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2/27/07

(R-2007-778)

RESOLUTION NUMBER R- 302384

DATE OF FINAL PASSAGE MAR 05 2007

A RESOLUTION AUTHORIZING A CONSULTANT AGREEMENT WITH RBF CONSULTING FOR THE SAN PASQUAL BRACKISH GROUNDWATER DESALINATION DEMONSTRATION PROJECT; AND TAKING RELATED ACTIONS

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

1. That the Mayor or his designee is authorized to execute, for and on behalf of the City, an agreement with RBF Consulting for the San Pasqual Brackish Groundwater Desalination Demonstration Project [Agreement], in an amount not to exceed \$2,800,170, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR- 302384, together with any reasonably necessary modifications or amendments thereto which do not increase Agreement scope or cost and which the Mayor or duly authorized City representative shall deem necessary from time to time in order to carry out the purposes and intent of the Agreement.

2. That the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$1,300,000 from Water Fund 41500, CIP 73-347.0, CIP Program Management, and an amount not to exceed \$847,024.77 from Water Fund 41500, CIP 73-230.0, Annual Allocation – Various Lakes and Docks, to Water Fund 41500, CIP 75-932.0, Groundwater Asset Program.

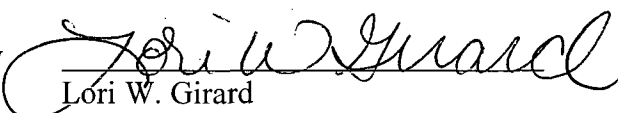
3. That the appropriation and expenditure of an amount not to exceed \$3,075,000 from Water Fund 41500, CIP 75-932.0, Groundwater Asset Program (San Pasqual Groundwater Desalination Demonstration Project) is authorized for the purpose of funding the Agreement and project-related costs.

4. That the use of City Forces in the amount of \$120,000 from Water Fund 41500, CIP 75-932.0, Groundwater Asset Program (San Pasqual Groundwater Desalination Demonstration Project) is authorized.

5. That the City Auditor and Comptroller is authorized, upon advice from the administering department, to transfer any excess budgeted funds to the appropriate reserves.

6. That this activity is categorically exempt from the California Environmental Quality Act [CEQA] pursuant to CEQA Guidelines section 15306 because this activity consists of basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Lori W. Girard  
Deputy City Attorney

LWG:cla  
02/07/2007  
Or.Dept:Water  
Aud. Cert.: 2700494  
R-2007-778

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 27 2007.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 3.5.07  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2700494

ORIGINATING 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: \$2,147,024.77 Fund: 41500

Purpose: Authorizing the transfer and expenditure of funds from Annual Allocation-Various Lakes & Docks CIP 73-230.0 & CIP Program Management CIP 73-347.0 to CIP 75-932.0 for professional services agreement, city forces and inhouse expenses in the San Pasqual Brackish Groundwater Project CIP 75-932.4.

Date: January 22, 2007

By:   
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	41500	760	391	4278	165000				\$1,300,000.00
2	0	41500	760	391	4278	732300				847,024.77
TOTAL AMOUNT										\$2,147,024.77

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: \$2,800,170.00

Vendor: RBF Consulting

Purpose: Authorizing the expenditure of funds for consulting services and project related costs in the San Pasqual Brackish Groundwater Project CIP 75-932.4.

Date: January 22, 2007

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	188982				\$2,800,170.00
TOTAL AMOUNT										\$2,800,170.00

FUND OVERRIDE

AC-361 (REV 2-92)

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

AC 2700494

**R- 302384**

**FEB 27 2007**