(R-99-1397)

### RESOLUTION NUMBER R- 291866

ADOPTED ON **JUN 2 8 1999** 

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is authorized and empowered to execute, for and on behalf of the City, a sixteenth amendment to the agreement of August 8, 1994, with Westinghouse Electric Corporation, for further work in connection with the City's Wastewater Operations Management Network (COMNET), in an amount not to exceed \$13,712,234 and under the terms and conditions set forth in Amendment No. 16, on file in the office of the City Clerk as Document No. RR-291866-/

BE IT FURTHER RESOLVED, that the City Manager is authorized and empowered to execute, for and on behalf of the City, a seventeenth amendment to the agreement of August 8, 1994, with Westinghouse Electric Corporation, for further work in connection with the City's Wastewater Operations Management Network (COMNET), in an amount not to exceed \$1,432,201 and under the terms and conditions set forth in Amendment No. 17, on file in the office of the City Clerk as Document No. No. RR-291866-2.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$67,417 within Fund No. 41509, from CIP 45-920.0, Wastewater Operations Management Network (COMNET), to CIP 46-170.0, Point Loma Digester Upgrade and Expansion.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$400,000 within Fund No. 41506, from CIP 46-188.0, Pump Station 64 HPO Injunction, to CIP 46-120.0, Peñasquitos Trunk Sewer Relief.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$7,214,048 is hereby authorized, solely and exclusively to provide funds for Amendment No. 16, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury, expended as follows:

\$4,792,416 from CIP 45-920.0, Wastewater Operations Management Network (COMNET)

- \$ 676,508 from CIP 42-911.4, Metro Biosolids Center (MBC)
- \$ 246,131 from CIP 46-120.0, Peñasquitos Trunk Sewer Relief
- \$ 572,684 from CIP 46-168.0, Telemetry Control Systems (SCADA)
- \$ 615,600 from CIP 46-170.0, Point Loma Digester Facility Upgrade & Expansion
- \$ 310,709 from CIP 46-180.0, Point Loma North Operations Building

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$1,432,201 from Fund No. 41508, Dept 771, Org 610, Object Acct 4222, Job Order 2610, is hereby authorized, solely and exclusively to provide funds for the above Amendment No. 17, consisting of \$1,030,425 in Fiscal Year 2000, contingent on approval of the Fiscal Year 2000 Appropriation Ordinance, and \$401,776 in Fiscal Year 2001, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Manager is authorized to revise contract phase funding with Westinghouse Electric Corporation in the following manner:

Proposed Funding for	or Amendment 16	Proposed Funding for	or Amendment 16
COMNET	(CIP 45-920.0)	Metro Biosolids Cen	ter (CIP 42-911.4)
Phase 11: FY 99	\$-2,432,499	Phase 11. FY 99	
Phase 12: FY 00	2,359,917	Phase 12: FY 00	\$ 676,508
Phase 13: FY 00		Phase 13: FY 00	•
Phase 14: FY 01	•	Phase 14: FY 01	
Phase 15: FY 01		Phase 15: FY 01	• .

