

RESOLUTION NUMBER R- 288519

ADOPTED ON APR 07 1997

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is hereby authorized and empowered to execute, for and on behalf of the City, a tenth amendment to the agreement of August 8, 1994 with Westinghouse Electric Corporation for the Wastewater Operations Management Network (COMNET) in an amount not to exceed \$2,516,279 under the terms and conditions set forth in Amendment No. 10, on file in the office of the City Clerk as Document Number RR- 288519.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$1,736,393 from Metropolitan Sewer Fund No. 41508, Program Element 771410, Object Account 3221, to Fund No. 41509, CIP 45-920.0, Wastewater Operations Management Network (COMNET).

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$10,499,951 from CIP 45-920.0, Wastewater Operations Management Network (COMNET), to reappropriate prior years' contract phase funding, as follows:

\$623,306 to CIP 42-911.4, Metro Biosolids Center;

\$247,167 to CIP 46-055.0, FIRP Pump Station;

\$6,784,370 to CIP 42-910.1, North City Water Reclamation Plant;

\$523,249 to CIP 42-911.3, North City Raw Sludge and Water Pipelines;

\$410,106 to CIP 46-120.0, Penasquitos Trunk Sewer Relief; ;

\$1,900,000 to CIP 46-170.0, Point Loma Digester Upgrade and Expansion; and

\$11,753 to CIP 46-129.0, Point Loma Digesters N1/N2 Roofs and Heating Systems

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$213,785.58 from Fund No. 41509, CIP 45-920.0, Wastewater Operations Management Network (COMNET), is hereby authorized, solely and exclusively to provide funds for project contingency and related costs.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$2,516,279 is hereby authorized, solely and exclusively to fund the above Amendment No.10, as follows:

\$1,602,644 from Fund No. 41509, CIP 45-920.0, Wastewater Operations Management Network (COMNET);

\$332,107 from Fund No. 41509, CIP 42-911.4, Metro Biosolids Center;

\$107,757 from Fund No. 41509, CIP 46-055.0, FIRP Pump Station;

\$234,362 from Fund No. 41509, CIP 42-910.1, North City Water Reclamation Plant;

\$33,870 from Fund No. 41509, CIP 42-911.3, North City Raw Sludge and Water Pipelines;

\$42,207 from Fund No. 41509, CIP 46-170.0, Point Loma Digester Upgrade and Expansion;


\$180,160 from Fund No. 41509, CIP 40-921.0, FIRP Phase II Digested Sludge and Centrate Pipeline; and

Modifying the funding sources for this project by deleting \$16,828 from Fund No. 41506, CIP 46-120.0, Penasquitos Trunk Sewer Relief.

BE IT FURTHER RESOLVED, that the City Manager is authorized to revise contract funding phases with Westinghouse Electric Corporation for this project, based on the actual low base bid and negotiated amendments, in the manner set forth in the Request for Council Action,

Item #12, attached to this resolution, and provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure under the contract are, or will be, on deposit in the City treasury.

