

RESOLUTION NUMBER R- 304739  
DATE OF FINAL PASSAGE APR 01 2009

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING  
AN AMENDMENT TO THE PARTICIPATION AGREEMENT  
WITH PARDEE HOMES REGARDING PUMP STATION 79;  
AND AUTHORIZING EXPENDITURE OF FUNDS.

WHEREAS, on September 18, 2007, the City Council approved a Participation Agreement with Pardee Homes for the design and construction of upgrades at Sewer Pump Station 79 in the Carmel Valley Pacific Highlands Ranch area by Resolution No. R-303003; and

WHEREAS, the lowest bid for the construction work exceeds the engineer's original cost estimate, requiring additional City funds to complete the project; NOW, THEREFORE,

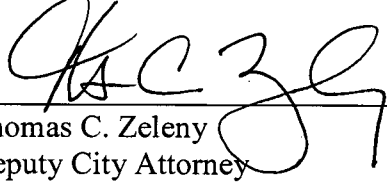
BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee is authorized to execute, for and on behalf of the City, an Amendment to the Participation Agreement with Pardee Homes for the design and construction of Sewer Pump Station 79, under the terms and conditions in Amendment No. 1, on file with the City Clerk as Document No. RR- 304739.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$471,283 from Sewer Fund No. 41506, CIP 46-602.6, Sewer Pump Station 79 Upgrades, is authorized, solely and exclusively to provide funds for the above Amendment No. 1.

BE IT FURTHER RESOLVED, that this activity is not a separate project subject to review under the California Environmental Quality Act because the upgrade to Sewer Pump Station 79 was previously addressed in Project No. 165135 dated December 2, 2008 and there is

no change in circumstance, additional information, or project changes to warrant additional environmental review.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Thomas C. Zeleny  
Deputy City Attorney

TCZ:mb  
02/27/09  
Cert.No:2900574  
Or.Dept:MWWD  
MWD-9037  
R-2009-921

I hereby certify that the foregoing Resolution was passed by the Council of the City of Diego,  
at its meeting of MAR 24 2009.

ELIZABETH S. MALAND, City Clerk

By   
Deputy City Clerk

Approved: 4.1.09  
(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 2900574  
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: \_\_\_\_\_ Fund: \_\_\_\_\_

Purpose: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA											
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT											

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: \$471,283.00

Vendor: Pardee Homes

Purpose: Authorizing Amendment No. 1 to the Participation Agreement with Pardee Homes for the construction of Sewer Pump Station 79.

Date: February 6, 2009

By: Robert Barreras *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	41506	773	960	4240	175984					\$471,283.00
TOTAL AMOUNT											\$471,283.00

FUND OVERRIDE

AC-381 (REV 2-92)

AC 2900574

*R* 304739

MAR 24 2009