		•	
Proposed Funding for		Proposed Funding for	
Peñasquitos TSR (	`	Telemetry - SCADA	,
Phase 11: FY 99	\$ 246,131	Phase 11: FY 99	\$ 114,537
Phase 12: FY 00		Phase 12: FY 00	400,879
Phase 13: FY 00		Phase 13: FY 00	57,268
Phase 14: FY 01		Phase 14: FY 01	
Phase 15: FY 01	•	Phase 15: FY 01	
Proposed Funding fo	or Amendment 16	Proposed Funding fo	or Amendment 16
Pt Loma Digester	(CIP 46-170.0)		Bldg (CIP 46-180.0)
Phase 11: FY 99	\$ 615,600	Phase 11: FY 99	
Phase 12: FY 00		Phase 12: FY 00	\$ 310,709
Phase 13: FY 00		Phase 13: FY 00	
Phase 14: FY 01	•	Phase 14: FY 01	
Phase 15: FY 01		Phase 15: FY 01	
Proposed Funding for South Bay WR Plant		Subtotal of Proposed Amendment 16	l Funding for
Phase 11: FY 99	\$ 325,023	Phase 11: FY 99	\$3,733,790
Phase 12: FY 00	3,378,488	Phase 12: FY 00	7,126,501
Phase 13: FY 00	1,494,583	Phase 13: FY 00	1,551,851
Phase 14: FY 01	650,046	Phase 14: FY 01	650,046
Phase 15: FY 01	650,046	Phase 15: FY 01	650,046
Proposed Funding for (O&M) 41508 / 77		Subtotal of Proposed Amendment 17	l Funding for
Phase 11: FY 99	•	Phase 11: FY 99	\$ 0
Phase 12: FY 00	\$ 162,837	Phase 12: FY 00	162,837
Phase 13: FY 00	867,588	Phase 13: FY 00	867,588
Phase 14: FY 01	401,776	Phase 14: FY 01	401,776
Phase 15: FY 01		Phase 15: FY 01	0
TOTAL Phase 11 - through Amendment	15 Contract Funding	TOTAL Phase 11 - 1 through Amendment	15 Contract Funding
Phase 11: FY 99	\$1,843,747	Phase 11: FY 99:	\$ 5,577,537
Phase 12: FY 00	0	Phase 12: FY 00	7,289,338
Phase 13: FY 00	0	Phase 13: FY 00	2,419,439
Phase 14: FY 01	0	Phase 14: FY 01	1,051,822
Phase 15: FY 01	0	Phase 15: FY 01	650,046

BE IT FURTHER RESOLVED, that the funding of Phase 11 with Westinghouse Electric Corporation is authorized in the amount of \$3,733,790 as requested with Amendment No. 16 and as indicated above.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$2,102,449 from CIP 45-920.0, Wastewater Management Network (COMNET), solely and exclusively to reappropriate previously approved contract phase funding, as follows:

\$ 11,323 transferred to CIP 42-910.1. North City Water Reclamation Plant

\$ 30,605 transferred to CIP 42-911.3, North City Raw Sludge & Water Pipeline

\$ 676,430 transferred to CIP 42-911.4, Metro Biosolids Center (MBC)

\$ 30,056 transferred to CIP 46-110.0, Point Loma Scum Removal System

13,549 transferred to CIP 46-117.0, Pump Station 65 Expansion & Force Main

77,269 transferred to CIP 46-120.0, Peñasquitos Trunk Sewer Relief

\$ 572,684 transferred to CIP 46-168.0, Telemetry Control Systems (SCADA)

\$ 618,925 transferred to CIP 46-170.0, Point Loma Digester Facility Upgrade

\$ 49,182 transferred to CIP 46-179.0, Point Loma Power Generation & Distribution

\$ 22,426 transferred to CIP 46-504.0, North City Cogeneration Facility

APPROVED: CASEY GWINN, City Attorney

By

Thomas C. Zeleny

Deputy City Attorney

TCZ:mb

06/15/99

A.C.:9901231,

9901232.

2000006

Or.Dept:MWWD

R-99-1397

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

#### CERTIFICATE OF UNALLOTTED BALANCE

9901231

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 467,417.00 Fund . Purpose Authorizing the transfer of funds for additional projects related costs for the Wastewater Operations Network (COMNET). Date June 11, 1999 Bv: AUDITOR AND COMPTROLLER'S DEPARTMENT ACCOUNTING DATA ACCTG. OPERATION JOB FUND ACCOUNT DEPT ORG. ORDER LINE PVACCOUNT **EQUIP FACILITY** AMOUNT 0 41509 01 779 4278 192600 \$67,417.00 41506 02 773 960 4278 171980 400,000.00 \$467,417.00 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. JOB **OPERATION** BENF/ FUND ORG. ACCOUNT ACCOUNT ORDER **EQUIP FACILITY** AMOUNT **TOTAL AMOUNT** AC-361 (REV 2-92) FUND OVERRIDE AC

