

COUNCIL DOCKET OF \_\_\_\_\_

Supplemental     Adoption     Consent     Unanimous Consent    Rules Committee Consultant Review

R -

O -

Advertising and Awarding of Palm Avenue Accelerated Sewer Replacement Project

Reviewed     Initiated    By NR&C    On 6/20/07    Item No. 1a

RECOMMENDATION TO:

Approve

VOTED YEA: Frye, Maienschein, Faulconer

VOTED NAY:

NOT PRESENT: Hueso

CITY CLERK: Please reference the following reports on the City Council Docket:

REPORT TO THE CITY COUNCIL NO.

COUNCIL COMMITTEE CONSULTANT ANALYSIS NO.

OTHER:

Engineering and Capital Projects' Executive Summary Sheet dated June 13, 2007

COUNCIL COMMITTEE CONSULTANT



**CITY OF SAN DIEGO  
MEMORANDUM**

DATE: June 18, 2007

TO: Mary Ann Kempczensk, Natural Resources and Culture Committee Consultant,  
Council District 6

FROM: James Nagelvoort, Acting Deputy Director, Water & Sewer Design Division,  
Engineering & Capital Projects Department

SUBJECT: Correction to Executive Summary for the Palm Avenue Accelerated Sewer  
Replacement Project

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Palm Avenue Accelerated Sewer Replacement Project has been docketed on the Consent Agenda for the June 20, 2007 Natural Resource and Culture Committee Meeting. The executive summary for this project incorrectly states the working hours are from 9:00 p.m. to 5:00 p.m.. The correct working hours are from 9:00 p.m. to **5:00 a.m.**. We apologize for this mistake and will correct the executive summary before the project is docketed for City Council.



James Nagelvoort

HH/mg

cc: Patti Boekamp, Director, Engineering & Capital Projects Department  
Manuel "Ed" Ketcham, Committee Consultants Assistant, Council Administration  
Carl Spier, Senior Civil Engineer, Water & Sewer Design Division  
Hung Huynh, Associate Civil Engineer, Water & Sewer Design  
Michele Davy, Associate Management Analyst, Water & Sewer Design Division  
Joanne Dinjotian, CIP Tracking Coordinator, Water & Sewer Design Division

<b>000339</b>	<b>REQUEST FOR COUNCIL ACTION</b> CITY OF SAN DIEGO	1. CERTIFICATE NUMBER (FOR AUDITOR'S USE ONLY) <b>2700821</b>
TO: CITY ATTORNEY	2. FROM (ORIGINATING DEPARTMENT): ENGINEERING & CAPITAL PROJECTS	3. DATE: April 23, 2007

4. SUBJECT: Advertising and Awarding of Palm Avenue Accelerated Sewer

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) James Nagelvoort 533-5100 M.S. 908A	6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) Carl Spier 533-5126 M.S. 908A	7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED <input type="checkbox"/>
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**8. COMPLETE FOR ACCOUNTING PURPOSES**

FUND	41506	41506	41506	9. ADDITIONAL INFORMATION / ESTIMATED COST:
DEPT.	773	773	773	Engineering \$ 547,387
ORGANIZATION	960	960	960	Construction \$2,151,046
OBJECT ACCOUNT	4279	4279	4279	Contingency \$ 107,552
JOB ORDER	177770	461060	461940	Land Acquisition \$ 8,000
C.I.P. NUMBER	46-206.0/46-610.8	46-106.0	46-194.0	Total Project \$2,813,985
AMOUNT	\$2,805,985	\$2,369,485	\$100,000	Less Previously Authorized \$ 8,000
				This Request \$2,805,985

**10. ROUTING AND APPROVALS**

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT	<i>[Signature]</i>	5/18/07	8	DEPUTY CHIEF	<i>[Signature]</i>	6-15-07
2	MWWD	APPROVAL SIGNATURES ON FILE		9	C.O.O.	<i>[Signature]</i>	6-13-08
3	E.A.S.			10	CITY ATTORNEY	<i>[Signature]</i>	6/27/07
4	E.O.C.P.			11	ORIG. DEPT	<i>[Signature]</i>	7/14/07
5	DOCKET LIAISON						
6	FM/CIP	<i>[Signature]</i>	5/25/07	DOCKET COORD: _____ COUNCIL LIAISON _____			
7	AUDITOR	<i>[Signature]</i>	6/11/07	COUNCIL PRESIDENT <input type="checkbox"/> SPOB <input type="checkbox"/> CONSENT <input checked="" type="checkbox"/> ADOPTION <input type="checkbox"/> REFER TO: _____ COUNCIL DATE: 10/17/07			

11. PREPARATION OF:  RESOLUTIONS  ORDINANCE(S)  AGREEMENT(S)  DEED(S)

1. Authorizing the transfer of \$2,369,485 from Sewer Fund 41506, CIP 46-106.0, Annual Allocation-Pump Station Restorations and \$100,000 from CIP 46-194.0, Annual Allocation-Trunk Sewer Rehabilitations to Sewer Fund 41506, CIP 46-206.0, Annual Allocation-Accelerated Projects; and  
(Please see other side)

11A. STAFF RECOMMENDATIONS: Adopt the resolutions.

