

#65
5/13/25

(O-2025-95)

ORDINANCE NUMBER O- **21957** (NEW SERIES)

DATE OF FINAL PASSAGE MAY 22 2025

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING A POTABLE WATER
EMERGENCY INTERCONNECT AGREEMENT WITH THE
CITY OF POWAY AND RELATED ITEMS.

RECITALS

The Council of the City of San Diego (Council) adopts this Ordinance based on the following:

- A. The Public Utilities Department (Department) maintains and operates a potable water distribution system for the benefit of the City of San Diego (City).
- B. The City of Poway (Poway) is a neighboring municipality that maintains its own water utility system.
- C. In 2019, Poway experienced a potable water contamination event resulting in Poway requiring new emergency interconnection points.
- D. The City is the only water distributor capable of providing potable water through interconnections to Poway under emergency circumstances. The City and Poway negotiated a twenty (20) year Emergency Interconnection Agreement (Agreement) requiring Poway, at its own cost, to design, construct, and maintain two interconnection points to the City's potable water distribution system for use under emergency circumstances.
- E. Under the Agreement, the City will be responsible for installing a metering system at each connection point provided that costs do not to exceed \$25,000. Poway will pay approximately \$4,778.77 as a monthly metering fee for the lifetime of the connection.

F. The Office of the City Attorney prepared this Ordinance 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 and accurate.

G. The Agreement is subject to San Diego Charter Section 99, which provides (subject to certain exceptions) that no contract, agreement, or obligation creating indebtedness and extending for a period of more than five years may be authorized except by ordinance adopted by a two-thirds majority of the Council.

ACTION ITEMS

Based on the Recitals set forth above, the Council ordains as follows:

Section 1. The Council approves the Agreement.

Section 2. The Mayor, or designee, is authorized on behalf of the City to sign and deliver the Agreement. When signed by both parties, the Agreement will be on file with the Office of the City Clerk as Document No. OO- **21957**

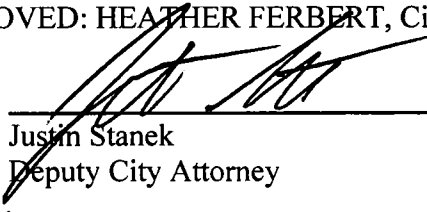
Section 3. The Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$25,000 for the purpose of installing water metering equipment, from the Water Utility Operating Fund, Fund 700011, contingent upon adoption of the Appropriation Ordinance for the applicable Fiscal Year, and contingent upon the Chief Financial Officer furnishing a certificate certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

Section 4. The Council dispenses with a full reading of this Ordinance before its passage because a written copy of this Ordinance was made available to the Council and the public before the date of its passage.

Section 5. This Ordinance will take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: HEATHER FERBERT, City Attorney

By


Justin Stanek
Deputy City Attorney

JES:lmj

03/04/2025

Or. Dept: Public Utilities Department

CC No. 3000017285

Doc. No. 3979205

I certify that the Council of the City of San Diego adopted this Ordinance at a meeting held on

MAY 13 2025

DIANA J.S. FUENTES
City Clerk

By


Deputy City Clerk

Approved:

5/22/25
(date)


TODD GLORIA, Mayor

Vetoed:

(date)

TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

CC 3000017285
DEPT. NO.: 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: _____

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									

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: \$25,000.00

Vendor: City of Poway

Purpose: Potable Water Emergency Interconnection Agreement with the City of Poway

Date: November 7, 2024 By: Jessica Tran

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center	IO or WBS Element	Original Amount
1	Non-Program	700011		511051	OTHR-00000000-WU	2000	2000211115		\$25,000.00
TOTAL AMOUNT									\$25,000.00

MAY 13 2025

Passed by the Council of The City of San Diego on _____, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 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 **MAY 22 2025**

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 Connie Patterson, 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

APR 15 2025

_____, and on **MAY 22 2025**

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 Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- **21957**