

332  
7/07

RESOLUTION NUMBER R- 305062

DATE OF FINAL PASSAGE JUL 21 2009

A RESOLUTION OF THE CITY COUNCIL ACCEPTING FISCAL YEAR 2009 PROPOSITION 42 FUNDS FOR ASPHALT OVERLAY OF STREETS; AUTHORIZING THE OPTION TO EXTEND THE CONTRACT WITH HAZARD CONSTRUCTION FOR SUCH WORK; AND APPROPRIATING AND EXPENDING FUNDS FOR SUCH WORK.

WHEREAS, on April 23, 2008, the City Council authorized the award of Asphalt Overlay Group 01, FY 08 in Resolution No. R-303595; and

WHEREAS, the City awarded the contract to Hazard Construction Company for the asphalt overlay of City streets with a one-time renewal option under the terms and conditions set forth in Bid # K084131C; and

WHEREAS, the City has had favorable results with the current contract and wishes to exercise the renewal option;

WHEREAS, this activity is exempt from the California Environmental Quality Act pursuant to CEQA Guidelines section 15301(c) as the resurfacing or paving of existing highways and streets; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that:


1. The City Comptroller is authorized to accept an amount not to exceed \$2,925,866 in Fiscal Year 2009 Proposition 42 Funding, Fund No. 30307.
2. The City Comptroller is authorized to appropriate an amount not to exceed \$2,925,866 to CIP 59-005.7 from Fund No. 30307 revenues.
3. The Mayor or his designee is authorized to exercise, for and on behalf of the City, the option to extend the contract with Hazard Construction Company in order to perform Asphalt

Overlay Group II, Fiscal Year 2009, in an amount not to exceed \$2,780,866, under the terms and conditions set forth in Bid # K084131C.

4. The expenditure of an amount not to exceed \$2,925,866 from CIP 59-005.7 is authorized solely and exclusively to provide funds for exercising this option, project contingency and related costs.

5. The City Comptroller is authorized to transfer excess budgeted funds, if any, to the appropriate reserves on advice of the administering department.


APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Nathan Slegers  
Deputy City Attorney

NS:mb  
05/26/09  
A/C:2900826  
Or.Dept:GenSvc  
R-2009-1198

I hereby certify that the foregoing Resolution was passed by the Council of the City of Diego, at its meeting of 'JUL 07 2009.

ELIZABETH S. MALAND, City Clerk

By   
Deputy City Clerk

Approved: 7-21-09  
(date)

  
JERRY SANDERS, Mayor

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

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

**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2900826  
ORIGINATING DEPT. NO.: 534

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: \$2,925,866.00 Fund: 30307

Purpose: Authorizing transfer of funds to General fund, Dept 534, to award contract for FY09 Asplalt Overlay Group II- Option to Renew. Fund transferred from fund 30307 AB2928 Transnet fund to General Fund

Date: May 26, 2009 By: James Long  
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	30307			9544					\$2,925,866.00
TOTAL AMOUNT										\$2,925,866.00

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: \_\_\_\_\_

Vendor: \_\_\_\_\_

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

Date: \_\_\_\_\_ By: James Long  
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										

AC-361 (REV 2-92)

FUND OVERRIDE

**JUL 07 2009**

2900826

*R-305062*