

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04369

DATE OF FINAL PASSAGE MAR 0 2 2009

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO APPROVING THE FIRST AMENDMENT TO THE AGREEMENT WITH KEYSER MARSTON ASSOCIATES, INC. FOR ECONOMIC AND REAL ESTATE CONSULTING SERVICES AND AUTHORIZING EXECUTION THEREOF.

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 Central Imperial, Gateway Center West, Mount Hope and Southcrest Redevelopment Project Areas [Project Areas]; and

WHEREAS, the Southeastern Economic Development Corporation [SEDC] is responsible for implementing redevelopment projects in the Project Areas; and

WHEREAS, in order to carry out and implement redevelopment projects and the Redevelopment Plans for the Project Areas, the Agency authorized entering into an Agreement for Consulting Services with Keyser Marston Associates, Inc. to provide to SEDC economic and real estate consulting services in the Project Areas in an amount not to exceed \$360,000, pursuant to Resolution No. R-04126 approved by the Agency on March 27, 2007, [Agreement]; and

WHEREAS, SEDC proposes that the Agency authorize a First Amendment to the Agreement with Keyser Marston Associates, Inc. in the amount not to exceed \$342,000, for a total contact amount not to exceed \$702,000, to provide compensation to Keyser Marston

Associates, Inc. for additional economic and real estate consulting services needed within the Project Areas; NOW, THEREFORE,

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

1. That the Agency approves the First Amendment to the Agreement with Keyser Marston Associates, Inc. including approval of Attachment No. 1 (revised Scope of Basic Services) and Attachment No. 4 (revised Basic Services Budget), for additional economic and real estate consulting services as needed within the Project Areas, in the amount not to exceed \$342,000, for a total contract amount not to exceed \$702,000.

2. That the Agency authorizes the Southeastern Economic Development Corporation to execute the First Amendment to the Agreement with Keyser Marston Associates, Inc.; a copy of which shall be placed on file in the office of the secretary to the Agency as Document No.

D-04369.

3. That the expenditure not to exceed \$342,000 on an as-needed basis is authorized by the First Amendment solely and exclusively for the purpose of providing funding for the First Amendment to the Agreement with Keyser Marston Associates, Inc.

4. That the Agency authorizes the Executive Director of the Agency, or designee, to administer the Agency's obligations, responsibilities and duties to be performed under the First Amendment to the Agreement.

5. That the Agency finds and determines that this activity is not a "project" for purposes of the California Environmental Quality Act [CEQA] because it does not meet the

criteria set forth in CEQA Guidelines Section 15378. Therefore, pursuant to CEQA Guidelines Section 15060(c)(3), this activity is not subject to CEQA.

APPROVED: JAN I. GOLDSMITH, General Counsel

By *Kendall D. Berkey*
Kendall D. Berkey
Deputy General Counsel

KDB:nda
02/04/09
Or.Dept:SEDC
RA-2009-71
MMS#7578

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of FEB 17 2009

REDEVELOPMENT AGENCY

By *Jeannette Santos*
Jeannette Santos, Deputy Secretary

Approved: 3.2.09
(date)

JSL
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 2900533

ORIGINATING

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: _____ 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: \$342,000.00

Vendor: Keyser Marston Associates

Purpose: First amendment to agreement with vendor for real estate consulting services for SEDC project areas.

Date: January 26, 2009 By: Francisco Lopez 

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	98775	987758	2002	4222	002002				50,000.00
002	0	98779	98764	2002	4222	002002				42,000.00
003	0	98787	987872	2002	4222	002002				10,000.00
004	0	98793	987933	2002	4222	002002				10,000.00
005	0	98350	983508	2002	4222	002002				125,000.00
006	0	98360	97147	2002	4222	002002				15,000.00
007	0	98330	983308	2002	4222	002002				90,000.00
TOTAL AMOUNT										\$342,000.00

FUND OVERRIDE

AC 2900533

Passed by the Redevelopment Agency of The City of San Diego on FEB 17 2009, by the following vote:

Agency Members	Yeas	Nays	Not Present	Recused
Sherri Lightner	<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"/>
Todd Gloria	<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"/>
Carl DeMaio	<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"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

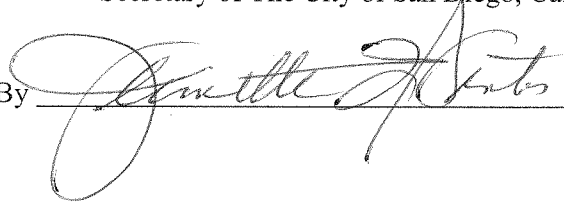
Date of final passage MAR 02 2009

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- 04369