

RESOLUTION NUMBER R- 299181

ADOPTED ON MAY 10 2004

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

WHEREAS, on December 8, 2003, by Resolution Number R-298712, the City Council authorized the award and expenditure of funds for the construction of Sorrento Valley Trunk Sewer and Sewer Pump Station 89 [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, 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 HPS Mechanical Inc. is awarded the construction contract for Sorrento Valley Trunk Sewer and Pump Station 89, in the amount not to exceed \$12,784,766, a copy of which is on file in the office of the City Clerk as Document No. RR-298712

2. That the additional expenditure of an amount not to exceed \$1,331,374 from Sewer Fund 41506, CIP No. 46-197.0, Sorrento Valley Trunk Sewer and Pump Station 89, is authorized for the purpose of providing funds for the Project and related costs, 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.

3. That the City Manager is hereby authorized to approve revised contract phase funding for CIP No. 44-001.0, Sewer Group Job 2001 in the following manner, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for expenditure under said contract are, or will be, on deposit with the City Treasurer.

<u>Funding Phase</u>	<u>Amount</u>	<u>Fiscal Year</u>
Phase 2	\$ 893,852	2004
Phase 3	\$4,096,599	2005

4. That the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$ 2,449,187 from Sewer Fund 41506, unappropriated Fund Balance due to the rephasing of CIP No. 44-001.0, Sewer Group Job 2001, of which \$1,755,000 will be transferred to Sewer Fund 41506, CIP No. 46-197.0, Sorrento Valley Trunk Sewer and Pump Station 89 Project, for the construction of this project and \$694,187 will be transferred to Sewer Fund 41506, CIP No. 44-001.0, Annual Allocation – Sewer Main Replacement.

5. That the City Manager is hereby authorized to approve contract phase funding for CIP No. 46-197.0, Sorrento Valley Trunk Sewer Pump and Pump Station 89 in the following manner, provided the City Auditor first furnishes a certificate demonstrating that the funds necessary for expenditure under said contract are, or will be, on deposit with the City Treasurer.

<u>Funding Phase</u>	<u>Amount</u>	<u>Fiscal Year</u>
Phase 1	\$2,599,187	2004
Phase 2	\$4,873,519	2005
Phase 3	\$4,873,519	2005
Phase 4	\$2,741,562	2006

6. That funding of Phase 1 in the amount of \$2,599,187 for CIP No. 46-197.0, Sorrento Valley Trunk Sewer and Pump Station 89 Project, is authorized.

7. 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 
Cristy Lorente
Deputy City Attorney

CL:jl
04/30/04 COR.COPY
Aud. Cert.: AC2401012
Or.Dept: E&CP
R-2004-1150

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2401012
DEPT. 773
NO. 773

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: \$3,048,374.00 Fund: 41506

Purpose: Authorizing the expenditure of funds for the Sorrento Valley Trunk Sewer Pump Station 89 for related and contingency costs(\$ 599,187) and authorizing the transfer from fund balance (\$2,449,187).

Date: April 15, 2004 By: *Lu Ann Jones Santa*
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	173770				\$599,187.00
2	0	41506			8953					2,449,187.00
TOTAL AMOUNT										\$3,048,374.00

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: \$2,000,000.00

Vendor: HPS Mechanical Inc.

Purpose: Authorizing the expenditure of funds for construction of the Sorrento Valley Trunk Sewer and Pump Station 89.

Date: April 15, 2004 By: *Lu Ann Jones Santa*
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	4278	173774				\$2,000,000.00
TOTAL AMOUNT										\$2,000,000.00

FUND OVERRIDE

R. **299181**

MAY 10 2004

AC 2401012