

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA APPROVING THE FIRST AMENDMENT TO
THE SEWER SERVICE AGREEMENT BETWEEN THE CITY
OF CHULA VISTA AND THE COUNTY OF SAN DIEGO FOR
OTAY LAKES COUNTY PARK

WHEREAS, on September 25, 2018, the City Council adopted Resolution 2018-198 approving the Sewer Service Agreement Between City of Chula Vista and The County of San Diego for Otay Lakes County Park (“Original Agreement”) for the City to provide sewer service to the property located at 2270 Wueste Road, Chula Vista where it houses the Otay Lakes County Park (“Park”). Currently, the Park is serviced by a septic tank that is ineffective in meeting current and future demands;

WHEREAS, in the Original Agreement, it was stated that the County is going to be responsible for the design, construction, and maintenance of a sewer lateral and all other sewer infrastructure to convey sewer flows from the Park to the point of connection to the existing Salt Creek Trunk Sewer. In addition, two alternatives with a slight variation on one of them to the trunk sewer lateral were proposed, all within the Salt Creek Sewer Basin and the Otay Ranch Preserve open space areas;

WHEREAS, the Sewer Service Agreement for the Otay Lakes County Park is being amended as a request from the County of San Diego to reflect a revised alignment to the sewer main that will serve the Park. The two alignment alternatives in the original agreement were determined to be infeasible by consultant evaluations;

WHEREAS, the revised sewer alignment will consist of offsite force main alignment coupled with common collection system and lift station improvements and onsite force main to allow the collection and conveyance of sanitary flows from the Park site northerly along Wueste Road to a sewer main located in the Chula Vista Elite Athlete Training Center (CVEATC) owned by the City. This alternative to provide dual 2-1/2 – inch diameter force mains which provides a redundant parallel one was found to have minimal environmental impact;

WHEREAS, the County of San Diego will be required to obtain a no-fee encroachment permit for the use of and access to the City’s right-of-way through a portion of Wueste Road in order to construct and maintain the proposed sewer force mains and appurtenances that will be privately owned by the County;

WHEREAS, the County of San Diego will be required to enter into a License Agreement with the City to allow the County to construct and maintain the last segment of the proposed sewer infrastructure within the City-owned CVEATC to connect to the public sewer system; and

WHEREAS, the First Amendment to the Sewer Service Agreement between the City of Chula Vista and the County of San Diego for Otay Lakes County Park will consist of the update

of Exhibit “B” of the Original Agreement to reflect the new proposed alignment. Except as expressly provided in the First Amendment Agreement, all other terms and conditions of the Original Agreement shall remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista that it approves the First Amendment to the Sewer Service Agreement between the City of Chula Vista and the County of San Diego for Otay Lakes County Park, in the form presented, with such minor modifications as may be required or approved by the City Attorney, authorizes and directs the Mayor to execute the same, and authorizes and directs a final copy of the agreement to be kept on file in the Office of the City Clerk.

Presented by

Approved as to form by

William S. Valle
Director of Engineering & Capital Projects

Glen R. Googins
City Attorney