

RESOLUTION NUMBER R- 297700

ADOPTED ON MAR 03 2003

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS; AUTHORIZING ESTABLISHMENT OF PHASE FUNDING AND AWARD OF PUBLIC WORKS CONTRACT; AND TAKING RELATED ACTIONS.

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

1. That the plans and specifications for the construction of Water and Sewer Group Job 464C [Project], filed in the office of the City Clerk as Document No. W.O. 174991/184231 are approved.

2. That, after advertising for bids in accordance with law, the City Manager is authorized to establish contract funding phases, to award a contract to, and to execute a contract with, the lowest responsible and reliable bidder for the Project, contingent upon: (a) City Council approval of the expenditure of any additional Project funding that may become necessary as a result of the bid opening for the Project; and (b) the City Auditor and Comptroller first furnishing one or more certificates certifying that the funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer.

3. That the expenditures of amounts not to exceed \$1,054,556.91 from Water Fund 41500, CIP No. 73-083.0, Annual Allocation - Water Main Replacement, and \$1,540,827.00 from Sewer Fund 41506, CIP No. 44-001.0 Annual Allocation - Sewer Main Replacement are authorized solely and exclusively for the purpose of providing funds for the Project and related costs, contingent upon the passage of the FY04 Capital Improvement Program and Appropriations Ordinance Budgets, and provided that the City Auditor and Comptroller first

furnishes one or more certificates certifying that the funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer.

4. That the use of City Forces on the Project for the purpose of additional construction related to this project for a cost not to exceed \$289,192.00 from Fund 41500, CIP No. 73-083.0, Annual Allocation-Water Main Replacement, is approved.

5. 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.

BE IT FURTHER RESOLVED, that Construction Contract No. K20027C with AATR Enterprises, Inc., be terminated as per the settlement agreement entered into on October 25, 2001, by and between the parties.

APPROVED: CASEY GWINN, City Attorney

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

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Aud.Cert: n/a
Or.Dept: E&CP
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