

(R-2001-731)

RESOLUTION NUMBER R- 294132

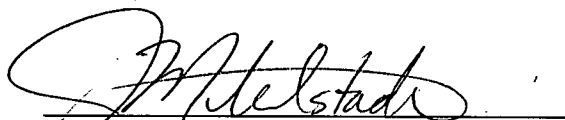
ADOPTED ON NOV 14 2000

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 accept, for and on behalf of said City, a \$5 Million donation from the San Diego Foundation, for the construction of the Point Loma Library, under the terms and conditions set forth in the letter from the San Diego Foundation dated October 2, 2000, attached hereto, together with any additional agreements necessary to effectuate the purpose of this grant.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$100,000 from CIP No. 29-473.0, Pacific Beach Lifeguard Tower and Grand Avenue Restroom, Coastal Infrastructure Fund No. 102232 to CIP No. 35-067.0, Point Loma Branch Library for the purpose of continuing the design of the facility.

APPROVED: CASEY GWINN, City Attorney

By



Jacqueline Mittelstadt
Deputy City Attorney

JM:pev
10/31/00
Aud.Cert:2100847
Or.Dept:E&CP
R-2001-731
Form=auagr.frm



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October 2, 2000

Mr. George Loveland
 Assistant City Manager
 The City of San Diego
 202 C Street, MS 9A
 San Diego, CA 92101-3869

Dear George:

Subsequent to previous correspondence dated August 2, 2000 and August 4, 2000, and followed with conversations with Bill Sannwald, The San Diego Foundation proposes the following conditions for granting \$5 Million for the construction of the Point Loma Branch Library.

1. The new library will be named the James Edgar and Jean Jessop Hervey Library, with appropriate groundbreaking and dedication ceremonies honoring the Hervey Family.
2. The approximately 25,890 sq. ft. building design will be per the schematic design by Conwell Shonkwiler and Associates, entitled "Schematic Design Re-submittal," dated 8/27/99, and according to City of San Diego standards for branch library construction.
3. A plan for the ongoing maintenance and management of the library will be reviewed and approved prior to the grant with the guide being the earlier agreement with The Foundation for the City Heights Library.
4. The Foundation will make a grant of \$5 Million to the City according to the following schedule:
 - a. A grant of \$2 Million will be made to the City of San Diego at the time the City Council approves the construction and construction documents. We will be ready with a check at that City Council meeting.
 - b. A grant of \$2 Million will be paid at beginning of on-site construction (not site-prep).
 - c. A grant of \$1 Million will be made to the City when the project reaches mid-point of the construction project time-line as prepared by the contractor.

PRESIDENT AND CEO
 Bob Kelly

The San Diego Foundation's purpose is to improve the quality of life in all our communities by promoting and increasing responsible and effective philanthropy.

Downtown 1420 Kettner Blvd., Suite 500 • San Diego, CA 92101 • TEL 619-235-2300 FAX 619-239-1710
 North County 6050 El Tordo Rd. • P.O. Box 5005, #96 • Rancho Santa Fe, CA 92067 • TEL 858-756-8263 FAX 858-756-7489

www.sdfoundation.org

Conducting business as the same entity as the San Diego Community Foundation. **294132**

Mr. George Loveland
October 2, 2000
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5. The Total Project Budget estimate to be \$8.75 Million. This budget includes design, permits, property acquisition, construction, furnishings, books, data processing setup and equipment, and fees. Our understanding of the financing for the project is as follows:

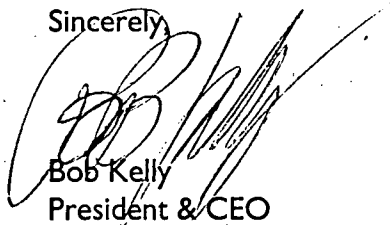
Foundation Grant	\$5.00 Million
Friends of the Point Loma	0.50 Million
City Funding	<u>3.25 Million</u>
Total	\$8.75 Million

6. The construction project will be advertised and bid out according to City of San Diego bidding requirements, and an award will be made to the lowest responsible and reliable bidder.

Please confirm that these terms are acceptable to you by signing and returning this letter to me.

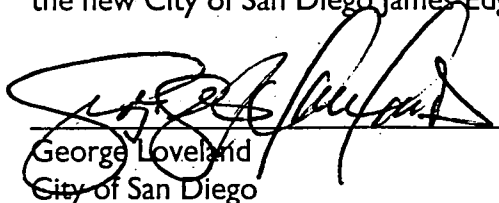
Please contact me if you should have any questions.

Sincerely,



Bob Kelly
President & CEO

I have read and acknowledge that the foregoing terms and conditions for the donation of \$5.0 Million from The San Diego Foundation Hervey Family Fund for the construction of the new City of San Diego James Edgar and Jean Jessop Hervey Library are acceptable.



George Loveland
City of San Diego

- c: Bryon Wear, Councilmember Second District
William W. Sannwald, Library Design and Development Manager
Anna Tatar, Library Director

8 - 294132

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING AC 2100847
DEPT. NO.: 545

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 \$ 100,000 Fund 30244

Purpose Authorizing the re-appropriation of funds from CIP 294730 to CIP 350670.

Date 26-Oct-2000

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		30244	105	4279	294730		102232		\$100,000.00
TOTAL AMOUNT										\$100,000.00

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 _____

Purp _____

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										

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2100847

R. 294132

NOV 14 2000