

RESOLUTION NUMBER R- 306892

DATE OF FINAL PASSAGE JUL 06 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE ACCEPTENCE OF A CONTRIBUTION FROM AT&T AND AUTHORIZING RELATED CONSTRUCTION CHANGE ORDERS FOR THE TAYLOR STREET SLOPE RECONSTRUCTION PROJECT.

WHEREAS, the Taylor Street Slope Reconstruction Project includes the construction of a private access road within Presidio Park; and

WHEREAS, during the course of construction an AT&T telecommunications facility was unexpectedly discovered in the project area; and

WHEREAS, conflicts between the AT&T facility and the project necessitated changes to the project which resulted in increased costs; and

WHEREAS, AT&T paid the City \$482,518.85 to compensate the City for these increased project costs; and

WHEREAS, construction change orders 1, 2, and 3 were executed to add work necessary to accommodate the AT&T facility; and

WHEREAS, these change orders require City Council approval; and NOW,
THEREFORE


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

1. That the Mayor, or designee, is authorized to accept a contribution in the amount of \$482,518.85 from AT&T for the reimbursement of City expenditures resulting from

protecting AT&T utilities during the Taylor Street Slope Reconstruction (Project), into Fund 400264, Private and Other Contributions.

2. That the Fiscal Year 2011 Capital Improvements Program Budget in S-00676, Taylor Street Slope Reconstruction, in Fund 400264, Private and Other Contributions, is amended by increasing the budget amount by \$482,518.85.
3. That the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$482,518.85 from S-00676, Taylor Street Slope Reconstruction, Fund 400264, Private and Other Contributions, for the purpose of design and construction of improvements resulting from AT&T utility conflicts for the Project, provided that the City Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasurer.
4. That the City Comptroller, upon advice from the administering department, is authorized to transfer excess budgeted funds, if any, to the appropriate reserves.
5. That Change Order 1 to the construction contract with LB Civil Construction Inc. for the Taylor Street Slope Restoration Project in the amount of \$190,500 is authorized.
6. That Change Order 2 to the construction contract with LB Civil Construction Inc. for the Taylor Street Slope Restoration Project in the amount of \$141,240 is authorized.
7. That Change Order 3 to the construction contract with LB Civil Construction Inc. for the Taylor Street Slope Restoration Project in the amount of \$44,149.83 is authorized.


APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan P. Kohut
Deputy City Attorney

RPK:cfq
11/18/10
Or.Dept:E&CP/AEP

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 28 2011.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 7.6.11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor