RESOLUTION NUMBER R-_298353

ADOPTED ON SEP 0 9 2003

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS UNDER AN AS-NEEDED CONSTRUCTION MANAGEMENT CONTRACT WITH EARTH TECH, INC FOR THE PUMP STATIONS 1 AND 2 INSTRUMENTATION UPGRADES PROJECT.

WHEREAS, the City currently has an agreement with Sverdrup Civil, Inc., to provide construction management services [Sverdrup Agreement] for, among other projects, the Pump Stations 1 and 2 Instrumentation Upgrade Work under the Wastewater Operations Management Network Project, CIP 45-920.0 [the Project] which is not expected to be completed until September 2004; and

WHEREAS, the Sverdrup Agreement will terminate in December 2003 prior to the completion of the Project; and

WHEREAS, the Metropolitan Wastewater Department has negotiated an agreement to have Earth Tech, Inc. provide construction management services for the Project under an existing as-needed construction managements services agreement with the City [the Earth Tech Agreement] for an amount not to exceed \$264,266. NOW, THEREFORE,

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

1. That the expenditure of an amount not to exceed \$264,266 from Sewer Fund No. 41509, CIP 45-920.0, is authorized solely and exclusively for the purpose of providing funds for construction management services for the Project to be provided under the Earth Tech Agreement and an amount not to exceed \$80,000 from Sewer Fund No. 41509, CIP 45-920.0, is authorized solely and exclusively for the purpose of providing contingency funds for the Project,

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.

2. 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

By

James W. Lancaster, Deputy City Attorney

JWL:kat:Civ 08/25/03

Aud.Cert: AC2400181 Or.Dept: MWWD

R-2004-249

Form=R-2004-249 Earth Tech.wpd

Rev. 12/02

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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