## RESOLUTION NUMBER R- 287494 ADOPTED ON JUN 10 1996

BE IT RESOLVED, by the Council of The City of San Diego, that the 1996 Appropriation Ordinance is hereby amended by adding CIP 46-503.0, Rehabilitation of the Point Loma On-Shore Outfall, and the City Auditor and Comptroller is hereby authorized to transfer the amount of \$150,000 from Fund No. 41508 to said CIP account.

BE IT FURTHER RESOLVED, that in accordance with the 1996 Appropriation Ordinance, the City Auditor and Comptroller is authorized to increase CIP 46-134.0, South Effluent Outfall Channel, by the amount of \$1,389,172.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized and empowered to execute, for and on behalf of the City, a Ninth Amendment to the agreement of January 22, 1990 with Black & Veatch Engineers, for additional design and construction management services in connection with the South Effluent Outfall Channel and Rehabilitation of the Point Loma On-Shore Outfall in an amount not to exceed \$757,951, under the terms and conditions set forth in Amendment No. 9, on file in the office of the City Clerk as Document No. RR- 287494-/

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$451,172 from Fund No. 41508, CIP 46-134.0, South Effluent Outfall Channel, and an amount not to exceed \$306,779 from Fund No. 41508, CIP 46-503.0, Rehabilitation of Point Loma On-Shore Outfall, is hereby authorized, solely and exclusively to

provide additional design and construction management services, 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 Change Order No. 27, dated April 29, 1996, for additional construction work in an amount not to exceed \$718,589, on file in the office of the City Clerk as Document No. RR- 287494-2, issued in connection with the contract between The City of San Diego and Nielsen Dillingham Builders, said contract having been filed in the office of the City Clerk as Document No. RR-280911, is hereby approved, together with the changes therein set forth, amounting to a net increase in the contract price of \$718,589.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$1,400,000 from Fund 41508, CIP 46-134.0, South Effluent Outfall Channel, is hereby authorized, solely and exclusively to fund said Change Order No. 27 and to provide funds for additional project construction, 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 establish contract funding phases with Nielsen Dillingham Builders, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure under the contract are, or will be, on deposit in the City treasury.

APPROVED: JOHN W. WI

JOHN, W. WITT, City Attorney

Ву

Frederick M. Ortlieb Deputy City Attorney

FMO:mb 05/29/96 A.C:9601222 and 9601223 Or.Dept:MWWD R-96-1533 Form=r.auagr

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

			•	CER	TIFICATE C	OF UNALL	OTTED B	ALANCE	AC _	9601222
			OFDT!				fa., 411	ORIO DEP	GINATING T. NO.:	700
orth in	! the	foregoir	UERII Ia resol	ry that	the money	required	tor the al	otment of	tunds to	r the purpose set into the Treasury,
nd is o	ther	wise una	allotted.	ulion is	avallable III	uie iieas	ury, or is	anlicipated	to come	into the freasury,
Amou	ınt \$	<u> </u>			<del></del>	,	_ Fund			
Purpo	200			.·						
ruipe	,50					•		•		·
	•									
									<del></del>	· · · · · · · · · · · · · · · · · · ·
Date						_ By:		· · · · · · · · · · · · · · · · · · ·		
			· 	•				TOR AND COM	APTROLLER	'S DEPARTMENT
ACCTG.	CY				AC	COUNTING D JOB	ATA OPERATION	BENF/	· T · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·
LINE	PY	FUND	DEPT	ORG.	ACCOUNT	ORDER	ACCOUNT	EQUIP	FACILITY	AMOUNT
									1.	
	<u> </u>									
· · ·					· .		• ;			
-	L	1				<b>I</b>	1	TOTAL A	MOUNT	
				•						FUND OVERRIDE
			(	JEK I IFI	CATION OF	- UNENC	JMBEKEL	) BALANCI		•
			CEDTI	EV that	the indebte	odpooo op	d abligati	on to be i	ما اممیسیمما	
aroom	l I	neneb i		o boroto	ine indebie	euriess an	a obligation	on to be i	ncurrea d	by the contract or
al eel III	DE C	authorize	parter of	t the Cit	y of San Di	oce: and I	do borob	urrea willio	ut the viol	ation of any of the onformity with the
equiren	neni	s of the	Charter	of the C	Sity of San D	ieco that	cufficient r	noneve hav	re been a	opropriated for the
urpose	of	said con	tract th	at suffic	ient monevs	to meet t	he oblicati	ions of said	d contract	are actually in the
reasur	v. o	are ant	icipated	to con	ne into the 1	Treasurv. t	o the crea	dit of the au	opropriatio	on from which the
ame ar	e to	be dra	wn, and	d that th	e said mone	ey now ac	tually in th	ne Treasury	, togethe	r with the monevs
nticipa <sup>.</sup>	ted t	to come	into the	Treasur	y, to the cred	dit of said a	appropriati	ion, are otń	erwise un	encumbered.
					• *					
NOI IC	) <b>C</b> X	ceed\$		- 60	1,172.00		- :			· · · · · · · · · · · · · · · · · · ·
Vendo	٦r	Black &	Veatch I	Fnainee	re					
VOITA	٥,	DIGOR G	·	Liigiiico			•			<u> </u>
Purpo	se	Authoriz	ing the	expendit	ture of funds	for Design	. Amendm	ent No. 9 fo	or addition	al design and
		construc	tion ma	nageme	ent services f	or CIP 46-	-134.0. So	uth Effluent	t Outfall C	hannel and
		CIP 46-	503.0, F	Rehabilit	ation of the (	On-Shore	Outfall; ar	nending the	e FY 1996	CIP Program
	,	to increa	ise the r	elated b	udgets.				1	
Date			May	28, 1996	<u> </u>	By:	mich	lac C S.	Jun	uc :
(							AUDIT	OR AND COM	PTROLLER	'S DEPARTMENT
LOCTO	OW	· · · · · · · · · · · · · · · · · · ·			AC	COUNTING D	1			
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
01	0	41508			9544		11000011	EQUI	TREALITY	\$601,172.00
					. · · ·				1.	, ,
										·
				· · · · · · · · · · · · · · · · · · ·				TOTAL A	MOUNT	\$601,172.00
C-361 (RI	EV 2-	92)								FUND OVERRIDE
							•		AC _	9601222

