

Item 203
(R-2016-56)
8-3-15

RESOLUTION NUMBER R- 309909

DATE OF FINAL PASSAGE AUG 07 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE EXECUTION OF AN
AGREEMENT WITH AT&T FOR THE JUAN STREET
CONCRETE STREET PROJECT.

WHEREAS, the Juan Street Concrete Street Project (Project) provides for the replacement of the existing concrete pavement on Juan Street from Taylor Street to Sunset Road, including construction of curb, gutter, curb ramps, sidewalks (east and west sides), underground utilities, and replacement of a water main, as well as construction of a new storm drain system; and

WHEREAS, prior to construction award, a field verification of AT&T facilities determined that a significant duct bank was in conflict with the proposed improvements; and

WHEREAS, AT&T informed the City these duct banks carried significant connections to their system and would require two years to coordinate the realignment of the duct banks, which would have created substantial impacts to the project schedule and cost; and

WHEREAS, the City negotiated a reimbursement of \$900,000, in the proposed agreement, under which AT&T will fully cover the City's costs of the re-design, construction impacts and additional construction oversight needed in order to avoid the conflicts with AT&T utilities;

WHEREAS, the re-designed project included realignment of a proposed storm drain and is still in compliance with City standards and has no additional impacts on aspects of the original design; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee is authorized to enter into an agreement with AT&T, under the terms and conditions set

forth in the Agreement on file in the office of the City Clerk as Document No. RR-_____, for the purpose of redesigning the project to accommodate AT&T utilities in CIP S-00602, Juan Street Concrete Street Project.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept, appropriate and expend an amount not to exceed \$900,000 if funds are secured.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to increase the Capital Improvements Program Budget CIP S-00602, Juan Street Concrete Street Project, and to appropriate and expend \$900,000 from fund 400264, Private and Others Contributions, for the purpose of redesigning the project to accommodate AT&T utilities, contingent upon furnishing a certificate certifying that funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

APPROVED: JAN I. GOLDSMITH, City Attorney

By  _____
Ryan P. Gerrity
Deputy City Attorney

RPG:jls
July 20, 2015
Or.Dept: Public Works/Engineering
Doc. No.: 1064145

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of AUG 03 2015.

ELIZABETH S. MALAND
City Clerk

By *Stacy Brady*
Deputy City Clerk

Approved: 8/6/15
(date)

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on AUG 03 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 07 2015

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

(Seal)

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Aty Moady*, Deputy

Office of the City Clerk, San Diego, California

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