

RESOLUTION NUMBER R- 295342

ADOPTED ON AUG 6 2001

WHEREAS, on September 9, 1996 the Council of the City of San Diego approved an agreement with the San Diego County Water Authority for the Construction, Operation, and Maintenance of San Diego 18 Flow Control Facility (the "Agreement"), as more particularly described in the agreement on file in the office of the City Clerk as Document No. RR-287801; and

WHEREAS, on February 13, 1998, a First Amendment to the Agreement was approved and filed in the office of the City Clerk as Document No. C-08577; and

WHEREAS, on March 29, 1999, a Second Amendment to the Agreement was approved and filed in the office of the City Clerk as Document No. RR-291433; and

WHEREAS, a Third Amendment to the Agreement is necessary to clarify the Agreement and establish terms and conditions for the costs associated with post construction activities for San Diego 18 Flow Control Facility; NOW, THEREFORE,

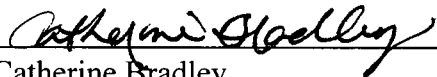
BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is authorized and empowered to execute, for and on behalf of said City, a Third Amendment to the Agreement with the San Diego County Water Authority, in an amount not to exceed \$33,000, to provide post construction administrative support related to warranty, startup, and future coordination in connection with the San Diego 18 Flow Control Facility, as more particularly

described in the Third Amendment on file in the office of the City Clerk as Document No.

RR- 295342, provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure is deposited in the City Treasury.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

APPROVED: CASEY GWINN, City Attorney

By   
Catherine Bradley  
Deputy City Attorney

CB:vl  
7/23/01  
Or.Dept:Water  
Aud.Cert:N/A  
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