

RESOLUTION NUMBER R- 306607
DATE OF FINAL PASSAGE FEB 18 2011

105
2/15

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A FIRST AMENDMENT TO THE AS-NEEDED AGREEMENT WITH LUTH & TURLEY FOR REMEDIATION AND CLEANUP RELATED TO WATER MAIN BREAKS AND SEWER BACKUPS.

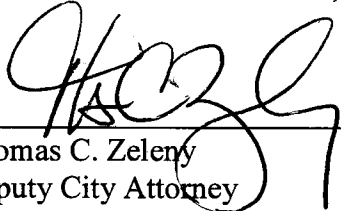
WHEREAS, in March of 2006 the City entered into a five year contract with Luth & Turley, Inc., the original of which is on file in the Office of the City Clerk as Document No. RR-301243, for as-needed remediation and cleanup of damage resulting from water main breaks and sewer system backups; and

WHEREAS, the City anticipates it will need an additional \$800,000 to fund the final year of the Agreement due to unusually heavy losses; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee is authorized and empowered to execute, for and on behalf of the City, an amendment to the agreement for as-needed remediation and cleanup services with Luth & Turley, Inc. under the terms and conditions set forth in the First Amendment, on file with the City Clerk as Document Number RR- 306607.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$800,000 from Water Fund No. 700011 and Municipal Sewer Fund No. 700000, solely and exclusively to provide funds for the First Amendment, provided that the Comptroller first furnishes one or more certificates demonstrating that the funds for this expenditure are, or will be, on deposit with the City Treasurer, and provided that the final allocation of the \$800,000 between the Water and Sewer Funds reflects the proportionate share of damages caused by water main breaks and sewer backups, respectively.

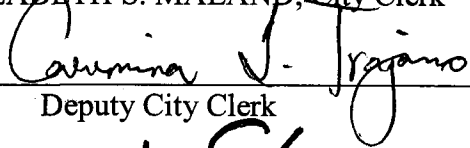
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Thomas C. Zeleny
Deputy City Attorney

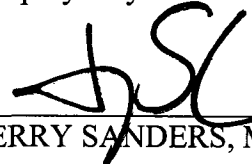
TCZ:mb
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Or.Dept:Risk

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego,
at its meeting of FEB 15 2011.

ELIZABETH S. MALAND, City Clerk

By 
Deputy City Clerk

Approved: 2-18-11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor