

RESOLUTION NUMBER R-280055

ADOPTED ON JUNE 1, 1992

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, a fifth amendment to the agreement of June 27, 1988 with Engineering Science, Inc., for professional services during construction and startup of the POINT LOMA OCEAN COMPLIANCE PROJECT, OCEAN OUTFALL EXTENSION, under the terms and conditions set forth in Amendment No. 5 on file in the office of the City Clerk as Document No. RR-280055, together with any further amendments or modifications thereto which do not increase project scope or cost and which the City Manager shall deem necessary from time to time in order to carry out the purposes and intent of this project and agreement.

BE IT FURTHER RESOLVED, that the Council hereby accepts the responsive low bid of Point Loma Constructors, a Joint Venture, in the amount of \$54,808,801 and authorizing the City Manager to award a contract for the construction of CIP No. 40-911.5, POINT LOMA OCEAN COMPLIANCE PROJECT, OCEAN OUTFALL EXTENSION, in accordance with the plans and specifications heretofore approved by said Council on November 26, 1991, on file in the office of the City Clerk as Document No. RR-279040.

RECEIVED  
CITY OF SAN DIEGO  
92 JUN -3 AM 10:19  
SAN DIEGO, CALIF.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$61,560,452 from the Clean Water Program Fund 41509, CIP No. 40-911.5, POINT LOMA OCEAN COMPLIANCE PROJECT, OCEAN OUTFALL EXTENSION, is hereby authorized, solely and exclusively for the purpose of awarding the construction contract, executing the amended agreement for engineering services during construction and startup, and related costs, in the following manner:

\$910,771 for professional engineering services during construction and startup of the Point Loma Ocean Compliance Project, Ocean Outfall Extension

\$22,016,001 from the FY 1992 appropriations for construction services, Point Loma Ocean Compliance Project, Ocean Outfall Extension

\$38,633,680 from the FY 1993 appropriations, contingent on approval of the FY 1993 CIP budget, for construction services, Point Loma Ocean Compliance Project, Ocean Outfall Extension.

BE IT FURTHER RESOLVED, that the City Manager or his designee be and he is hereby authorized and empowered to execute, for and on behalf of said City, an amendment to the lease agreement with the State Lands Commission for state owned tide and submerged land for the POINT LOMA OCEAN COMPLIANCE PROJECT, OCEAN OUTFALL EXTENSION, under the terms and conditions set forth in the amendment to lease agreement on file in the office of the City Clerk as Document No. RR-280055.

BE IT FURTHER RESOLVED, that the City Manager is authorized to finance or refinance this project with tax-exempt securities, if circumstances so warrant.

APPROVED: JOHN W. WITT, City Attorney

By Frederick M. Ortlieb  
Frederick M. Ortlieb  
Deputy City Attorney

FMO:mrh  
04/20/92  
06/03/92  
Aud.Cert:9200839  
and 9200840  
Or.Dept:C.Wtr.  
R-92-1614 REV. 1  
Form=r.auagr

**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 9200840  
ORIGINATING DEPT. NO.: 057

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 \$ \_\_\_\_\_ Fund \_\_\_\_\_

Purpose \_\_\_\_\_

Date \_\_\_\_\_ By: \_\_\_\_\_

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	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 \$ \$22,016,001.00

Vendor Point Loma Constructors

Purpose Authorizing the expenditure of funds for construction of the Ocean Outfall Extension.

Date April 20, 1992 By: *William A. Pedro*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1			700	7002	4278	193480				\$22,016,001.00
TOTAL AMOUNT										\$22,016,001.00

AC-361 (REV 2-92)

FUND OVERRIDE

JU: 01 1992

AC 9200840

*R-280055*

3407

Passed and adopted by the Council of The City of San Diego on JUN 01 1992,  
by the following vote:

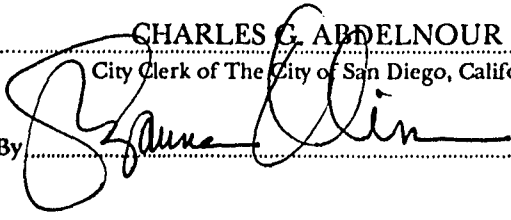
Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

(Seal)

MAUREEN O'CONNOR  
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.

By , Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-280055 Adopted JUN 01 1992