

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NO. R-03454

ADOPTED ON APRIL 9, 2002

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO MAKING CERTAIN FINDINGS WITH RESPECT TO THE PAYMENT FOR INSTALLATION/ REHABILITATION OF STREETLIGHTS ON BROADWAY FROM 12TH AVENUE TO PACIFIC HIGHWAY IN THE CENTRE CITY AND HORTON PLAZA REDEVELOPMENT PROJECT AREAS; AUTHORIZING THE CENTRE CITY DEVELOPMENT CORPORATION TO BID AND AWARD A CONTRACT FOR CONSTRUCTION OF SAID IMPROVEMENTS; AND AMENDING THE ANNUAL PROGRAM BUDGET PREVIOUSLY ADOPTED FOR FISCAL YEAR 2001-2002.

WHEREAS, the Redevelopment Agency of the City of San Diego [Agency] is engaged in activities necessary to carry out and implement the Redevelopment Plans for the Centre City and Horton Plaza Redevelopment Project Areas [Project Areas]; and

WHEREAS, the Centre City Development Corporation, Inc. [CCDC], has been authorized to administer the redevelopment projects in the Project Areas; and

WHEREAS, in order to carry out and implement the Redevelopment Plans, the Agency proposes to pay for all or part of the construction, installation, and rehabilitation of streetlight improvements on Broadway from 12th Avenue to Pacific Highway [Streetlight Improvements]; and

WHEREAS, CCDC has reviewed the Streetlight Improvements project and recommends that the Agency consent to and authorize CCDC to bid and construct these public Streetlight Improvements in the Centre City and Horton Plaza Redevelopment Project Areas; and

WHEREAS, the Agency has duly considered all conditions of the proposed payment for

improvements and believes that the payment by the Agency of all or part of the cost of the installation and construction of these improvements by the Agency is in the best interest of the City and health, safety, morals and welfare of its residents, and in accord with the public purposes and provisions of applicable State and local law requirements; NOW, THEREFORE,

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

1. That the Agency finds and determines that the installation/rehabilitation of the public Streetlight Improvements on Broadway from 12th Avenue to Pacific Highway for which the Agency proposes to pay are of benefit to the Centre City and Horton Plaza Redevelopment Projects; that no other reasonable means for financing the proposed improvements are available to the community; that the proposed improvements will assist in eliminating one or more blighting conditions inside the Projects Areas; and that the installation/rehabilitation of the public Streetlight Improvements is consistent with the Implementation Plans for the Project Areas adopted and amended by the Agency pursuant to California Health and Safety Code section 33490, all as described in Attachment No. 1.

2. That CCDC, on behalf of the Agency, is authorized to advertise and receive bids for demolition and construction of these improvements in the Centre City and Horton Plaza Redevelopment Project Areas.

3. That the Executive Director of the Agency, or designee, is authorized to award the contract to the lowest qualified bidder, provided the bid is within the established budget.

4. That CCDC, on behalf of the Agency, is authorized to administer the contract.

5. That the total amount for the contract and agreement shall not exceed six hundred thousand dollars (\$600,000).

6. That the Executive Director of the Agency, or designee, is authorized to amend the Fiscal Year 2001-2002 budget by increasing the Horton Plaza Project Fund by two hundred

fifty thousand dollars (\$250,000) and increasing the Columbia Project Fund by twenty-five thousand dollars (\$25,000).

7. That approval of this amendment constitutes authority for the expenditure of funds by CCDC in Fiscal Year 2001-2002 provided that funds are available from disposition proceeds, developer advances, and tax increment generated by the Project Areas, and any funds allocated by the Council of the City of San Diego from various sources.

8. That the City Auditor and Comptroller is authorized:

a. To establish the necessary accounts; and

b. To appropriate and to allot all monies available in each project fund up to the amount of revenues available in each project fund.

9. That the City Auditor and Comptroller is authorized to carry forward any unexpected balance remaining in each budgetary account at the end of each fiscal year into the next fiscal year as a continuing appropriation, subject to amendment by the Agency.

10. That the President of CCDC, or designee, is authorized to expend funds as appropriate for the Columbia Project in the Centre City Redevelopment Project Area and the Horton Plaza Redevelopment Project Area.

11. That the President of CCDC, or designee, is authorized to request the City Auditor and Comptroller to make budgetary transfers between the line items and object accounts within each project fund.

12. That the Agency authorizes the City Auditor and Comptroller, upon the request of CCDC, to transfer or loan funds between sub-projects within a project, provided that such transfers or loans do not increase or decrease the total project budgets or result in a use of such funds which would be inconsistent with the permitted uses of such funds.

13. That in the event the Agency desires to issue bonds, notes, or other instruments of

indebtedness of the Agency to carry out redevelopment projects, then any indebtedness of the Agency to the City of San Diego, including any interest accrued thereon, shall be deemed not to be a first pledge of tax increment allocations received by the Agency pursuant to California Health and Safety Code Section 33670; and any indebtedness of the Agency to the City of San Diego, including any interest accrued thereon, shall be subordinate to any pledge of tax increments to bondholders or the holders of other such instruments of indebtedness.

APPROVED: CASEY GWINN, General Counsel

By

Deborah Engel
Deputy General Counsel

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Or.Dept:CCDC

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