(R-2012-412) (COR.COPY) \$\frac{5}{22}\$

RESOLUTION NUMBER R- 207461

DATE OF FINAL PASSAGE MAY 3 0 2012

A RESOLUTION OF THE COUNCIL AUTHORIZING ADDITIONAL EXPENDITURE OF FUNDS FOR SEWER AND WATER GROUPS (780 – CHANGE ORDER NO. 1, 464 C, AND 931)

WHEREAS, Sewer and Water Group 780, Change Order No. 1 [Project] is part of the City of San Diego's continuing program to replace all cast iron water mains as mandated by the California Department of Public Health and Sewer Main Replacement Program as mandated by the Environmental Protection Agency; and

WHEREAS, this Project is currently under construction with Burtech Pipeline, Inc., contracted to replace approximately 13,396 linear feet of existing sewer mains and 4,122 linear feet of existing water mains and all other work and appurtenances in the College area and City Heights communities; and

WHEREAS, additional funding is needed to replace additional deteriorated water mains along 54th and 51st Streets identified during construction, and for pavement failure during construction caused by unforeseen saturated clay soil: 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 Nos. 206538, 204870 and 206514, including any comments received during the public review process, has been previously reviewed and considered by Council Resolution No. 306363, dated November 30, 2010, 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 JAN 1,9 2012, heretofore filed with the City Clerk of said City as Document No. RR-307461 issued in connection with the contract between the City and Burtech Pipeline, Inc., in an additional amount not to exceed \$647,044.23 for the construction is approved.

BE IT FURTHER RESOLVED, that the Chief Financial Officer [CFO], as delegated to Financial Management is authorized to appropriate, and the City Comptroller is authorized to expend an additional amount not to exceed \$356,671.83, from Sewer Fund 700008, CIP No. A-JA.00001, Annual Allocation – Sewer Main Replacements (B-00389 - Sewer and Water Group 780) for construction of the Project, contingent upon the City Comptroller furnishing a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the Chief Financial Officer [CFO], as delegated to Financial Management is authorized to appropriate, and the City Comptroller is authorized to expend an additional amount not to exceed \$290,372.40, from Water Fund 700010, CIP No. A-KB.00003, Annual Allocation – Main Replacements (B-00092, Sewer and Water Group 780) for construction of the Project, contingent upon the City Comptroller furnishing a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the use of City Force Work in Water Fund 700010, CIP A-KB.00003, Annual Allocation – Water Main Replacements (B-00092) for an additional amount of \$86,032.00 (not to exceed \$266,032.00) is authorized for the Project.

BE IT FURTHER RESOLVED, that the use of City Force Work in Water Fund 700010, CIP A-KB.00003, Main Replacements (B-00034, Water Main Replacement Group 464C for an

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additional amount not to exceed \$8,463.85 is authorized for Water Main Replacement Group 464C project.

BE IT FURTHER RESOLVED, that the use of City Force Work in Water Fund 700010, CIP A-KB.00003, Main Replacements (B-10191, Water Group 931) in the amount not to exceed \$280,000 is authorized for Water Group 931.

APPROVED: JAN I. GOLDSMITH, City Attorney

By

Pedro De Lara, Jr. Deputy City Attorney

PDL:cfq 2/16/2012

5/08/2012 COR.COPY

Or.Dept:ECP/ROW

Document Number: 321744

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of <u>MAY 22 2012</u>

ELIZABETH S. MALAND

City Clerk