

RESOLUTION NUMBER R- 286291

ADOPTED ON SEP 11 1995

WHEREAS, in Closed Session on May 2, 1995, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 5, 6, 7 and 8, Nays, None, Not Present, the Honorable Mayor Susan Golding; and on May 16, 1995 by the following vote: Yeas, Districts 1, 2, 3, 4, 5, 6, 7, 8 and the Honorable Mayor Susan Golding, Nays, none, approved the following; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$457,637 from CIP 58-004.0, Annual Allocation Miscellaneous Requirements - City Streets TransNet Fund 30300; an amount not to exceed \$702,363 from CIP 52-619.0, Otay Mesa Road Widening - Temporary State Route 905, Transnet Fund 30302; and an amount not to exceed \$365,000 from CIP 52-433.0, Fairmount Avenue from Montezuma Road to I-8, TransNet Bond Proceeds Fund 30302 to CIP 52-513.0, Crosby Street Widening - Harbor Drive to I-5, Prop A Fund 30300.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$700,000 from CIP 58-004.0, Annual Allocation

Miscellaneous Requirements - City Streets, TransP Fund, to CIP 52-619.0, Otay Mesa Road Widening - Temporary State Route 905, as those funds may be received from TransNet services and become available for such transfer.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$1,525,000, (456,637 from CIP 52-513.0, Crosby Street Widening - Harbor Drive to I-5, Prop A Fund 30300; and \$1,067,363 from TransNet Bond Fund 30302), is hereby authorized, solely and exclusively for settlement of condemnation proceedings entitled "City of San Diego vs. Henry P. and Charlotte Piepenkotter" (SDSC No. 676428-1). The \$1,525,000 will supplement funds previously authorized by Resolution No. R-283635, dated March 29, 1994, for settlement of said condemnation.

BE IT FURTHER RESOLVED, that the City Manager be and he is hereby authorized to request funding from SANDAG through the Debt Financing Program in an amount not to exceed \$702,363.

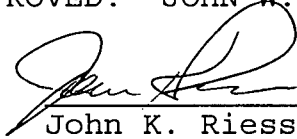
BE IT FURTHER RESOLVED, that the City Manager be and he is hereby authorized to execute any necessary documents related to the receipt of said funds from SANDAG.

BE IT FURTHER RESOLVED, that the Council hereby certifies that The City of San Diego will be responsible for paying its proportional share of the issuance costs and overall annual

department services requirements of the SANDAG Debt Financing Program and that such costs shall be the first priority of the City of San Diego's Annual Allocation of TransNet revenues.

APPROVED: JOHN W. WITT, City Attorney

By



John K. Riess
Senior Deputy City Attorney

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