12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)

**COUNCIL DISTRICT(S):** 8 (Hueso)

**COMMUNITY AREA(S):** Otay Mesa-Nestor

**ENVIRONMENTAL IMPACT:** This activity is statutorily exempt from CEQA pursuant to State CEQA Guidelines Section 15282 (k).

**HOUSING IMPACT:** None

**ATTACHMENTS:** Plans and Specifications, Project Cost Estimate, Location Map, CEQA Exemption

**CITY CLERK INSTRUCTIONS:** Upon Council approval, please forward two (2) copies of the 1472 and Resolution(s) to Joanne Dinjotian at Water & Sewer Design Division, M.S. 908A

000340

ECP-7022

**REQUEST FOR COUNCIL ACTION**  
CITY OF SAN DIEGO

1. CERTIFICATE NUMBER  
(FOR AUDITOR'S USE ONLY)

TO: CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT):  
ENGINEERING & CAPITAL PROJECTS

3. DATE:  
April 23, 2007

4. SUBJECT:  
Advertising and Awarding of Palm Avenue Accelerated Sewer

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.)  
James Nagelvoort 533-5100 M.S. 908A

6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.)  
Carl Spier 533-5126 M.S. 908A

7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED

**8. COMPLETE FOR ACCOUNTING PURPOSES**

FUND	41506	41506	41506	9. ADDITIONAL INFORMATION / ESTIMATED COST:	
DEPT.	773	773	773	Engineering	\$ 547,387
ORGANIZATION	960	960	960	Construction	\$2,151,046
OBJECT ACCOUNT	4279	4279	4279	Contingency	\$ 107,552
JOB ORDER	177770	461060	461940	Land Acquisition	\$ 8,000
C.I.P. NUMBER	46-206.0/46-610.8	46-106.0	46-194.0	Total Project	\$2,813,985
AMOUNT	\$2,805,985	\$2,369,485	\$100,000	Less Previously Authorized	\$ 8,000
				This Request	\$2,805,985

**10. ROUTING AND APPROVALS**

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT	<i>[Signature]</i>	5/18/07	8	DEPUTY CHIEF		
2	MWWD	<i>[Signature]</i>	6/7/07	9	C.O.O.		
3	E.A.S.			10	CITY ATTORNEY		
4	EOCP			11	ORIG. DEPT	<i>[Signature]</i>	6/11/07
5	DOCKET LIAISON			DOCKET COORD: _____ COUNCIL LIAISON _____			
6	FM/CIP	<i>[Signature]</i>	6/11/07	<input checked="" type="checkbox"/> COUNCIL PRESIDENT <input type="checkbox"/> SPOB <input type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION <input type="checkbox"/> REFER TO: _____ COUNCIL DATE: _____			
7	AUDITOR						

11. PREPARATION OF:  RESOLUTIONS     ORDINANCE(S)     AGREEMENT(S)     DEED(S)

1. Authorizing the transfer of \$2,369,485 from Sewer Fund 41506, CIP 46-106.0, Annual Allocation-Pump Station Restorations and \$100,000 from CIP 46-194.0, Annual Allocation-Trunk Sewer Rehabilitations to Sewer Fund 41506, CIP 46-206.0, Annual Allocation-Accelerated Projects; and

(Please see other side)

11A. STAFF RECOMMENDATIONS:

Adopt the resolutions.

**12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)**

**COUNCIL DISTRICT(S):** 8 (Hueso)

**COMMUNITY AREA(S):** Otay Mesa-Nestor

**ENVIRONMENTAL IMPACT:** This activity is statutorily exempt from CEQA pursuant to State CEQA Guidelines Section 15282 (k).

