

RESOLUTION NUMBER R- 287198

ADOPTED ON APR 15 1996

BE IT RESOLVED, by the Council of The City of San Diego, that in accordance with the 1996 Appropriation Ordinance, the City Auditor and Comptroller is hereby authorized and directed to amend the CIP budget to increase CIP No. 42-911.4, FIRP/NSPF Phase II (Metro Biosolids Center), by the amount of \$12,137,182.

BE IT FURTHER RESOLVED, that the revision to the Phase Funding Schedule for the Metro Biosolids Center, CDBS Facility contract of Nielsen-Dillingham Builders, Joint Venture, to match the current construction schedule, is hereby approved.

BE IT FURTHER RESOLVED, that City Manager is hereby authorized to revise funding phases with Nielsen-Dillingham Builders, based on the following table, and provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure under said contract are, or will be, on deposit in the City treasury:

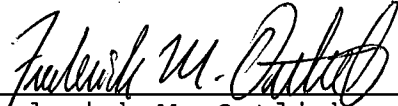
	<u>Construction</u>	<u>Contingency</u>	<u>Related Costs</u>	<u>Subtotal</u>
FY96 Phase 1	\$14,611,960	\$730,598	\$300,000	\$15,642,588
FY96 Phase 2	4,353,520	217,676	10,000	4,581,196
FY96 Phase 3	3,368,128	168,406	10,000	3,546,534
FY96 Phase 4	14,223,077	711,154	10,000	14,944,231
FY97 Phase 5	5,834,717	0	100,000	5,934,717
FY97 Phase 6	4,419,847	0	10,000	4,429,847
FY97 Phase 7	2,612,751	0	0	2,612,751
Totals	\$49,424,000	\$1,827,834	\$440,000	\$51,691,834

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$14,944,231 from Fund 41509, CIP No. 42-911.4, FIRP/NSPF Phase II (Metro Biosolids Center) is hereby authorized, solely and exclusively for the purpose of funding Phase 4 of the contract with Nielsen-Dillingham Builders for the CDBS Facility at the Metro Biosolids Center.

BE IT FURTHER RESOLVED, that the Council hereby authorizes contingency from future phases commencing in Fiscal Year 1997 to be funded from the new Annual Allocation for Pooled Contingency, in an amount not to exceed 5% of the construction amount in each phase, with the appropriate amount to be reflected on the PA-700 initiating subsequent funding phases.

APPROVED: JOHN W. WITT, City Attorney

By

  
\_\_\_\_\_  
Frederick M. Ortlieb  
Deputy City Attorney

FMO:mb  
04/01/96  
Aud.Cert:9601032  
Or.Dept:MWWD  
R-96-1139  
Form=r.auagr

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

**CERTIFICATE OF UNALLOTTED BALANCE**      AC 9601032

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 \$ 14,944,231.00

Vendor Nielsen-Dillingham

Purpose Authorizing the expenditure of funds for Phase 4 funding of the Metro Biosolids Center, CDBS Facility, CIP No. 42-911.4; Amending the FY96 CIP Program to increase CIP 42-911.4 FIRP/ NSPF Phase 2 by \$12,137,182.

Date March 27, 1996 By: Michael S. 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	41509			9544					\$14,944,231.00
TOTAL AMOUNT										\$14,944,231.00

FUND OVERRIDE

AC 9601032

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APR 15 1996