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(R-2009-844)

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RESOLUTION NUMBER R- 304743

DATE OF FINAL PASSAGE APR 01 2009

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE ACCEPTANCE OF FUNDS FOR REPLACEMENT CONTRACTOR FROM SURETY-GREAT AMERICAN INSURANCE COMPANY FOR WARRANTY OBLIGATION FOR BONITA PIPELINE PROJECT PHASE II.

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor be hereby authorized and empowered to accept \$100,653.00 from Great American Insurance Company, Inc., pursuant to the terms of the Agreement, for and on behalf of said City, filed in the office of the City Clerk as Document No. RR 304743 for the purpose of paying the replacement contractor El Cajon Grading and Engineering Company, Inc. to perform warranty work on the Bonita Pipeline Phase II Project, and;

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to deposit \$100,653.00 from Great American Insurance Company, Inc. to Water Fund 41500, Revenue Account 78710, Insurance and Loss Payment upon receipt, and;

BE IT FURTHER RESOLVED, authorizes the City Comptroller to transfer \$100,653.00 from Water Fund 41500 and Revenue Account 788710, Insurance and Loss payment to Water Fund 41500, Organization Number 140, Appropriated Reserve upon completion of depositing funds received from Great American Insurance Company, Inc., and;

BE IT FURTHER RESOLVED, that the City Comptroller, is authorized to appropriate and expend \$105,653.00 from Water Fund 41500, Organization Number 140 for the purpose of

paying replacement contractor El Cajon Grading and Engineering Company, Inc. to perform warranty work on Bonita Pipeline Phase II Project, and;

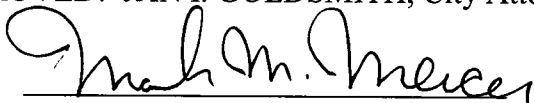
BE IT FURTHER RESOLVED, the Mayor, or his designee, is authorized to execute a three party Agreement with Great American Insurance Company, El Cajon Grading and Engineering Company, Inc. on file in the office of the City Clerk as Document

No. RR- 304743 to perform warranty work for the Bonita Pipeline Phase II Project in Water Fund 41500, Organization No. 140 in an amount not to exceed \$100,653, and;

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

BE IT FURTHER RESOLVED, that this activity is exempt from the California Environmental Quality Act pursuant to Guidelines Section 15282(k) since this Project is repairing an existing pipeline less than one mile in length.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Mark M. Mercer  
Deputy City Attorney

MMM:ca  
2/06/09  
Or.Dept: E&CP  
R-2009-844

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

ELIZABETH S. MALAND  
City Clerk

By *Aria Richardson*  
Deputy City Clerk

Approved: 4.1.09  
(date)

*JSL*  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor