

ORDINANCE NUMBER O- 21792
DATE OF FINAL PASSAGE APR 22 2024

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING A SECOND AMENDMENT TO THE AGREEMENT WITH RICK ENGINEERING COMPANY FOR PROFESSIONAL SERVICES FOR THE DESIGN OF STREAMVIEW DRIVE IMPROVEMENTS PHASE II PROJECT(CONTRACT NO. H197062) AND RELATED ACTIONS.

WHEREAS, in January 2020, the City awarded Contract Number H197062 to Rick Engineering Company in the amount of \$1,534,557 for professional design and design support services during construction for the proposed Streamview Drive Improvements Phase II Project (Project), which is on file in the Office of the City Clerk as Document No. OO-21140 (Agreement); and

WHEREAS, in January 2022, the parties amended the Agreement to add additional services requested during the Project design, and to increase the not to exceed amount by \$353,146; and

WHEREAS, the second amendment will increase the not to exceed amount of the Agreement by \$749,640 for a total not to exceed amount of \$2,637,343, extend the contract duration by 12 months for a new expiration date of January 10, 2028, and modify the scope of work as more fully set forth in the proposed second amendment which is included in the staff materials accompanying this ordinance (Second Amendment); and

WHEREAS, under 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; 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; NOW, THEREFORE,

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

Section 1. The Second Amendment increasing the not to exceed amount of the Agreement to \$2,637,343, adding additional services to be performed for the remainder of the term, and extending the agreement an additional 12 months, which once signed by all parties and approved as to form, will be on file in the Office of the City Clerk as Document No. OO-
21792, is approved.

Section 2. The Mayor, or his designee, is authorized to sign and deliver the Second Amendment.

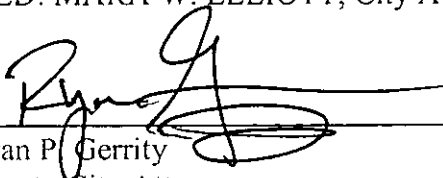
Section 3. The Chief Financial Officer is authorized to expend an amount not to exceed \$749,640 of which, \$669,546.00 is from CIP S-18000, Streamview Drive Improvements Phase II, Fund 400169, TransNet Extension 70% CAP; \$10,849.00 is from CIP A-KB.00003, Water Main Replacements (B-18107, AC Water & Sewer Group 1054 (W)), Fund 700010, Water Utility – CIP Funding Source; \$10,849.00 is from CIP A-JA.00001, Sewer Main Replacements (B-18108, AC Water and Sewer Group 1054 (S)), Fund 700008, Muni Sewer CIP; and \$58,396.00 is from CIP A-CC.00001, Stormwater Green Infrastructure (B-19095, Streamview Drive Green Infrastructure), of which \$24,973.82 is from Fund 400265, General Fund CIP Contributions, \$16,801.91 is from Fund 700010, Water Utility CIP, \$2,957.21 is from Fund 700040, Refuse Disposal CIP, and \$13,663.06 is from Fund 400676, Fleet Services CIP, for the purpose of executing this Second Amendment, 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 4. 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 5. 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 
Ryan P. Gerrity
Deputy City Attorney

RPG:cw
February 12, 2024
Or.Dept: Engineering & Capital Projects Dept.
CC No.: 3000016481
Doc. No. 3560126

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of APR 09 2024

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 4/22/24
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000016481
DEPT. NO.: 2116

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: _____

Purpose: _____

Date: _____ By: _____
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
TOTAL AMOUNT									\$0.00

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: \$749,640.00

Vendor: Rick Engineering Company

Purpose: To authorize the expenditure of funds not to exceed \$749,640.00 to Rick Engineering Company for 2nd Amendment for design / consultant services for S18000 - Streamview Drive Improvements Phase 2 project; B19095 - Streamview Drive Green Infrastructure project; B-18107 - AC Water & Sewer Group 1054 (W); and B-18108 - AC Water and Sewer Group 1054 (S) projects.

Date: February 6, 2024 By: Francisco Lopez
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
1	S18000	400169	NOT_RELEVANT_GRANT	512034	OTHR-00000000-TR	2116	2116110013	S-18000.02.02	\$615,744.00
2	S18000	400169	NOT_RELEVANT_GRANT	512034	OTHR-00000000-TR	2116	2116110013	S-18000.06.02	\$53,802.00
3	B19095	400265	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SH	2116	2116121117	B-19095.02.02	\$18,399.78
4	B19095	700010	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SH	2116	2116121117	B-19095.02.02	\$12,379.02
5	B19095	700040	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SH	2116	2116121117	B-19095.02.02	\$2,178.76
6	B19095	400676	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SH	2116	2116121117	B-19095.02.02	\$10,066.44
7	B19095	400265	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SH	2116	2116121117	B-19095.06.02	\$6,574.04
8	B19095	700010	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SH	2116	2116121117	B-19095.06.02	\$4,422.89
9	B19095	700040	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SH	2116	2116121117	B-19095.06.02	\$778.45
10	B19095	400676	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SH	2116	2116121117	B-19095.06.02	\$3,596.62
11	B18107	700010	NOT_RELEVANT_GRANT	512034	OTHR-00000000-WU	2000	2000211115	B-18107.02.02	\$7,006.00
12	B18107	700010	NOT_RELEVANT_GRANT	512034	OTHR-00000000-WU	2000	2000211115	B-18107.06.02	\$3,843.00
13	B18108	700008	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SU	2000	2000181411	B-18108.02.02	\$7,006.00
14	B18108	700008	NOT_RELEVANT_GRANT	512034	OTHR-00000000-SU	2000	2000181411	B-18108.06.02	\$3,843.00
TOTAL AMOUNT									\$749,640.00

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FUND OVERRIDE

Passed by the Council of The City of San Diego on APR 09 2024, 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"/>
Henry L. Foster III	<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 22 2024

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 Krystell Medina, 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 MAR 12 2024, and on APR 22 2024.

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

By Krystell Medina, Deputy

Office of the City Clerk, San Diego, California
21792
Ordinance Number O-_____