

RESOLUTION NUMBER R- 315147

DATE OF FINAL PASSAGE OCT 13 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO
THE AGREEMENT WITH JANUS CORPORATION FOR AS-
NEEDED ASBESTOS, LEAD AND MOLD ABATEMENT
SERVICES AT CITY FACILITIES AND TAKING RELATED
ACTIONS.

WHEREAS, the City of San Diego (City) requires the specialty services of a certified
abatement contractor to carry out as-needed asbestos, lead and mold abatement work in City
facilities; and

WHEREAS, the City entered into an agreement with Janus Corporation on September 3,
2020, through the Invitation to Bid Number 10089664-20-B competitive solicitation process to
provide as-needed asbestos, lead and mold abatement services at City facilities (Contract); and

WHEREAS, the initial term of the Contract was for a five-year period in an amount not
to exceed \$2,996,125, and therefore below the threshold amount requiring Council of the City of
San Diego (Council) approval; and

WHEREAS, this First Amendment to the Contract seeks to add \$1,503,875 to the
contract value, increasing the not to exceed amount from \$2,996,125 to \$4,500,000 and requiring
Council approval per San Diego Municipal Code section 22.3206(e); and

WHEREAS, City staff has identified large-scale projects that will be performed before
the end of the Contract term, including several roof abatement and lead abatement projects, and
regulatory required abatement of eight vacant buildings prior to demolition preceding
construction of the City's Pure Water Project; and

WHEREAS, this authorization will ensure that the Contract will have additional,
necessary capacity to complete these and other needed abatement services during the remainder
of the five-year Contract term; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided 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, that the Mayor, or his designee, is authorized to execute the First Amendment to the Agreement between the City of San Diego and Janus Corporation for as-needed asbestos, lead and mold abatement services at City facilities increasing the not to exceed amount from \$2,996,125 to \$4,500,000 contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that the Chief Financial Officer, or his designee, is authorized to expend an amount not to exceed \$4,500,000 in total, over the remaining contract term from the General Fund, Capital Improvements Program funds, or Enterprise funds, including but not limited to, an amount not to exceed \$1,476,712 from the Public Utilities Department, Water Utility Operating Fund 700011, for the purpose of funding the First Amendment to the Agreement between the City of San Diego and Janus Corporation for as-needed asbestos, lead and mold abatement services at City facilities, contingent upon adoption of the Annual Appropriation Ordinance for the applicable fiscal year.

APPROVED: MARA W. ELLIOTT, City Attorney

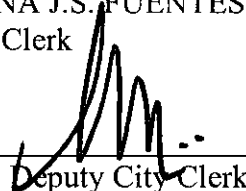
By 
Jeanne L. MacKinnon
Deputy City Attorney

JLM:hm
September 19, 2023
Or.Dept: ESD
Doc. No. 3362320

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

DIANA J.S. FUENTES
City Clerk

By


Deputy City Clerk

Approved:

10/13/23

(date)


TODD GLORIA, Mayor

Vetoed:

(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on OCT 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 13 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

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