

ORDINANCE NUMBER R- 21801

DATE OF FINAL PASSAGE APR 29 2024

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING A SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND KLEINFELDER, INC. FOR AS-NEEDED ENGINEERING SERVICES (H187008) AND RELATED ACTIONS.

WHEREAS, on April 8, 2019, the City of San Diego (City) entered into a contract with Kleinfelder, Inc. (HDR) for as-needed engineering services to support a wide range of water, wastewater, recycled water, and Pure Water projects (Contract No. H187008)(Agreement); and

WHEREAS, the Agreement was amended in May of 2022, to incorporate several administrative changes and increase the total not to exceed amount by \$2,500,000; and

WHEREAS, there are 10 task orders identified in the staff report accompanying this ordinance, and in Exhibit N to the Second Amendment, that require additional time and funds in order to be completed; and

WHEREAS, City staff negotiated a Second Amendment to the Agreement to extend the term of the Agreement to April 8, 2027, increase the not to exceed amount of the Agreement by \$1,210,000 for a total not to exceed amount of \$13,710,000, and to add specific insurance requirements (Second Amendment), which will be effective on April 8, 2024, if approved; 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; 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,