



REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04678

DATE OF FINAL PASSAGE JUN 28 2011

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO (i) AUTHORIZING THE ACCEPTANCE OF THE TRANSFER OF TRANSNET FUNDS FROM THE CITY OF SAN DIEGO IN THE AMOUNT OF \$283,000 AND (ii) APPROVING AND AUTHORIZING THE EXECUTION OF THE COOPERATION AGREEMENT FOR THE DESIGN AND CONSTRUCTION OF THE FRONT AND CEDAR TRAFFIC SIGNAL IN THE CORTEZ REDEVELOPMENT DISTRICT OF THE EXPANSION SUB AREA OF THE CENTRE CITY REDEVELOPMENT PROJECT AREA.

WHEREAS, the Redevelopment Agency of the City of San Diego (Agency) has approved the Redevelopment Plan for the Centre City Redevelopment Project Area (Redevelopment Plan) in accordance with the California Community Redevelopment Law, set forth at California Health and Safety Code sections 33000-33855; and

WHEREAS, Centre City Development Corporation, Inc. (CCDC) is responsible for implementing redevelopment projects in the Centre City Redevelopment Project Area (Project Area); and

WHEREAS, in order to carry out and implement the Redevelopment Plan, the Agency has approved the combined Five-Year Implementation Plan for the period of July 2009 – June 2014 for the Centre City and Horton Plaza Redevelopment Projects (Implementation Plan); and

WHEREAS, the Implementation Plan identifies the need to increase the quality of life for downtown residents, visitors, and businesses by improving street intersection traffic and pedestrian flow; and

WHEREAS, pursuant to Resolution No. R-304298 adopted effective October 27, 2008, the City Council of the City of San Diego (Council) approved the Agency's payment for the installation of six traffic signals in the Project Area, including one traffic signal located at the intersection of Front and Cedar streets in the Cortez Redevelopment District of the Expansion Sub Area of the Project Area (Cedar Signal Project); and

WHEREAS, the Cedar Signal Project consists of one traffic signal, pop-outs for the northerly corners and other surface improvements required for drainage and compliance with the Americans with Disabilities Act of 1990, as amended; and

WHEREAS, pursuant to Resolution No. 04333 adopted effective October 27, 2008, the Agency authorized CCDC to advertise, award, execute and administer a contract for the installation of six traffic signals in the Project Area, including the Cedar Signal Project; and

WHEREAS, the City of San Diego (City) and CCDC entered into that certain Memorandum of Understanding dated September 15, 2007 (MOU), whereby the City and CCDC agreed to cooperate and share the costs of designing and installing the Cedar Signal Project; and

WHEREAS, the MOU provided that the City would fund the traffic signal design and would be responsible for the maintenance and operation of the Cedar Signal Project and the Agency would be responsible for funding and managing the construction of the Cedar Signal Project; and

WHEREAS, in March 2009, the City was awarded approximately \$20,000,000 in American Recovery Reinvestment Act (ARRA) funds, and these ARRA funds were exchanged with the San Diego Association of Governments (SANDAG) for TransNet funds (TransNet Funds), to be distributed to various transportation-related projects; and

WHEREAS, the City agreed to set aside \$283,000 in TransNet Funds in order to reimburse the Agency for the construction costs incurred with respect the Cedar Signal Project, which is considered a transportation-related project; and

WHEREAS, the Agency now desires to accept the transfer of TransNet Funds from the City in the amount of \$283,000 for reimbursement of certain costs incurred for the Cedar Signal Project, and the Agency has incurred additional costs in the amount of \$59,910 for the Cedar Signal Project, which additional costs will not be reimbursed by the City; and

WHEREAS, the Agency's receipt of \$283,000 in TransNet Funds from the City for the Cedar Signal Project is reflected in the Agency's budget for the 2011-2012 Fiscal Year; and

WHEREAS, the City and the Agency have agreed to expand the scope of the MOU and desire to enter into the proposed Cooperation Agreement for the Design and Construction of the Front and Cedar Traffic Signal (Cooperation Agreement), which provides that the City will contribute \$283,000 in TransNet Funds to reimburse the Agency for costs incurred during the design and construction of the Cedar Signal Project, and sets forth the rights, obligations and responsibilities with respect to the operation and maintenance of the Cedar Signal Project; and

WHEREAS, the Agency has duly considered all of the terms and conditions provided in the Cooperation Agreement and has determined that the conditions contained in the Cooperation Agreement are in the best interest of the City and the health, safety, morals 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 Agency accepts the transfer of the TransNet Funds from the City in the amount of \$283,000 in order to reimburse the Agency for certain costs incurred with respect to the Cedar Signal Project.
2. That the Agency approves the Cooperation Agreement, including all exhibits attached thereto.
3. That the Agency's Executive Director, or designee, is authorized, on behalf of the Agency, to execute the Cooperation Agreement, a copy of which, when fully executed, shall be placed on file with the Agency Secretary as Document No. D- 04678.
4. That the Agency's Executive Director, or designee, is authorized, on behalf of the Agency, to sign all documents necessary and appropriate to implement the Cooperation Agreement, and to take any actions necessary and appropriate to administer the Agency's obligations, responsibilities and duties to be performed under the Cooperation Agreement.

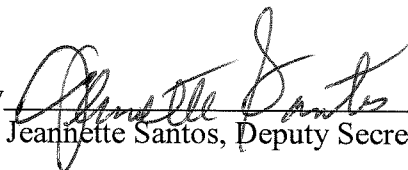
APPROVED: JAN I. GOLDSMITH, General Counsel

By Kevin Reisch  
Kevin Reisch  
Deputy General Counsel

MRT/KR:hm/nja  
5/27/2011  
6/14/2011 Cor.Copy  
Or.Dept:CCDC  
RA-2011-126  
PL#2010-00554

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the  
City of San Diego, at this meeting of JUN 28 2011

REDEVELOPMENT AGENCY

By   
Jeannette Santos, Deputy Secretary

Approved: 6.28.11  
(date)

  
JERRY SANDERS, Executive Director

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

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

Passed by the Redevelopment Agency of The City of San Diego on JUN 28 2011, 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 type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<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"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 28 2011

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-

04678