

RESOLUTION 2013-159

RESOLUTION AUTHORIZING REALLOCATION OF FUNDS WITHIN THE FISCAL YEAR 2009-2013 CAPITAL IMPROVEMENT PROGRAM IN THE AMOUNT OF \$400,000 FROM THE CHULA VISTA SOUTH CAMPUS DEMOLITION PROJECT TO THE H STREET EXTENSION PROJECT

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1, (Port Act); and

WHEREAS, Section 47 of the Port Act, requires that the Board of Port Commissioners (BPC) to meet for the purposes of fixing the final budget; and

WHEREAS, On April 4, 2012, the BPC approved an amended Capital Improvement Program (CIP) for FY 2009-2013 in which the \$7,800,000 budget for the H Street Extension Project was funded; and

WHEREAS, to date there is just over \$6,800,000 remaining in the BPC approved CIP Project budget; and

WHEREAS, pursuant to Resolution 2013-160 adopted by the BPC on September 10, 2013 the District awarded Contract No. 2010-06R for the H Street Extension Project in an amount not to exceed \$7,191,582.50 (\$7,200,000, rounded); and

WHEREAS, the Consultant Engineer's construction cost estimate was \$7,000,000 and the lowest responsive and responsible bid received was in the amount of \$7,191,582.50; and

WHEREAS, the cost of the comprehensive environmental measures and controls required for construction has resulted in a CIP Project budget shortfall of approximately \$1,600,000; and

WHEREAS, from the \$1,600,000 shortfall, \$400,000 is required to award the construction and the remaining \$1,200,000 budget shortfall is needed for soft costs during the Project construction and staff is planning to address that at the up-coming October CIP workshop; and

WHEREAS, staff recommends that the construction contract-related \$400,000 come from funds reallocated from another BPC approved Chula Vista CIP project, the South Campus Demolition project; and

WHEREAS, the South Campus Demolition project is funded in the amount of \$8,347,000 and is being implemented in two phases; and

WHEREAS, the \$400,000 proposed reallocation funds from South Campus Demolition to the H Street Extension project will reallocate funding from the Phase B portion of the South Campus Demolition project; and

WHEREAS, the Pacifica Land Exchange Agreement provided for Pacifica to pay the District \$3,000,000 toward the cost of infrastructure on the Chula Vista Bayfront and there is currently \$1,000,000 in that escrow account, and staff is looking into how to access those funds; and

WHEREAS, once the District receives the funds the CIP budget for the Chula Vista South Campus Demolition Project can be re-funded the \$400,000.

NOW, THEREFORE, BE IT RESOLVED that the Board of Port Commissioners of the San Diego Unified Port District hereby authorizes the reallocation of funds within the Fiscal Year 2009-2013 Capital Improvement Program in the amount of \$400,000 from the Chula Vista South Campus Demolition project to the H Street Extension project.

APPROVED AS TO FORM AND LEGALITY:


PORT ATTORNEY

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 10th day of September, 2013, by the following vote:

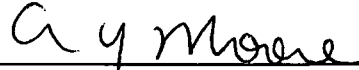
AYES: Castellanos, Malcolm, Merrifield, Moore, Nelson, Smith, Valderrama

NAYS: None.

EXCUSED: None.

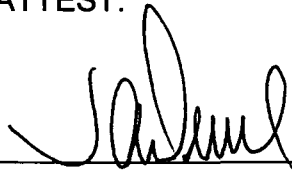
ABSENT: None.

ABSTAIN: None.



Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)