

(R-96-23)

RESOLUTION NUMBER R- 286493

ADOPTED ON OCT 30 1995

BE IT RESOLVED, by the Council of The City of San Diego that the low responsible bid of NIELSEN-DILLINGHAM BUILDERS JOINT VENTURE, a California joint venture, in the amount of \$9,190,700 and meeting the specifications for NORTHERN SLUDGE PROCESSING FACILITY - ENERGY BUILDING AND WASTEWATER PUMP STATION in the City of San Diego, California, is hereby accepted, and the City Manager is hereby authorized to execute a contract therefore in accordance with the form on file in the office of the City Clerk as Document No. 198867, provided that the City Auditor first furnishes one or more certificates demonstrating that the funds necessary for expenditure under said contract are, or will be, on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to establish contract funding phases with Nielsen-Dillingham, the lowest responsible bidder, based on actual low bid submitted.

BE IT FURTHER RESOLVED, that the transfer of \$9,525,000 from Sewer Fund 41509, CIP 40-921.0, FIRP Digested Sludge Pipeline Phase II; \$2,200,000 from Sewer Fund 41509, CIP 42-911.3, North City Raw Sludge & Water Pipeline; \$4,000,000 from Sewer Fund 41509, CIP 42-910.1, North City Water Reclamation Plant; \$2,400,000 from Sewer Fund 41509, CIP 46-055.0, FIRP Pump Station; and \$175,000 from Sewer Fund 41509, CIP 42-910.8, North City Tunnel Connector to Sewer Fund to Sewer Fund 41509, CIP 42-911.4 Northern Sludge Processing Facilities, Phase II, is hereby approved.

BE IT FURTHER RESOLVED, that the expenditure of an additional \$906,585 from Sewer Fund 41509, CIP 42-911.4, Northern Sludge Processing Facilities, Phase II, for the purpose of providing funds for this project for construction, contingency, and related costs, is hereby approved provided that City Auditor first furnishes one or more certificate(s) demonstrating that the funds necessary for expenditure under established contract funding phases are, or will be, on deposit in the City Treasury and authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

BE IT FURTHER RESOLVED, that the funding phase with Nielsen - Dillingham based on the actual low bid submitted is hereby authorized, in the following manner, provided the City Auditor first furnishes a certificate demonstrating that the funds necessary for expenditure under said contract are, or will be, deposit in City Treasury.

<u>FY Phase</u>	<u>Construction</u>	<u>Contingency</u>	<u>Other Related</u>	<u>Subtotal</u>
FY96 - 1	\$5,055,500	\$252,775	\$50,000	\$5,358,275
FY96 - 2	\$2,254,900	\$112,745	\$ 0	\$2,367,645
FY97 - 3	<u>\$1,880,300</u>	<u>\$ 94,015</u>	<u>\$25,000</u>	<u>\$1,999,315</u>
TOTAL	\$9,190,700	\$459,535	\$75,000	\$9,725,235

APPROVED: John W. Witt, City Attorney

By Stuart H. Swett
 Stuart H. Swett
 Senior Chief Deputy City Attorney

October 17, 1995
 October 31, 1995 REV.
 Or. Dept.: Purchasing/sd
 Bid No.: K94111
 A.C. No.: 9600449, 9600450
 R-96-23

R-286493

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

CERTIFICATE OF UNALLOTTED BALANCE AC 9600449

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 \$ 18,300,000.00 Fund 41509

Purpose Authorizing the transfer of funds from CIP's 40-921.0, 42-911.3, 42-910.1, 46-055.0, and 42-910.8 to CIP No. 42-911.4, Northern Sludge Processing Facilities, Phase 2.

Date October 17, 1995 By: Michael A. Quinn

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	4278	195500		41509		\$9,525,000.00
02	0	40012	700	7002	4278	199300		41509		2,200,000.00
03	0	40012	700	7002	4278	194500		41509		4,000,000.00
04	0	40012	700	7002	4278	198000		41509		2,400,000.00
05	0	40012	700	7002	4278	193500		41509		175,000.00
TOTAL AMOUNT										\$18,300,000.00

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 \$ _____

Vendor _____

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

AC 9600449

R. 286493

OCT 30 1995

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

CERTIFICATE OF UNALLOTTED BALANCE AC 9600450

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 \$ 5,358,275.00

Vendor Nielsen-Dillingham, Joint Venture

Purpose Authorizing the expenditure of funds for Phase 1 of construction contract for the Energy Building and Wastewater Pump Station at the Northern Sludge Processing Facility, CIP No. 42-911.4.

Date October 17, 1995 By: Michael S. Linn

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	4278	198867		41509		\$5,358,275.00
TOTAL AMOUNT										\$5,358,275.00

FUND OVERRIDE

R- 286493

OCT 30 1995