

RESOLUTION NUMBER R- 290090

ADOPTED ON MAY 11 1998

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO DESIGN, DEVELOPMENT & LEASE AGREEMENT WITH CITYLINK INVESTMENT CORPORATION FOR THE CENTRAL AREA POLICE SUBSTATION AND AUTHORIZING TRANSFER OF FUNDS AND EXPENDITURES FOR THAT PURPOSE.

WHEREAS, on April 15, 1997, The City of San Diego and CityLink Development Corporation [CIC] entered into a Design/Development and Lease Agreement, a copy of which is on file in the Office of the City Clerk as Document No. RR-288535, to provide professional services for the proposed Central Area Police Substation; and

WHEREAS, the City and CIC wish to amend the Design/Development and Lease Agreement; NOW, THEREFORE,

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

1. That the City Manager, or representative, is authorized to execute the First Amendment to the Design/Development and Lease Agreement [Agreement] with CityLink Investment Corporation for additional professional services required for the Central Area Police Substation for an amount not to exceed \$684,450, an increase of \$84,450 from the previous Agreement; a copy of the Agreement is on file in the Office of the City Clerk as Document No. RR- 290090.

2. That CIC is authorized to proceed with Phase II of the Agreement, for the Demolition - Phase A scope of work only as per the Agreement, for an amount not to exceed \$131,962.

3. That the expenditure of an amount not to exceed \$84,450 is authorized from Fund No. 18686, CIP No. 36-056.0, for CIC to perform additional services required under the Agreement.

4. That the City Auditor and Comptroller, or representative, is authorized to transfer as a loan an amount not to exceed \$4,100,000 from the Balboa Park/Mission Bay Park Capital Improvement Program to CIP 36-056.0, Central Area Police Substation, Fund 102244, Transient Occupancy Tax. (The loan is to be repaid by State of California COPS Funds in this order: \$1,000,000 in October 1998; \$1,000,000 in October 1999; \$1,000,000 in October 2000; \$1,000,000 in October 2001; and \$100,000 in October 2002. If COPS funds become unavailable, the loan is to be repaid from other police funding sources.)

5. That the expenditure of an amount not to exceed \$300,000 is authorized from CIP 36-056.0, Central Area Police Substation, Fund 102244, Transient Occupancy Tax, for the purpose of the remainder of the property acquisition, for a total of \$1,800,000.

6. That the expenditure of an amount not to exceed \$131,962 is authorized from CIP 36-056.0, Fund 102244, for the purpose of the demolition of the Safeway Market.

APPROVED: CASEY GWINN, City Attorney

By

  
\_\_\_\_\_  
Douglas K. Humphreys  
Deputy City Attorney

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04/30/98  
05/01/98 COR. COPY  
Or. Dept: Eng. & Cap. Proj.  
Aud. Cert: 9801158 & 9801159  
R-98-246  
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**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 9801158

ORIGINATING

DEPT. NO.: 545

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 \$ \_\_\_\_\_ Fund \_\_\_\_\_  
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
TOTAL AMOUNT										

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 \$ 216,412.00

Vendor CityLink Investment Corporation

Purpose Authorizing the expenditure of funds for the First Amendment to the Design Agreement and for the Phase I Demolition at the proposed building location for the Central Area Police Substation.

Date April 27, 1998

By: Debra L. Clark

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	18686	18686		4222	360560				\$84,450.00
002	0	30244	30244	106	6036	360560				\$131,962.00
TOTAL AMOUNT										\$216,412.00

FUND OVERRIDE

*R* 290090

MAY 11 1998

AC 9801158

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CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 9801159

ORIGINATING

DEPT. NO.: 545

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 \$ 4,400,000.00

Fund 30244/102244

Purpose Authorizing the expenditure of \$300,000 for Land Aquisition and the transfer of \$4,100,000 for the Central Area Police Substation.

Date April 27, 1998

By:

*Debra L. Clark*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
001	0	102244			9544					\$4,100,000.00
002	0	30244	30244	106	4638	360560				\$300,000.00
TOTAL AMOUNT										\$4,400,000.00

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 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
TOTAL AMOUNT										

FUND OVERRIDE