

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SUPPLEMENTAL DOCKET NUMBER 1
FOR THE REGULAR MEETING OF
TUESDAY, SEPTEMBER 13, 2016, AT 10:00 AM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

This information will be made available in alternative formats upon request, as required by the Americans with Disabilities Act (ADA), by contacting the City Clerk at (619) 533-4000 or <mailto:cityclerk@sandiego.gov>. Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, require different lead times. Please keep this in mind and provide as much advance notice as possible in order to ensure availability. Assistive Listening Devices (ALDs) are available in Council Chambers upon request.

Pursuant to California Senate Bill 343 (Section 54957.5(b) of the Brown Act), late-arriving documents related to City Council meeting agenda items which are distributed to the legislative body prior to and during the Council meeting are available for public review in the Office of the City Clerk on the second floor of the City Administration Building, 202 C Street, San Diego, CA 92101. This relates to those documents received after the agenda is publicly noticed and during the 72 hours prior to the start of the meeting. Please note: Approximately one hour prior to the start of the Council Meeting, the documents will be available just outside Council Chambers in the lobby of the 12th floor of the City Administration Building in a binder labeled “SB 343.” Late-arriving materials received during the City Council meeting are available for review by making a verbal request of City Clerk staff located in Council Chambers.

ADOPTION AGENDA, CONSENT ITEMS
ORDINANCES TO BE INTRODUCED:

- * ITEM-S500: Amendment to Settlement Agreement between COSD and Sweetwater Authority, SDSC Case No. 37-2010-00088653-CU-TT-CTL & 37-2010-00105688-CU-TT-CTL.

ITEM DESCRIPTION:

Amendment to the Settlement Agreement between City of San Diego (COSD) and Sweetwater Authority, SDSC Case No. 37-2010-00088653-CU-TT-CTL & 37-2010-00105688-CU-TT-CTL.

CITY ATTORNEY'S RECOMMENDATION:

Introduce the following ordinance:

(O-2017-7 Cor. Copy)

Introduction of an Ordinance Authorizing the Mayor, or his designee, to execute, for and on behalf of the City, Revision 1 to the Settlement Agreement with Sweetwater Authority regarding Case No. 37-2010-00088653-CU-TT-CTL (consolidated w/ Case No. 37-2010-00105688-CU-TT-CTL), as set forth in the Settlement Agreement;

Authorizing the Chief Financial Officer to expend an additional amount not to exceed \$2.8 million from Water Fund 700011, to provide funds for Project participation related costs as set forth therein, provided that the Chief Financial Officer first furnishes one or more certificates demonstrating that the funds are, or will be, on deposit with the City Treasurer;

Authorizing the Chief Financial Officer, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

NOTE: 6 votes required pursuant to Section 99 of the City Charter.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The 2013 Settlement Agreement included the City’s participation in the Project, which was originally estimated at \$7.2 million dollars. The revised Settlement Agreement will require an additional \$2.8 million dollars for a total obligation of \$10 million dollars, \$3.4 million dollars of which will be recovered from Title 16 Federal grant funds.

	Original Project	Revised Project
City share (after all State Grant funding)	\$7,200,000	\$6,600,000
Title 16 Grant (will be paid back)	N/A	\$3,400,000
Total:	\$7,200,000	\$10,000,000

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

Adopted (O-2014-3) Ordinance No. 20287. Authorizing a Settlement Agreement between City of San Diego (COSD) and Sweetwater Authority, SDSC Case No. 37-2010-00088653-CU-TT-CTL & 37-2010-00105688-CU-TT-CTL. Item was heard in Closed Session on July 9, 2013.

Nuesca/Bamberg

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