(R-2007-247) 10/10/06

RESOLUTION NUMBER R-	301957
RESOLUTION NOMBER R	OCT 1 7 2006
DATE OF FINAL PASSAGE	

WHEREAS, the demolition and construction of Sewer Pump Station 34 and 5 [Project], located in Centre City, were completed in Fiscal Year 2006; and

WHEREAS, during the construction, the contractor encountered extensive groundwater contamination that caused the project to incur over one million dollars of additional expense; and

WHEREAS, an additional expenditure of up to \$161,575 is required for engineering and consultant expense to pursue recovery of the one million dollars previously expended on mitigating the ground water contamination; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Auditor and Comptroller is authorized to expend an amount not to exceed \$161,575 from CIP 46-106.0, Annual Allocation – Sewer Pump Station Restoration, Fund 41506, Sewer Fund, is authorized solely and exclusively for the purpose of providing funds for the Project and related costs, specifically related to the attempt to recover unforeseen costs encountered during the construction of the Project, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer.

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.

BE IT FURTHER RESOLVED, that this activity is covered under Project No. 411009. The activity is adequately addressed in the environmental document and there is no change in circumstance, additional information, or project changes to warrant additional environmental review. Because the prior environmental documents adequately covered this activity as part of the previously approved project, the activity is not a separate project for purposes of California Environmental Quality Act (CEQA) review per CEQA Guidelines Section §15060(c)(3) and 15378 (c).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By

Christina L. Bellows Deputy City Attorney

CLB:sc 09/06/06

Aud.Cert.:AC 2700133

Or.Dept:E&CP R-2007-247

> ELIZABETH S. MALAND City Clerk

Deputy City Clerk

Approved: /6 ·/7 - o c

(date)

JERRY SANDERS, Mayor

Vetoed:

(date)

JERRY SANDERS, Mayor

-PAGE 2 OF 2-

2- 301957

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

AC 2700133 DEPT.

Purpose: Authorizing the expenditure of funds for related costs for the construction of Sewer Pump Station 34 & 5. Date: August 24, 2006 By: By: August August August 24, 2006 By: Account August Aug	Purpose: Authorizing the expenditure of funds for related costs for the construction of Sewer Pump Station 34 and Date: August 24, 2006 By: AUDITOR AND COMPTROLLER'S DEPARTMENT ACCOUNTING DATA ACCOUNT JOB ORDER ACCOUNT STATE ACCOUNT S					\$161,575 .	00		Fund:			41	506
Date: August 24, 2006 By: August 24, 2006	Date: August 24, 2006 By: AUDITOR AND COMPTROLLER'S DEPARTMENT ACCTOR CY FUND DEPT ORG. ACCOUNT 1 0 41506 773 960 4278 176030 TOTAL AMOUNT 1 0 41506 773 960 4278 176030 CERTIFICATION OF UNENCUMBERED BALANCE I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement august 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 tas sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to robligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of said appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, togethe moneys anticipated to come into the Treasury, togethe moneys anticipated to come into the Treasury, togethe moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered to Exceed: ACCOUNTING DATA	Diirnosa.	•						•				
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R- 301957

2700133

OCT 10 2006

Passed by the Council of The City of San Diego on	OCT 10 2006 , by the following vote:
Council Members Yeas	Nays Not Present Ineligible
Scott Peters	
Kevin Faulconer	
Toni Atkins	
Anthony Young	
Brian Maienschein	
Donna Frye	
Jim Madaffer	
Ben Hueso	
Date of final passage	
	JERRY SANDERS
AUTHENTICATED BY:	Mayor of The City of San Diego, California.
(Seal)	ELIZABETH S. MALAND City Clerk of The City of San Diego, California.
Ву	Many Eggla, Deput

Office of the City Clerk, San Diego, California

Resolution Number

R- 301957