

RESOLUTION NUMBER R- 296904

ADOPTED ON AUG 05 2002

WHEREAS, the City Manager had published notice to contractors calling for bids in connection with construction of the Miramar Water Treatment Plant Early Start Improvements Project, Phase II; and

WHEREAS, the lowest bid submitted has been determined to be non-responsive, and, therefore, it is necessary for the City to accept the second lowest bid on this project, which is 13.3% above the City Engineer's estimate; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That the City Manager is hereby authorized to accept the second lowest bid and award a phase funded construction contract to Archer Western Contractors, Ltd. for the Miramar Water Treatment Plant Early Start Improvements Project, Phase II, in the amount of \$17,325,413.00.

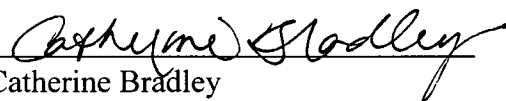
2. That the additional expenditure of an amount not to exceed \$1,940,771 from Water Fund No. 41500, CIP 73-284.0, Miramar Water Treatment Plant Upgrade and Expansion (Early Start Improvements Project, Phase II) and \$962,541 from Water Fund No. 41500, CIP 73-331.0, Water Pooled Contingency, is hereby authorized, solely and exclusively to provide funds for this project, provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer.

3. That Funding Phase I (Fiscal Year 2003) in the amount of \$5,314,184 from Water Fund No. 41500, CIP 73-284.0, Miramar Water Treatment Plant Upgrade and Expansion (Early Start Improvements, Phase II) is hereby authorized.

4. That Phase 1 of the agreement with Montgomery Watson Americas for construction management services in CIP 73-284.0, Miramar Water Treatment Plant (Early Start Phase II) is hereby authorized.

5. That the City Auditor and Comptroller is authorized to transfer excess budgeted funds, if any, to the appropriate reserves on advice of the administering department.

APPROVED: CASEY GWINN, City Attorney

By 
Catherine Bradley
Deputy City Attorney

CB:cbs
07/22/02
Aud.Cert: 2300090; 2300091
Or.Dept: Water
CIP-14-02-054
R-2003-183
Form=pcx.res

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

CERTIFICATE OF UNALLOTTED BALANCE AC 2300090

ORIGINATING DEPT. NO.: 760

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: \$877,184.00 Fund: 41500

Purpose: Authorizing the expenditure of funds for the related costs for the construction of Miramar Water Treatment Plant, Early Start Improvements Project Phase II (CIP73-284.0)

Date: July 21, 2002 By: _____
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	41500	760	391	4278	186260				\$877,184.00
TOTAL AMOUNT										\$877,184.00

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: \$3,900,000.00

Vendor: Archer Western Contractor Ltd.

Purpose: Accepting the low bid and authorizing the expenditure of a phase funded construction contract for of Miramar Water Treatment Plant, Early Start Improvements Project Phase II. (CIP73-284.0)

Date: July 21, 2002 By: Esther Musan
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	41500	760	391040	4220	186264				\$3,900,000.00
TOTAL AMOUNT										\$4,777,184.00

FUND OVERRIDE

R - 296904

AC 2300090
AUG 05 2002

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

CERTIFICATE OF UNALLOTTED BALANCE AC AC2300091

ORIGINATING DEPT. NO.: _____

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: \$537,000.00

Vendor: Montgomery Watson Americas

Purpose: Authorizing the expenditure of funds for construction management services (Phase 1) in Miramar Water Treatment Plant Early Start Phase II, CIP 73-284.0.

Date: July 21, 2002 By: Esther Musan

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	41500	760	391	4159	186266				\$537,000.00
TOTAL AMOUNT										\$537,000.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC AC2300091

R-296904

AUG 05 2002