

(R-2000-942)

RESOLUTION NUMBER R- 293452

ADOPTED ON JUL 17 2000

WHEREAS, approximately fifteen years ago, the City developed Police Eastern and Traffic Divisions partially on City-owned Lots 1, 2, and 3 at Montgomery Field Airport (6.14 acres), which is managed by City's Real Estate Assets Department, Airports Division; and

WHEREAS, the City wishes to memorialize the verbal agreement between the two departments by entering into a Memorandum of Agreement comprised of the same basic terms and conditions that are required of other Airport tenants; and

WHEREAS, the City wishes to transfer monies from the Police Decentralization Fund to compensate the Airport Enterprise Fund for San Diego Police Department's use of the Airport property; and

WHEREAS, the Airport Protection Act of 1996 requires that the Airport Enterprise Fund be fairly compensated for use of airport land by other City departments and that the funds be used exclusively to benefit the City's Airports Division; and

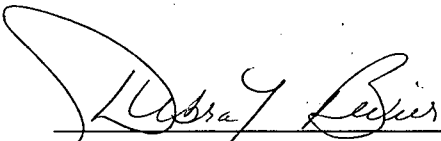
WHEREAS, the current rent to the Airport Enterprise Fund is \$114,800 per year, which represents current market rent as established in a 1996 outside appraisal; the rent will be adjusted periodically by Consumer Price Index increases and outside appraisal; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, a Memorandum of Agreement between the City's Real Estate Assets Department, Airports Division, and San Diego Police Department, to memorialize the verbal agreement between the

two departments, whereby the San Diego Police Department is using City-owned Lots 1, 2 and 3 at Montgomery Field under the terms and conditions set forth in the Memorandum of Agreement on file in the Office of the City Clerk as Document No. RR- 293452.

BE IT FURTHER RESOLVED, that an interfund transfer not to exceed the minimum amount of \$114,800 per year from Fund No. 10355 to Airports Enterprise Fund No. 41100 is hereby authorized.

APPROVED: CASEY GWINN, City Attorney

By 
Debra J. Bevier
Deputy City Attorney

DJB:cmg
02/17/00
Aud.Cert:2000757
Or.Dept:REA
R-2000-942
Form=auagr.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2000757
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.

\$114,800.00 Fund 10355

Purpose Authorizing the City Manager to execute a Memorandum of Agreement between the San Diego Police and Real Estate Asset Department.

Date February 8, 2000

By: *Joann Cole*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1	0	10355	10355		4682	010355				\$114,800.00
TOTAL AMOUNT										\$114,800.00

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										

CITY ATTORNEY
DO FEB - 8 PM 3:20
CIVIL DIVISION

FUND OVERRIDE

R- 293452

JUL 17 2000

AC 2000757