

107
10/10/06

RESOLUTION NUMBER R- 301976

DATE OF FINAL PASSAGE OCT 17 2006

WHEREAS, Sewer Group 783 [Project] is part of the City of San Diego's continuing Annual Sewer Main Replacement Program; and

WHEREAS, the Project is located in the Eastern and College area communities and includes the replacement of approximately 11,440 linear feet of existing 6-inch and 8-inch old and deteriorated sewer mains and sewer laterals with 12,700 linear feet of new 8-inch and 10-inch sewer mains; and

WHEREAS, on May 30, 2006, the Council of the City of San Diego approved Resolution No. R-301495, approving the expenditure in an amount not to exceed \$4,779,675 from the annual allocation for sewer main replacements to the Project; and

WHEREAS, in order to expedite the construction of these old and deteriorated sewer mains, the City awarded the construction contract to the lowest responsible and reliable bidder, Orion Construction, Inc., by utilizing the previously Council approval funding for engineering and related costs; and

WHEREAS, additional funding is now needed to replenish the engineering and contingency costs which will provide the citizens of San Diego a reliable sewage system; NOW THEREFORE,

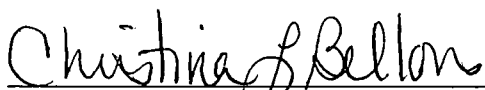
BE IT RESOLVED, the Council of the City of San Diego authorizes the Auditor and Comptroller to expend \$515,307 from CIP No. 44-001.0, Annual Allocation – sewer main replacement, Fund No. 41506, Sewer Fund, for the sole and exclusive purpose of providing

additional funds for the engineering costs and contingency fund for Sewer Group Job 783, providing 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. 63654 (Citywide Pipeline Projects, MND, dated 4/21/05). 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 2700117
Or.Dept:E&CP
R-2007-245

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 *Debbie Swenson-Cruz*
Deputy City Clerk

Approved: 10-17-06
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

R- 301976

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

CERTIFICATE OF UNALLOTTED BALANCE
ORIGINATING

AC 2700117
DEPT. _____
NO. 773

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: \$515,307.00 Fund: 41506

Purpose: Authorizing the expenditure of funds for related costs for the construction of Sewer Group 783.

Date: May 31, 2006 By: *Robert B. Ameras*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

| ACCTG. LINE | CY PY | FUND | DEPT | ORG. | ACCOUNT | JOB ORDER | OPERATION ACCOUNT | BENF/ EQUIP | FACILITY | AMOUNT |
|--------------|-------|-------|------|------|---------|-----------|-------------------|-------------|----------|--------------|
| 1 | 0 | 41506 | 773 | 960 | 4278 | 178430 | | | | 515,307.00 |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | \$515,307.00 |

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: _____

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 |
|--------------|-------|------|------|------|---------|-----------|-------------------|-------------|----------|--------|
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | |

R - 301976

OCT 10 2006

FUND OVERRIDE
AC 2700117

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 type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 checked="" type="checkbox"/> | <input type="checkbox"/> | <input 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 17 2006

AUTHENTICATED BY:

JERRY SANDERS
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Mary Cepeda*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number *R* 301976