

RESOLUTION NUMBER R- 297267

ADOPTED ON NOV 12 2002

WHEREAS, the Council of the City of San Diego [the Council] previously authorized an expenditure of an amount not to exceed \$4,750,205 from Sewer Fund 41506, CIP No. 46-195.0, Belt Street Trunk Sewer, for the construction of the Belt Street Trunk Sewer Project [the Project] by Resolution No. R-294766, adopted April 16, 2001; and

WHEREAS, by that same Resolution, the Council approved the plans and specifications for the furnishing of all labor, material, tools, equipment, transportation and other expense necessary or incidental for the Project and directed the City Manager, through the Contract Services Division of the City of San Diego, to publish notice to contractors calling for bids for the Project, in accordance with those plans and specifications; and

WHEREAS, by that same Resolution, the Council authorized the City Manager to establish contract funding phases and to execute a contract with the lowest responsible and reliable bidder for the Project, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that funds necessary for expenditure under established contract funding phases, are or will be, on deposit with the City Treasurer; and

WHEREAS, BRH Garver, Inc. was determined by the City to be the lowest responsible and reliable bidder for the Project; and

WHEREAS, the bid submitted by BRH Garver, Inc. exceeded the engineering consultant's estimate and additional funding is required for the Project; NOW, THEREFORE

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

1. That FY 2003 - Phase I funding for the Project in an amount not to exceed \$2,571,685.00 is hereby authorized.

2. That the additional expenditure of an amount not to exceed \$689,780.00 from Sewer Fund 41506, CIP No. 46-195.0, Belt Street Trunk Sewer, for the construction of the Project is hereby authorized, provided that the City Auditor first furnishes one or more certificates certifying that funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer.

3. That the transfer of an amount not to exceed \$137,063.30 from Sewer Fund 41506, CIP No. 46-202.0, Barnett Avenue Trunk Sewer Replacement, and the transfer of an amount not to exceed \$294,881.00 from Sewer Fund 41506, CIP No. 46-191.0, Brine Management Force Main and Pump Station to Fund 41506, CIP No. 46-195.0, Belt Street Trunk Sewer, is hereby authorized.

4. That the City Auditor and Comptroller is hereby authorized, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

APPROVED: CASEY GWINN, City Attorney

By Eric A. Swenson
Eric A. Swenson
Deputy City Attorney

EAS:als
10/29/02
Aud.Cert:AC 2300350
Or.Dept:E&CP
R-2003-601

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINALING AC 2300350
DEPT. NO.: 113

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 \$ 431,944.30 Fund 41506

Purpose Authorizing the transfer of \$137,063.30 from CIP 46-202.0 and \$294,881.00 from CIP 46-191.0 to CIP 46-195.0 for Phase I of the Belt Street Trunk Sewer Project.

Date 10/10/02

By: *Siffany E. Hernandez*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	41506	773	960	4278	174540				\$137,063.30
2	0	41506	773	960	4278	175650				294,881.00
TOTAL AMOUNT										\$431,944.30

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 \$ 2,571,685.00

Vendor BRH Garver, Inc.

Purpose Authorizing the expenditure of funds for Phase I of the Belt Street Trunk Sewer Project; CIP 46-195.0

Date 10/10/02

By: *Siffany E. Hernandez*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
3	0	41506	773	960	4220	173724				\$2,571,685.00
TOTAL AMOUNT										\$2,571,685.00

FUND OVERRIDE