

RESOLUTION NUMBER R- 300394

ADOPTED ON MAY 03 2005

A RESOLUTION DECLARING AN EMERGENCY,
AUTHORIZING REPAIR OF STORM DRAINS AND
SINKHOLES, AND AUTHORIZING EXCHANGE OF FUNDS

BE IT RESOLVED, by the Council of the City of San Diego, that the damage of the corrugated metal pipe (CMP) storm drain at Hanford Drive in the Linda Vista area and the resulting sinkhole is declared to constitute an emergency within the meaning of section 94 of the City of San Diego City Charter and that the rehabilitation and repair of the CMP and sinkhole is necessary to remediate that emergency;

BE IT FURTHER RESOLVED, that the City Manager is authorized to exchange \$1,200,000 from Assembly Bill – 2928, Fund 30307, which is currently funding CIP 13-005.0, Emergency Drainage Project (job order 130068), with \$1,200,000 from TransNet, Fund 30300;

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to transfer \$1,779,297 from Assembly Bill – 2928, Fund 30307, including any accumulated interest, to General Services, Streets Division, Department 940, and reduce by the same amount the Fiscal Year 2005 budgeted transfer from TransNet, Fund 30300, to General Services, Streets Division, Department 940;

BE IT FURTHER RESOLVED, that the City Manager is authorized to increase by \$500,000 the Fiscal Year 2005 Capital Improvements Program Budget in CIP 13-005.0, Emergency Drainage Projects, Hanford Drive Storm Drain and Sinkhole Repair (job order 130071), TransNet, Fund 30300;

BE IT FURTHER RESOLVED, that the City Manager is authorized to expend \$525,000 from CIP 13-005.0, Emergency Drainage Projects, Hanford Drive Storm Drain and Sinkhole Repair (job order 130071), TransNet, Fund 30300, for the emergency repair of the CMP and sinkhole located at 1975 Hanford Drive;

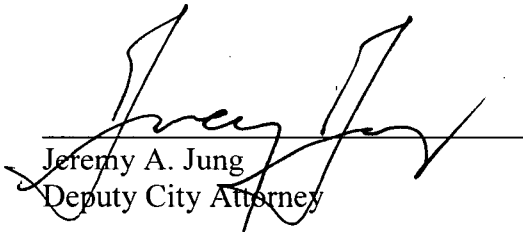
BE IT FURTHER RESOLVED, that the City Manager is authorized to award to Orion Construction Company the contract for the Hanford Drive Storm Drain and Sinkhole Repair project, in an amount not to exceed \$327,728, contingent upon the City Auditor and Comptroller certifying that said funds are available;

BE IT FURTHER RESOLVED, that the City Manager is authorized to expend \$1,200,000 from CIP 13-005.0, Emergency Drainage Projects, TransNet, Fund 30300, for the purpose of emergency repair for the Fashion Valley Road at the San Diego River Crossing project (job order 130068);

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

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By


Jeremy A. Jung
Deputy City Attorney

JAJ:jc
04/27/05
Aud.Cert.: 2500951
Or.Dept:E&CP
R-2005-1119

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2500951

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: \$3,479,296.49 Fund: 30307/30300

Purpose: Authorizing the expenditures of funds from AB 2928, Fund 30307, and TransNet Fund, Fund 30300 for the purposes that are specified in the 1472.

Date: April 26, 2005 By: Marilyn Nguyen
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA											
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
001	0	30307			9544						\$1,779,296.49
002	0	30300			9544						1,700,000.00
TOTAL AMOUNT											\$3,479,296.49

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: _____

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 2500951

P-300394

MAY 03 2005