

RESOLUTION NUMBER R- 288949

ADOPTED ON JUL 14 1997

WHEREAS, Shelter Island Sewer Improvements Project was awarded to HPS Plumbing Services, Inc. ("HPS"), on February 29, 1996; and

WHEREAS, during construction, three water main breaks occurred in an adjacent, existing 12-inch AC water main; and

WHEREAS, as a result of these three water main breaks, Shelter Island experienced water outages jeopardizing local fire protection and depriving numerous hotels and restaurants of their water supply; and

WHEREAS, the water main requires immediate replacement; and

WHEREAS, HPS is excavating the street at the location of the broken water main; and

WHEREAS, due to the above-referenced emergency the public interest and necessity demands this change order work by HPS in order to safeguard the life, health and property of the citizens; NOW, THEREFORE,

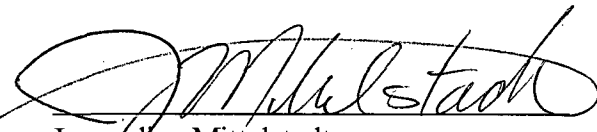
BE IT RESOLVED, by the Council of The City of San Diego, that Change Order No. 5, dated May 20, 1997, heretofore filed with the City Clerk of said City as Document No. R 288949, issued in connection with the contract between The City of San Diego and HPS Plumbing Services, Inc., said contract having been filed in the office of the City Clerk as Document No. RR-286495, be and the same is hereby approved; and the changes therein set forth, amounting to a net increase in the contract price of \$278,635.50, and an extension of time of thirty (30) working days, be and the same are hereby approved.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to transfer an amount not to exceed \$350,000, within the Water Operating Fund 41500 from the Unallocated Reserve (Program Element 76226) to CIP 73-083.0, Annual Allocation - Water Main Replacement.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$350,000 from the Water Revenue Fund 41500, Annual Allocation - Water Main Replacements, CIP 73-083.0, is hereby authorized, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for such expenditures are, or will be, on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to use City forces to make connections and perform operational checks for a cost not to exceed \$20,000 from Water Revenue Fund 41500.

APPROVED: CASEY GWINN, City Attorney

By   
Jacqueline Mittelstadt  
Deputy City Attorney

JM:pev  
6/17/97  
Or.Dept:E&CP  
R-97-1431  
Form=cor.frm

R-288949

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

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING AC 9701210  
DEPT. NO.: 760

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 350,000.00 Fund 41500

Purpose To authorize the transfer from the Unallocated Reserve to the Annual Allocation for Water Main Replacements

Date June 12, 1997

By: *[Signature]*  
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	41500	760	226	4278	076226				\$350,000.00
TOTAL AMOUNT										\$350,000.00

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										

AC-361 (REV 2-92)

FUND OVERRIDE

*R.* 288949

JUL 14 1997

AC 9701210

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 9701227  
ORIGINATING DEPT. NO.: 760

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 \$ 278,635.50

Vendor HPS Plumbing, Inc.

Purpose To authorize the expenditure for Change Order No. 5 for the Emergency Repair of 12-inch Water Main within the Hydrocarbon Contamination Area in Shelter Island Drive

Date June 12, 1997 By: *[Signature]*

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	41500	760	698	4905	183914				\$278,635.50
TOTAL AMOUNT										\$278,635.50

FUND OVERRIDE

*R.* **288949**

**JUL 14 1997**

AC 9701227