

ORDINANCE NUMBER O- 18529

ADOPTED ON JUN 08 1998

AN ORDINANCE AMENDING ORDINANCE NO. O-18424 (N.S.), THE FISCAL YEAR 1997-98 APPROPRIATIONS ORDINANCE, AND AUTHORIZING THE CITY MANAGER TO ENTER INTO THE NECESSARY AGREEMENTS TO IMPLEMENT THE 1994 MEMORANDUM OF UNDERSTANDING WITH THE COUNTY OF SAN DIEGO CONCERNING THE NEW DOWNTOWN JAIL FACILITY.

WHEREAS, it is necessary to amend the annual appropriations ordinance for fiscal year 1997-98, Ordinance No. O-18424 (N.S.), to provide for payments of approximately \$5.2 million and \$187,500 to the County of San Diego to implement the 1994 Memorandum of Understanding between the City of San Diego and the County of San Diego concerning the new downtown jail facility [1994 MOU], on file in the Office of the City Clerk as Document No. OO-18052; and

WHEREAS, the payments to the County are in anticipation of receiving \$6.0 million from the Corrections Corporation of America [CCA], through the County, for the early transfer of operational control of the East Mesa Detention Facility to CCA; and

WHEREAS, it is also necessary to authorize the City Manager to enter into the necessary agreements to implement the 1994 MOU; NOW, THEREFORE,

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

Section 1. That Ordinance No. O-18424 (N.S.) is hereby amended to appropriate the sum of \$5,222,553 from Fund No. 10355 for the purpose of participating with the County of San

Diego in the maintenance and operation of the County's new downtown jail facility, as set forth in the 1994 MOU.

Section 2. That Ordinance No. O-18424 (N.S.) is hereby amended to appropriate the sum of \$187,500 from Fund No. 10355 for the purpose of providing funds to modify the Las Colinas Jail Facility to receive City female misdemeanor arrestees, as set forth in the 1994 MOU.

Section 3. That the City Auditor and Comptroller is hereby authorized and directed to pay to the County of San Diego the sums of \$5,222,553 and \$187,500 for the purposes set forth above.

Section 4. That the City Manager is hereby authorized to enter into the necessary agreements to implement the terms and conditions of the 1994 MOU.

Section 5. This ordinance shall take effect and be in force immediately upon its adoption after two public hearings as set forth in City Charter sections 16, 17, and 71.

APPROVED: CASEY GWINN, City Attorney

By


Leslie J. Girard
Assistant City Attorney

LJG:js
05/19/98
06/10/98 COR. COPY
Or. Dept: Mgr.
Aud. Cert: 9801300/9801301
O-98-138
Form=o+t.frm

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

CONTINGENT CERTIFICATE OF UNALLOTTED BALANCE

AC 9801300
ORIGINATING DEPT. NO.: 045

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 5,222,553.00 Fund 10355

Purpose Authorizing the expenditure of funds to pay the County for FY 98 Inmate Reception Center (IRC).

CONTINGENT upon receipt of the \$6.0 million transfer from the County for the East Mesa Detention Facility.

Date May 19, 1998 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 | | 10355 | | | 9544 | | | | | \$5,222,553.00 |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | \$5,222,553.00 |

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 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 \$ _____

Vendor _____

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 |
| | | | | | | | | | | |
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| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | |

FUND OVERRIDE

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

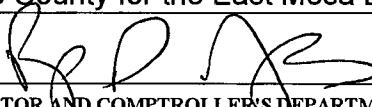
CONTINGENT CERTIFICATE OF UNALLOTTED BALANCE

AC 9801301
ORIGINATING DEPT. NO.: 045

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 187,500.00 Fund 10355

Purpose Authorizing the expenditure of funds to pay the County for the rehabilitation and outfitting of the Los Colinas Women's Facility.
CONTINGENT upon receipt of \$6.0 million transfer from the County for the East Mesa Detention Facility.

Date May 19, 1998 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 | | 10355 | | | 9544 | | | | | \$187,500.00 |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | \$187,500.00 |

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 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 \$ _____

Vendor _____

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 |
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| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | |

AC-361 (REV 2-92)

FUND OVERRIDE

0- 18529

JUN 08 1998

AC 9801301