

RESOLUTION NUMBER R- 293605

ADOPTED ON AUG 01 2000

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE MILTON STREET (BURGENER BOULEVARD TO MORENA BOULEVARD) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 293300, a public hearing was called for on August 1, 2000, at the hour of 10:00 a.m. in the Council Chambers of the City Administration Building, 202 C Street, San Diego, California, to determine whether the public health, safety, or general welfare requires the removal of poles, overhead wires, and associated structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within that certain area of the City of San Diego, including the described public rights-of-way, as more particularly shown in the Legal Description attached hereto as Exhibit A and incorporated herein, and more particularly shown in Drawing No. 30577-D, entitled "Milton Street (from Burgener Boulevard to Morena Boulevard) Underground Utility District," copies of which are on file in the office of the City Clerk as Document Number RR- 293300; and

WHEREAS, notice of such hearing has been given by the City Manager to all affected property owners as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, and the utilities concerned in the manner and for the time required by law; and

WHEREAS, such hearing has been duly and regularly held and all persons interested have been given an opportunity to be heard; NOW, THEREFORE,

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

1. The City Council hereby finds and determines that the public health, safety, or general welfare require the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within the area set forth above and that pursuant to Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, the above area is hereby declared to be an underground utility district in the City of San Diego, and the maps and document referred to above are hereby incorporated as a part of this resolution.

2. The City Manager is hereby authorized to establish the date by which the property in the District must be ready to receive underground service, and the date when all poles, overhead wires, and associated overhead structures are to be removed and replaced by the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service.

3. The City Manager is hereby instructed to notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, and all affected utility companies of the adoption of this resolution within fifteen days after date of adoption. The City Manager shall further notify affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code of the necessity that if they desire to continue to receive electric, communication, community antenna television or similar or associated service they shall provide at their own expense all the necessary facility changes on their premises so as to receive underground service from the lines relocated underground of the supplying utility company subject to applicable rules, regulations, and tariffs of the respective utility company on file with the Public Utilities Commission of the State of California (as of the date of the adoption of this resolution) and subject to all other applicable requirements of State law and City ordinances.

4. The City Auditor and Comptroller is hereby authorized to establish Fund No. 78153 for the purpose of depositing Public Utilities Commission Case 8209 Utility Underground Allocation Funds.

5. The City Treasurer is hereby authorized to receive these funds from San Diego Gas & Electric Company.

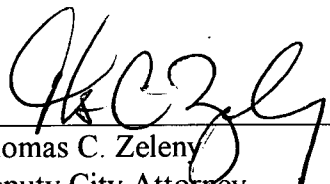
6. Reimbursement payments to all qualified property owners in the Milton Street (from Burgener Boulevard to Morena Boulevard) Underground Utility District is hereby authorized as reimbursement for the electrical service underground conversion work done on private property, to be reimbursed from Case 8209 Funds deposited by SDG&E with the City Treasurer for this purpose.

7. The City Treasurer is authorized to return to SDG&E undisbursed funds, if any, on written notice from SDG&E to the City that all electrical service conversions within the subject Milton Street (from Burgener Boulevard to Morena Boulevard) Underground Utility District have been completed.

8. The expenditure of an amount not to exceed \$1,000 from Annual Allocation - Undergrounding of City Utilities, CIP 37-028.0, TransNet Fund No. 30300, is hereby authorized, solely and exclusively to provide funds to administer the District, pay for minor City Force work, replace existing street lights, and other related work.

APPROVED: CASEY GWINN, City Attorney

By


Thomas C. Zeleny
Deputy City Attorney

TCZ:mb
06/06/00
Aud.Cert:2001216
Or.Dept:Eng&CP
R-2000-1447
Form=uest.res

GENERAL BOUNDARY DESCRIPTION FOR THE
MILTON STREET
FROM BURGNER BOULEVARD TO MORENA BOULEVARD
UNDERGROUND UTILITY DISTRICT

The **MILTON STREET** FROM BURGNER BOULEVARD TO MORENA BOULEVARD Underground Utility District shall be established to include the following described parcels:

Lots 15 and 16; BLOCK 26; Lots 15 thru 17; BLOCK 56; Lots 13 and 14; BLOCK 65; Lots 13 thru 18; BLOCK 87; Lots 13 and 14; BLOCK 121; Portion of Lot 122; BLOCK 122 of MORENA MAP 809;