R-287494 JUN 10 1996

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

				OL.	TIFICATE C			ODI	CINATING -	9601223
orth in nd is c	the	HEREBY foregoir wise una	ng resol	FY that ution is	the money available in	required the Treas	for the all ury, or is a	lotment of	GINATING TO THE TOTAL THE T	r the purpose so into the Treasur
Amo	unt \$						_ Fund _			
Purpo	ose				·	v		•		
		,			<b>`</b>		•			
Date					•	Ву:				
							AUDIT	OR AND CO	MPTROLLER	'S DEPARTMENT
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	COUNTING D JOB ORDER	ATA OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
						·				
	<u> </u>							mom. r	160111	
					· · · · · · · · · · · · · · · · · · ·			TOTAL A	MOUNI	FUND OVERRIDE
ovisio quirer ırpose	ent a ns c nent e of :	authorize of the Ch s of the said con	ed by th narter of Charter tract, th	e hereto f the City of the C at suffici	attached re y of San Die City of San Die ient moneys	solution, c ego; and I iego, that to meet t	an be incu do hereby sufficient n he obligation	urred witho y further c noneys hav ons of said	ut the vio ertify, in o ve been a d contract	lation of any of the conformity with the poropriated for the are actually in the contraction of the contract
ovisio quirer urpose easur ame a nticipa	ent and	authorize of the Ch is of the said con are ant be draw o come	ed by th narter of Charter tract, th icipated wn, and	e hereto f the Cit of the C at suffici I to com I that the Treasur	attached re y of San Die City of San Die ient moneys ne into the T e said mone y, to the cree	solution, cego; and I iego, that to meet to reasury, they now ac	an be incudo hereby sufficient me he obligation the cred tually in the cred	urred withor of further conceys have one of said of the areas of the areas one of the areas on the areas one of the areas on the areas of the	et the vio ertify, in cove been a dicontract opropriation, togethe	lation of any of the conformity with the ppropriated for the are actually in the confrom which the confrom the confromthal confronthal confromthal confronthal confromthal confronthal confronth
ovisio quirer urpose easur me a nticipa	ent and	authorize of the Ch is of the said con is are ant is be draw is come ceed \$	ed by the narter of Charter tract, the icipatec wn, and into the	e hereto f the Cit of the C at suffici I to com I that the Treasur	attached rey of San Die city of San Dient moneys ne into the T e said mone y, to the cred	solution, cego; and I iego, that to meet to reasury, they now ac	an be incudo hereby sufficient me he obligation the cred tually in the cred	urred withor of further conceys have one of said of the areas of the areas one of the areas on the areas one of the areas on the areas of the	et the vio ertify, in cove been a dicontract opropriation, togethe	lation of any of the conformity with the ppropriated for the are actually in the from which the money
ovisio quirer urpose easur ame a nticipa	ent and	authorize of the Ch is of the said con are ant be draw o come	ed by the narter of Charter tract, the icipatec wn, and into the	e hereto f the Cit of the C at suffici I to com I that the Treasur	attached rey of San Die city of San Dient moneys ne into the T e said mone y, to the cred	solution, cego; and I iego, that to meet to reasury, they now ac	an be incudo hereby sufficient me he obligation the cred tually in the cred	urred withor of further conceys have one of said of the areas of the areas one of the areas on the areas one of the areas on the areas of the	et the vio ertify, in cove been a dicontract opropriation, togethe	lation of any of the conformity with the ppropriated for the are actually in the from which the money
ovisio quirer urpose easur me a nticipa Not to Vend	ent and one of the office office of the offi	authorized the Charles of the said con are ant to be drawn to come ceed \$	ed by the narter of Charter of Charter of tract, the icipated wn, and into the Dillinghaming the offluent C	e hereto f the Cit of the C at suffici I to com I that the Treasur 93 am Build expendit	e attached re y of San Die city of San Die ient moneys ne into the T e said mone y, to the cred 8,000.00 ders	esolution, of ego; and I iego, that to meet to reasury, to you now action of said a	can be incuido hereby sufficient me obligation the cred tually in the appropriation	urred withor of further conceys have one of said it of the and one of the and one of the	ertify, in cover been a discontract ppropriation, togethe perwise un	lation of any of the conformity with the conformity with the ppropriated for the are actually in the confrom which the with the money encumbered.
