

RESOLUTION NUMBER R- 290256

ADOPTED ON JUN 15 1998

WHEREAS, heavy rain in February, 1998, caused failure of deteriorated corrugated metal storm drain pipes in Marzo and Kostner Streets in the Otay Mesa area resulting in large sinkholes which cut off access and underground utilities to existing homes; and

WHEREAS, on March 24, 1998, the City Council authorized execution of an emergency contract with Arrieta Construction, which specializes in storm drain repair projects; and

WHEREAS, the expenditure of \$842,660 authorized for the emergency contract has been exhausted, but pipes remain which are damaged, subject to collapse and in need of immediate repair; and

WHEREAS, due to the continuing above-referenced emergency, the public interest and necessity demands the immediate expenditure of additional monies to safeguard the health and property of the citizenry; NOW, THEREFORE,

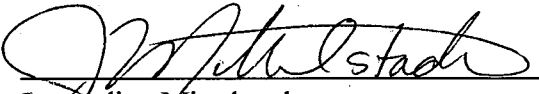
BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized and empowered to increase the expenditure authorized for a contract with Arrieta Construction, for the construction of Peterlynn Drive Storm Drain by \$500,000 to a total contract amount of \$1,342,660, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR-289895

BE IT FURTHER RESOLVED, that the Fiscal Year 1998 Budget is hereby amended by increasing CIP 12-084.0 (Peterlynn Storm Drain) by \$500,000.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to appropriate and transfer an amount not to exceed \$500,000 from the Storm Drain Public Liability Fund, Fund #10508 to CIP 12-084.0 (Peterlynn Drive Storm Drain).

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$500,000 from CIP 12-084.0, Fund #10508; is hereby authorized, solely and exclusively for the purpose of providing funds for the above project.

APPROVED: CASEY GWINN, City Attorney

By   
Jacqueline Mittelstadt  
Deputy City Attorney

JM:pev  
5/28/98  
6/8/98 Cor.Copy  
Aud.Cert:9801345  
Or.Dept:E&CP  
R-98-1386  
Form=auagr.frm

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 9801345  
ORIGINATING DEPT. NO.: 545

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 500,000.00 Fund 10508

Purpose Authorizing the increase in CIP 120840, Peterlynn Drive Storm Drain, with a transfer from the Storm Drain Fund 10508.

Date May 27, 1998 By: *Nancy McCraner*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1			10508	2150	4881	002150				\$500,000.00
TOTAL AMOUNT										\$500,000.00

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 \$ 500,000.00

Vendor Arrieta Construction Inc.

Purpose Authorizing the expenditure of funds to amend the construction contract with Arrieta for the construction of Peterlynn Drive Drain.

Date May 27, 1998 By: *Nancy McCraner*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1			30244	102	4279	120840		10508		\$500,000.00
TOTAL AMOUNT										\$500,000.00

FUND OVERRIDE

**R-290256**

**JUN 15 1998**

AC 9801345