

RESOLUTION NUMBER R- 293811

ADOPTED ON SEP 12 2000

WHEREAS, pursuant to the Carmel Valley Neighborhood 10 Precise Plan [the Precise Plan], the City of San Diego is required to acquire 18.33 acres for a school and neighborhood park site; and

WHEREAS, on November 18, 1998, by Resolution No. R-290918, the Council of the City of San Diego approved the acquisition of a five-acre parcel of land which is part of the 18.33-acre requirement; and

WHEREAS, the City now desires to acquire three parcels consisting of 13.33 acres, which is the balance of the 18.33-acre requirement for the Precise Plan school and neighborhood park site; and

WHEREAS, concurrently with this action, the City will sell a 5.70 acre parcel to the Del Mar Union School District for \$1,547,702.89 for the Neighborhood 10 school; and

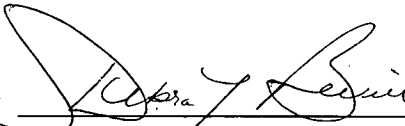
WHEREAS, these funds will be applied to the purchase price of the property to be acquired from Pardee by the City; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$3,784,948.33 from CIP No. 29-687.0, FBA Fund 79008, for the acquisition of property rights, title, escrow, labor, Subdivision Map Act reimbursements, and miscellaneous costs in connection with the purchase of the 13.33-acre parcel for the Carmel Valley Neighborhood 10 School/Park Site Project.

BE IT FURTHER RESOLVED, as additional consideration for the purchase of the 13.33 acres, that the City Manager, or designee, is authorized and empowered to execute, for and on behalf of the City, a grant deed to Pardee Construction Company for the conveyance of an uneconomic remnant, a 479 square foot City-owned parcel, as more particularly described in the grant deed. A copy of the grant deed is on file in the office of the City Clerk as Document No. RR- 293811-1.

BE IT FURTHER RESOLVED, that the City Manager, or designee, is authorized and empowered to execute, for and on behalf of the City, a grant deed to the Del Mar Union School District for the sale of 5.70 acres of City-owned property for \$1,547,702.89, and an easement for a sewer facility for the Neighborhood 10 school, as more particularly described in the grant deed. A copy of the grant deed is on file in the office of the City Clerk as Document No. RR- 293811-2.

APPROVED: CASEY GWINN, City Attorney

By 
Debra J. Bevier
Deputy City Attorney

DJB:lc
09/05/00
Or.Dept:REA
Aud.Cert:2100284
R-2001-361
Form=r-t.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING AC 2100284
DEPT. NO.: 1300

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 3,784,948.33 Fund 79008

Purpose Authorizing the appropriation and expenditure fo \$3,784,948.33 from FBA fund 79008 for the acquisition of property rights, title, escrow, labor, Subdivision Map Act reimb and misc costs to acquire 3 parcels containing 13.33 acres. Authorizing the City Manager to execute a Grant Deed to Pardee Construction Co and execute a Grant Deed to the Del Mar Union School District

Date 09/05/00 By: [Signature]

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	79008			9544					\$3,784,948.33
TOTAL AMOUNT										\$3,784,948.33

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