APPROVED: CASEY GWINN, City Attorney

By 
Frederick M. Ortlieb
Deputy City Attorney

FMO:mb
03/25/97
A.C:9700931
Or.Dept:MWWD
R-97-968
Form=auagr.frm

Phase Funding as of Amend. No. 9 COMNET (CIP 45-920.0)	Phase Funding as of Amend. No. 9 FIRP PS (CIP 46-055.0)	Phase Funding as of Amend. No. 9 MBC (CIP 42-911.4)	Phase Funding as of Amend. No. 9 NCWRP (CIP 42-910.1)	Phase Funding as of Amend. No. 9 NCRSWP (42-911.3)
Phase 1:FY 95 \$875,645	Phase 1:FY 95 \$16,380	Phase 1:FY 95 \$0	Phase 1:FY 95 \$850,541	Phase 1:FY 95 \$13,844
Phase 2:FY 95 \$232,232	Phase 2:FY 95 \$128,933	Phase 2:FY 95 \$0	Phase 2:FY 95 \$1,417,906	Phase 2:FY 95 \$24,652
Phase 3:FY 96 \$731,742	Phase 3:FY 96 \$2,610	Phase 3:FY 96 \$3,796	Phase 3:FY 96 \$2,444,769	Phase 3:FY 96 \$84,870
Phase 4:FY 96 (\$159,230)	Phase 4:FY 96 \$299,892	Phase 4:FY 96 \$2,738,827	Phase 4:FY 96 \$628,716	Phase 4:FY 96 \$252,310
Phase 5:FY 96 \$2,343,141	Phase 5:FY 96 \$1,005,962	Phase 5:FY 96 \$13,277,987	Phase 5:FY 96 \$1,036,224	Phase 5:FY 96 \$147,573
Phase 6:FY 97 \$6,891,310	Phase 6:FY 97 \$557,484	Phase 6:FY 97 \$7,779,570	Phase 6:FY 97 \$954,825	Phase 6:FY 97 \$9,025
Phase 7:FY 97 \$2,167,107	Phase 7:FY 97 \$0	Phase 7:FY 97 \$3,250,866	Phase 7:FY 97 \$129,003	Phase 7:FY 97 \$0
Phase 8:FY 98 \$23,532	Phase 8:FY 98 \$0	Phase 8:FY 98 \$584,028	Phase 8:FY 98 \$0	Phase 8:FY 98 \$0
TOTAL \$13,105,479	TOTAL \$2,011,261	TOTAL \$27,635,074	TOTAL \$7,463,984	TOTAL \$532,274

Phase Funding as of Amend. No. 9 FIRP PHASE II (CIP 40-921.0)	Phase Funding as of Amend. No. 9 Penasquitos TSR (CIP 46-120.0)	Phase Funding as of Amend. No. 9 Pl. Loma Dig. N1/N2 (CIP 46-129.0)	Phase Funding as of Amend. No. 9 P. L. Digester U and E (CIP 46-170.0)	Phase Funding as of Amend. No. 9 P.S. 64 HPO (CIP 46-188.0)
Phase 1:FY 95 \$0	Phase 1:FY 95 \$0	Phase 1:FY 95 \$0	Phase 1:FY 95 \$0	Phase 1:FY 95 \$0
Phase 2:FY 95 \$0	Phase 2:FY 95 \$0	Phase 2:FY 95 \$0	Phase 2:FY 95 \$0	Phase 2:FY 95 \$0
Phase 3:FY 96 \$0	Phase 3:FY 96 \$0	Phase 3:FY 96 \$0	Phase 3:FY 96 \$0	Phase 3:FY 96 \$0
Phase 4:FY 96 \$0	Phase 4:FY 96 \$0	Phase 4:FY 96 \$11,753	Phase 4:FY 96 \$0	Phase 4:FY 96 \$0
Phase 5:FY 96 \$0	Phase 5:FY 96 \$410,106	Phase 5:FY 96 \$0	Phase 5:FY 96 \$0	Phase 5:FY 96 \$0
Phase 6:FY 97 \$87,887	Phase 6:FY 97 \$766,474	Phase 6:FY 97 \$0	Phase 6:FY 97 \$1,900,000	Phase 6:FY 97 \$0
Phase 7:FY 97 \$0	Phase 7:FY 97 \$470,632	Phase 7:FY 97 \$0	Phase 7:FY 97 \$568,476	Phase 7:FY 97 \$397,347
Phase 8:FY 98 \$0	Phase 8:FY 98 \$235,316	Phase 8:FY 98 \$0	Phase 8:FY 98 \$0	Phase 8:FY 98 \$0
TOTAL \$37,687	TOTAL \$1,882,528	TOTAL \$11,753	TOTAL \$2,468,476	TOTAL \$397,347