rovision quirer urpose easur ame a nticipa Not to Vend	ent and one of the office office of the offi	authorize of the Ch is of the said con is are ant is be draw is come ceed \$  Nielsen I  Authoriz South El	ed by the narter of Charter tract, the icipated wn, and into the Dillingham of the relationship the relation	e hereto f the Cit of the C at suffici I to com I that the Treasur 93 am Build expendit	e attached re y of San Die City of San Die ient moneys ne into the T e said mone y, to the cred 8,000.00 ders cure of funds oject, CIP No iget.	esolution, of ego; and I iego, that to meet to reasury, to you now action of said a	can be incuido hereby sufficient me obligation the cred tually in the appropriation	urred withor of further conceys have one of said it of the and one of the and one of the	ertify, in cover been a discontract ppropriation, togethe perwise un	lation of any of the conformity with the conformity with the ppropriated for the are actually in the confrom which the with the money encumbered.
rovision quirer urpose reasur ame a nticipa Not to Vend Purpo	ent and one of the office office of the offi	authorize of the Ch is of the said con is are ant is be draw is come ceed \$  Nielsen I  Authoriz South El	ed by the narter of Charter tract, the icipated wn, and into the Dillingham of the relationship the relation	e hereto f the Cit of the C at suffici I to com I that the Treasur  93 am Build expendit outfall Pro ated bud	attached re y of San Die ient moneys ne into the T e said mone y, to the cred 8,000.00 ders ture of funds oject, CIP No get.	solution, of the sego; and I iego, that to meet the tego, that is to meet the segon and the segon an	can be incudo hereby sufficient management of the creditually in the appropriation of the control of the contro	urred without further conceys have one of said lit of the author, are other on, are other on, are for the first the	related co	lation of any of the conformity with the conformity with the propriated for the are actually in the confrom which the with the money encumbered.
ovisio quirer urpose easur me a nticipa Not to Vend Purpo	ent and content of the content of th	authorize of the Ch s of the said con are ant be draw c come ceed \$  Nielsen I  Authoriz South Et increase	ed by the narter of Charter of Charter of tract, the icipated wn, and into the Dillingham ing the of the relations of the May	e hereto f the Cit of the C at suffici I to com I that the Treasur  93 am Build expendit outfall Pro ated bud  28, 1996	e attached re y of San Die ient moneys ne into the T e said mone y, to the cred 8,000.00 ders ture of funds oject, CIP No iget.	solution, or ego; and I iego, that to meet to reasury, the ey now account of said and the ey for Chango. 46–134  By:  COUNTING D. JOB	can be incudo hereby sufficient management of the creditually in the appropriation of the control of the contro	or AND CONBERGY (SENE)	related co	lation of any of the conformity with the propriated for the are actually in the on from which the with the money encumbered.  Sts, for the Program to
ovisio quirer urpose easur me a nticipa Not to Vend Purpo	ent and one of the office office of the office of the office of the office office of the office of t	authorize of the Ch is of the said con is are ant is be draw is come ceed \$  Nielsen I  Authoriz South El	ed by the narter of Charter tract, the icipated wn, and into the Dillingham of the relationship the relation	e hereto f the Cit of the C at suffici I to com I that the Treasur  93 am Build expendit outfall Pro ated bud	attached re y of San Die ient moneys ne into the T e said mone y, to the cred 8,000.00 ders ture of funds oject, CIP No get.	solution, or ego; and I iego, that to meet to reasury, the ey now account of said and the ey for Chango. 46-134	can be incudo hereby sufficient management of the cred tually in the appropriation of the control of the contro	or AND CON	related co	lation of any of the conformity with the poropriated for the are actually in the on from which the with the money encumbered.  Sts, for the Program to  AMOUNT
