

RESOLUTION NUMBER R- 293775

ADOPTED ON SEP 12 2000

WHEREAS, the City of San Diego is obligated pursuant to an approved Capital Improvement Project to design and construct water facilities in Arroyo Sorrento Road, Arroyo Sorrento Place, Tierra del Sur and Via del Mar; and

WHEREAS, the water facilities are necessary and are for the benefit of the City as a whole and the City shall participate 100% in the costs incurred by the developer in construction of the Water Facilities, not to exceed the maximum cost of \$737,356; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is authorized to enter into an agreement with Torrey Pines Homebuilding Company for the construction of the water main improvements in Arroyo Sorrento Road, Arroyo Sorrento Place, Tierra del Sur and Via del Mar.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is authorized to expend funds in the amount of \$992,356 from Water fund 41500, CIP No. 73-083.0, Annual Allocation for water main replacements.

BE IT FURTHER RESOLVED, that the Developer shall be reimbursed in an amount not exceeding \$737,356, provided the work is completed to the satisfaction of the City Engineer and the Water Department's Water Operations Division.

BE IT FURTHER RESOLVED, that the final Addendum to a Mitigated Negative Declaration has been reviewed and considered prior to approving the project.

BE IT FURTHER RESOLVED, that the Council of the City of San Diego certifies that the information contained in LDR File No. 40-0435 has been completed in compliance with the California Environmental Quality Act and State CEQA Guidelines, and said Addendum to a Mitigated Negative Declaration reflects the independent judgement of the City of San Diego as Lead Agency.

BE IT FURTHER RESOLVED, that the Council of the City of San Diego adopts the Mitigation, Monitoring and Reporting Program.

APPROVED: CASEY GWINN, City Attorney

By *Lisa A. Foster*
Lisa A. Foster
Deputy City Attorney

LAF:jrp:jrl
08/29/00
08/30/00 Cor. Copy
Or.Dept: Land & Plan.Dev.Rev.
Aud.Cert:2100257
R-2001-338
Form=r-t.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING AC 2100257
DEPT. NO.: 760

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 992,356.00 Fund 41500

Purpose Authorizing the expenditure of funds for engineering, construction/participation agreement, & city force work on Arroyo Sorrento Road, Arroyo Sorrento Place, Tierra del Sur & Via del Mar.

Date August 25, 2000 By: Robcky Weber

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	41500	760	391020	4278	184031				\$205,000.00
2	0	41500	760	391040	4278	184034				692,709.00
3	0	41500	760	391040	4278	184030				44,647.00
4	0	41500	760	391020	4278	184035				50,000.00
TOTAL AMOUNT										\$992,356.00

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 \$ 692,709.00

Vendor Torrey Pines Homebuilding Company

Purpose Authorizing the expenditure of funds to execute the Participation Agreement for construction of water main improvements @ Arroyo Sorrento Rd, Arroyo Sorrento Pl, Tierra del Sur & Via del Mar

Date August 25, 2000 By: Robcky Weber

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	41500	760	391040	4240	184034				\$692,709.00
TOTAL AMOUNT										\$692,709.00

FUND OVERRIDE