(R-91-492)

## RESOLUTION NUMBER R-276642 ADOPTED ON OCT 011990

that Change Order No. 19, dated September 10, 1990, heretofore filed with the City Clerk of said City as Document No.

RR-276642, issued in connection with the contract between The City of San Diego and CHILCOTE CONSTRUCTION COMPANY, INC., said contract having been filed in the office of the City Clerk as Document No. RR-268659, be and the same is hereby approved; and the changes therein set forth, amounting to a net increase in the contract price of \$376.215.49.

BE IT FURTHER RESOLVED that the City Auditor is hereby authorized to accept a contribution of \$233,952.49 from the First San Diego River Improvement Project Assessment District Owners into the City of San Diego's Assessment District Fund 79364 for the execution of Change Order No. 19 and settlement of the lawsuit, Chilcote, Inc. vs City of San Diego, et al.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$301,215.49 from Assessment District Fund 79364 and \$75,000 from Sewer Revenue Fund 41506, is hereby authorized,

solely and exclusively for the purpose of providing funds for the above project.

APPROVED: JOHN W. WITT, City Attorney

John K. Riess

Deputy City Attorney

JKR:pev

09/17/90 Aud.Cert:9100271

Or.Dept: E&D

R = 91 = 492

Form=r.co2

## The City of San Diego

## CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

Amount \$							Fund					
Pur	pose_		<del> </del>			<del></del>	<del></del>					
 Date	, 19					Bv:						
		, , ,						AUDITOR AND COMPTROLLER'S DEPARTMENT				
ACCTG.	CY		<u> </u>		T	JOB JOB	· · · · · · · · · · · · · · · · · · ·	<u> </u>	T T			
LINE	PY	FUND	DEPT	ORG.	ACCOUNT	ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT		
							· · · · · · · · · · · · · · · · · · ·			<del></del>		
<del></del>												
	<del> </del>								-			
<del></del>	<u> </u>											
	.1	1	<u> </u>		L			TOTAL	AMOUNT	<del></del>		
							~	ED BALAI		FUND OVERRIE		
rovisio quire urpos	ent au ons o ment e of sa	uthorize f the Ch s of the C aid cont	d by the l arter of t Charter o ract, that	nereto at he City f the Cit . sufficie	of San Die y of San D nt moneys	olution, o go; and I iego, that s to meet	can be incu do hereby sufficient the obliga	arred withon further ce moneys hations of sai	out the vion rtify, in case ave been and d contrac	olation of any of conformity with appropriated for at are actually in		
rovision equire eurpose freasur enticipa enticipa	ent au ons o ment e of sa ry, or re to l ated t	athorize f the Ch s of the C aid conti are anti oe drawi o come	d by the l arter of t Charter o ract, that cipated t n, and th	nercto at he City f the Cit sufficie to come at the sa Treasur	tached rest of San Die y of San D ont moneys into the T aid money	olution, ( ego; and I iego, that s to meet reasury, s now ac	can be incu do hereby sufficient the obliga to the cred tually in t	arred withon  further ce moneys ha tions of sai lit of the ap he Treasur	out the vion rtify, in converse december a contract operior to gether to get the get the gether to get the	plation of any of conformity with appropriated for		
rovision control contr	ent au ons o ment e of sa ry, or re to l ated t	athorize f the Ch s of the C aid conti are anti oe drawi o come ed \$37	d by the larter of t Charter o ract, that cipated t i, and the into the	nercto at he City f the Cit sufficie to come at the sa Treasur	tached rest of San Die y of San D ont moneys into the T aid money	olution, ( ego; and I iego, that s to meet reasury, s now ac	can be incu do hereby sufficient the obliga to the cred tually in t	arred withon  further ce moneys ha tions of sai lit of the ap he Treasur	out the vion rtify, in converse december a contract operior to gether to get the get the gether to get the	plation of any of conformity with appropriated for it are actually in ion from which er with the mon		
rovision control contr	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City	athorized the Chaid control are antipoed are come ed \$_37 \\ ilcote thorizit San Earl San Earl San	d by the larter of the charter of the cipated the into the figure of the	nercto at he City f the Cit sufficie o come at the sa Treasur 9	tached reson of San Die y of San Dent moneys into the Taid money y, to the control of the Carlo	olution, ego; and I iego, that is to meet reasury, s now acredit of sa	can be incudo hereby sufficient the obligato the creditually in the distribution of the creditually in the c	urred without further center in the center in the center in the application, and the center in the c	out the vice rtify, in converse decontract oppropriately, togethere otherw	plation of any of conformity with appropriated for it are actually in ion from which er with the mon		
rovision control contr	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City	athorized the Chaid control are antipoed are come ed \$_37 \\ ilcote thorizit San Earl San Earl San	d by the larter of the charter of the cipated the into the fact.  Inc.  ng the face Richard	nercto at he City f the Cit sufficie o come at the sa Treasur 9	tached reson of San Die y of San Dent moneys into the Taid money y, to the control of the Carlo	olution, ego; and I iego, that is to meet reasury, s now acredit of sa	can be incudo hereby sufficient the obligato the creditually in the distribution of the creditually in the c	urred without further center in the center in the center in the application, and the center in the c	out the vice rtify, in converse on the contract oppropriately, togethere otherw	plation of any of conformity with appropriated for it are actually in ion from which er with the mon ise unencumber		
rovision quire aurpose inticipation to endor aurpose interpose int	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City	athorized the Chaid control are antipoed are come ed \$_37 \\ ilcote thorizit San Earl San Earl San	d by the larter of the charter of the cipated the into the figure of the	nercto at he City f the Cit sufficie o come at the sa Treasur 9	tached resolves of San Die y of San Dent moneys into the Taid money y, to the corrovement	olution, ego; and I iego, that is to meet reasury, s now acredit of sa	can be incudo hereby sufficient the obligato the creditually in the creditually in the case of the cas	rred wither certions of saidit of the application, and the application, and the application of the applicati	out the vice rtify, in converse on the contract oppropriately, togethere otherw	conformity with conformity with appropriated for a actually in ion from which er with the monise unencumber the construct lawsuit Chilco		
ovision quire arpose reasure are to to endor urpose the are see are se	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City	athorized the Chaid control are antipoed are come ed \$_37 \\ ilcote thorizit San Earl San Earl San	d by the larter of the charter of the cipated the into the figure of the	nercto at he City f the Cit sufficie o come at the sa Treasur 9	tached resolves of San Die y of San Dent moneys into the Taid money y, to the corrovement	ego; and I ego; and I ego; that to meet reasury, s now ac redit of sa  Project  By:	can be incudo hereby sufficient the obligato the creditually in the creditually in the case of the cas	rred wither certions of saidit of the application, and the application, and the application of the applicati	out the vice rtify, in converse on the contract oppropriately, togethere otherw	conformity with conformity with appropriated for a actually in ion from which er with the monise unencumber the construct lawsuit Chilco		
ovision quire arpose reasure are to to endor urpose the are see a constant are see a cons	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City Septe	athorize f the Ch s of the Ch aid contr are anti oe drawn o come ed \$37 ilcote thorizi t San E of San mber 26	d by the larter of tharter of tharter of that cipated the into the first of the field of the fie	nercto at the City f the Cit sufficie to come the sa Treasur g	tached resolved San Die y of San Dent moneys into the Taid money y, to the corrovement	olution, ego; and I iego, that it o meet reasury, s now acredit of sales to exproject  By:  COUNTING	can be incudo hereby sufficient the obligato the creditually in the creditually in the dand in supproposition of the coute Challe and supproposition of the coute Challe and supproposition of the cou	rred wither ceremoneys had ions of sailit of the application, and ange Order or ange Order or and ange Order or angelong or	out the vice rtify, in converse on the contract oppropriatery, togethere otherw	conformity with conformity with appropriated for a are actually in ion from which er with the monise unencumbers the construct lawsuit Child		
ovision quire arrows are arrows the condense are sale arrows are sale arrows are sale are sale arrows arrows arrows arrows are sale arrows	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City Septe	athorize f the Ch s of the Ch aid conti are anti be drawn o come ed \$37 ilcote thorizi t San D of San mber 26	d by the larter of the charter of the charter of the cipated the c	nereto at he City f the Cit sufficie to come at the sa Treasur g	tached resolved from Die y of San Die y of San Die to the Taid money y, to the controvement	de counting of the counting of	can be incudo hereby sufficient the obligato the creditually in the creditually in the dand in supproposition of the coute Challe and supproposition of the coute Challe and supproposition of the cou	rred wither ceremoneys had ions of sailit of the application, and ange Order or ange Order or and ange Order or angelong or	out the vice rtify, in converse on the contract oppropriatery, togethere otherw	olation of any of conformity with appropriated for are actually in ion from which er with the monise unencumbers the construct lawsuit Child		