ovisiono quirer pose easurame a nticipa Not to Vend Purpo Date	ent and content of the content of th	authorize of the Ch s of the said con are ant be draw c come ceed \$  Nielsen I  Authoriz South Et increase	ed by the narter of Charter of Charter of tract, the icipated wn, and into the Dillingham ing the of the relations of the May	e hereto f the Cit of the C at suffici I to com I that the Treasur  93 am Build expendit outfall Pro ated bud  28, 1996	attached rey of San Die ity of San Die ient moneys ne into the Te said mone y, to the cred 8,000.00 ders ture of funds oject, CIP No get.	solution, or ego; and I iego, that to meet to reasury, the ey now account of said and the ey for Chango. 46–134  By:  COUNTING D. JOB	can be incudo hereby sufficient management of the creditually in the appropriation of the control of the contro	or AND CONBERGY (SENE)	related co	lation of any of the conformity with the poropriated for the are actually in the on from which the with the money encumbered.  Sts, for the Program to  AMOUNT
ovisio quirer urpose easur me a nticipa Not to Vend Purpo	ent and content of the content of th	authorize of the Ch s of the said con are ant be draw c come ceed \$  Nielsen I  Authoriz South Et increase	ed by the narter of Charter of Charter of tract, the icipated wn, and into the Dillingham ing the of the relations of the May	e hereto f the Cit of the C at suffici I to com I that the Treasur  93 am Build expendit outfall Pro ated bud  28, 1996	attached rey of San Die ity of San Die ient moneys ne into the Te said mone y, to the cred 8,000.00 ders ture of funds oject, CIP No get.	solution, or ego; and I iego, that to meet to reasury, the ey now account of said and the ey for Chango. 46–134  By:  COUNTING D. JOB	can be incudo hereby sufficient management of the creditually in the appropriation of the control of the contro	or AND CONBERGY (SENE)	related co	lation of any of the conformity with the poropriated for the are actually in the on from which the with the money encumbered.  Sts, for the Program to  AMOUNT
ovisio quirer urpose easur me a hticipa Not to Vend Purpo  Date	ent and content of the content of th	authorize of the Ch s of the said con are ant be draw c come ceed \$  Nielsen I  Authoriz South Et increase	ed by the narter of Charter of Charter of tract, the icipated wn, and into the Dillingham ing the of the relations of the May	e hereto f the Cit of the C at suffici I to com I that the Treasur  93 am Build expendit outfall Pro ated bud  28, 1996	attached rey of San Die ity of San Die ient moneys ne into the Te said mone y, to the cred 8,000.00 ders ture of funds oject, CIP No get.	solution, or ego; and I iego, that to meet to reasury, the ey now account of said and the ey for Chango. 46–134  By:  COUNTING D. JOB	can be incudo hereby sufficient management of the creditually in the appropriation of the control of the contro	oneys have oneys have oneys further considered without oneys have oneys have oneys have oneys are other oneys are other oneys and the first oneys are other oneys and the first oneys are other oneys and the first oneys are other oneys are other oneys are oneys and the first oneys are other oneys are other oneys are	related co	Sts, for the Program to  Sts, for the Program to  AMOUNT \$938,000.00
rovision equirer urpose reasurame a nticipa Not to Vend Purpo	ent and content of the content of th	authorize of the Ch s of the said con are ant be draw c come ceed \$  Nielsen I  Authoriz South Et increase	ed by the narter of Charter of Charter of tract, the icipated wn, and into the Dillingham ing the of the relations of the May	e hereto f the Cit of the C at suffici I to com I that the Treasur  93 am Build expendit outfall Pro ated bud  28, 1996	attached rey of San Die ity of San Die ient moneys ne into the Te said mone y, to the cred 8,000.00 ders ture of funds oject, CIP No get.	solution, or ego; and I iego, that to meet to reasury, the ey now account of said and the ey for Chango. 46–134  By:  COUNTING D. JOB	can be incudo hereby sufficient management of the creditually in the appropriation of the control of the contro	or AND CONBERGY (SENE)	related co	lation of any of the conformity with the poropriated for the are actually in the on from which the with the money encumbered.  Sts, for the Program to  AMOUNT

R-287494 JUN 10 1996