

RESOLUTION NO. 217196

DEC 8 1976

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING CHANGES IN THE ESTIMATED COST OF ACQUISITIONS AND INCREASING THE AMOUNT OF THE CITY'S CASH CONTRIBUTION

(Park District No. 12F - TECOLOTE CANYON)

WHEREAS, in proceedings under the San Diego Park District Procedural Ordinance of 1969 the Council adopted resolution of intention, Resolution No. 210795, ordering the City Manager to prepare the Report required by said Act, and pursuant thereto the City Manager has prepared said Report, consisting of a description of the property to be acquired for park and recreation purposes, an estimate of the cost and expense thereof, a diagram showing the assessment district, and a proposed assessment of the cost and expense of the proposed improvements, said Report being on file with the City Clerk; and

WHEREAS, the Council adopted Resolution No. 210796 approving said Report, as filed, and appointing the time and place of hearing thereon; and

WHEREAS, on July 18, 1974, the Council conducted a public hearing on said Report and heard all persons desiring to be heard thereon and in connection therewith, and following said public hearing the Council adopted Resolution No. 211118 overruling protests, confirming the assessment as set forth in said Report, ordering the acquisition referred to therein, and providing for the City's contribution, in cash and in City-owned lands or lands being acquired by the City; and

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WHEREAS, on October 24, 1974, the Council adopted Resolution No. 211828 ordering changes in the assessment and in the individual assessments, and increasing the City's cash contribution; and

WHEREAS, on July 5, 1975, the Council adopted Resolution No. 213473 ordering certain changes in the assessment and in an individual assessment, eliminating certain property to be acquired, and correcting the map of the property to be acquired; and

WHEREAS, on July 30, 1976, the Council adopted Resolution No. 216352, increasing the total estimated amount of the costs and expenses of the acquisition, and increased the amount of the City's contribution to the project accordingly; and

WHEREAS, the estimated, and in some cases the actual, value of the property to be acquired has increased even further since the adoption of Resolution No. 216352, by \$331,606.32, and it is therefore necessary to correct and amend the estimated costs and expenses of the acquisition to reflect such increased value; and

WHEREAS, said increased costs reflect inflationary trends and other factors that do not relate to a special benefit to the assessment district and they therefore should be borne by the people generally; and therefore the City's cash contribution should be increased accordingly to cover said increased costs;

NOW THEREFORE,

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BE IT RESOLVED, by the Council of The City of San Diego,  
as follows:

1. The Council hereby orders that the estimated costs and expenses of the proposed acquisition in these proceedings shall be and are hereby increased by the amount of \$331,602.32 to \$6,520,000.00.

2. The Council further orders that the City's cash contribution to the project be and the same is hereby increased by the amount of \$331,606.32 to \$3,419,728.28.

BE IT FURTHER RESOLVED, that the Auditor & Comptroller be and he is hereby authorized to expend the sum of \$331,606.32 from Capital Outlay Reserve - Flood Control Right-of-Way (CIP 90-245.2) to be used solely and exclusively as an advance for interim funding for the acquisitions required by the Tecolote Canyon Park District No. 12F, said monies to be reimbursed to the Capital Outlay Fund upon receipt of sufficient Environmental Growth Funds in fiscal year 1978.

APPROVED: JOHN W. WITT, City Attorney

By   
Harold Valderhaug, Deputy

HOV:n  
11-11-76  
Aud.Cert. 8190  
Or. Dept. E&D

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# CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

## CERTIFICATION OF UNALLOTTED BALANCE

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 \$ 331,606.32 Fund Capital Outlay Fund 245

Purpose Change of work proceedings-Tecolote Canyon Open Space. Increasing the City's cash contribution to \$3,419,728.28.

*W.B. Sage*

Auditor and Comptroller of  
The City of San Diego, Calif.

Date November 9, 19 76

*E.A. Aguirre*

## 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 moneys 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 \$ 331,606.32

*W.B. Sage*

Auditor and Comptroller of  
The City of San Diego, Calif.

Dated November 9, 19 76

*E.A. Aguirre*

Job Order  
Resolution No.

Fund 3713 Prog./Elem. 5434 Object 3496 Project No. 216352

Purpose Same as above

Vendor \_\_\_\_\_

**MICROFILMED** **MAY 30 1978**

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CERTIFICATE NO. 8190  
**DEC 8 1976**

Passed and adopted by the Council of The City of San Diego on **DEC 8 1976**  
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<del>Jim Ellis</del>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

(Seal)

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

By *Kathleen Martinez*, Deputy.

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Office of the City Clerk, San Diego, California

Resolution Number **217196** Adopted **DEC 8 1976**

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