Parcels 2 and 3 of PARCEL MAP 16161;

Lots 16 and 17, Lots 55 and 86 of CLAIREMONT HEIGHTS UNIT No1 MAP 2712;

Lots 1, 2 and lot 25 of CAMEO VALLEY MAP 4911;

Lot 74, Lots 100 thru 102 of WESTERN HILLS UNIT No 1 MAP 3225;

Lot 179, Lots 199 thru 202, 216 thru 221, Portion of Lot 252, Lot 261 of WESTERN HILLS UNIT No 2 MAP 3298;

Lots 1 thru 4 of MILTON PARK MAP 6283;

Lot 13 of BAY PARK VILLAGE MAP 2209.

Said district shall include the following public Right of Way:

MILTON STREET from the northeasterly line of Morena Boulevard to the southeasterly line of Burgener Boulevard;

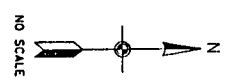
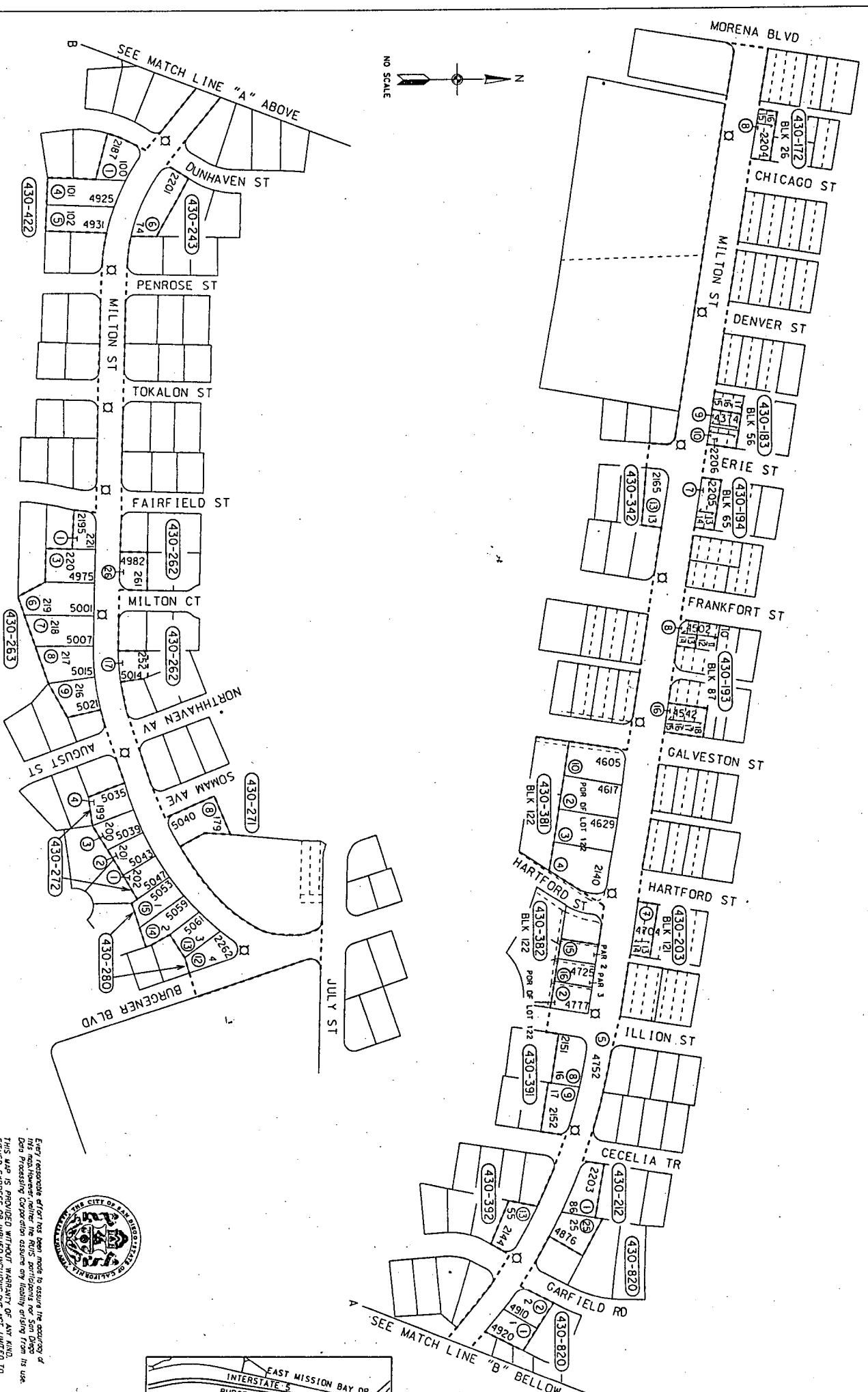
ERIE STREET from a line parallel to and 60' southwesterly of the southeasterly line of Milton Street to the southeasterly line of Milton Street;