 $\mathcal{L}$ -291866 JUN 28 1999

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

#### **CERTIFICATE OF UNALLOTTED BALANCE**

AC 9901232
ORIGINATING

Purpo Date							<b>—</b>								
Date	ose					Amount Fund									
Date				,											
ACCTG.			<u></u>												
ACCTG.															
		By:AUDITOR AND COMPTROLLER'S DEPARTMENT													
			· .	<del></del> .	A	CCOUNTING DA		OITOR AND CO	OMPTROLLER'S	DEPARTMENT					
LINE	CY	ELDID	DEDE	ODG		JOB	OPERATION	BENF/							
	PY	FUND	DEPT	ORG.	ACCOUNT	ORDER	ACCOUNT	EQUIP	FACILITY	AMOUNT					
						<u> </u>									
-			•												
						1.		TOTAL A	MOUNT						
					ICATION O			•		FUND OVERRIDE					
reasury			duot, di	iat Suille	ient moneys	to meet t	the obligation	ons of sai	d contract a	ppropriated for the are actually in the					
nticipate	e to	be dra o come i	ticipated wn, and	d to con d that th Treasury	ne into the ne said mon y, to the cred	Treasury, ey now ac	the obligation the creductually in the	ons of sai it of the e Treasu	d contract a appropriatio ry, together	are actually in the in from which the with the money					
nticipate Not to	ed to	be dra o come i	ticipated wn, and into the	d to con d that th Treasury 3,7	ne into the ne said money, to the cred	Treasury, ey now ac	the obligation the creductually in the	ons of sai it of the e Treasu	d contract a appropriatio ry, together	are actually in the in from which the with the money					
nticipate	ed to	be dra o come i	ticipated wn, and into the	d to con d that th Treasury 3,7	ne into the ne said mon y, to the cred	Treasury, ey now ac	the obligation the creductually in the	ons of sai it of the e Treasu	d contract a appropriatio ry, together	are actually in the in from which the with the money					
Not to Vendo	ed to Exc	be dra o come i ceed \$ Westing!	ticipated wn, and nto the nouse E	d to cond that the Treasury 3,7	ne into the ne said money, to the cred	Treasury, ey now ac dit of said a	the obligation to the cred ctually in the propriation	ons of sai it of the e Treasu n, are othe	d contract a appropriatio ry, together erwise unend	are actually in the in from which the with the money					
Not to Vendo	ed to Exc	be dra o come i ceed \$ Westing!	ticipated wn, and nto the nouse E	d to cond that the Treasury 3,7	ne into the ne said money, to the cred	Treasury, ey now ac dit of said a	the obligation to the cred ctually in the propriation	ons of sai it of the e Treasu n, are othe	d contract a appropriatio ry, together erwise unend	are actually in the in from which the with the money					
Not to Vendo Purpos	ed to Exc	be dra o come i ceed \$ Westing!	ticipated wn, and nto the nouse E	d to cond that the Treasury 3,7	ne into the ne said money, to the cred 33,790.00 corporation	Treasury, ey now ac dit of said a	the obligation to the cred ctually in the ppropriation - Amendme	ons of sai it of the e Treasu n, are othe	d contract a appropriatio ry, together erwise unend	are actually in the in from which the with the money					
Not to Vendo	ed to Exc	be dra o come i ceed \$ Westing!	ticipated wn, and nto the nouse E	d to cond that the Treasury 3,7	ne into the ne said money, to the cred 33,790.00 corporation	Treasury, ey now ac dit of said a	the obligation to the credictually in the propriation - Amendme	ons of sai it of the e Treasu n, are other	d contract a appropriation ry, together erwise unenderwise FY 99.	are actually in the in from which the with the money cumbered.					
Not to Vendo Purpos  Date	e to ed to Exc	be dra o come i ceed \$ Westing!	ticipated wn, and nto the nouse E	d to cond that the Treasury 3,7	ne into the ne said money, to the cred 33,790.00 corporation of funds for	Treasury, ey now ac dit of said a	the obligation to the credictually in the oppropriation - Amendme	ons of sai it of the e Treasu n, are other	d contract a appropriatio ry, together erwise unend	are actually in the in from which the with the money cumbered.					
Not to Vendo Purpos  Date	ed to Exc	be dra o come i ceed \$ Westing!	ticipated wn, and nto the nouse E ng the in	d to cond that the Treasury 3,7 Electric Concrease	ne into the ne said money, to the cred 33,790.00 corporation of funds for	Treasury, ey now ac dit of said a  COMNET  By  COUNTING DA	the obligation to the credictually in the propriation - Amendme	ons of sai it of the e Treasu n, are other ant #16 for mand co	d contract a appropriation by together erwise unencerwise unencerw	are actually in the in from which the with the money cumbered.					
