

100  
10/17/06

RESOLUTION NUMBER R- 301956

DATE OF FINAL PASSAGE OCT 17 2006

RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING CHANGE ORDER NO. 3 WITH AMERICAN ASPHALT SOUTH, INC.; AUTHORIZING THE APPROPRIATION AND EXPENITURE OF ADDITIONAL FUNDING; AND FINDING NO NEW ENVIRONMENTAL IMPACT BY THIS ACTION; ALL IN CONNECTION WITH SLURRY SEAL OF VARIOUS STREETS CITY WIDE GROUP S-10.

WHEREAS, on October 10, 2005, the Council of the City of San Diego adopted Resolution Number R-300892 which approved the specifications for Slurry Sealing Various Streets City Wide Fiscal Year 2006, Group S-10 and authorized the advertising and award of the contract to lowest responsible bidder in an amount not to exceed \$1,216,430; and

WHEREAS, the specifications for that contract included an Additive Alternate #2 which was part of the competitive bid; and

WHEREAS, this contract was awarded on May 9, 2006 to American Asphalt South, Inc. in the amount of \$817,829.80 and did not include the Additive Alternate #2 because sufficient funds were not available to award that work; and

WHEREAS, Streets Division of the General Services Department has now identified funds to award the additive alternate work and amend the contract to include that scope of work;

NOW, THEREFORE,

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

1. That the Mayor or his designee is authorized to execute, for and on behalf of the City, Change Order No. 3 on file in the office of the City Clerk as Document No.

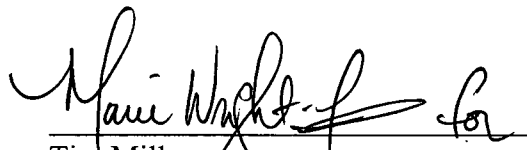
RR- 301956, issued in connection with the contract between the City of San Diego and American Asphalt South, Inc., said contract having been filed in the office of the City Clerk as Document No. RR-300892, amounting to a net increase in the contract price of \$773,029.80.

2. That the City Auditor and Comptroller is authorized to appropriate and expend an additional \$792,529.80 from Fund 100 as follows: \$773,029.80 for Change Order No. 3 with American Asphalt South, Inc.; and \$19,500.00 for City project management and inspection costs.

3. That this activity is exempt from the California Environmental Quality Act pursuant to CEQA Guidelines section 15301 because this activity is the repair and maintenance of existing facilities.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

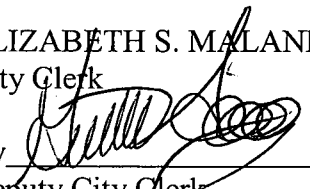
By

  
Tim Miller  
Deputy City Attorney

TJM:js:nda  
09/19/2006  
Or.Dept:General Services  
R-2007-279  
AC#2700213

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 10 2006.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 10.17.06  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2700213

ORIGINATING

DEPT. NO.:

534

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: \$19,500.00 Fund: 100

Purpose: Certify costs associated with increase to contract with American Asphalt South, Inc. for the Slurry Sealing of Streets in Group S-10, including Inspection and PM costs.

Date: September 19, 2006 By: \_\_\_\_\_  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
002	0	100	534	2755	4279	002755				\$13,500.00
.003	0	100	601	8500	4279	008500				\$6,000.00
TOTAL AMOUNT										\$19,500.00

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: \$773,029.80

Vendor: American Asphalt South, Inc.

Purpose: Change Order # 3 for Slurry/Cape Sealing of various streets in City Wide Group S-10 in order to add costs of alternative additive #2

Date: September 19, 2006 By:  **BRUCE COLLINS**  
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	100	601	8500	4279	008500				\$773,029.80
TOTAL AMOUNT										\$773,029.80

FUND OVERRIDE

AC-361 (REV 2-92)

AC 2700213

*R-* 301956

OCT 10 2006

OCT 10 2006

Passed by the Council of The City of San Diego on \_\_\_\_\_, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

OCT 17 2006

Date of final passage \_\_\_\_\_

AUTHENTICATED BY:

JERRY SANDERS

Mayor of The City of San Diego, California:

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

(Seal)

By *Mary Cepeda*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number *R-301956*