**HOUSING IMPACT:** None

**ATTACHMENTS:** Plans and Specifications, Project Cost Estimate, Location Map, CEQA Exemption

**CITY CLERK INSTRUCTIONS:** Upon Council approval, please forward two (2) copies of the 1472 and Resolution(s) to Joanne Dinjotian at Water & Sewer Design Division, M.S. 908A

000341

## SECTION 11 – PREPARATION OF: RESOLUTIONS, ORDINANCES, ETC. (CONTINUED):

2. Approving the Plans and Specifications for the construction of Palm Avenue Accelerated Sewer as advertised by Purchasing and Contracting Department; and
3. Authorizing the expenditure of \$2,805,985 from Sewer Fund 41506, CIP No. 46-206.0, Annual Allocation – Accelerated Projects, for the construction, contingency, and project related costs of \$2,805,985, provided that the City Auditor first furnishes a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer; and
4. Authorizing the Mayor, or his designee, to execute a construction contract with the lowest responsible and reliable bidder provided that the City Auditor first furnishes a certificate certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer and authorizing the Auditor and Comptroller to return excess budgeted funds to the appropriate reserve.

000343

PROJECT COST ESTIMATING SHEET

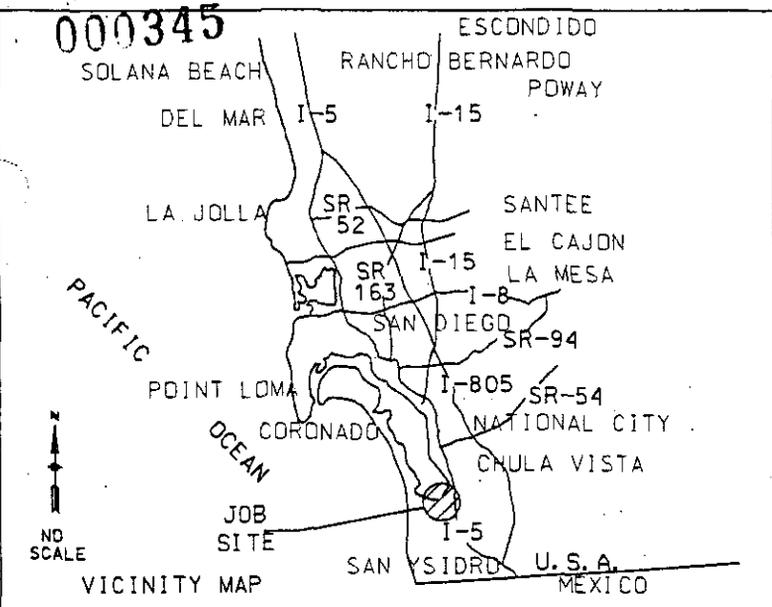
PROJECT: Palm Ave Accelerated Sewer  
 ADVERTISING: X  
 AWARD: -

PREPARED BY: Agnes Toledo  
 DATE: 4/24/2007  
 CIP/JO NO.: 46-610.8/177771

ACTIVITY	CIP NO. OR OTHER SOURCE OF FUNDS			TOTAL	% OF E & Const.
	CURRENT	REVISED	TOTAL		
<b>A. ENGINEERING</b>					
4114 - Pre. Engineering (In-House)		299,994.00	-	299,994.00	
4115 - As Needed Engineering	-	62,393.00	-	62,393.00	
4116 - Const. Engineering (In-House)	-	185,000.00	-	185,000.00	
4118 - Engineering Service	-	-	-	-	
4151 - Consultant Service	-	-	-	-	
<b>TOTAL ENGINEERING</b>	-	<b>547,387.00</b>	-	<b>547,387.00</b>	19.51%
<b>B. CONSTRUCTION</b>					
4220 - Construction Contract	-	2,151,046.00	-	2,151,046.00	
42220 - Construction Contract (JOC)	-	-	-	-	
4226 - City Forces	-	-	-	-	
4810 - Insurance	-	-	-	-	
<b>TOTAL CONSTRUCTION</b>	-	<b>2,151,046.00</b>	-	<b>2,151,046.00</b>	76.44%
<b>C. EQUIPMENT &amp; FURNISHINGS</b>					
6010 - Equipment Outlay	-	-	-	-	
<b>TOTAL EQUIP. &amp; FURN.</b>	-	-	-	-	0.00%
<b>D. CONTINGENCIES</b>					
4905 - Contingencies	-	107,552.00	-	107,552.00	3.82%
<b>E. SUB-TOTAL</b>	-	<b>2,805,985.00</b>	-	<b>2,805,985.00</b>	99.72%
<b>F. EQUIPMENT &amp; FURNISHINGS</b>					
4922-By Benefiting Dept.	-	-	-	-	0.00%
<b>G. LAND ACQUISITION</b>					
4638-Land Acquisition	8,000.00	-	-	8,000.00	0.28%
<b>TOTAL PROJECT COST</b>	<b>8,000.00</b>	<b>2,805,985.00</b>	-	<b>2,813,985.00</b>	
			Pre.Auth.Res.	R-298365	8,000.00
			Pre.Auth.Res.		
			Pre.Auth.Res.		
			Pre.Auth.Res.		
			Total Previously Authorized		8,000.00
			ADDITIONAL AUTH. REQUIRED		2,805,985.00

