

100
1/16/07
MEET

RESOLUTION NUMBER R- 302288

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;

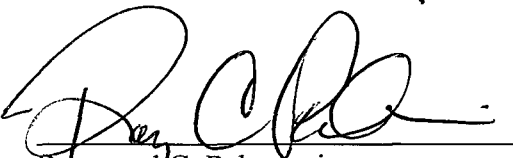
3. That the additional expenditure of an amount not to exceed \$320,000.00 from Water Fund 41500, CIP 73-317.0, Barrett Reservoir Outlet Tower Upgrade, is authorized solely and exclusively for the purpose of providing funds for the Project and related costs, provided that the City Auditor and Comptroller 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;

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.

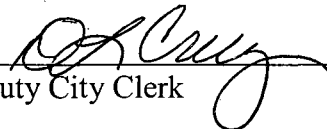
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Raymond 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 16 2007.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1.19.07
(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 2700447
 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: \$320,000.00 Fund: 41500

Purpose: Authorizing the transfer and expenditure of funds from North City Water Reclamation System CIP 70-954.0 for construction and project related costs in Barrett Reservoir Outlet Tower Upgrade project. CIP 73-317.0.

Date: December 20, 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	391	4278	186090					\$320,000.00
TOTAL AMOUNT											\$320,000.00
FUND OVERRIDE <input type="checkbox"/>											

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: \$1,487,000.00

Vendor: Orion Construction

Purpose: Authorizing the expenditure of funds for construction and project related costs in Barrett Reservoir Outlet Tower Upgrade project. CIP 73-317.0.

Date: December 20, 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	186154					\$1,487,000.00
TOTAL AMOUNT											\$1,487,000.00
FUND OVERRIDE <input type="checkbox"/>											

AC-361 (REV 2-92)

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

AC 2700447

JAN 16 2007

R- 302288