(R-2007-668)

1/10/0

RESOLUTION NUMBER R- 332288

DATE OF FINAL PASSAGE JAN 19 2007

A RESOLUTION AUTHORIZING AWARD OF PUBLIC WORKS CONTRACT AND ADDITIONAL EXPENDITURE OF FUNDS; AND TAKING RELATED ACTIONS

WHEREAS, on November 8, 2006, by Resolution Number R-302014, the City Council authorized the award and expenditure of funds for the construction of the Barrett Reservoir Outlet Tower Upgrade [Project]; and

WHEREAS, the Project was advertised and the apparent lowest responsible and reliable bid for the Project was higher than the Engineer's estimate; and

WHEREAS, the Mayor or his designee has determined that re-advertising the Project is unlikely to result in lower bids; and

WHEREAS, additional funds are needed for expenditure on the Project; 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 award the Project contract to Orion Construction Corporation in an amount not to exceed \$1,487,000.00, 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;
- 2. That the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$320,000.00 from Water Fund 41500, CIP 70-954.0, North City Water Reclamation System to Water Fund 41500, CIP 73-317.0, Barrett Reservoir Outlet Tower Upgrade;

(R-2007-668)

3. That the additional expenditure of an amount not to exceed \$320,000.00 from

Water Fund 41500, CIP 73-317.0, Barrett Reservoir Outlet Tower Upgrade, is authorized solely

and exclusively for the purpose of providing funds for the Project and related costs, 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;

4. That the use of City Forces on the Project for the purpose of construction of

Barrett Reservoir Outlet Tower Upgrade for a cost not to exceed \$45,000.00 is approved;

5. That this activity is categorically exempt from the California Environmental

Quality Act [CEQA] pursuant to CEQA Guidelines section 15302, as this activity is the

replacement or reconstruction of existing structures and facilities where the new structure will be

located on the same site as the structure replaced and will have substantially the same purpose

and capacity as the structure replaced;

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.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

nond C. Palmucci

Deputy City Attorney

RCP:js

12/20/2006

Or.Dept: Water

R-2007-668

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of __JAN 1 6 2007 __.

	ELIZABETH S. MALAND City Clerk
	By Club Deputy City Clerk
Approved: 1.19.07	SSL
(date)	JERRY SANDERS, Mayor
Vetoed:	
(date)	JERRY SANDERS, Mayor

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATIN

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Note: This contract/agreement is pending the approval of the request to transfer funds.

R- 302288

JAN 1 6 2007