COMMENTS:

000345



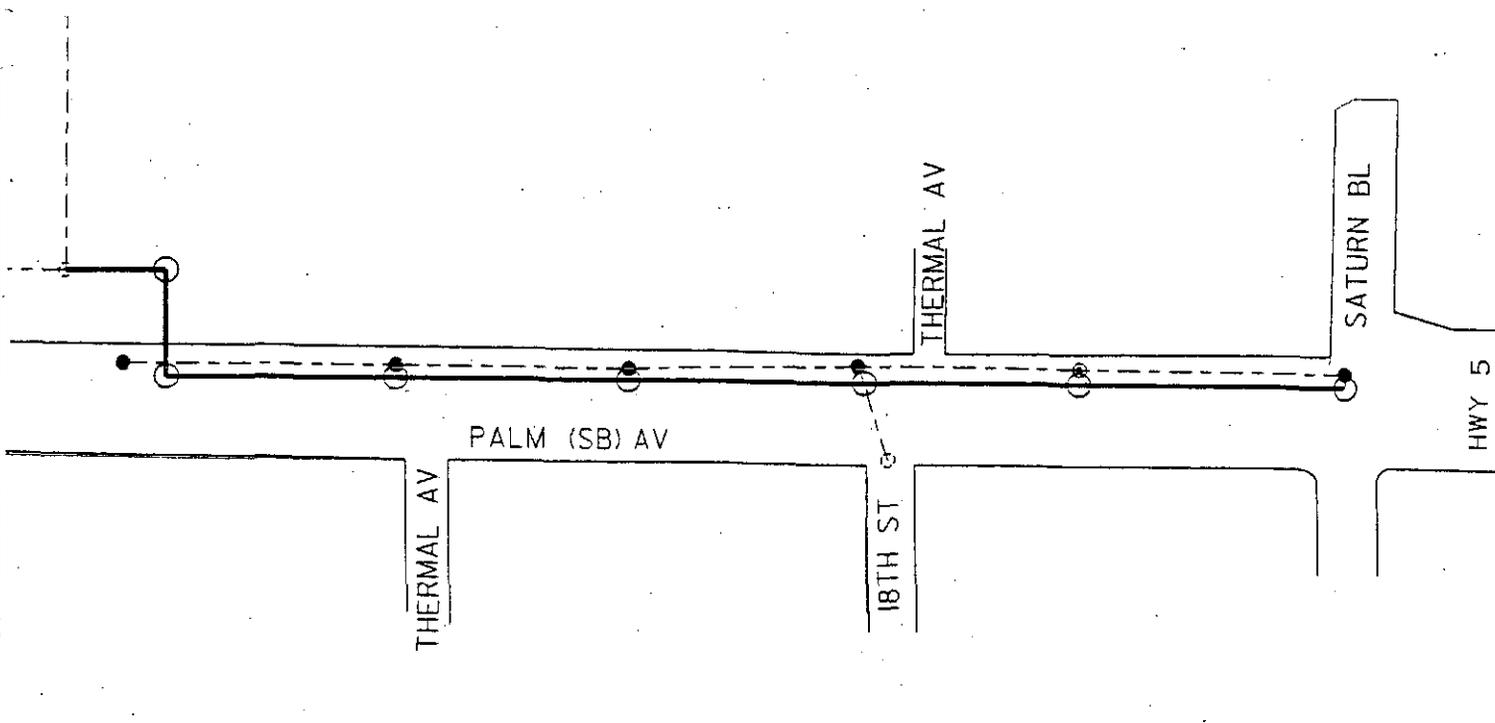
PUBLIC INFO. OFFICER  
(619) 533-4207

PROJECT ENGINEER  
BONITA WEHRHAN  
(619) 533-5162

PROJECT MANAGER  
HUNG HUYNH  
(619) 235-1979

SENIOR ENGINEER  
CARL SPIER  
(619) 533-5126

PALM AVE ACCELERATED  
SEWER PROJECT  
LOCATION MAP



LEGEND:

- PROPOSED MAINS & MANHOLES.
- - -●- - - EXISTING MAINS & MANHOLES TO BE ABANDONED



NO SCALE

4-10-07

000347

DETERMINATION OF

ENVIRONMENTAL EXEMPTION

Pursuant to the California Environmental Quality Act (CEQA) and State CEQA Guidelines

Agency: CITY OF SAN DIEGO

Project No.: 6289  
JO: 177771

Date: April 24, 2007

Action/Permit(s): City Council Approval of the Palm Avenue Accelerated Sewer Project

Description of Activity: The proposed project would replace and improve the existing sewer system on Palm Avenue between Saturn Blvd. and 16<sup>th</sup> St. The project consists of the installation of 1,983 linear feet of 15-inch pipeline, and the replacement of 8 manholes. A portion of the work is within the Caltrans right-of-way, for which a permit has been obtained, and the remainder is located in an adjacent City easement.

