

RESOLUTION NUMBER R- 300608

ADOPTED ON JUN 27 2005

A RESOLUTION DECLARING EMERGENCY; AWARDING CONTRACT FOR STORM DRAIN REPAIR; AUTHORIZING BUDGET INCREASE AND FUNDS TRANSFER AND EXPENDITURE FOR STORM DRAIN REPAIR

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

1. That, pursuant to San Diego City Charter section 94, the Council determines and declares that the damaged corrugated metal storm drain pipe (CMP) at 7806 Via Capri in La Jolla is an emergency and that its repair is in the public interest or a necessity;
2. That the City Manager is authorized to award a sole source contract to Orion Construction Corporation for the repair of the CMP at 7806 Via Capri, in an amount not to exceed \$190,000, contingent upon the City Auditor and Comptroller certifying that said funds are available;
3. That the City Manager is authorized to increase by \$120,000 the Fiscal Year 2005 Capital Improvements Program Budget in CIP 13-005.0, Emergency Drainage Projects, Via Capri Storm Drain Repair, Fund 30300, TransNet;
4. That the City Auditor and Comptroller is authorized to transfer \$40,704 from CIP 58-007.0, Other City Costs for Street Projects to CIP 13-005.0, Emergency Drainage Projects, Via Capri Storm Drain Repair, within Fund 30300, TransNet;
5. That the City Auditor and Comptroller is authorized to appropriate and expend \$120,000 from CIP 13-005.0, Emergency Drainage Projects, Via Capri Storm Drain Repair,

Fund 30300, TransNet, for the purpose of emergency storm drain repair at Via Capri, contingent upon the City Auditor and Comptroller certifying that said funds are available;

6. That the City Manager is authorized to increase by \$350,000 the Fiscal Year 2006 Capital Improvements Program Budget in CIP 13-005.0, Emergency Drainage Projects, Via Capri Storm Drain Repair, Street Division Capital Improvement Fund 104402, contingent upon the adoption of the Fiscal Year 2006 Annual Capital Improvements Program Budget and Annual Appropriation Ordinance;

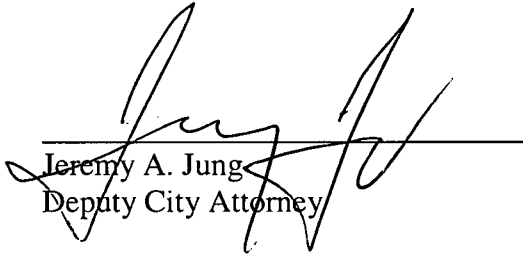
7. That the City Auditor and Comptroller is authorized to transfer \$350,000 from General Services, Streets Division, Department 940, Street Division Operating Fund 10440 to CIP 13-005.0, Emergency Drainage Projects, Via Capri Storm Drain Repair, Street Division Capital Improvement Fund 104402;

8. That the City Auditor and Comptroller is authorized to appropriate and expend \$350,000 from CIP 13-005.0, Emergency Drainage Projects, Via Capri Storm Drain Repair, Street Division Capital Improvement Fund 104402, for the purpose of storm drain repair at Via Capri, contingent upon the City Auditor and Comptroller certifying that said funds are available;

9. That the City Auditor and Comptroller is authorized, upon advice from the administering departments, to transfer excess funds to the appropriate reserves.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By


Jeremy A. Jung
Deputy City Attorney


JAJ:js

06/22/05

Aud.Cert.: 2501095

Or.Dept:E&CP

R-2005-1382

 300608

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2501095

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: \$10,000.00 Fund: 30244/30300

Purpose: Authorizing the expenditure of funds from CIP 130050 -Emergency Drainage Projects (JO 130076 Via Capri 36" CMP Storm Drain Repair), Fund 30300.

Date: June 17, 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	
004	0	30244	30244	102	4279	130076					\$10,000.00
										TOTAL AMOUNT	\$10,000.00
											FUND OVERRIDE <input type="checkbox"/>

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: \$190,000.00

Vendor: Orion Construction Corporation

Purpose: Authorizing the expenditure of funds from CIP 130050 -Emergency Drainage Projects (JO 130076 Via Capri 36" CMP Storm Drain Repair), Fund 30300, for the repair of the CMP on 7806 Via Capri.

Date: June 17, 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	30244	30244	107	4279	580070		30300			\$40,704.00
002	0	30300	30300		4279	00004					\$79,296.00
003	0	30244	30244	102	4279	130076					\$70,000.00
										TOTAL AMOUNT	\$190,000.00
											FUND OVERRIDE <input type="checkbox"/>

R. 300608

JUN 27 2005

FUND OVERRIDE
AC 2501095