

RESOLUTION NUMBER R- 303378

DATE OF FINAL PASSAGE FEB 06 2008

A RESOLUTION OF THE SAN DIEGO CITY COUNCIL  
AWARDING RANCHO PENASQUITOS PUMP STATION  
DESIGN BUILD CONTRACT TO J.R. FILANC  
CONSTRUCTION COMPANY

WHEREAS, originally construction 1963, the existing pump station has a capacity of 25 million gallons of water to serve the Rancho Bernardo, Del Mar and Rancho Penasquitos communities. With continued growth and heavy demand, the pump station is near its service life and is scheduled to be replaced by a new 32 million gallons per day (MGD) pump station with an ultimate expansion to 50 MGD.

WHEREAS the new Rancho Penasquitos Pump Station Design Build Project will provide a new state-of-the-art pumping facility that will reduce maintenance, noise, energy costs and improve reliability; NOW THEREFORE

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


- 1) Approve the design build contract documents for the design and construction of the Rancho Penasquitos Pump Station (formerly called Rancho Bernardo Pump Station); and
- 2) Authorize the expenditure of an amount not to exceed \$13,259,820.00, of which \$12,725,520.00 is from Water Fund 41500, CIP No. 73-342.0, for the Rancho Penasquitos Pump Station's construction and related costs, and \$534,300.00 is from Water Fund 41500, CIP No. 73-331.0, Annual Allocation-Water Pooled Contingency for the purpose of providing funds for this project contingency, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that funds necessary for expenditure under established contract funding phases are, or will be, on deposit with City Treasurer; and

3) Authorize the Mayor, or his designee, to award a contract to, and to execute a construction contract in an amount not to exceed \$10,686,000.00 with J.R. Filanc Construction Company, and to establish contract funding phases for CIP 73-342.0, Rancho Penasquitos Pump Station, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer, and authorizing the City Auditor and Comptroller to return excess budgeted funds to the appropriate reserve; and

4) Authorize the use of City Force Work in Water Fund 41500, CIP No. 73-342.0, for the construction of the Rancho Penasquitos Pump Station, in an amount not to exceed \$250,000.00; and

5) That this activity is not subject to the California Environmental Quality Act pursuant to CEQA guidelines Section 15378(c). This activity is a subsequent discretionary approval covered under Rancho Penasquitos Pump Station Replacement Project (Project No. 5315) Mitigated Negative Declaration. The activity is adequately addressed in the environmental documents and there is no change in circumstance, additional information, or project changes to warrant additional environmental review pursuant to CEQA Guideline Section 15177.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
MARK M, MERCER  
Deputy City Attorney

MMM:sb  
12/20/07  
Or.Dept:Eng&CP

(R-2008-552)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 05 2008.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 2-6-08  
(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 2800498  
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: \$1,022,033.00 Fund: 41500

Purpose: Authorizing the expenditure of funds for related costs for the design build contract for the design and construction of the Rancho Penasquitos Pump Station.

Date: January 9, 2008 By: Robert Barreras  
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	391040	4278	184740				897,033.00
2	0	41500	760	391040	4278	733310				125,000.00
TOTAL AMOUNT										\$1,022,033.00

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: \$2,500,000.00

Vendor: J.R. Filanc Construction

Purpose: Authorizing the expenditure of funds for the design build contract for the design and construction of the Rancho Penasquitos Pump Station.

Date: January 9, 2008 By: Robert Barreras  
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	391040	4278	184744				\$2,500,000.00
TOTAL AMOUNT										\$2,500,000.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC 2800498

FEB 05 2008