

RESOLUTION NUMBER R- 304715  
DATE OF FINAL PASSAGE MAR 20 2009

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1,  
AND EXPENDITURE OF FUNDS IN CONNECTION WITH  
WATER GROUP 3000

WHEREAS, Water Group 3000 is part of the City of San Diego's Cast Iron Water Main Replacement Program, as mandated by the Department of Health Services Compliance Order Number 04-14-96-022;

WHEREAS, Water Group 3000 is currently under construction, with Burtech Pipeline, Inc. contracted to replace approximately 9,963 total linear feet of water mains, as follows: 3,600 linear feet (0.67 miles) for Water Group 464B; 3,825 linear feet (0.72 miles) for Water Group 705; and 2,538 linear feet (0.48 miles) for Water Group 753; and

WHEREAS, during installation of the water mains along Natalie Drive (Water Group 705), the contractor discovered severely deteriorated sewer lateral connections, which could cause immediate failure of the existing pipeline and surrounding right-of-way improvements, including sewage spills and sewer back-ups, which could jeopardize the integrity of the surrounding infrastructure, requiring the immediate replacement of approximately 3,367 linear feet (0.64 miles) of the deteriorated 8 - inch sewer main, along the same alignment of the water main, NOW, THEREFORE;

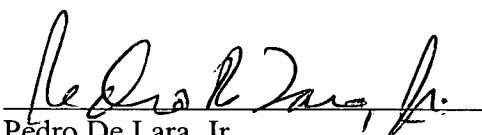
BE IT RESOLVED, by the Council, that Change Order No. 1, dated December 12, 2008, heretofore filed with the City Clerk of said City as Document No. <sup>RR-</sup> 304715, issued in connection with the contract between City and Burtech Pipeline, Inc., in an amount not to exceed \$954,830.25 for the construction is approved.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$1,174,830.25 from Sewer Fund 41506, CIP No. 44-001.0, Annual Allocation – Sewer Main Replacements is authorized solely for the construction, contingency, and Project related costs, for Change Order No. 1 and other related costs of Water Group 3000 (Water Group 705), 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 funds, if any, to the appropriate reserves.

BE IT FURTHER RESOLVED, that this activity is covered under Project No. LDR File No. 42-0889, dated January 27, 2003. The activity is adequately addressed in the environmental document and there is no change in circumstance, additional information, or project changes to warrant additional environmental review. Because the prior environmental document adequately covered this activity as part of the previously approved project, the activity is not a separate project for purposes of California Environmental Quality Act [CEQA] review per CEQA Guidelines sections 15060 (c) (3) and 15378 (c).

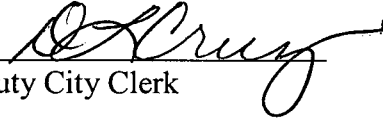
APPROVED: JAN I. GOLDSMITH, CITY ATTORNEY

By   
Pedro De Lara, Jr.  
Deputy City Attorney

PDJ:js  
02/09/2009  
Or.Dept: E&CP  
Aud. Cert. 2900609  
R-2009-849

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 10 2009.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 320.01  
(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 2900609  
 ORIGINATING DEPT. NO.: 773

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: \$220,000.00 Fund: 41506

Purpose: Authorizing an expenditure of funds for project related costs for Sewer Group 705.

Date: February 20, 2009 By: Van Nguyen  
 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     | 41506 | 773  | 960  | 4279    | 175410    |                   |             |          | \$220,000.00 |
|                 |       |       |      |      |         |           |                   |             |          |              |
|                 |       |       |      |      |         |           |                   |             |          |              |
|                 |       |       |      |      |         |           |                   |             |          |              |
|                 |       |       |      |      |         |           |                   |             |          |              |
|                 |       |       |      |      |         |           |                   |             |          |              |
| TOTAL AMOUNT    |       |       |      |      |         |           |                   |             |          | \$220,000.00 |

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: \$954,830.25

Vendor: Burtech Pipeline, Inc

Purpose: Authorizing an expenditure of funds for Construction of Sewer Group 705.

Date: February 20, 2009 By: Van Nguyen  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA |       |       |      |      |         |           |                   |             |          |              |
|-----------------|-------|-------|------|------|---------|-----------|-------------------|-------------|----------|--------------|
| ACCTG. LINE     | CY PY | FUND  | DEPT | ORG. | ACCOUNT | JOB ORDER | OPERATION ACCOUNT | BENF/ EQUIP | FACILITY | AMOUNT       |
| 004             | 0     | 41506 | 773  | 960  | 4220    | 175414    |                   |             |          | \$954,830.25 |
|                 |       |       |      |      |         |           |                   |             |          |              |
|                 |       |       |      |      |         |           |                   |             |          |              |
|                 |       |       |      |      |         |           |                   |             |          |              |
|                 |       |       |      |      |         |           |                   |             |          |              |
|                 |       |       |      |      |         |           |                   |             |          |              |
| TOTAL AMOUNT    |       |       |      |      |         |           |                   |             |          | \$954,830.25 |

FUND OVERRIDE

**R-304715**

**MAR 10 2009**

2900609