

RESOLUTION NUMBER R- 300320

ADOPTED ON APR 18 2005

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

WHEREAS, additional funds are required to complete the construction of the Genesee Avenue Widening – Interstate 5 to Campus Point Drive project [Project] due to the addition of interim improvements at the interchange of Interstate 5 and Genessee Avenue, recent increases in construction costs, and the necessity of performing the majority of the construction work at night on account of high traffic volumes;

WHEREAS, the amount of the additional Facilities Benefit Assessment funds required to complete the Project currently exists in the North University City Facilities Benefit Assessment, Fund 79001, and no adjustment to that Facilities Benefit Assessment fee schedule is necessary to reflect the increase in the actual cost of the Project;

WHEREAS, as a consequence of the amount of construction work that will be performed at night, with the accompanying high traffic volumes and complex traffic control, there will be a significant impact on the community, the use of a public relations firm to conduct informational outreach services with the affected community is recommended;

WHEREAS, the City Manager desires to obtain advance authorization from the Council of the City of San Diego to negotiate and award a consultant agreement in an amount not to exceed \$100,000 for the above-referenced public relations services to a qualified consultant,

which may result in the cumulative award of agreements to the consultant worth \$250,000 or more in a given fiscal year;

BE IT RESOLVED, by the Council of the City of San Diego, that the plans and specifications for the construction of the Project, filed in the office of the City Clerk as Document No. W.O. 1191017, are approved.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$2,088,309 from the North University City Facilities Benefit Assessment, Fund 79001, to the Genesee Avenue Widening, I-5 to Campus Point, CIP 52-373.0, for the purposes of construction, engineering and related costs.

BE IT FURTHER RESOLVED, that the City Manager is authorized to include additional funding in an amount not to exceed \$2,088,309 for the Genesee Avenue Interstate 5 to Regents Road project in the subsequent North University City Public Facilities Financing Plan update.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to increase the Fiscal Year 2005 Capital Improvements Budget for CIP 52-373.0, Genesee Avenue Interstate 5 to Campus Point Drive, by \$2,088,309, Fund 79001.

BE IT FURTHER RESOLVED, that the City Manager is authorized to enter into a construction contract with the lowest responsible and reliable bidder, in an amount not to exceed \$4,900,000, provided that the City Auditor first furnishes a certificate that demonstrates that said funds are on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Manager is authorized to accept quitclaim deeds and easement deeds, as necessary, to complete the acquisition of property rights as

depicted on City Engineer Drawing No. 00047-C, required for the widening and improvement of Genesee Avenue from I-5 to Campus Point, CIP 52-373.0.

BE IT FURTHER RESOLVED, that the City Manager is authorized to negotiate and execute a consultant agreement for the above-referenced public relations services in an amount not to exceed \$100,000 for the Project, provided that the City Auditor first furnishes a certificate that demonstrates that said funds are on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Manager, upon completion of the CIP, is to return excess funds to the North University City Facilities Benefit Assessment, Fund 79001.

BE IT FURTHER RESOLVED, that the City Manager is authorized to execute a reimbursement agreement with Scripps Memorial Hospital, on file in the Office of the City Clerk as Document No. RR-300320 [Reimbursement Agreement], for an amount not to exceed \$150,000, for the purpose of improving the entrance to Scripps Hospital concurrently with the adjacent city improvements.

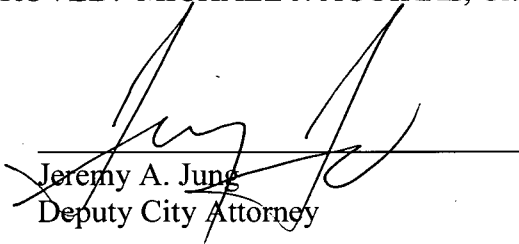
BE IT FURTHER RESOLVED, that the City Manager is authorized to accept an amount not to exceed \$150,000 from Scripps Memorial Hospital pursuant to the Reimbursement Agreement, into fund 63022, CIP 52-373.0, Genesee Avenue Widening, and that the City Auditor and Comptroller is authorized to approve and expend that amount, provided that the City Auditor first certifies that said funds are on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to return any unexpended funds received from Scripps Memorial Hospital, in an amount not to exceed \$150,000, to fund 79001.

BE IT FURTHER RESOLVED, 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: MICHAEL J. AGUIRRE, City Attorney

By

  
\_\_\_\_\_  
~~Jeremy A. Jung~~  
~~Deputy City Attorney~~

JAJ:jc  
4/5/2005  
Aud.Cert: AC 2500845  
Or.Dept: E&C  
R-2005-984

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2500845

ORIGINATING

DEPT. NO.: 547

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: \$2,088,309.00

Purpose: To authorize the appropriation and expenditure of funds for the purpose of providing engineering and construction services for the completion of the Genesee Avenue Road Widening project.

Date: March 21, 2005

By:   
Carolyn McGuffey  
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	79001			9544					\$2,088,309.00
TOTAL AMOUNT										

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: \_\_\_\_\_

Vendor: \_\_\_\_\_

Purpose: \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2500845

R-300320

APR 18 2005