

(R-2001-110)

RESOLUTION NUMBER R- 293599

ADOPTED ON JUL 31 2000

WHEREAS, the proposed Carmel Valley Neighborhood 8A Community Park site [Park] is approximately fifteen acres in size and is located south of State Highway 56 and east of Interstate 5; and

WHEREAS, the Park is scheduled for implementation in the Carmel Valley Public Facilities Financing Plan between Fiscal Years 2002 and 2004; and

WHEREAS, the terrain of the Park includes a canyon that is approximately sixty (60) feet below grade, and the rough grading of approximately 350,000 cubic yards of cut and fill soil will be required to create a fifteen acre useable park; and

WHEREAS, the rough grading and drainage improvements for the Park [Project] are proposed as a "turn key" project in order to efficiently develop the Park, including expediting the importation of soil; NOW, THEREFORE,


BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is authorized and empowered to execute, for and on behalf of the City, a Park Development Agreement with Carmel Oaks Properties LLC for the Project, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No.

RR- 293599

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$1,524,000 from FBA Fund 79008, Carmel Valley South Facilities Benefit Assessments, for the Project, Carmel Valley Community Park

South-Neighborhood 8A, CIP 29-764.0, or to provide up to \$1,524,000 in FBA credits for the Project.

APPROVED: CASEY GWINN, City Attorney

By   
Lori W. Girard  
Deputy City Attorney

LWG:cdk  
07/18/00  
Aud.Cert:2100060  
Or.Dept:Pk.&Rec.  
R-2001-110  
Form=auagr.frm

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2100060  
ORIGINATING DEPT. NO.: 443

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 \$ 1,524,000.00

Vendor Carmel Oaks Properties, LLC.

Purpose Authorizing the City Manager to execute a reimbursement agreement with Carmel Oaks

Properties for the Carmel Valley Neighborhood 8A Community Park.

Date July 13, 2000 By: *Romo*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
01	0	79008			9544					\$1,524,000.00
TOTAL AMOUNT										\$1,524,000.00

FUND OVERRIDE

*Original AC not available R-293599*