

286103

RESOLUTION NUMBER R-

ADOPTED ON JUL 17 1995

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is authorized to revise the phase funding schedule for the construction contract with Nielsen-Dillingham Builders, Joint Venture, in connection with the Fiesta Island/ Northern Sludge Processing Facility - Yard Piping and Power Distribution, scheduling date changes due to project delays and reduction of contingencies.

BE IT FURTHER RESOLVED, that the phase-funded expenditure of an amount not to exceed \$21,437,686 from Metropolitan Wastewater Department Sewer Fund 41509, CIP No. 42-911.4, Northern Sludge Processing Facility, Phase II, is hereby authorized, solely and exclusively to fund this construction contract, contingencies, and related costs, provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure under established contract funding phases are, or will be, on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to transfer excess budgeted funds, if any, to the appropriate reserves upon advice of the administering department.

BE IT FURTHER RESOLVED, that the City Manager is authorized to revise contract funding phases with Nielsen-Dillingham based on the actual low bid submitted in the following manner, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure

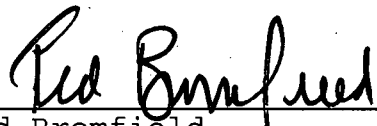
under this contract are, or will be, on deposit in the City
Treasury:

Phase 2 - Subtotal:	\$5,137,733
Construction:	\$4,845,460
Contingency:	\$ 242,273
Related Costs:	\$ 50,000
Phase 3 - Subtotal:	\$1,757,355
Construction:	\$1,673,643
Contingency:	\$ 83,682
Related Costs:	0
Phase 4 - Subtotal:	\$5,693,173
Construction:	\$5,412,546
Contingency:	\$ 270,627
Related Costs:	\$ 10,000
Phase 5 - Subtotal:	\$1,328,250
Construction:	\$1,265,000
Contingency:	\$ 63,250
Related Costs:	0

All phases are from Fiscal Year 1996 appropriations.

APPROVED: JOHN W. WITT, City Attorney

By



Ted Bromfield
Chief Deputy City Attorney

TB:mb
06/19/95
Aud.Cert:9500013
Or.Dept:MWWD
R-95-1832
Form=r.auagr

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

CERTIFICATE OF UNALLOTTED BALANCE AC 9600013

ORIGINATING DEPT. NO.: 700

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 \$ 5,137,733.00

Vendor Nielsen-Dillingham

Purpose Authorizing the expenditure of funds for Phase II construction of the Northern Sludge Processing Facility, CIP No. 42-911.4, contingent upon the City Council approval of funding for this Project in the FY96 CIP Budget.

Date June 14, 1995 By: Michael S. Spurr

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
01	0	40012	700	7002	42781	198861				\$4,845,460.00
02	0	40012	700	7002	4905	198861				292,273.00
TOTAL AMOUNT										\$5,137,733.00

FUND OVERRIDE

AC 9600013

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JUL 17 1995