

331
10/10/06

RESOLUTION NUMBER R- 301975

DATE OF FINAL PASSAGE OCT 11 2006

A RESOLUTION AMENDING THE CAPITAL
IMPROVEMENT PROJECT BUDGET; AUTHORIZING
EXPENDITURES; AND TAKING RELATED ACTIONS

WHEREAS, on April 21, 2003, by Resolution Number R-297874, the City Council authorized the award and expenditure of funds for the construction of the Miramar Water Treatment Plant Upgrade & Expansion [Project]; and

WHEREAS, on July 14, 2003, by Resolution Number R-298188, the City Council approved and awarded a phase funded construction contract to Western Summit Constructors, Inc.;

WHEREAS, funding is needed for additional phases of the Project; NOW,
THEREFORE,

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

1. That an increase in the Fiscal Year 2007 Capital Improvement Program Budget is authorized in an amount not to exceed \$22,244,696, for Water Fund 41500, CIP 73-284.0 Miramar Water Treatment Plant Upgrade and Expansion Project.

2. That the Auditor and Comptroller is authorized to appropriate \$22,244,696 from the Water Department Unappropriated Funds to Water Fund 41500, CIP 73-284.0, Miramar Water Treatment Plant Upgrade and Expansion Project for the purpose of Fiscal Year 2007 phase funded contracts.

3. That the expenditure of an amount not to exceed \$1,433,178, from Water Fund 41500, CIP 73-284.0, Miramar Water Treatment Plant Upgrade & Expansion Project is authorized solely and exclusively for the purpose of FY 2007 Phase Funding of the contract with Montgomery Watson Harza, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

4. That the expenditure of an amount not to exceed \$4,072,763, from Water Fund 41500, CIP 73-284.0, Miramar Water Treatment Plant Upgrade & Expansion Project is authorized solely and exclusively for the purpose of FY 2007 Phase Funding of the contract with Camp, Dresser & McKee, Inc., provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

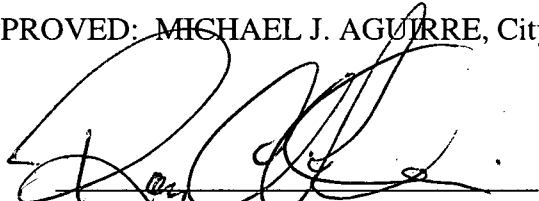
5. That the expenditure of an amount not to exceed \$16,738,755, from Water Fund 41500, CIP 73-284.0, Miramar Water Treatment Plant Upgrade & Expansion Project is authorized solely and exclusively for the purpose of FY 2007 Phase Funding of the contract with Western Summit Constructors, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

6. 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.

7. That the Council of the City of San Diego finds that this activity is not subject to the California Environmental Quality Act [CEQA] pursuant to CEQA Guidelines Sections

15060(c)(3) and 15378(c), as this activity is a subsequent discretionary approval covered under a prior environmental document, EIR No. 99-0704, for the Miramar Water Treatment Plant Upgrade and Expansion Project. There is no change in circumstance, additional information, or project changes to warrant additional environmental review pursuant to CEQA Guidelines Section 15162 and this activity is not a separate project for the purposes of CEQA.

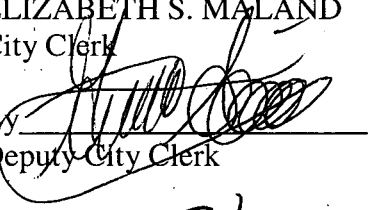
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Raymond C. Palmucci
Deputy City Attorney

RCP:js
09/19/2006
10/2/06 Cor Copy
Or.Dept: Water
R-2007-301

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: Oct 11, 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
ORIGINATING

AC 2700214
DEPT. _____
NO.: 760

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: _____ Fund: _____

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
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: \$1,433,178.00

Vendor: Montgomery Watson Harza (MWH)

Purpose: Authorizing the expenditure of funds for the purpose of funding the FY07 phase for construction management services in the Miramar Water Treatment Plan Upgrade & Expansion Project. CIP 73-284.0

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
001	0	41500	760	391050	4278	182486					\$1,433,178.00
TOTAL AMOUNT											\$1,433,178.00

FUND OVERRIDE

R-301975

OCT 10 2006

AC 2700214

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2700215
DEPT. _____
NO.: 760

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: _____ Fund: _____

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
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: \$4,072,763.00

Vendor: Camp, Dresser & McKee (CDM) Inc.

Purpose: Authorizing the expenditure of funds for the purpose of funding FY 2007 phase funding in the Miramar Water Treatment Plant Expansion & Upgrade Project. CIP 73-284.0.

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
001	0	41500	760	391020	4278	182482					\$4,072,763.00
TOTAL AMOUNT											\$4,072,763.00

FUND OVERRIDE

R- 301975

OCT 10 2006

AC 2700215

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2700216
DEPT. _____
NO.: 760

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: _____ Fund: _____

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
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: \$16,738,755.00

Vendor: Western Summit Constructors, Inc.

Purpose: Authorizing the expenditure of funds for the FY07 phase for the construction of Miramar Water Treatment Plan Upgrade & Expansion Project. CIP 73-284.0

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
001	0	41500	760	391040	4278	182484					\$16,738,755.00
TOTAL AMOUNT											\$16,738,755.00

FUND OVERRIDE

R-301975

OCT 10 2006

AC 2700216

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	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>

Date of final passage OCT 11 2006

AUTHENTICATED BY:

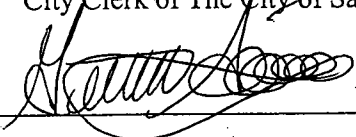
(Seal)

JERRY SANDERS

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 301975