

RESOLUTION NUMBER R- 299233

ADOPTED ON MAY 17 2004

A RESOLUTION AUTHORIZING A FIRST AMENDMENT AND
ADDITIONAL EXPENDITURE FOR THE DESIGN AGREEMENT
FOR PUMP STATION UPGRADES WITH CGvL ENGINEERS.

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager be and he is hereby authorized and empowered to negotiate and execute, for and on behalf of said City, a First Amendment Agreement to the Design Agreement with CGvL Engineers for Pump Station Upgrades, for an amount not to exceed \$915,539.00, together with any reasonably necessary modifications or amendments thereto which do not increase project scope or cost and which the City Manager shall deem necessary from time to time in order to carry out the purposes and intent of this project and agreement.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to transfer \$613,503.00 to CIP 41-929.0, Pump Station Upgrades, of which \$461,415.00 is from CIP 46-197.6, USIU Trunk Sewer and \$152,088.00 is from CIP 46-195.8, Miramar Road Trunk Sewer, all within Fund 41506.

BE IT FURTHER RESOLVED, that the City Manager is authorized to revise contract phase funding with CGvL Engineers as follows:

<u>FUNDING PHASE</u>	<u>AMOUNT</u>	<u>FY</u>	
Phase I	\$606,673	2003	Previously Funded
Phase 2	\$1,117,797	2004	Previously Funded \$669,774 of this phase.
Phase 3	\$622,404	2005	Previously Funded \$154,888 of this phase.
TOTAL	\$2,343,874		

BE IT FURTHER RESOLVED, that the expenditure of an additional amount not to exceed \$915,539.00 from Fund 41506, CIP 41-929.0 Pump Station Upgrades, is hereby authorized for purposes of funding the agreement and amendment with CGvL Engineers as follows:

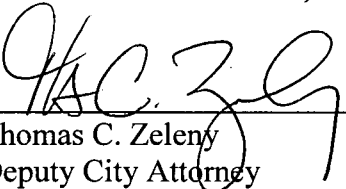
<u>FY</u>	<u>AMOUNT</u>
2004	\$448,023.00
2005	\$467,516.00 (contingent upon Council approval of this funding in the FY 2005 budget)

provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure under said contract are, or will be, on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

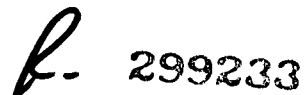
APPROVED: CASEY GWINN, City Attorney

By



Thomas C. Zeleny
Deputy City Attorney

TCZ:sc
05/03/04
Aud.Cert.:2401039
Or.Dept: MWWD
R-2004-1173



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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2401039

DEPT. 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: \$613,503.00 Fund: 41506

Purpose: To authorize the transfer of funds from CIP 46-197.6 and 46-195.8 to 41-929.0 PS Upgrades for amendment #1 with CGvL Engineers, and project related costs.

Date: April 26, 2004

By: 
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	178180				\$461,415.00
2	0	41506	773	960	4278	177040				152,088.00
										TOTAL AMOUNT
										\$613,503.00

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.

Amount: \$448,023.00

Vendor: CGvL Engineers

Purpose: To authorize the expenditure of funds for amendment # 1 with CGvL, and increases to Phase 2 funding. CIP 41-929.0 PS Upgrades.

Date: April 26, 2004

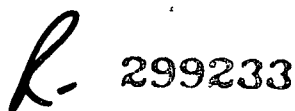
By: 
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
3	0	41506	773	960	4278	178920				\$448,023.00
										TOTAL AMOUNT
										\$448,023.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC 2401039



MAY 17 2004