Proposed Phase Funding of COMNET (CIP 45-920.0)	Proposed Phase Funding of MBC (42-911.4)	Proposed Phase Funding of NCWRP (CIP 42-910.0)	Proposed Phase Funding of P. L. Digester U and E (CIP 46-170.0)	Proposed Phase Funding of FIRP PS (CIP 46-055.0)
Phase 1:FY 95 \$875,645	Phase 1:FY 95 \$0	Phase 1:FY 95 \$850,541	Phase 1:FY 95 \$0	Phase 1:FY 95 \$16,380
Phase 2:FY 95 \$232,232	Phase 2:FY 95 \$0	Phase 2:FY 95 \$1,417,906	Phase 2:FY 95 \$0	Phase 2:FY 95 \$128,933
Phase 3:FY 96 \$731,742	Phase 3:FY 96 \$3,796	Phase 3:FY 96 \$2,444,769	Phase 3:FY 96 \$0	Phase 3:FY 96 \$2,610
Phase 4:FY 96 (\$159,230)	Phase 4:FY 96 \$2,738,827	Phase 4:FY 96 \$628,716	Phase 4:FY 96 \$0	Phase 4:FY 96 \$299,892
Phase 5:FY 96 \$2,343,141	Phase 5:FY 96 \$13,277,987	Phase 5:FY 96 \$1,036,224	Phase 5:FY 96 \$0	Phase 5:FY 96 \$1,005,962
Phase 6:FY 97 \$6,891,310	Phase 6:FY 97 \$7,779,570	Phase 6:FY 97 \$954,825	Phase 6:FY 97 \$1,900,000	Phase 6:FY 97 \$557,484
Phase 7:FY 97 \$3,769,751	Phase 7:FY 97 \$3,582,973	Phase 7:FY 97 \$363,365	Phase 7:FY 97 \$610,683	Phase 7:FY 97 \$107,757
Phase 8:FY 98 \$23,532	Phase 8:FY 98 \$584,028	Phase 8:FY 98 \$0	Phase 8:FY 98 \$0	Phase 8:FY 98 \$0
TOTAL \$14,708,123	TOTAL \$27,967,181	TOTAL \$7,698,346	TOTAL \$2,510,683	TOTAL \$2,119,018

Proposed Phase Funding of NCRSWP (42-911.3)	Proposed Phase Funding of Penasquitos TSR (CIP 46-120.0)	Proposed Phase Funding of FIRP PHASE II (CIP 40-921.0)	Total Phase Funding of COMNET Contract through No. 10
Phase 1:FY 95 \$13,844	Phase 1:FY 95 \$0	Phase 1:FY 95 \$0	Phase 1:FY 95 \$1,756,410
Phase 2:FY 95 \$24,652	Phase 2:FY 95 \$0	Phase 2:FY 95 \$0	Phase 2:FY 95 \$1,803,723
Phase 3:FY 96 \$84,870	Phase 3:FY 96 \$0	Phase 3:FY 96 \$0	Phase 3:FY 96 \$3,267,787
Phase 4:FY 96 \$252,310	Phase 4:FY 96 \$0	Phase 4:FY 96 \$0	Phase 4:FY 96 \$3,772,268
Phase 5:FY 96 \$147,573	Phase 5:FY 96 \$410,106	Phase 5:FY 96 \$0	Phase 5:FY 96 \$18,222,993
Phase 6:FY 97 \$9,025	Phase 6:FY 97 \$766,474	Phase 6:FY 97 \$87,887	Phase 6:FY 97 \$18,946,575
Phase 7:FY 97 \$33,870	Phase 7:FY 97 \$453,804	Phase 7:FY 97 \$180,160	Phase 7:FY 97 \$9,499,710
Phase 8:FY 98 \$0	Phase 8:FY 98 \$235,316	Phase 8:FY 98 \$0	Phase 8:FY 98 \$842,676
TOTAL \$566,144	TOTAL \$1,865,700	TOTAL \$268,047	TOTAL \$58,112,342

R-288519

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING AC 9700931
DEPT. NO.: 779

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 Authorize the transfer from O&M and the expenditure in CIP 459200 for contingency & other related costs.

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
1	0	41508	771		4278	771410				\$1,736,393.00
2	0	41509	779		4278	195000				80,036.58
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 \$ 2,746,892.58

Vendor Westinghouse Electric

Purpose To authorize the expenditure for COMNET- Amendment #10.

Date March 25, 1997 By: Angie Life

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
3	0	41509	779		4278	198800				\$332,107.00
4	0	41509	779		4278	198000				107,757.00
5	0	41509	779		4278	194500				234,362.00
6	0	41509	779		4278	199300				33,870.00
7	0	41508	778		4278	192600				42,207.00
TOTAL AMOUNT										

AC-361 (REV 2-92)

FUND OVERRIDE

R- 288519

APR 07 1997 AC 9700931

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO.: AC 9700931

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 \$ _____

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
8	0	41509	779		4278	195500				\$180,160.00
TOTAL AMOUNT										\$2,746,892.58

FUND OVERRIDE

R 288519

APR 07 1997

AC 9700931