

(R-2001-1259)

RESOLUTION NUMBER R- 294771

ADOPTED ON APR 16 2001

WHEREAS, the Regional Water Quality Control Board ordered the City to pay a penalty for a sewer spill in Alvarado Canyon during February, 2000 that consisted of a cash payment of \$1,426,500 and \$262,500 for one of eight Supplemental Environmental Projects, and

WHEREAS, the City subsequently appealed that Order to the State Water Resources Control Board, and

WHEREAS, the Council on January 16, 2001, voted to withdraw the City's petition for review of that Order and accept the penalty, NOW, THEREFORE,


BE IT RESOLVED, by the Council of the City of San Diego, that the City Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$1,689,000 from the Sewer Fund - Unallocated Reserve Fund No 41509, Dept 777, Org 445, Program Element 777210, Object Account 4903, to Fund No 41506, Dept 773, Org 190, Object Account 4972

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$1,689,000 from Fund No 41506, Dept 773, Org 190, Object Account 4972, Job Order 1906, is hereby authorized, solely and exclusively to provide funds for the penalty imposed in Administrative Civil Liability Order No 2000-103, including the Supplemental Environmental Project required by the Order, wherein the City would join the Southern California Beach Valuation Project, administered by the Santa Monica Bay Restoration Foundation

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is further authorized to issue the following checks one check in the amount of \$1,426,500 made payable

to the San Diego Regional Water Quality Control Board as payment of the penalty for Administrative Civil Liability Order No 2000-103, and one check in the amount of \$262,500 made payable to the Santa Monica Bay Restoration Foundation as payment of the Supplemental Environmental Project required in the Order

APPROVED CASEY GWINN, City Attorney

By 
Ted Bromfield
Senior Deputy City Attorney

TB mb
04/02/01
Aud Cert 2101031
Or Dept MWWD
MWD-1140
R-2001-1259
Form=auagr frm

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING AC 2101031
DEPT NO 773

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 \$ 1,689,000 00

Vendor State Water Resources Control Board

Purpose Authorizing the transfer and the expenditures of funds for the purpose of funding the

Administrative Civil Liability in relating to Alvarado Canyon Sewer Spill

Date March 26, 2001 By 

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	41509	777	445	4903	777210				\$1,689,000 00
TOTAL AMOUNT										\$1,689,000 00

FUND OVERRIDE

294771

APR 16 2001

AC 2101031