Location of Activity: Palm Avenue (State Highway 75), from the 16<sup>th</sup> Street intersection to the Saturn Boulevard intersection, in the Caltrans right-of-way and an adjacent City easement, in the Otay Mesa/Nestor community planning area, San Diego, 92130, in the City and County of San Diego. Applicant: City of San Diego Engineering and Capital Project Department, 600 B Street, Suite 800, Mail Station No. 908A, San Diego, CA, 92101.

(CHECK BOXES BELOW)

- 1.  This activity is EXEMPT FROM CEQA pursuant to:
  - Section 15061(b) (3) of the State CEQA Guidelines (the activity is not a project as defined in Section 15378).
- 2.  This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:

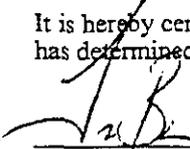
ARTICLE 19 of GUIDELINES  
CATEGORICAL EXEMPTIONS  
(Incomplete list)

- | Section                           | Short Name  |
|-----------------------------------|---|
| <input type="checkbox"/> 15301(k) | Existing Facilities   |
| <input type="checkbox"/> 15302    | Replacement or Reconstruction                                       |
| <input type="checkbox"/> 15303    | New Construction or Conversion<br>of Small Structures               |
| <input type="checkbox"/> 15304    | Minor Alterations to Land   |
| <input type="checkbox"/> 15305    | Minor Alteration in Land Use  |
| <input type="checkbox"/> 15306    | Information Collection  |
| <input type="checkbox"/> 15311    | Accessory Structures  |
| <input type="checkbox"/> 15312    | Surplus Government Property Sales                                   |
| <input type="checkbox"/> 15315    | Minor Land Divisions  |
| <input type="checkbox"/> 15317    | Open Space Contracts or Easements                                   |
| <input type="checkbox"/> 15319    | Annexation of Existing Facilities<br>and Lots for Exempt Facilities |
| <input type="checkbox"/> 15325    | Transfer of Ownership of Interest<br>in Land to Preserve Open Space |
| <input type="checkbox"/> Other    |   |

ARTICLE 18 of GUIDELINES  
STATUTORY EXEMPTIONS  
(Incomplete list)

- | Section                                   | Short Name                             |
|---|--|
| <input type="checkbox"/> 15261            | Ongoing Project                        |
| <input type="checkbox"/> 15262            | Feasibility and Planning Studies       |
| <input type="checkbox"/> 15265            | Adoption of Coastal Plans and Programs |
| <input type="checkbox"/> 15268            | Ministerial Projects                   |
| <input type="checkbox"/> 15269            | Emergency Projects                     |
| <input checked="" type="checkbox"/> Other |  |
| 15282 (k)                                 | <u>Statutory Exemption</u>             |

It is hereby certified that the City of San Diego has determined the above activity to be exempt:

  
Terri Bumgardner, Senior Planner  
Environmental Analysis Section

Distribution:

Exemption file  
Morris Dye, Development Project Manager  
EAS Reviewer's File

Clayst: Mirrasoul

RECEIVED  
07 OCT - 1 AM 9:43  
CITY CLERKS OFFICE  
SAN DIEGO, CA



000350

FISCAL CONSIDERATIONS:

The total estimated cost of this project is \$2,813,985. Funding of \$8,000 was previously authorized by Council (R-298365) for staff labor and other charges related to the exchange of easements required to realign the pipe. The property rights being exchanged are at no cost to either party. This action is authorizing an additional expenditure of \$2,805,985 from Sewer Fund 41506, CIP No. 46-206.0, Annual Allocation - Accelerated Projects for this purpose. This item provides full funding for Palm Avenue Accelerated Sewer. The project costs may be bond reimbursed approximately 80% by current or future debt financings. An Auditor's Certificate will be issued prior to contract award.

PREVIOUS COUNCIL AND COMMITTEE ACTIONS:

Council approved this project as well as a previous action for labor and other acquisition costs related to the exchange of easements on June 7, 2004 (R-299285, \$1,895,000) and September 15, 2003 (R-298365, \$8,000). This project will be presented to the Committee on Natural Resources and Culture prior to the Council docket date.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

On October 9, 2002, Palm Avenue Accelerated Sewer project was presented to the Otay Mesa/Nestor Planning Committee. Residents and businesses will be notified at least one (1) month before construction begins by the City's Engineering Department and again, ten (10) days before construction begins by the Contractor through hand distribution of notices.

