(R-2004-23)

## RESOLUTION NUMBER R- 298282

## ADOPTED ON AUG 0 4 2003

A RESOLUTION AUTHORIZING ESTABLISHMENT OF PHASE FUNDING, AWARD OF PUBLIC WORKS CONTRACT, AND ADDITIONAL EXPENDITURE OF FUNDS; AND TAKING RELATED ACTIONS.

WHEREAS, on March 17, 2003, by Resolution Number R-297716, the City Council authorized the award and expenditure of funds for the construction of Sewer Pump Stations 34 & 5 [Project], and

WHEREAS, the Project was advertised and the apparent lowest responsible and reliable bid for the Project was higher than the Engineer's estimate; and

WHEREAS, the City Manager or designee has determined that re-advertising the Project is unlikely to result in lower bids; and

WHEREAS, additional funds are needed for expenditure on the Project; NOW, THEREFORE,

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

1. That the City Manager is authorized to establish contract funding phases and to award the phase-funded Project contract to T.C. Construction, Inc., in an amount not to exceed \$2,337,929, contingent upon the passage of the FY 2004 Capital Improvement Program and Appropriation 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.

- 2. That Fiscal Year 2004 Phase I in the amount of \$1,740,727 for the construction of Sewer Pump Stations 34 and 5 is approved.
- 3. That the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$2,729,819 from Sewer Fund 41506, of which \$1,077,974 is from CIP No. 44-001.0, Annual Allocation Sewer Replacements, \$866,542 is from CIP No. 46-195.0, Belt Street Trunk Sewer, and \$785,303 is from CIP No. 46-206.0, Annual Allocation Emergency Construction, to CIP No. 46-106.0, Annual Allocation Pump Station Restorations, contingent upon the passage of the FY 2004 Capital Improvement Program and Appropriation Ordinance budgets.
- 4. That the additional expenditure of an amount not to exceed \$975,929 from Sewer Fund 41506, CIP No. 64-106.0, Annual Allocation Sewer Pump Station Restoration, is authorized solely and exclusively for the purpose of providing funds for the Project and related costs, contingent upon the passage of the FY 2004 Capital Improvement Program and Appropriation Ordinance budgets, and provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer.
- 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.

APPROVED: CASEY GWINN, City Attorney

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Eric A. Swenson

Deputy City Attorney

EAS:lc 07/21/03

Aud.Cert: 2400077 and 2400078

Or.Dept: E&CP Bid No: K03556C

R-2004-23

Form=AddFundsPhaseFund.frm

Rev. 03/03

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

## **CERTIFICATE OF UNALLOTTED BALANCE**

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DEPT.						

Amount:		\$369,890.00				Fund:		41506		
Purpose	: _	Authorizing (Contingent	f Sewer Pun	np Stations 34 & 5.						
Date:	-		July 1	8, 2003		By:	PoB	eche (	) olen	
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