(R-2009-353 REV.)

RESOLUTION NUMBER R- 304239

DATE OF FINAL PASSAGE OCT 2 8 2008

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 WITH BELLINGHAM MARINE INDUSTRIES, INC. FOR THE LIFEGUARD HEADQUARTERS BOAT DOCK REPLACEMENT.

WHEREAS, on June 5, 2007, the Council of the City of San Diego adopted Resolution No. R-302681 which approved the Design-Build agreement with Bellingham Marine Industries, Inc. for the Lifeguard Headquarters Boat Dock Replacement Project [Project], in an amount not to exceed \$1,948,569; and

WHEREAS, during construction additional work was required and the costs for permits not originally anticipated or budgeted for were encountered; 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 execute, for and on behalf of the City, Contract Change Order No. 1, dated July 16, 2008, and on file in the office of the City Clerk as Document No. RR-304239 issued in connection with the contract with Bellingham Marine Industries, Inc. for the Project, amounting to a net increase to the contract price of \$111,717.14.
- 2. That the City Auditor and Comptroller is authorized to expend an amount not to exceed \$11,717.14, from CIP No. 33-508.0, Lifeguard Headquarters Boat Dock Replacement Project, Fund No. 630221, General Fund Contribution to the CIP Program, and \$100,000 from CIP No. 33-508.0, Lifeguard Headquarters Boat Dock Replacement Project, Fund No. 10502, Mission Bay Improvement Revenue Fund, for Change Order No. 1 with Bellingham Marine Industries, Inc. for the Project.

- 3. That any additional money that is left over from CIP No. 33-508.0, Lifeguard Headquarters Boat Dock Replacement Project, Fund No. 10502, Mission Bay Improvement Revenue Fund will go back to the Mission Bay Improvement Fund.
- 4. That the City of San Diego as Responsible Agency reviewed and considered the California Coastal Commission's staff report in support of Coastal Development Permit application number 6-06-88, pursuant to California Environmental Quality Act [CEQA] Guidelines Section 15253; That the City adopted the Findings, Recommendations and Conditions contained in the California Coastal Commission report to mitigate any potential environmental effects from the project; Therefore, this activity is not subject to CEQA pursuant to CEQA Guidelines section 15378(c), as this is a subsequent discretionary approval that was adequately addressed in the environmental documents and there is no change in circumstances, additional information, or project change that would warrant additional environmental review. This project was determined by FEMA to qualify for a NEPA Categorical Exclusion under CFR Part 10.8(d)(2)(xv).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

Rv

Christina Bellows

Deputy City Attorney

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(date)		JERRY SA	NDERS, Mayor
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Vetoed:		W	

(date)

JERRY SANDERS, Mayor

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of <u>0CT 1 4 2008</u>.

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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