

RA Item # 3  
Item 142 4/14/09  
(RA-2009-81) RA mtg

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R - 04378

DATE OF FINAL PASSAGE APR 29 2009

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO [AGENCY] (i) MAKING CERTAIN FINDINGS FOR THE EXPENDITURE OF AGENCY FUNDS FOR THE INSTALLATION OF APPROXIMATELY 48 NEW STREETLIGHTS ALONG EL CAJON BOULEVARD AND STREAMVIEW DRIVE [IMPROVEMENTS] WITHIN THE CROSSROADS REDEVELOPMENT PROJECT AREA [PROJECT AREA] IN ACCORDANCE WITH CALIFORNIA HEALTH AND SAFETY CODE SECTION 33445; (ii) AUTHORIZING THE TRANSFER OF AN AMOUNT NOT TO EXCEED \$580,000 OF TAX INCREMENT FUNDS FROM THE PROJECT AREA TO THE CITY OF SAN DIEGO FOR DEPOSIT INTO FUND NUMBER 30244, AS AN INCREASE IN THE FISCAL YEAR 2009 CAPITAL IMPROVEMENT PROGRAM BUDGET IN CIP NO. 52-293.0 TO BE USED TOWARD THE COST OF THE IMPROVEMENTS; AND (iii) AUTHORIZING THE AGENCY TO ACCEPT THE RETURN OF ANY AND ALL FUNDS FROM THIS ALLOCATION REMAINING IN FUND NUMBER 30244 IF THERE ARE ANY COST SAVINGS.

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 Crossroads Redevelopment Project Area [Project Area]; and

WHEREAS, in order to implement the Redevelopment Plan for the Project Area, the Agency approved the Second Five-Year Implementation Plan for the period of Fiscal Years 2008 through 2012 [Second Implementation Plan]; and

WHEREAS, the Redevelopment Plan and the Second Implementation Plan identify the need for the construction of public improvements, including the installation of streetlights, to eliminate blighting conditions in the Project Area; and

WHEREAS, the Agency now proposes to contribute up to \$580,000 from the Project Area's tax increment funds, derived from Fund No. 10274, Crossroads Redevelopment – CIP Contributions, to the City for deposit into Fund No. 30244, Capital Outlay Fund Unallocated Reserve, as an increase in the Fiscal Year 2009 Capital Improvement Program [CIP] Budget in CIP No. 52-293.0, Installation of City-Owned Streetlights, to pay for the cost of approximately 48 new, standard streetlights along El Cajon Boulevard from 54<sup>th</sup> Street to 73<sup>rd</sup> Street, and along Streamview Drive from 54<sup>th</sup> Street to College Avenue [Improvements], located within the Project Area; and

WHEREAS, the Agency desires to pay for the cost of the Improvements to implement the goals and objectives of the Redevelopment Plan and the Second Implementation Plan because the City presently has insufficient funding for the Improvements; and

WHEREAS, the City will manage the installation of the Improvements in connection with the City's existing CIP project known as the Installation of City-Owned Streetlights Project; and

WHEREAS, the Agency has duly considered the proposed Agency financial contribution for the installation of the Improvements and finds that such financial contribution is in the best interests of the Project Area, the City and the 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:

(a) That the installation of the Improvements, consisting of approximately 48 new, standard streetlights along El Cajon Boulevard from 54<sup>th</sup> Street to 73<sup>rd</sup> Street, and along Streamview Drive from 54<sup>th</sup> Street to College Avenue, located within the Project Area, for which the Agency proposes to pay using Agency tax increment funds from the Project Area, are of benefit to the Project Area and the immediate neighborhood in which the Project Area is located, as further described in Section I of the Special Findings attached to the staff report to the Agency identified as Report No. RA-09-10;

(b) That no other reasonable means of financing the Improvements is available to the community (i.e., the City), as further described in Section II of the Special Findings attached to the staff report to the Agency identified as Report No. RA-09-10;

(c) That the payment of Agency funds for the cost of installation of the Improvements will assist in the elimination of blighting conditions within the Project Area, as further described in Section III of the Special Findings attached to the staff report to the Agency identified as Report No. RA-09-10;

(d) That the Improvements are consistent with the Second Five-Year Implementation Plan adopted effective May 19, 2008 for the Crossroads Redevelopment Project pursuant to California Health and Safety Code section 33490, a copy of which Plan is on file with the Agency as Document No. D-04266, as further described in Section IV of the Special Findings attached to the staff report to the Agency identified as Report No. RA-09-10; and

(e) All of the findings set forth herein above are more fully described in the Special Findings attached to the staff report to the Agency identified as Report No. RA-09-10 and incorporated herein by this reference.

2. That the Agency authorizes the transfer of an amount not to exceed \$580,000 of tax increment funds from the Project Area, as allocated in its Fiscal Year 2009 Budget from Fund No. 10274, Crossroads Redevelopment – CIP Contributions, to the City for deposit into Fund No. 30244, Capital Outlay Fund Unallocated Reserve, as an increase in the Fiscal Year 2009 Capital Improvement Program Budget in CIP No. 52-293.0, Installation of City-Owned Streetlights, to be used toward the cost of installation of the Improvements, contingent upon the City Comptroller certifying the availability of funds.

3. That the Agency is hereby authorized to accept the return of any and all funds from this allocation remaining in the Capital Improvement Program Budget in CIP No. 52-293.0, Installation of City-Owned Streetlights, Fund No. 30244, Capital Outlay Fund Unallocated Reserve, upon any cost savings should actual costs of the Improvements be less than \$580,000.

4. That the Agency's Executive Director, or designee, is hereby authorized to execute all documents on behalf of the Agency that are necessary and appropriate to carry out and implement the purposes set forth in this Resolution according to its terms, and to administer the Agency's obligations, responsibilities and duties to be performed hereunder.

5. That the Agency finds and determines that the Agency's funding of the costs of the Improvements is categorically exempt from the California Environmental Quality Act

[CEQA] pursuant to CEQA Guidelines section 15303(d), in that the Improvements involve the installation of limited numbers of new, small facilities, including street improvements.

APPROVED: JAN I. GOLDSMITH, General Counsel

By Kevin J. Reisch  
Kevin J. Reisch  
Deputy General Counsel

KJR:hm:pev  
03/10/09  
Or.Dept.Redev.Agency  
RA-2009-81  
MMS#8006  
Companion Item to R-2009-942

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of APR 14 2009

REDEVELOPMENT AGENCY

By: Jeannette Santos  
Jeannette Santos, Deputy Secretary

Approved: 4-19-09  
(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**

ORIGINATING

AC 2900612

DEPT.

NO.: 9975

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: \$580,000.00

Vendor: City of San Diego

Purpose: Authorizing the expenditure of funds by City of San Diego - For the design and installation of street lights on El Cajon Blvd from 54th St. to 73rd St., and along Streamview Dr. from 54th St. to College Ave. The initial contract is for \$580,000.00.

Date: February 20, 2009 By: Weihong Dai 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	98250	982502	4001	4881	010274				400,000.00
002	0	98250	982502	4001	4881	010274				180,000.00
TOTAL AMOUNT										\$580,000.00

FUND OVERRIDE

Passed by the Redevelopment Agency of The City of San Diego on APR 14 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 29 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-

04378