____
                                                      COMPTROLLER'S DEPARTMENT

				ACCOUNTING DATA					
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	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: _____ $399,398.49 _____

Vendor: Itron, Inc _____

Purpose: _____

Third Amendment to the Agreement with Itron, Inc. for Maintenance & Support Services for the City of San Diego's Water Meter Reading System

Date: _____ December 29, 2022 _____   By: Jessica Tran *Jessica Tran*
                                                      COMPTROLLER'S DEPARTMENT

				ACCOUNTING DATA					
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
1	700000	Non-Program		OTHR-00000000-SU	513002	2000	2000251213		$119,819.54
2	700011	Non-Program		OTHR-00000000-WU	513002	2000	2000251213		$279,578.95
								TOTAL AMOUNT	$399,398.49

CC-361 (REV 7-09)

FUND OVERRIDE ☐

300015403

Passed by the Council of The City of San Diego on **FEB 0 7 2023**, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	☑	☐	☐	☐
Jennifer Campbell	☑	☐	☐	☐
Stephen Whitburn	☑	☐	☐	☐
Monica Montgomery Steppe	☐	☑	☐	☐
Marni von Wilpert	☑	☐	☐	☐
Kent Lee	☑	☐	☐	☐
Raul A. Campillo	☑	☐	☐	☐
Vivian Moreno	☑	☐	☐	☐
Sean Elo-Rivera	☐	☑	☐	☐

Date of final passage **FEB 0 9 2023**.

(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:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J. S. FUENTES
City Clerk of The City of San Diego, California.
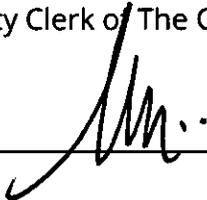
By _____, Deputy
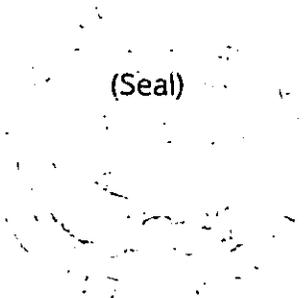
Office of the City Clerk, San Diego, California

Resolution Number R-_____ 314592