Not to Vendo Purpos  Date	ed to	be dra o come i ceed \$ Westingle Authorizi	ticipated wn, and nto the nouse E	d to cond that the Treasury 3,7	ne into the ne said money, to the cred 33,790.00 corporation of funds for Account	Treasury, ey now ac dit of said a  COMNET  By  COUNTING DA  JOB  ORDER	the obligation to the credictually in the propriation - Amendme	ons of sai it of the e Treasu n, are other ant #16 for mand co	d contract a appropriation ry, together erwise unenderwise FY 99.	are actually in the in from which the with the money cumbered.  DEPARTMENT					
Not to Vendo Purpos  Date	ed to	be dra o come i ceed \$ Westingle Authorizi  FUND 41509	ticipated wn, and nto the nouse E ing the ing the ing DEPT 779	d to cond that the Treasury 3,7 Electric Concrease 11, 199	ne into the ne said money, to the cred 33,790.00 corporation of funds for ACCOUNT 4278	Treasury, ey now ac dit of said a  COMNET  By CCOUNTING DA  JOB ORDER  195080	the obligation to the credictually in the propriation - Amendme	ons of sai it of the e Treasu n, are other ant #16 for mand co	d contract a appropriation by together erwise unencerwise unencerw	DEPARTMENT  AMOUNT \$2,432,499.00					
Not to Vendo Purpos  Date  ACCTG. LINE 01 02	Except See 1	be dra o come i ceed \$ Westingh Authorizi  FUND 41509 41506	ticipated wn, and nto the nouse E Ing the ing	d to cond that the Treasury 3,7 dectric Concrease 11, 199	ne into the ne said money, to the cred 33,790.00 corporation of funds for ACCOUNT 4278 4278	Treasury, ey now ac dit of said a dit of sai	the obligation to the credictually in the propriation - Amendme	ons of sai it of the e Treasu n, are other ant #16 for mand co	d contract a appropriation by together erwise unencerwise unencerw	DEPARTMENT  AMOUNT \$2,432,499.00 246,131.00					
Not to Vendo Purpos  Date  ACCTG. LINE 01 02 03	CY PY 0 0 0	be dra o come i ceed \$ Westingh Authorizi  FUND 41509 41506 41506	ticipated wn, and into the nouse E ng the ing	d to cond that the Treasury 3,7 Electric Concrease 11, 199	ne into the ne said money, to the cred 33,790.00 corporation of funds for ACCOUNT 4278 4278 4278	Treasury, ey now ac dit of said a dit of sai	the obligation to the credictually in the propriation - Amendme	ons of sai it of the e Treasu n, are other ant #16 for mand co	d contract a appropriation by together erwise unencerwise unencerw	DEPARTMENT  AMOUNT \$2,432,499.00 246,131.00 114,537.00					
Not to Vendo Purpos  Date  ACCTG. LINE 01 02 03 04	Except See 1	be dra o come i ceed \$ Westingle Authorizi  FUND 41509 41506 41506 41509	ticipated wn, and into the nouse Early Type Type Type Type Type Type Type Typ	d to cond that the Treasury 3,7 dectric Concrease 11, 199	ne into the ne said mondy, to the cred 33,790.00 corporation of funds for 4278 4278 4278 4278	Treasury, ey now ac dit of said a dit of sai	the obligation to the credictually in the propriation - Amendme	ons of sai it of the e Treasu n, are other ant #16 for mand co	d contract a appropriation by together erwise unencerwise unencerw	DEPARTMENT  AMOUNT \$2,432,499.00 246,131.00 615,600.00					
Not to Vendo Purpos  Date  ACCTG. LINE 01 02 03	CY PY 0 0 0 0 0	be dra o come i ceed \$ Westingh Authorizi  FUND 41509 41506 41506	ticipated wn, and into the nouse E ng the ing	d to cond that the Treasury 3,7 dectric Concrease 11, 199	ne into the ne said money, to the cred 33,790.00 corporation of funds for ACCOUNT 4278 4278 4278	Treasury, ey now ac dit of said a dit of sai	the obligation to the credictually in the propriation - Amendme	ons of sai it of the e Treasu n, are other ant #16 for mand co	d contract a appropriation by together erwise unenders.  FY 99.  DMPTROLLER'S  FACILITY	DEPARTMENT  AMOUNT \$2,432,499.00 246,131.00 114,537.00					
Not to Vendo	ed to Exc	be dra o come i ceed \$ Westing!	ticipated wn, and nto the nouse E	d to cond that the Treasury 3,7	ne into the ne said money, to the cred	Treasury, ey now ac dit of said a	the obligation to the cred ctually in the propriation	ons of sai it of the e Treasu n, are othe	d contract a appropriatio ry, together erwise unend	are actually in In from which With the mon					

