

(R-99-432)

RESOLUTION NUMBER R- 290867

ADOPTED ON OCT 19 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; and

WHEREAS, these pipe failures resulted in the opening of sinkholes up to forty feet in diameter on Marzo Street. The sinkholes cut off access and underground utilities to existing homes; and

WHEREAS, the repair work exceeded the capacities of City forces because of the storm drain depth and the requirement for extensive shoring; and

WHEREAS, Arrieta Construction, a local construction company, specializes in storm drain repair projects; and

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

WHEREAS, the emergency work includes repair of sinkholes and replacement of corroded metal storm drain pipes with reinforced concrete pipes in Marzo, Peterlynn, Ilexy, and Kostner Streets; 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 amend the contract with Arrieta Construction for

construction of Peterlynn Drive Drain, to increase the contract by increasing the not-to-exceed by \$500,000, thereby increasing the total contract cost to \$1,842,660 based on original contract terms, conditions, and unit price.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to increase CIP No. 12-084.0 (Peterlynn Drive Storm Drain) by \$124,000.

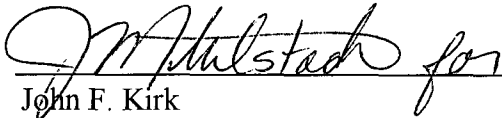
BE IT FURTHER RESOLVED, that the appropriation and transfer of an amount not to exceed \$70,000 from CIP No. 12-101.0 (National Avenue Storm Drain between Sigsbee and 14th Street), Fund No. 10508 to CIP No. 12-084.0 (Peterlynn Drive Storm Drain) is hereby authorized.

BE IT FURTHER RESOLVED, that the appropriation and transfer of an amount not to exceed \$54,000 from CIP No. 12-103.0 (Madison Avenue and 56th Street Storm Drain), Fund No. 10508, to CIP No. 12-084.0 (Peterlynn Drive Storm Drain) is hereby authorized.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$500,000 from CIP No. 12-084.0 (Fund No. 30300) is hereby authorized solely and exclusively for additional construction cost.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$124,000 from CIP No. 12-084.0 (Fund No. 10508) is hereby authorized solely and exclusively for the purpose of providing for the in-house engineering.

APPROVED: CASEY GWINN, City Attorney

By  for  
John F. Kirk  
Deputy City Attorney

JFK:pev  
10/6/98  
Or.Dept:E&CP  
Aud.Cert:9900368  
R-99-432  
Form=r-t.frm

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 9900368  
ORIGINATING DEPT. NO.: 543

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 124,000.00 Fund 30244/10508

Purpose Authorizing the transfer of funds from CIP 121010, National Avenue Storm Drain and CIP 121030, Madison Avenue & 56th Street Storm Drain to CIP 120840, Peterlynn Drive Storm Drain. Authorizing the expenditure of these funds for in-house engineering costs for Peterlynn Drain.

Date October 5, 1998 By: *Mary 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	121010		10508		\$70,000.00
2			30244	102	4279	121030		10508		54,000.00
TOTAL AMOUNT										\$124,000.00

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

Purpose Authorizing the increase to the construction contract with Arrieta for construction of the Peterlynn Drive Storm Drain project.

Date October 5, 1998 By: *Mary 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		30300		\$500,000.00
TOTAL AMOUNT										\$500,000.00

FUND OVERRIDE

*R-290867*

OCT 19 1998

AC 9900368