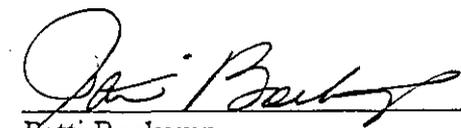
KEY STAKEHOLDERS & PROJECTED IMPACTS (if applicable):

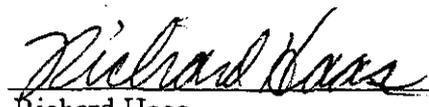
Residents and businesses in the area will encounter minor impacts during construction. After completion, residents will experience improved reliability of the sewer system.

RECEIVED

07 OCT - 1 AM 9:43

CITY CLERK'S OFFICE  
SAN DIEGO, CA

  
\_\_\_\_\_  
Patti Boekamp  
Director, Engineering & Capital Projects

  
\_\_\_\_\_  
Richard Haas  
Deputy Chief of Public Works

000351

## EXECUTIVE SUMMARY SHEET

DATE REPORT ISSUED: April 23, 2007 REPORT NO.  
 ATTENTION: Council President and City Council  
 ORIGINATING DEPT.: Engineering and Capital Projects, WSD  
 SUBJECT: Advertising and Awarding of Palm Avenue Accelerated Sewer  
 COUNCIL DISTRICTS: 8 (Hueso)  
 STAFF CONTACT: James Nagelvoort (619) 533-5100/Carl Spier (619) 533-5126.

REQUESTED ACTION:

Council authorization is requested to advertise and award a construction contract to complete the construction of Palm Avenue Accelerated Sewer, which will replace the old and deteriorated sewer mains within the Otay Mesa/Nestor community.

STAFF RECOMMENDATIONS:

- Authorize the transfer of \$2,369,485 from CIP 46-106.0, Annual Allocation – Pump Station Restorations and \$100,000 from CIP 46-194.0, Annual Allocation – Trunk Sewer Rehabilitations to Sewer Fund 41506, CIP 46-206.0, Annual Allocation – Accelerated Projects.
- Approve and authorize the expenditure of \$2,805,985 from Sewer Fund 41506, Annual Allocation – Accelerated Projects, for the construction, contingency, and projected related costs of Palm Avenue Accelerated Sewer.
- Authorize the Mayor, or his designee, to execute a construction contract with the lowest responsible and reliable bidder.

EXECUTIVE SUMMARY:

Palm Avenue Accelerated Sewer is part of the City of San Diego's continuing Annual Sewer Main Replacement Program. This project is located in the Otay Mesa/Nestor community. This project includes the replacement of approximately 1,980 linear feet of existing 10 inch vitrified clay sewer mains with 15 inch sewer mains. The streets affected by construction operations within this project are Palm Avenue from Saturn Boulevard to 16<sup>th</sup> Street as shown on the attached location map. Construction on Palm Avenue from Saturn Boulevard to 16<sup>th</sup> Street will be from 9:00 p.m. to 5:00 a.m., Monday through Friday, per CalTrans requirements. Traffic control plans have been prepared for Palm Avenue and approved by the City. This activity is statutorily exempt from CEQA pursuant to State CEQA Guidelines Section 15282(k).

This project was approved by Council Resolution No. R-299285, adopted June 7, 2004, for the amount of \$1,895,000. The bids exceeded the engineer's estimate and were rejected. Furthermore, due to lack of funding, this project did not move forward. We are seeking approval to proceed with this project and to authorize an amount not to exceed \$2,805,985 for the entire execution of this project.

There are insufficient funds available in the Annual Allocation – Accelerated Projects, CIP 46-206.0, for the construction of this project. This request also includes the transfer of unencumbered funds from CIP 46-106.0, Annual Allocation – Pump Station Restorations and from CIP 46-194.0, Annual Allocation – Trunk Sewer Rehabilitations, FY07 budget. Currently, there are no trunk sewers or pump stations scheduled and prepared to encumber this funding.

000352

FISCAL CONSIDERATIONS:

The total estimated cost of this project is \$2,813,985. Funding of \$8,000 was previously authorized by Council (R-298365) for staff labor and other charges related to the exchange of easements required to realign the pipe. The property rights being exchanged are at no cost to either party. This action is authorizing an additional expenditure of \$2,805,985 from Sewer Fund 41506, CIP No. 46-206.0, Annual Allocation – Accelerated Projects for this purpose. This item provides full funding for Palm Avenue Accelerated Sewer. The project costs may be bond reimbursed approximately 80% by current or future debt financings. An Auditor's Certificate will be issued prior to contract award.

PREVIOUS COUNCIL AND COMMITTEE ACTIONS:

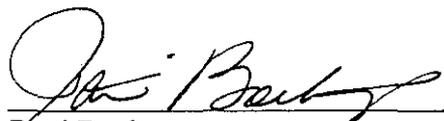
Council approved this project as well as a previous action for labor and other acquisition costs related to the exchange of easements on June 7, 2004 (R-299285, \$1,895,000) and September 15, 2003 (R-298365, \$8,000). The Committee on Natural Resources and Culture on June 20, 2007, consent motion by Councilmember Faulconer, second by Councilmember Maienschien. Vote to approve 3-0.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

On October 9, 2002, Palm Avenue Accelerated Sewer project was presented to the Otay Mesa/Nestor Planning Committee. Residents and businesses will be notified at least one (1) month before construction begins by the City's Engineering Department and again, ten (10) days before construction begins by the Contractor through hand distribution of notices.

KEY STAKEHOLDERS & PROJECTED IMPACTS (if applicable):

Residents and businesses in the area will encounter minor impacts during construction. After completion, residents will experience improved reliability of the sewer system.

  
Patti Boekamp  
Director, Engineering & Capital Projects

  
Richard Haas  
Deputy Chief of Public Works

000353

The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2700821

DEPT. NO.: 773

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$2,469,485.00 Fund: 41506

Purpose: Authorizing the transfer of \$2,369,485 from CIP 46-106.0, Annual Allocation - Pump Station Restorations and \$100,000 from CIP 46-194.0, Annual Allocation - Trunk Sewer Rehabilitations to CIP 46-206.0, Annual Allocation - Accelerated Projects, for the construction of Palm Avenue Accelerated Sewer.

Date: June 11, 2007

By: Robert Barreras *Robert Barreras*  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
1	0	41506	773	960	4278	461060					2,369,485.00
2	0	41506	773	960	4278	461940					100,000.00
TOTAL AMOUNT											\$2,469,485.00

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \_\_\_\_\_

Vendor: \_\_\_\_\_

Purpose: \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT											

FUND OVERRIDE

000355

The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2400253

DEPT. NO.: 070

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$8,000.00 Fund: 41506

Purpose: Authorizing the expenditure of funds for the costs related to the sewer Easement Exchange for the Palm Avenue Accelerated Sewer project. (CIP 466108)

Date: August 28, 2003

By: *Rebecky Weber*  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	41506	773	960	4278	177779				\$8,000.00
TOTAL AMOUNT										\$8,000.00
FUND OVERRIDE <input type="checkbox"/>										

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \_\_\_\_\_

Vendor: \_\_\_\_\_

Purpose: \_\_\_\_\_

Date: \_\_\_\_\_

By: \_\_\_\_\_  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										
FUND OVERRIDE <input type="checkbox"/>										

AC-361 (REV 2-92)

AC 2400253

R- 298365

SEP 15 2003

RESOLUTION NUMBER R- 299285ADOPTED ON JUN 07 2004

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS; AUTHORIZING ESTABLISHMENT OF PHASE FUNDING AND AWARD OF PUBLIC WORKS CONTRACT; AND TAKING RELATED ACTIONS.

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

1. That the plans and specifications for the construction of Palm Avenue Accelerated Sewer [Project], filed in the office of the City Clerk as Document No. W.O. (77771), are approved.
2. That, after advertising for bids in accordance with law, the City Manager is authorized to establish contract funding phases, to award a contract to, and to execute a contract with, the lowest responsible and reliable bidder for the Project, contingent upon: (a) City Council approval of the expenditure of any additional Project funding that may become necessary as a result of the bid opening for the Project; (b) the City Auditor and Comptroller first furnishing one or more certificates certifying that the funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer; and (c) the passage of the FY05 Capital Improvement Program Budget and the FY05 Appropriations Ordinance.
3. That the expenditure of an amount not to exceed \$1,895,000 from Sewer Fund 41506, CIP No. 46-206.0, Annual Allocation – Emergency Construction, is authorized solely and exclusively for the purpose of providing funds for the Project and related costs, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure under established contract funding phases are, or will be, on deposit

000358

with the City Treasurer, and contingent upon the passage of the FY05 Capital Improvement Program Budget and the FY05 Appropriations Ordinance.

4. That the City Auditor and Comptroller is authorized, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

APPROVED: CASEY GWINN, City Attorney

By Eric A. Swenson  
Eric A. Swenson  
Deputy City Attorney

EAS:js  
05/21/2004  
Or.Dept: E&CP  
Bid No.: K041894C  
R-2004-1279

(R-2004-262)

RESOLUTION NUMBER R- 298365ADOPTED ON SEP 15 2003

WHEREAS, the Palm Avenue Accelerated Sewer Project will upgrade a section of deteriorated sewer main between Saturn Boulevard and 16th Street in the community of Nestor. As part of the construction project, a portion of the existing sewer main crossing private property at 1674 Palm Avenue must be realigned to connect at a new location on the existing trunk sewer line serving Sewer Pump Station 9A. This resolution seeks authorization to exchange easements required to realign the pipeline; and

WHEREAS, the City Manager has certified that the values of the property rights to be exchanged are of comparable size and value so there will be no cost to either party for the easement areas; and

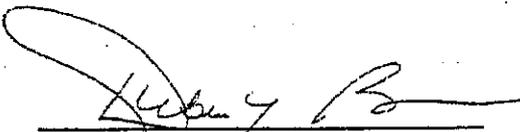
WHEREAS, the easement to be acquired will serve the same use and purpose as the easement to be quitclaimed by the City; NOW, THEREFORE,

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

1. That the City Manager, or his designee, is authorized to execute quitclaim deeds and accept easements deeds, as necessary to complete the exchange of sewer easements depicted on City Engineers Drawing 20006-B, required for the realignment and construction of the Palm Avenue Accelerated Sewer Project.

2. That the expenditure of an amount not to exceed \$8,000 from Sewer Fund 41506, CIP No. 46-206.0, Annual Allocation - Emergency Construction, for labor and other acquisition costs related to the exchange of easements for the Palm Avenue Accelerated Sewer Project is authorized.

APPROVED: CASEY GWINN, City Attorney

By   
Debra J. Bevier  
Deputy City Attorney

DJB:mmm  
08/28/03  
Or.Dept:READ  
R-2004-262  
Form=exr.frm

RESOLUTION NUMBER R- \_\_\_\_\_

DATE OF FINAL PASSAGE \_\_\_\_\_

RESOLUTION APPROVING PLANS AND SPECIFICATIONS,  
AUTHORIZING TRANSFERRING AND EXPENDITURE OF  
FUNDS, AND AWARDING OF CONTRACT REGARDING  
PALM AVENUE ACCELERATED SEWER

WHEREAS, Palm Avenue Accelerated Sewer [Project] is part of the City of San Diego's continuing Annual sewer Main Replacement Program; and

WHEREAS, this Project is located in the Otay Mesa/Nestor community and includes the replacement of approximately 1,980 linear feet of existing 10 inch vitrified clay sewer mains with 15 inch sewer mains; and

WHEREAS, on September 15, 2003, the Council of the City of San Diego [the Council] approved Resolution R-298365 for an expenditure in the amount of \$8,000 for acquisition costs related to the exchange of easements related to this Project, and on June 7, 2004, the Council approved Resolution 299285 for an expenditure in the amount of \$1,895.000 for the purpose of providing funds for the Project and related costs. The bids exceeded the engineer's estimate and were rejected, and due to lack of funding, the Project did not move forward; NOW, THEREFORE,

BE IT RESOLVED, that the plans and specifications for the construction of Palm Avenue Accelerated Sewer Replacement Project, filed in the office of the City Clerk as Document No. \_\_\_\_\_, are approved.

BE IT FURTHER RESOLVED, that after advertising for bids in accordance with law, the Mayor or his designee is authorized to award the Project contract to the lowest responsible and reliable bidder for the Project, provided that the City Auditor and Comptroller first furnishes

one or more certificates demonstrating that the funds necessary for this expenditure are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to transfer \$2,369,485, from Sewer Fund 41506, CIP 46-106.0, Annual Allocation – Pump Station Restoration and \$100,000 from CIP No. 46-194.0, Annual Allocation – Trunk Sewer Rehabilitations to Sewer Fund 41506, CIP 46-206.0 Annual Allocation – Accelerated Projects.

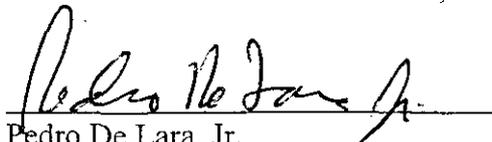
BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$2,805,985 from Sewer Fund 41506, CIP No. 46-206.0, Annual Allocation – Accelerated Projects is authorized for the construction, contingency, and Project related costs, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

BE IT FURTHER RESOLVED, that this activity is statutorily exempt from the California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines section 15282 (k) as the repair and replacement of an existing pipeline less than one mile in length.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Pedro De Lara, Jr.  
Deputy City Attorney

PDJ:js  
06/25/2007  
Or.Dept: E&CP  
R-2007-1282