

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04238

DATE OF FINAL PASSAGE FEB 26 2008

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO AUTHORIZING THE CENTRE CITY DEVELOPMENT CORPORATION TO EXECUTE AN AGREEMENT WITH PROJECT DESIGN CONSULTANTS FOR ARCHITECTURAL AND ENGINEERING DESIGN SERVICES FOR PHASE 1 OF THE NORTH EMBARCADERO VISIONARY PLAN.

WHEREAS, the Redevelopment Agency of the City of San Diego [Agency] is engaged in activities necessary to carry out and implement the redevelopment plan for the Centre City Redevelopment Project Area [Project Area]; and

WHEREAS, the Centre City Development Corporation [CCDC] is responsible for implementing redevelopment projects in the Project Area; and

WHEREAS, in order to carry out and implement the Redevelopment Plan, the Agency approved the Implementation Plans for the period of July 2004 – June 2009 for the Centre City and Horton Plaza Redevelopment Projects; and

WHEREAS, the Implementation Plans identify the North Embarcadero Visionary Plan (“NEVP”) as a specific project; and

WHEREAS, in 1997 an alliance of five agencies (Centre City Development Corporation, the City of San Diego, the San Diego Unified Port District, the County of San Diego, and the United States Navy) with jurisdictional or ownership interest in the North Embarcadero joined

forces to create a vision that was endorsed by the North Embarcadero Alliance in December 1998; and

WHEREAS, the San Diego Unified Port District, acting as lead agency, certified the Environmental Impact Report (EIR) in May 2001; and

WHEREAS, the California Coastal Commission approved the land use amendments implementing the NEVP in April 2002; and

WHEREAS, on October 11, 2005 the Centre City Development Corporation Board and the Board of Port Commissioners approved the Schematic Design and recommended the first phase to be Harbor Drive between Broadway and B Street; and

WHEREAS, in February 2007, a new, second generation Joint Powers Authority (“JPA”) Agreement was approved and executed by the City of San Diego, the Redevelopment Agency of the City of San Diego, acting through the Centre City Development Corporation, and the San Diego Unified Port District; and

WHEREAS, the primary purpose of the JPA is to facilitate the design and construction of the first phase of the NEVP; and

WHEREAS, on behalf of the JPA, Centre City Development Corporation issued a Request for Qualifications for Architectural and Engineering Design Services for Phase 1 in April 2007; and

WHEREAS, Project Design Consultants was the firm chosen by a Selection Committee after an interview process as best qualified to deliver certain services; NOW, THEREFORE,


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

1. That Centre City Development Corporation is authorized to execute an agreement in the amount of \$4,158,441 with Project Design Consultants for architectural and design services. The total compensation under the Agreement shall not exceed \$4,158,441.

BE IT FURTHER RESOLVED, that the North Embarcadero Alliance Visionary Plan Final Master EIR (NEVP MEIR) analyzed the infrastructure improvements outlined in the NEVP along with four subsequent redevelopment projects, including Lane Field Redevelopment. The NEVP MEIR was certified by the San Diego Unified Port District Board of Port Commissioners on April 25, 2000. On August 8, 2006, the Board adopted Resolution No. 2006-131, which determined the NEVP MEIR was legally adequate for purposes of “tiering” under the California Environmental Quality Act (CEQA). On April 23, 2007, the Port issued an Initial Study and Addendum to the MEIR for the Broadway Pier Cruise Ship Terminal and Infrastructure Improvement Project, concluding that the Broadway Pier project remains consistent with the NEVP and would further its implementation as part of the overall San Diego waterfront redevelopment plan. On October 24, 2007, the Port issued an Initial Study and Addendum to the MEIR for the Lane Field Development Project indicating that the potential environmental impacts associated with the proposed development at Lane Field were described in the NEVP as part of the Lane Field Development Project and adequately evaluated in the NEVP MEIR, with only the addendum necessary to address the minor changes to the Lane Field project.

BE IT FURTHER RESOLVED, that the approval of a funding mechanism for design work that will be undertaken for development to implement the NEVP is not a "project" under CEQA and thus, no separate environmental document need be prepared prior to approval of the contract. This activity is not a “project”, and therefore is not subject to CEQA per CEQA Guidelines Section 15060(c)(3).

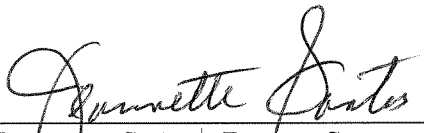
APPROVED: MICHAEL J. AGUIRRE, General Counsel

By   
Carol A. Leone  
Deputy General Counsel

CAL:cfq  
01/30/08  
Or.Dept:CCDC  
Aud.Cert: 2800553  
RA-2008-70  
MMS#5857

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of FEB 19 2008.

REDEVELOPMENT AGENCY

By   
Jeannette Santos, Deputy Secretary

Approved: 2-26-08  
(date)

  
JERRY SANDERS, Executive Director

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Executive Director

**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2800553

ORIGINATING

DEPT. NO.: 9960

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: \_\_\_\_\_ Fund: \_\_\_\_\_

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

**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: \$4,158,441.00

Vendor: Project Design Consultants

Purpose: Authorizing the expenditure of funds for architectural and engineering design services for construction documents for Phase 1 of the North Embarcadero Visionary Plan for a fixed fee of \$4,158,441.

Date: February 5, 2008 By: Larissa Kogay  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORGANIZ	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	98706	987064	2015	4151	002015				\$2,079,220.50
002	0	98706	987062	2015	4151	002015				2,079,220.50
TOTAL AMOUNT										\$4,158,441.00

FUND OVERRIDE

Passed by the Redevelopment Agency of The City of San Diego on FEB 19 2008, by the following vote:

Agency Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage FEB 26 2008

AUTHENTICATED BY:

JERRY SANDERS  
Executive Director of The City of San Diego, California.

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

(Seal)

By *Donnette J. Peters*, Deputy

Office of the Redevelopment Agency, San Diego, California

Resolution Number R- 04238