

(O-89-5)

ORDINANCE NUMBER O- 17138 (NEW SERIES)

ADOPTED ON SEP 13 1988

AN ORDINANCE AMENDING ORDINANCE NO. O-16916 (NEW SERIES), AS AMENDED, ENTITLED "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1987-88 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR" BY AMENDING DOCUMENT NO. OO-16916-1, BY ADDING TO THE FISCAL YEAR 1988 CAPITAL IMPROVEMENTS A NEW PROGRAM C.I.P. NO. 39-108, ENTITLED "OPEN SPACE VERNAL POOL PRESERVATION ACQUISITION"; DIRECTING THE AUDITOR AND COMPTROLLER TO INCREASE THE CIP PROGRAM FUNDING BY APPROPRIATING AND ALLOCATING THE SUM OF \$750,000 IN GENERAL REVENUE SHARING FUNDS (18014) TO THE NEWLY ESTABLISHED C.I.P. NO. 39-108; AUTHORIZING THE AUDITOR AND COMPTROLLER TO EXPEND THE SUM OF \$750,000 IN GENERAL REVENUE SHARING FUNDS (18014) FROM C.I.P. NO. 39-108 AND THE SUM OF \$457,000 FROM THE VERNAL POOL PRESERVATION FUND (10570) FOR SAID C.I.P. PROGRAM.

WHEREAS, the City's Vernal Pool Preservation was initiated in 1980 and a Preservation Fund (10570) was established, collecting fees as partial mitigation for the loss of vernal pool habitats through proposed developments; and

WHEREAS, the City now contemplates condemnation action to acquire 18.72 acres of land (Lopez Ridge properties) for open space vernal pool preservation and right-of-way for the proposed Calle Cristobal Street Project; and

WHEREAS, the total acquisition costs of the land is estimated to be \$1.176 million; and

WHEREAS, unappropriated General Revenue Sharing Funds have been set aside in a contingency reserve for such unforeseen purposes; and

WHEREAS, from said reserve, the sum of \$750,000 is proposed for allocation to the vernal pool preservation acquisition, which is established as a new C.I.P. Program No. 39-108; and

WHEREAS, the sum identified for right-of-way acquisition would be reimbursed by the Calle Cristobal assessment district or by the developer; and

WHEREAS, it is recommended to the Council that this action be approved to move forward with the declared intent and purpose of vernal pool preservation; NOW, THEREFORE,

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

Section 1. That ordinance No. 0-16916 (New Series), as amended, entitled "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1987-88 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR," be and it is hereby further amended by amending Document No. 00-16916-1, as amended, to add to the fiscal year 1988 Capital Improvements Program a new project, C.I.P. NO. 39-108, entitled "Open Space Vernal Pool Preservation Acquisition."


Section 2. That the Auditor and Comptroller be and he is hereby directed to increase the funding of the C.I.P. Program by appropriating and allocating the sum of \$750,000 in General Revenue Sharing Funds (18014) to the newly established C.I.P. No. 39-108.

Section 3. That the Auditor and Comptroller be and he is hereby further authorized to expend the above sum of \$750,000 in General Revenue Sharing Funds (18014) from C.I.P. No. 39-108 for

the purposes established therein and the further sum of \$457,000 from the Vernal Pool Preservation Fund (10570) for purposes of C.I.P. No. 39-108.

Section 4. This ordinance shall take effect and be in force immediately upon its adoption after two (2) public hearings, pursuant to the authority contained in sections 16, 17 and 71 of the Charter of The City of San Diego.

APPROVED: John W. Witt, City Attorney

By   
Harold O. Valderhaug  
Deputy City Attorney

HOV:ps  
07/05/88  
Or.Dept:Prop.  
Aud.Cert.:8801132  
Job:517371  
O-89-5  
Form=o.none

**The City of San Diego**  
**CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE AC 8801132

ORIGINATING DEPT. NO.: 070

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 \$ 1,207,000.00 Fund 10570/18014

Purpose Authorizing expenditure of funds for Open Space Vernal Pool Preservation and Calle Cristobal Night-of-Way

Date June 20, 19 88 By: \_\_\_\_\_

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1		10570			9544					\$ 457,000.00
2		18014	7496		4905	016945				750,000.00
TOTAL AMOUNT										\$1,207,000.00

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 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 \$ \_\_\_\_\_

Vendor \_\_\_\_\_

Purpose \_\_\_\_\_

Date \_\_\_\_\_, 19\_\_\_\_ 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

356

SEP 13 1988

Passed and adopted by the Council of The City of San Diego on .....  
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *June G. Blackwell*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on  
**SEP 13 1988**, said ordinance being of the kind and character  
authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not  
less than a majority of the members elected to the Council, and that there was available for the consideration  
of each member of the Council and the public prior to the day of its passage a written or printed copy of said  
ordinance.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *June G. Blackwell*, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number <b>0-17138</b>	Adopted <b>SEP 13 1988</b>

CERTIFICATE OF PUBLICATION

RECEIVED  
CITY CLERK'S OFFICE  
1988 SEP 29 11:55  
SAN DIEGO, CALIF. CA

CITY OF SAN DIEGO  
202 C STREET, 2ND FLOOR  
SAN DIEGO, CA 92101  
ATTN: JUNE A. BLACKNELL

IN THE MATTER OF

NO.

This ordinance amends Ordinance No. 0-16916 (New Series), as amended, entitled "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1987-88 AND APROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR"

**ORDINANCE NUMBER 0-17138 (NEW SERIES)**

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A copy of the complete text of the ordinance is on file in the office of the City Clerk and available for public inspection.

A complete copy of the ordinance is available for inspection in the office of the City Clerk of the City of San Diego, 2nd floor, City Administration Building, 202 C Street, San Diego, CA 92101.

Introduced, reading, dispensed with and adopted by the City Council of the City of San Diego on SEP 13 1988

AUTHENTICATED BY: MAUREEN O'CONNOR  
Mayor of The City of San Diego, California

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California

By JUNE A. BLACKNELL Deputy  
Pub. September 26 118912

I, THOMAS D. KELLEHER

, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

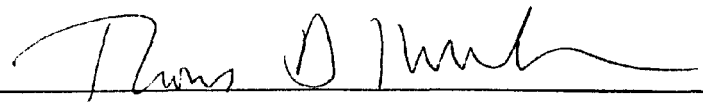
ORDINANCE NUMBER 0-17138 (NEW SERIES)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

SEPT. 26

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 26 day of SEPT., 19 88

  
(Signature)

4 1/2" x 2 x 50.99 = \$100.94