

RESOLUTION NUMBER R- 304627

DATE OF FINAL PASSAGE FEB 12 2009

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING
EXECUTION OF AGREEMENT WITH ORION
CONSTRUCTION AND EXPENDITURE OF FUNDS FOR THE
OLD ROSE CANYON TRUNK SEWER PROJECT

WHEREAS, a 312 foot long segment of pipe of the Old Rose Canyon Trunk Sewer collapsed due to rising water in Rose Creek in 2005, and was repaired, and the objective of this design-build project is to redirect approximately 3,090 feet of remaining trunk sewer (exposed within the Rose Creek area) out of the canyon area to the Santa Fe Street right-of-way;

WHEREAS, the City of San Diego [City] issued a Request for Proposal to retain the services of a design-build company to provide design and construction services for the Old Rose Canyon Trunk Sewer Relocation Project [Project]; and

WHEREAS, Orion Construction Corporation was selected as the most qualified firm following a competitive selection process to provide design-build design services; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee, is hereby authorized and empowered to award a contract to Orion Construction Corporation for the design and construction of the Project in an amount not to exceed \$5,283,600, under the terms and conditions set forth in the contract, on file in the Office of the City Clerk as Document No. RR 304627

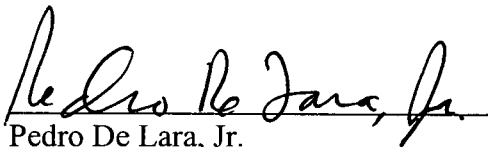
BE IT FURTHER RESOLVED, that the City Comptroller is authorized to transfer an amount not to exceed \$711,717 from Sewer Fund 41506, CIP 46-194.0, Annual Allocation – Trunk Sewer Rehabilitation to Sewer Fund 41506, CIP 40-933.0, Annual Allocation - MWWD Trunk Sewer.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$6,335,820 from Sewer Fund 41506, CIP 40-933.0, Annual Allocation – MWWD Trunk Sewer is authorized solely and exclusively for the purpose of providing funds for the Project's design, construction and related costs, provided that the City Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer.

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 this activity is exempt from the California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines section 15060 (c)(3), as defined by State CEQA Guidelines section 15378. This determination is predicated on section 15004 of the State CEQA Guidelines, which provides direction to lead agencies on the appropriate timing for environmental review.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Pedro De Lara, Jr.
Deputy City Attorney

PDJ:js
12/26/2008
Org. Dept: E&CP
R-2009-725

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB - 3 2009.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 2.12.09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor