

RESOLUTION NUMBER R- **314702**

DATE OF FINAL PASSAGE **APR 14 2023**

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING A CONSULTANT AGREEMENT  
WITH MICHAEL BAKER INTERNATIONAL, INC. FOR AS-  
NEEDED STORMWATER PROFESSIONAL ENGINEERING  
SERVICES (H2225979).

WHEREAS, the Stormwater Department (SWD) manages a Municipal Separate Sewer Storm System (MS4) that includes storm drains, channels, culverts, catch basins, pump stations, and other ancillary structures; and

WHEREAS, the MS4 is subject to a Municipal National Pollutant Discharge Elimination System (NPDES) Permit (Municipal Stormwater Permit) under the federal Clean Water Act as issued by the San Diego Regional Water Quality Control Board, as well as Total Maximum Daily Load Orders and Investigative Orders for certain water bodies and pollutants of concern; and

WHEREAS, the SWD is responsible for leading the City's stormwater quality compliance efforts, with the goal of providing clean waterways and flood-safe communities across San Diego; and

WHEREAS, to support these responsibilities and ensure the efficient and effective use of resources, the City has an ongoing need for professional stormwater engineering and consulting services on an as-needed basis to support stormwater program-level strategies and decisions, as well as project-level planning, implementation, and reporting; and

WHEREAS, identification of individual projects and programs will be ongoing as the City works to comply with regulations, improve water quality, and improve flood resilience in a process of adaptive management; and

WHEREAS, a Request for Proposal (RFP) Scope of Professional Services was initiated approximately 12 months before expiration of the current as-needed professional engineering service contracts, H186978 & H186979; and

WHEREAS, a Consultant Selection Panel evaluated and ranked the consultants based on the evaluation criteria listed in Attachment C of the RFP, including requirements to achieve and maintain Small Local Business Enterprise (SLBE) or Emerging Local Business Enterprise (ELBE) participation levels throughout the contract; and

WHEREAS, the RFP intended to result in award recommendations for two as-needed engineering services contracts and Michael Baker International was selected for best value for one of the contracts based on its qualifications and its proposed SBLE and ELBE participation; 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 Mayor, or his designee, is authorized to execute, for and on behalf of the City, a five-year Agreement with Michael Baker International for As-Needed Stormwater Program Professional Engineering Services No. H2225979 for an amount not to exceed \$25,000,000.
2. That the Chief Financial Officer (CFO) is authorized to expend an amount not to exceed \$1,000 from FY 2023 General Fund (100000) Operating Budget for the purpose of executing this agreement and meeting the minimum contract requirements.

3. That the Chief Financial Officer (CFO) is authorized to expend a total amount not to exceed \$25,000,000 from the SWD Operating Budget (2114), General Fund (100000); or the Storm Drain Fund (200301) in Fiscal Years 2023 – 2028 for the purpose of executing this Agreement, contingent on the Council's approval of the FY 2024 - 2028 Appropriation Ordinances, and the CFO certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Frederick M. Ortlieb  
Senior Deputy City Attorney

FMO:cw  
March 1, 2023  
Or.Dept: Stormwater  
CC No.: N/A  
Doc. No. 3237987

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 11 2023

DIANA J.S. FUENTES  
City Clerk

By   
Deputy City Clerk

Approved: 4/14/23  
(date)

  
TODD GLORIA, Mayor

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

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on APR 11 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 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"/>
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 APR 14 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:

(Seal)

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

DIANA J.S. FUENTES  
City Clerk of The City of San Diego, California.

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

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