

RESOLUTION NUMBER R- 315562

DATE OF FINAL PASSAGE JUN 11 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE AWARD OF A CONSTRUCTION CONTRACT TO PCL CONSTRUCTION SERVICES, INC. FOR MIRA MESA COMMUNITY PARK IMPROVEMENTS PHASE II PROJECT AND RELATED ACTIONS.

WHEREAS, the City is making improvements to Mira Mesa Community Park Phase II including various upgrades to the aquatic center, site utilities, parking lot, recreation center, play areas, basketball courts, turf areas, landscape, irrigation, and site furnishings; and

WHEREAS, on January 10, 2024, the City advertised the project (Bid No: K-24-2197-DBB-3-A-C) and the lowest responsible and reliable bidder was PCL Construction Services, Inc.; and

WHEREAS, the contract with PCL Construction Services, Inc. (Agreement), if approved, will be for an amount not to exceed \$43,308,127 for a period of up to five (5) years; and

WHEREAS, based on the concerns expressed at committee, staff chose to wait to bring the item to the full Council for consideration until the lowest responsible and responsive bidder was identified; and

WHEREAS, to provide adequate funds for the project, the City will re-allocate the funding to the Capital Improvements Budget in CIP L-16002, Mira Mesa Community Park Improvements by appropriating and expending funding from the Mira Mesa FBA and de-appropriating and returning funding to the Mira Mesa Community Fund for the purpose of funding the Agreement; and

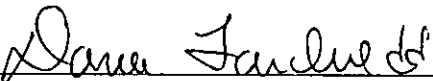
WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

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

1. The Agreement with PCL Construction Services, Inc., for construction of Mira Mesa Community Park Phase II Improvements, in an amount not to exceed \$43,308,127 for a period of up to five years and under the terms and conditions set forth in the contract, on file in the office of the City Clerk as Document No. RR- 315562, is approved.
2. The Mayor, or his designee, is authorized to sign and deliver the Agreement.
3. The Chief Financial Officer is authorized to appropriate and expend funds over the term of the contract in an amount not to exceed \$43,308,127, from CIP L-16002 Mira Mesa Community Park Improvements (L-16002.1 Mira Mesa Pool & Skate Plaza Ph 2), of which \$4,025,750 is from fund 400858, Mira Mesa Development Impact Fee, and \$39,282,377 is from Fund 400085 Mira Mesa FBA for the purpose of fulfilling the City's obligations under the Agreement, contingent upon the Chief Financial Officer furnishing one or more certificates certifying that the funds necessary for expenditure under the established contract funding are, or will be, on deposit with the City Treasurer.
4. The Chief Financial Officer is authorized to increase the Capital Improvements Program Budget in CIP L-16002, Mira Mesa Community Park Improvements, and to appropriate and expend \$11,043,351 from Fund 400085, Mira Mesa FBA, for the purpose of funding the Agreement.
5. The Chief Financial Officer is authorized to decrease the Capital Improvements Program Budget in CIP L-16002, Mira Mesa Community Park Improvements (L-16002.1 Mira

Mesa – Pool & Skate Plaza Phase 2) and to de-appropriate and return to fund balance \$1,000,000 from Fund 400182, Mira Mesa Community Fund.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Dana C. Fairchild
Deputy City Attorney

DCF:hm
May 1, 2024
Or.Dept: E&CP
CC No. 3000016740
Doc. No. 3639181

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 03 2024.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 6/11/24
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000016740
 DEPT. NO.: 2112

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: \$11,043,351.00

Purpose: To reserve Equity Fund Balance to to increase appropriations from Funds 400085 and 4000858 in the CIP L16001. Mira Mesa Community Pk Improvements (L160021 Mira Mesa Pool & Skate Plaza Ph2) project. JE 103384732

Date: May 6, 2024

By: Naiahd Askor *Naiahd Askor*
 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	NON-PROGRAM	400085	NOT_RELEVANT_GRANT	330081	OTHR-00000000-CL	1714	1714121313	-	8,504,351.00
2	NON-PROGRAM	400858	NOT_RELEVANT_GRANT	330081	OTHR-00000000-CL	1714	1714121313	-	2,539,000.00
TOTAL AMOUNT									\$11,043,351.00

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: \$32,264,776.00

Vendor: PCL Construction Services, Inc.

Purpose: To authorize the expenditure of funds not to exceed \$32,264,776.00 to PCL Construction Services, Inc. to award Construction Contract K-24-2197-DBB-3-A-C for the purpose of construction services in the Mira Mesa Community Park Improvements Phase II project.

Date: May 6, 2024

By: Naiahd Askor *Naiahd Askor*
 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	L160021	400085	NOT_RELEVANT_GRANT	512025	OTHR-00000000-CL	1714	1714121313	L-16002.1.06.01.02	\$28,209,910.98
2	L160021	400261	NOT_RELEVANT_GRANT	512025	OTHR-00000000-CL	1714	1714121313	L-16002.1.06.01.02	\$20,679.46
3	L160021	400262	NOT_RELEVANT_GRANT	512025	OTHR-00000000-CL	1714	1714121313	L-16002.1.06.01.02	\$8,435.47
4	L160021	400858	NOT_RELEVANT_GRANT	512025	OTHR-00000000-CL	1714	1714121313	L-16002.1.06.01.02	\$4,025,750.09
TOTAL AMOUNT									\$32,264,776.00

FUND OVERRIDE

Passed by the Council of The City of San Diego on JUN 03 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 JUN 1 1 2024.

(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 Linda Bruen, Deputy
For Connie Patterson

Office of the City Clerk, San Diego, California

Resolution Number R- 315562