

*RA Item # 1
RA Inty 10/21/08*

(RA-2009-1)

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04332

DATE OF FINAL PASSAGE OCT 28 2008

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO APPROVING THE FIRST AMENDMENT TO THE AMENDED COOPERATION AGREEMENT; APPROVING THE PHASED TRANSFER OF FUNDS FROM THE REDEVELOPMENT AGENCY TO THE CITY OF SAN DIEGO FOR CREATION OF A PARK WITHIN THE SOUTHCREST REDEVELOPMENT PROJECT AREA; AND MAKING CERTAIN FINDINGS THAT THE USE OF FUNDS FROM THE REDEVELOPMENT PROJECT AREA BOND ISSUANCE WILL BE OF BENEFIT TO THE SOUTHCREST REDEVELOPMENT PROJECT AREA.

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 Southcrest Redevelopment Project Area; and

WHEREAS, in order to carry out and implement the Redevelopment Plan, on November 24, 1998, the Redevelopment Agency by Resolution No. R-02911 and the City Council by Resolution No. R-291003 approved the original Cooperation Agreement respectively; and

WHEREAS, in order to carry out and implement the Redevelopment Plan, on April 11, 2000, the Redevelopment Agency by Resolution No. 03141 and the City Council by Resolution No. 292980 approved the Amended Cooperation Agreement respectively; and

WHEREAS, pursuant to the First Amendment to the Amended Agreement the Redevelopment Agency [Agency] proposes enter into an agreement with the City of San Diego to provide for the construction thereon of the public park; and

WHEREAS, the Council has duly considered all Findings attached to the Staff Report and concludes that the redevelopment of the real property pursuant to the proposed First Amendment to the Amended Cooperation Agreement is in the best interest of the City and the health, safety and welfare of its residents, and in accord with the public purposes and provisions of applicable State and local law and requirements; NOW, THEREFORE,

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

1. That the First Amendment to the Amended Cooperation Agreement, which establishes the terms and conditions for the transfer and development of the real property is hereby approved. The Executive Director or his designee is hereby authorized to execute said First Amendment on behalf of the Redevelopment Agency.
2. That the Redevelopment Agency agrees to transfer, and hereby authorizes the transfer of \$1,600,000 from the Redevelopment Agency to the City of San Diego in a phased transfer to begin as soon as practical for the estimated development costs to facilitate the improvements of the park; for transfer to CIP No. 29-970.0, 252 Corridor Park Improvements – Phase II.
3. That the Redevelopment Agency finds that the use of the Southcrest Redevelopment Project Area bond issuance funds is of benefit to the Southcrest Redevelopment Project Area consistent with the Findings attached to the Staff Report, all of which are incorporated herein by reference as if set forth in their entirety.
4. That the Redevelopment Agency authorizes the City Clerk to deliver a copy of this resolution to the City Manager and members of the San Diego City Council. A copy of the First Amendment to the Amended Cooperation Agreement, when executed by the Agency, shall

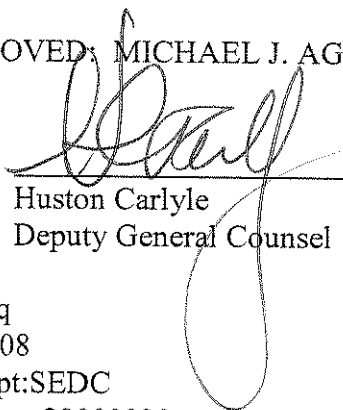
be placed on file in the office of the City Clerk as Document No. RR-

304299.

BE IT FURTHER RESOLVED, that the Redevelopment Agency as Lead Agency under CEQA has reviewed and considered the previously adopted Secondary Study (which was adopted on November 24, 1998, by Resolution R-02912) for the 252 Corridor Park (including Phase II improvements), in accordance with CEQA Guidelines Section 15162. Based on the 15162 analysis, the Agency has determined that no additional environmental review is necessary as the scope and nature of the project, and the environmental setting in which it is located, has not changed since the project was evaluated in the 1998 Secondary Study. Therefore, no additional environmental review would be required.

APPROVED: MICHAEL J. AGUIRRE, General Counsel

By



Huston Carlyle
Deputy General Counsel

HC:cfq

10/06/08

Or.Dept:SEDC

Aud.Cert:29000020

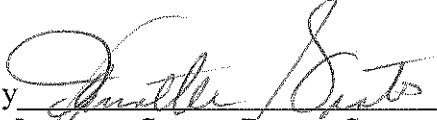
RA-2009-1

Council:Companion R-2009-27

MMS#6484

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of OCT 21 2008.

REDEVELOPMENT AGENCY

By 
Jeannette Santos, Deputy Secretary

Approved: 10-28-08
(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

ORIGINATING

AC 29000020

DEPT. NO.: 9994

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: \$1,600,000.00 Fund: _____

Purpose: Redevelopment Agencies' Southcrest Fund 98335 (drawing upon SC Line of Credit) to transfer funds to a City Fund called 10267 "SC RDA Contrib. to CIP for Corridor Park II First Amendment (Amended Cooperative Agreement) for the 252 Corridor Park Phase II design and development to be performed under CIP # 29-970.0.

Date: July 1, 2008 By: Francisco J Lopez *FJL*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA											
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
01	0	98335	983354	4005	4881	299700					\$1,600,000.00
TOTAL AMOUNT											\$1,600,000.00
											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"/>

Passed by the Redevelopment Agency of The City of San Diego on OCT 21 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"/>

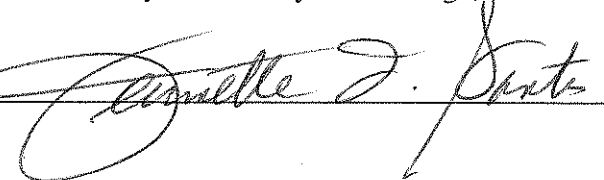
Date of final passage OCT 28 2008

AUTHENTICATED BY:

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

(Seal)

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

By , Deputy

Office of the Redevelopment Agency, San Diego, California
Resolution Number R-04332