(R-2003-753) (COR.COPY)

WHEREAS, on July 23, 2001, pursuant to Resolution R-295170, the Council for the City of San Diego authorized the advertisement of bids for the Sewer Pump Stations 77A and 77B Rehabilitation Project; and

WHEREAS, on October 4, 2001, the bids for the Project were opened and subsequently rejected in order to clarify the plans and specifications; and

WHEREAS, the Project was re-bid and it has been determined that the low bid is 6 percent over the most recent engineer's estimate; and

WHEREAS, the Metropolitan Wastewater Department has requested additional funding for the Project in an amount not to exceed \$661,251 over the amount previously authorized by the Council on April 2, 2002, by Resolution R-296277 in order to (1) fund the unanticipated additional cost of the Project, (2) provide funding for assistance from the Wastewater Collection Division, and (3) provide for additional security measures at the pump stations; NOW THEREFORE,

BE IT RESOLVED, by the Council for the City of San Diego, that an amount not to exceed \$3,293,892 be transferred from Fund 41506, CIP No. 46-168.0, Telemetry Control System - SCADA, to Fund No. 41506, CIP No. 46-106.0, Annual Allocation - Pump Stations Restorations.

BE IT FURTHER RESOLVED, that an additional expenditure of an amount not to exceed \$661,251 from Fund 41506, CIP No. 46-106.0, Annual Allocation - Pump Station Restorations, is authorized for the Project for construction, construction management services, contingency, and related costs for a total project cost not to exceed \$6,237,650, provided that the City Auditor first furnishes one or more certificates certifying that funds necessary for expenditure under established contract phases are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, a Phase Funded Agreement with Orion Construction Corporation to perform Rehabilitation of Sewer Pump Stations 77A and 77B in the amount of \$4,893,000 under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR-__________.

BE IT FURTHER RESOLVED, that funding for Phase 1 of the Project is hereby authorized in the amount of \$4,360,950 of which \$3,439,000 is for construction, and \$921,950 is for construction management, contingency, and related costs, provided that the City Auditor first furnishes one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to award Phase 2 of the Project in the amount of \$1,876,700, contingent upon subsequent City Council

approval of the Metropolitan Wastewater Department's operating budget for Fiscal Year 2004 and provided that the City Auditor first furnishes one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: CASEY GWINN, City Attorney

By

James W. Lancaster
Deputy City Attorney

JWL:kat 11/25/02 12/09/02 COR.COPY Aud.Cert:2300606 Or.Dept:MWWD R-2003-753 Form=auagr.frm

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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