

RESOLUTION NUMBER R- 304453

DATE OF FINAL PASSAGE DEC 1 6 2008

A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS, EXPENDITURE OF FUNDS, AND REQUIRING PREVAILING WAGES REGARDING SEWER AND WATER GROUP 3011 PROJECT

WHEREAS, the Council of the City of San Diego [Council] has the discretion to require, on a case by case basis, based on the evidence in the record, that prevailing wages be paid on its public works municipal affair projects when the Council determines that doing so will provide an economic benefit to the City;

WHEREAS, Council Resolution No. R-298185 directs that advertising for bids include a prevailing wage specification on all City public works "municipal affair" water and / or sewer fund projects when the engineer's estimate for the construction of the project exceeds ten million dollars; and

WHEREAS, the Sewer and Water Group 3011 [the Project], mandated by the California Department of Public Health and the Environmental Protection Agency is a public works "municipal affair" sewer and water fund project, falling within the parameters of the resolution;

WHEREAS, the Project is located in the Mid-City and College Community Plan areas and includes the replacement of approximately 3.58 miles (18,921 linear feet) of existing 6-inch and 8-inch sewer mains, and the replacement of approximately 6.57 miles (34,693 linear feet) of existing 4-inch, 6-inch and 8-inch water mains and all other work and appurtenances;

NOW, THEREFORE,

BE IT RESOLVED, by the Council that the plans and specifications for the construction of the Project, including the prevailing wage specifications, as advertised by the Purchasing and Contracting Department, filed in the office of the City Clerk as Document *W.O. 183441 / 173541 /* No. *173551 / 183461 / 173561 / 183471 / 185131 / 188251 / 188161*, are approved.

BE IT FURTHER RESOLVED, that after advertising for bids in accordance with law, the Mayor, or his designee, is authorized to establish contract funding phases and execute a construction contract with the lowest responsible and reliable bidder, provided that the City 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 the City Treasurer.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$8,034,271, from Sewer Fund 41506, CIP No. 44-001.0, Annual Allocation – Sewer Main Replacements, of which \$3,072,925 is authorized for the purpose of providing funds for the construction and project related costs of Sewer and Water Group 648, \$1,418,904 for the construction, and project related costs for Sewer Group 649, and \$3,542,442 for the construction, and project related costs for Sewer and Water Group 650, provided that the City Comptroller first furnishes one or more certificates certifying that the necessary funds for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$15,374,872 from Water Fund 41500, CIP No. 73-083.0, of which \$1,541,689 is authorized for the purpose of providing funds for the construction and project related costs of project Sewer and Water Group 648's construction, and project related costs, \$3,476,452 for the construction, and related project costs for Sewer and Water Group 650, and \$3,522,436 for the construction, y

and project related costs for Water Group 651, \$2,481,478.00 for the construction and project related costs of Water Group 703A; \$1,630,365.00 for the construction and project related costs of Water Group 806, and \$2,722,452.00 for the construction and project related costs of Water Group 807, provided that the City Comptroller first furnishes one or more certificates certifying that the necessary funds for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the use of City Forces from Water Fund 41500, CIP No. 73-083.0 Annual Allocation – Water Main Replacements is authorized in an amount not to exceed \$107,607 for construction of Sewer and Water Group 648, \$226,795 for construction of Sewer and Water Group 650, \$315,616 for construction of Water Group 651, \$226,460 for construction of Water Group 703A, \$100,000 for Water Group 806, and \$185,200 for the construction of Water Group 807.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$6,114 from Sewer Fund 41506, CIP 44-001.0, Annual Allocation – Sewer Main Replacements is authorized for property related costs for Sewer Group 649.

BE IT FURTHER RESOLVED, that the City Comptroller is authorized, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

BE IT FURTHER RESOLVED, that the Mayor or his designee is further authorized to include state prevailing wage requirements in the contract awarded for this project.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By *Pedro De Lara, Jr.*
Pedro De Lara, Jr.
Deputy City Attorney

PDJ:js
11/18/08
Or.Dept:/E&CP
R-2009-673

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 01 2008

ELIZABETH S. MALAND
City Clerk

By *Anna Richardson*
Deputy City Clerk

Approved: 12-16-08
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor