

RESOLUTION NUMBER R- 294239

ADOPTED ON NOV 20 2000

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 twenty-third amendment to the agreement of August 8, 1994, with Westinghouse Process Control, Inc. for further work in connection with the City's Wastewater Operations Management Network (COMNET), in an amount not to exceed \$5,573,958 and under the terms and conditions set forth in Amendment No. 23, on file in the office of the City Clerk as Document Number RR- 294239.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to transfer the amount of \$617,791 as follows:

\$79,621 within Fund No. 41509, from CIP 40-911.3, South Bay Water Reclamation Sewers, to CIP 45-920.0, Wastewater Operations Management Network (COMNET).

\$402,342 within Fund No. 41509, from CIP 46-170.0, Point Loma Digester Facility Upgrade and Expansion, to CIP 45-920.0, Wastewater Operations Management Network (COMNET).

\$135,828 from Fund No. 41509, CIP 45-920.0, Wastewater Operations Management Network (COMNET), to Fund No. 41508, CIP 46-179.0, Point Loma Power Generation and Distribution Upgrade.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$3,941,695 is authorized, solely and exclusively to provide funds for Amendment No. 23, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure under the contract funding phases are, or will be, on deposit in the City treasury, to be expended as follows:

\$3,564,395 from CIP 45-920.0, Wastewater Operations Management Network (COMNET); and

\$ 377,300 from CIP 46-179.0, Point Loma Power Generation and Distribution Upgrade.

BE IT FURTHER RESOLVED, that the City Manager is authorized to revise contract phase funding with Westinghouse Process Control, Inc. in the following manner:

<u>Proposed Funding for Amendment 23</u>	
<u>COMNET</u>	<u>(CIP 45-920.0)</u>
Phase 14: FY 01	\$ 365,739
Phase 15: FY 01	2,129,989
Phase 16: FY 02	901,924
Phase 17: FY 02	166,743

<u>Proposed Funding for Amendment 23</u>	
<u>South Bay WRP</u>	<u>(CIP 42-910.6)</u>
Phase 14: FY 01	\$ 1,632,263
Phase 15: FY 01	
Phase 16: FY 02	
Phase 17: FY 02	

<u>Proposed Funding for Amendment 23</u>	
<u>Point Loma Power</u>	<u>(CIP 46-179.0)</u>
Phase 14: FY 01	\$ 75,460
Phase 15: FY 01	60,368
Phase 16: FY 02	241,472
Phase 17: FY 02	

<u>Subtotal of Proposed Funding for</u>	
<u>Amendment 23</u>	
Phase 14: FY 01	\$ 2,073,462
Phase 15: FY 01	2,190,357
Phase 16: FY 02	1,143,396
Phase 17: FY 02	166,743

<u>Total Phase 14-17 Contract Funding</u>	
<u>Through Amendment 22</u>	
Phase 14: FY 01	\$ 3,030,313
Phase 15: FY 01	650,046
Phase 16: FY 02	
Phase 17: FY 02	

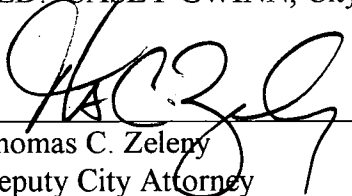
<u>Total Phase 14-17 Contract Funding</u>	
<u>Through Amendment 23</u>	
Phase 14: FY 01	\$ 5,103,775
Phase 15: FY 02	2,840,403
Phase 16: FY 02	1,143,396
Phase 17: FY 02	166,743

BE IT FURTHER RESOLVED, that the funding of Phase 14 of this agreement with Westinghouse Process Control, Inc. is authorized in the amount of \$2,073,462 as requested with Amendment No. 23 and as indicated above.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$429,559 from Fund No. 41509, CIP 45-920.0, Wastewater Operations Network (COMNET) is authorized, solely and exclusively to provide funding for additional project engineering, administration, insurance, and other related costs.

APPROVED: CASEY GWINN, City Attorney

By

  
 \_\_\_\_\_  
 Thomas C. Zelensy  
 Deputy City Attorney

TCZ:mb  
11/14/00  
11/15/00 Corr.  
A.C: 2100555,  
2100556, 2100568  
Or.Dept:MWWD  
R-2001-841  
MWD-1052  
Form=auagr.frm

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2100568  
ORIGINATING 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 429,559:00 Fund 41509

Purpose Authorize expenditure from COMNET (CIP 45-920.0) for additional project related costs per Westinghouse Amendment 23.

Date November 9, 2000 By: *Kathleen M. O'Connell*  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	41509	779		4278	195000				\$429,559.00
TOTAL AMOUNT										\$429,559.00

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										

FUND OVERRIDE

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

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING AC 2100556  
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 \_\_\_\_\_

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**

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Not to Exceed \$ 2,073,462.00

Vendor Westinghouse Process Control, Inc.

Purpose Authorizing the increase of funds for COMNET (CIP 45-920.0) Amendment 23.

Date November 6, 2000 By: Kathleen Morgan

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	41509	779		4278	195080				\$365,739.00
002	0	41509	779		4278	194288				1,632,263.00
003	0	41508	778		4278	193732				75,460.00
TOTAL AMOUNT										\$2,073,462.00

FUND OVERRIDE

AC 2100556

R-294239

NOV 20 2000

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

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING AC 2100555  
 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 2,073,462.00 Fund 41508/41509

Purpose Authorize transfer of funds to Wastewater Operations Management Network (COMNET) for additional services (CIP 45-920.0).

Date November 6, 2000

By: *Kathleen Morgan*  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	41509	779		4278	196200				\$79,621.00
002	0	41509	779		4278	192600				402,342.00
003	0	41509	779		4278	195000				135,828.00
TOTAL AMOUNT										\$617,791.00

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										

FUND OVERRIDE

AC 2100555

*294239*

**NOV 20 2000**