ILLION STREET from a line parallel to and 65' southwesterly of southeasterly line of Milton Street to the southeasterly line of Milton Street;

BURGNER BOULEVARD from a line parallel to and 186' southeasterly of the southwesterly line of Milton Street to the southwesterly line of Milton Street.

All as more particularly shown on City Engineer's Drawing No 30577-D

MILTON STREET FROM BURGNER BOULEVARD TO MORENA BOULEVARD UNDERGROUND UTILITY DISTRICT

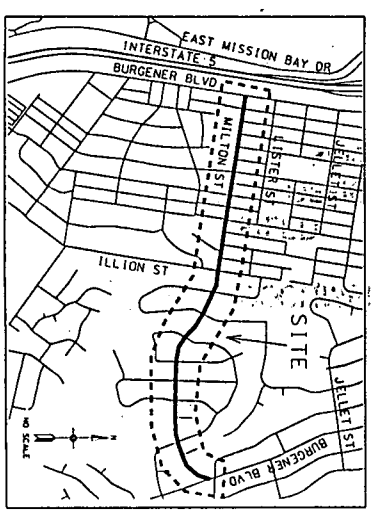


Every reasonable effort has been made to ensure the accuracy of this map. However, neither the RUCS participants nor San Diego Gas & Electric Corporation assume any liability or responsibility for its use. THIS MAP IS PROVIDED WITHOUT WARRANTY OF ANY KIND, EITHER EXPRESSED OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. THE USE OF THIS INFORMATION IS OUTSIDE OF THE SCOPE OF ANY AGREEMENT, AND THE USER ASSUMES ALL LIABILITY FOR ANY DAMAGE, INCLUDING REASONABLE ATTORNEY'S FEES, ARISING FROM OR OUT OF THE USE OF THIS INFORMATION. THE USER'S USE OF THIS INFORMATION IS PROHIBITED EXCEPT IN ACCORDANCE WITH SUCH ADDITIONAL AGREEMENTS.



SEE MATCH LINE "B" BELOW

CITY OF SAN DIEGO, CALIFORNIA ENGINEERING AND CAPITAL PROJECTS DEPARTMENT SHEET 1 OF 1 SHEET		PROJECT NO. 3732001 DATE 12/14/19
FOR CITY ENGINEER DATE 12/14/19 BY EK	DATE FILED DATE EXAMINED DATE APPROVED	BRISAN 4/10 ERIC SCHEIDT CHLOE ZIEGLER
DRAWN BY: CHLOE ZIEGLER CHECKED BY: ERIC SCHEIDT DATE: 12/14/19	DATE: 12/14/19 DATE: 12/14/19 DATE: 12/14/19	PROJECT NO. 3732001 SHEET NO. 1 OF 1



VICINITY MAP

RESOLUTION NO.: _____
 DATE ADOPTED: _____

- LEGEND:**
- DISTRICT BOUNDARY
 - (448-433) ASSESSOR'S BOOK & PAGE NO.
 - ⑤ ASSESSOR'S PARCEL NO.
 - 4752 ADDRESS
 - ⊕ EXISTING POLE
 - ⊠ EXISTING STREET LIGHT

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2001216
ORIGINATING DEPT. NO.: 547

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 \$1,000.00 Fund 30244

Purpose Authorizing the expenditure of funds for the Milton Street from Burgener Boulevard to Morena Boulevard Underground Utility District.

Date June 1, 2000 By: William Kennedy III
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	30244	30244	106	4279	370280		30300		\$1,000.00
TOTAL AMOUNT										\$1,000.00

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

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R 293300 R-293605 AUG 01 2000

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TOTAL AMOUNT										

FUND OVERRIDE

R 293605

JUL 31 2000

293605