R-291866

JUN 2 8 1999

9901232

AC

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

• .	••									
				CERTIF	ICATE OF U	NALLOTT	ED BALA	, OR	AC_	2000006
	n the	HEREB' foregoir rwise una	ng resol	TIFY tha lution is	at the mone available in	y required the Treas	for the a ury, or is	allotment o	f funds fo I to come	r the purpose se into the Treasury
Amo	ount		•				Fund	* .		
Purp	nose									
	,000				· · · · · · · · · · · · · · · · · · ·	· ·				
	٠.					•.				<u> </u>
Date	<b>)</b>					Ву				
					A(	CCOUNTING DA		DITOR AND CO	OMPTROLLER'	S DEPARTMENT
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
<u>.</u>	+	-								
	,			<del> </del>		• :				
				•				TOTAL A	MOUNT	
						· · · · · · · · · · · · · · · · · · ·		1011112111	MOOITI	FUND OVERRIDE
Treasu same a	ry, c are t	or are an o be dra	nticipate awn, an	d to cor d that th	me into the i	Treasury, t ey now ac	to the cre tually in t	dit of the a he Treasui	appropriation y, togethe	are actually in thon from which the money neurons.
Not t	to Ex	ceed \$		1,0	30,425.00		<del>.</del>		•	
Vend	dor	Westing	house E	Electric C	Corporation				·	
Purp	ose	To autho	orize the	expend	iture for the I	FY00 COM	NET Ame	ndments 16	6 & 17.	
								•		
Date	<b>!</b>		June	: 11, 199	9	Ву		Ingu	e Ja	
	,				A.C.	COUNTING DA	AU	DITOR AND CO	MPTROLLER'	S DEPARTMENT
ACCTG.	CY	- LIBIS		070		JOB	OPERATION	BENF/	· · ·	
LINE 1	PY	41508	771	ORG. 610	ACCOUNT <b>4222</b>	ORDER 002610	ACCOUNT	EQUIP	FACILITY	AMOUNT \$1,030,425.00
										7 , , 5 0 , , 120.00
									-	
									•	
					•		·	TOTAL AN	MOUNT	\$1,030,425.00
AC-361 (RE	EV 2-92	2) .								FUND OVERRIDE

NOTE: Contingent upon the FY00 Appropriation Ordinance being approved.

AC 2000006

FUND OVERRIDE