ovision quire arpostreasure an arpostreasure are serificated at the arc vs.	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City Septe	athorize f the Ch s of the Ch aid conti are anti be drawn o come ed \$37 ilcote thorizi t San D of San mber 26	d by the larter of the charter of the charter of the cipated the c	nereto at he City f the Cit sufficie to come at the sa Treasur g	tached resolves of San Die y of San Die y of San Dent moneys into the Taid money y, to the controvement  AC  ACCOUNT  4220	de counting of the store of the	can be incudo hereby sufficient the obligato the creditually in the creditually in the dand in supproposition of the coute Challe and supproposition of the coute Challe and supproposition of the cou	rred wither ceremoneys had ions of sailit of the application, and ange Order or ange Order or and ange Order or angelong or	out the vice rtify, in converse on the contract oppropriatery, togethere otherw	olation of any of conformity with appropriated for a are actually in ion from which er with the monise unencumbers the construct lawsuit Chiles AMOUNT \$ 75,000.00		
rovision quire quire au me au	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City Septe	athorize f the Ch s of the Ch aid conti are anti be drawn o come ed \$37 ilcote thorizi t San D of San mber 26	d by the larter of the charter of the charter of the cipated the c	nereto at he City f the Cit sufficie to come at the sa Treasur g	tached resolves of San Die y of San Die y of San Dent moneys into the Taid money y, to the controvement  AC  ACCOUNT  4220	de counting of the store of the	can be incudo hereby sufficient the obligato the creditually in the creditually in the dand in supproposition of the coute Challe and supproposition of the coute Challe and supproposition of the cou	rred wither ceremoneys had ions of sailit of the application, and ange Order or ange Order or and ange Order or angelong or	out the vice rtify, in converse on the contract oppropriatery, togethere otherw	olation of any of conformity with appropriated for a are actually in ion from which er with the monise unencumber the construct lawsuit Child		
rovision recovision re	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Firs City Septe	athorize f the Ch s of the Ch aid conti are anti be drawn o come ed \$37 ilcote thorizi t San D of San mber 26	d by the larter of the charter of the charter of the cipated the c	nereto at he City f the Cit sufficie to come at the sa Treasur g	tached resolves of San Die y of San Die y of San Dent moneys into the Taid money y, to the controvement  AC  ACCOUNT  4220	de counting of the store of the	can be incudo hereby sufficient the obligato the creditually in the creditually in the dand in supproposition of the coute Challe and supproposition of the coute Challe and supproposition of the cou	rred wither ceremoneys had it of the application, and application, and application, and application and application and application and application and application and application application and application application and application applicatio	out the vice rtify, in converse and contract oppropriately, together otherward of the hold complete of the FACILITY	olation of any of conformity with appropriated for a are actually in ion from which er with the monise unencumber the construct lawsuit Childer AMOUNT \$ 75,000.00 301,215.49		
rovision recovision re	ent au ons o ment e of sa ry, or re to l ated t  Excee Ch Se Au Firs City	athorize f the Ch s of the Ch aid conti are anti be drawn o come ed \$37 ilcote thorizi t San D of San mber 26	d by the larter of the charter of the charter of the cipated the c	increas ver Imp  9 90  ORG.	tached resolves of San Die y of San Die y of San Dent moneys into the Taid money y, to the controvement  AC  ACCOUNT  4220	olution, ego; and I iego, that iego, that is to meet reasury, s now acredit of sales to express to	can be incuido hereby sufficient the obligato the creditually in the day of the creditually in the creditual the cre	rred wither ceremoneys had it of the application, and application, and application, and application and application and application and application and application and application application and application application and application applicatio	out the vice rtify, in converse and contract oppropriatery, together otherw  #19 for of the PACILITY  AMOUNT	olation of any of conformity with appropriated for a are actually in ion from which er with the monise unencumber the construct lawsuit Child		



	in and the second		•	A STATE OF THE STA
Passed and adopted by the Council of The City of S by the following vote:	San Diego	on	OCT 01	1990
Council Members  Abbe Wolfsheimer  Ron Roberts  John Hartley  H. Wes Pratt  Linda Bernhardt  J. Bruce Henderson  Judy McCarty  Bob Filner  Mayor Maureen O'Connor	a sa	Nays	Not Present	Ineligible
AUTHENTICATED BY: (Seal)		Mayor CH / City Cle		Diego, California.
	Ву .			, Deputy,
	o	office of the	City Clerk, San Did	ego, California
Res	solution mber	2276	642 Adopte	OCT 0 1 1990

CC-1276 (Rev. 11-89)

9054727 IN 0: 00 9054727 IN 0: 00