

RESOLUTION NUMBER R- 295347

ADOPTED ON AUG 6 2001

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A FIRST AMENDMENT TO AGREEMENT WITH THE PHOEBE HEARST ELEMENTARY SCHOOL FOUNDATION FOR THE CONSTRUCTION OF PHASE IIA OF THE HEARST ELEMENTARY JOINT USE AREA; AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF \$22,582 FROM THE PARK SERVICE DISTRICT FEE - ALLIED GARDENS FUND FOR USE ON CIP 29-530.0, HEARST ELEMENTARY SCHOOL - JOINT USE IMPROVEMENTS PROJECT; AND AMENDING THE FISCAL YEAR 2002 CAPITAL IMPROVEMENTS PROGRAM BUDGET BY INCREASING THE APPROPRIATION FOR CIP 29-530.0 BY \$22,582.

WHEREAS, the Hearst Elementary School [the School] is located in the Del Cerro area of the Navajo Community Planning area and the surrounding community has initiated the development of the School's approximately four acres of decomposed granite multi-purpose fields to accommodate athletic and recreational uses; and

WHEREAS, on October 30, 2000, by Ordinance No. O-18874 (New Series), the Council of the City of San Diego authorized the execution of an agreement with The Phoebe Hearst Elementary School Foundation [the Foundation], for the Partial Assignment of Joint Use Agreement at Hearst Elementary School Site and Terms of Reimbursement to The Phoebe Hearst Elementary School Foundation [Agreement], a copy of which is on file in the Office of the City Clerk as Document No. OO-18874-2, for the purpose of constructing and providing construction management services for Phase I of the School's Joint Use Improvements Project [the Project]; and

WHEREAS, the Foundation has completed Phase I of the Project by constructing the lower field and would now like to use the remaining funds in the Project for Phase IIA for the construction of some of the improvements to the upper east field; and

WHEREAS, a First Amendment to Agreement will revise the scope of services to (1) provide construction of the following improvements to the upper east field: a backstop, concrete paving and stairs, bleachers, chain link gates on Lambda Street and Del Cerro Boulevard, and pedestrian gates at the existing parking lot; and (2) provide construction management for the Project; and

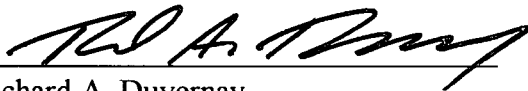
WHEREAS, Phase IIB will include the upper field drainage, mowcurb, fencing, irrigation, and landscaping, will cost approximately \$379,918, and will be implemented as funds become identified; NOW, THEREFORE,

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

1. That the City Manager is authorized and empowered to execute, for and on behalf of the City, a First Amendment to Agreement with The Phoebe Hearst Elementary School Foundation for the construction of Phase IIA of the Joint Use Improvements Project for the Hearst Elementary School, under the terms and conditions set forth in the First Amendment to Agreement on file in the Office of the City Clerk as Document No. RR- 295347.
2. That the appropriation and expenditure of an amount not to exceed \$22,582 from the Park Service District Fee - Allied Gardens Fund, Fund No. 11380, for use on CIP 29-530.0, Hearst Elementary School - Joint Use Improvements project, is authorized, solely and exclusively, for the purpose of providing funds for the above project.

3. That the Fiscal Year 2002 Capital Improvements Program Budget is amended by increasing the appropriation for CIP 29.530.0, Hearst Elementary School - Joint Use Improvements, by \$22,582.

APPROVED: CASEY GWINN, City Attorney

By 
Richard A. Duvernay
Deputy City Attorney

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07/24/01
Or.Dept:Pk.&Rec.
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**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

AC 2200071
ORIGINATING DEPT. NO.: 30244

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 22,582 Fund 30244/11380

Purpose Authorizing the expenditure of 22,582 from CIP29-5300, Heast Elementary School - Joint Use Improvements project.

Date 07/16/2001 By: Marilyn B.N. Nguyen

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0		30244	105	4279	295300		11380		\$22,582.00
TOTAL AMOUNT										\$22,582.00

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

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

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