RESOLUTION NUMBER R- 307022

DATE OF FINAL PASSAGE OCT 3 2011

A RESOLUTION APPROVING CHANGE ORDER NO. 1, AND AUTHORIZING ADDITIONAL EXPENDITURE OF FUNDS FOR SEWER GROUP 665.

WHEREAS, Sewer Group 665 [Project] is part of the City of San Diego's program to rehabilitate deteriorating sewer mains as mandated by the Environmental Protection Agency Program; and

WHEREAS, this Project is currently under construction, with Palm Engineering

Construction, Inc., contracted to replace approximately 8,443 linear feet of existing sewer mains
in the Old Town and Uptown Community Planning areas; and

WHEREAS, additional funding is needed due to unforeseen sewer pipe conditions, which require additional spot repairs for various segments of sewer mains throughout the Project site; and

WHEREAS, the Council of the City of San Diego [Council], stating for the record, that the information contained in the Mitigated Negative Declaration, Project No. 25783, including any comments received during the public review process, has been previously reviewed and considered by Council and it is determined that no substantial changes or new information of substantial importance within the meaning of CEQA Guidelines section 15162 would warrant any additional environmental review in connection with approval of the Project; NOW, THEREFORE,

BE IT RESOLVED, by the Council, that Change Order No. 1, dated August 22, 2011, heretofore filed with the City Clerk of said City as Document No. RR- 307022, issued in

connection with the contract between the City and Palm Engineering Construction, Inc., in the amount not to exceed \$352,304.17 for the construction is approved.

BE IT FURTHER RESOLVED, that the Chief Financial Officer as delegated to Financial Management is authorized to appropriate, and the City Comptroller is authorized to expend an additional amount not to exceed \$452,304.17 from Sewer Fund 700008, CIP A-JA.00001, Annual Allocation – Sewer Main Replacements (B-00326) for the construction of the Project and Change Order No. 1, contingent upon the City Comptroller first furnishing one or more certificates, certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Pedro De Lara, Jr.
Deputy City Attorney

PDL:cfq 8/16/2011

Or.Dept:E&CP/ROW

Prolaw Doc. No.:229302/Prolaw 2011-07582

(date)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of <u>SEP 27 2011</u>

ELIZABETH S. MALAND

JERRY SANDERS, Mayor