

RESOLUTION NUMBER R- **315403**DATE OF FINAL PASSAGE **MAR 22 2024**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 3 TO THE CONTRACT BETWEEN THE CITY AND TC CONSTRUCTION, INC. FOR CONSTRUCTION OF THE AC WATER & SEWER GROUP 1056 PROJECT AND TAKING RELATED ACTIONS.

WHEREAS, the City of San Diego (City) desires to execute a third construction change order (Change Order No. 3) to contract K-21-2000-DBB-3 (Contract) between the City of San Diego and TC Construction, Inc. (Contractor) for construction of the AC Water & Sewer Group 1056 project (Project) to increase the not-to-exceed value of the Contract by \$1,267,930.00, for a total not-to-exceed amount of \$10,431,463.49; and

WHEREAS, the City and Contractor entered into the Contract, effective September 14, 2021; and

WHEREAS, the scope of work for the Project includes the installation of water mains, replacement and rehabilitation of sewer mains, and installation of associated bike lanes along Tierrasanta Boulevard from east of the I-15 offramp to Colina Dorada Drive, and along Colina Dorada Drive from Tierra Santa Blvd to Calle de Vida; and

WHEREAS, the original scope of the Contract included slurry seal but, due to the condition of the roads after being trenched for pipeline installation, a 3-inch full-width cold mill and Asphalt overlay is now recommended for the street segments; and

WHEREAS, Change Order No. 3 will allow for the 3-inch full-width cold mill and Asphalt overlay instead of the slurry seal; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

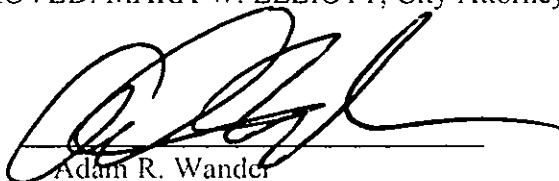
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. The Mayor, or his designee, is authorized to execute Change Order No. 3 to the Contract for an amount not to exceed \$1,267,930.00, under the terms and conditions set forth in Change Order No. 3 on file in the office of the City Clerk as Document No. ~~R~~**315403**.

2. The Chief Financial Officer is authorized to expend a total amount not to exceed \$1,267,930.00 for Construction Change Order No. 3 in CIP A-ID.00005, Street Resurfacing and Reconstruction, [B-24074, AC Water & Sewer Group 1056 (P)], Fund 400881 Debt Funded General Fund CIP, for the purpose of executing this construction change order, contingent upon the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: MARA W. ELLIOTT, City Attorney

By


Adam R. Wander
Deputy City Attorney

ARW:cw
02/27/24
Or.Dept: Engineering & Capital Projects
CC No.: 3000016425
Doc. No.: 3573552

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego at this meeting of MAR 12 2024.

DIANA J.S. FUENTES
City Clerk

By *Connie Patterson*
Deputy City Clerk

Approved: 3/22/24
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000016425
 DEPT. NO. 2116

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: _____

Purpose: _____

Date: _____ By: _____
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
TOTAL AMOUNT									

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: \$1,267,930.00

Vendor: TC Construction, Inc.

Purpose: To authorize the expenditure of funds not to exceed \$1,267,930.00 to TC Construction, Inc. for a Resolution for authorization to execute Construction Change Order No. 3 for the AC Water and Sewer Group 1056 within contract K-21-2000-DBB-3 project.

Date: January 18, 2024 By: DeJuan Lewis *DeJuan Lewis*
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
1	B24074	400881	NOT_RELEVANT_GRANT	512025	OTHR-00000000-TR	2116	2116110013	B-24074.06.01.02	\$1,267,930.00
TOTAL AMOUNT									\$1,267,930.00

FL
M dm

Passed by the Council of The City of San Diego on MAR 12 2024, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
District 4 - vacant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 22 2024.

(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: TODD GLORIA
Mayor of The City of San Diego, California.

(Seal) DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 315403