

RESOLUTION NUMBER R- 296157

ADOPTED ON MAR 18 2002

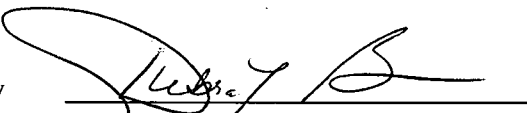
WHEREAS, Condition No. 46 of Tentative Map No. 98-0250 and the Park Development Agreement between the City and D. R. Horton Holding Company, Inc., requires the purchase of the subject property, located at the southeast corner of Torrey Del Mar Drive and Kerry Lane, for the Torrey Highlands Park No. 2 and the payment of the development costs for the park; NOW THEREFORE,

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

1. That the addition of C.I.P. 29-546.0, Torrey Highlands Neighborhood Park North, to the Fiscal Year 2002 Capital Improvement Program Budget is authorized;
2. That a \$1,740,000 increase to C.I.P. 29-546.0 Torrey Highlands Neighborhood Park North in Fund 39069, Torrey Highlands Planned Urbanizing Development Impact Fees is authorized;
3. That the City Manager is hereby authorized to purchase the needed property rights;
4. That the appropriation and expenditure of an amount not to exceed \$1,740,000 from C.I.P. No. 29-546.0, Fund No. 39069, for the acquisition of property rights, reimbursement of cost of the site improvements, labor, title, escrow and miscellaneous costs is authorized; and

5. That it is stated for the record that the final Mitigated Negative Declaration has been reviewed and considered prior to approving the project and the City Clerk is directed to file a Notice of Determination.

APPROVED: CASEY GWINN, City Attorney

By 
Debra J. Bevier
Deputy City Attorney

03/04/02
Or.Dept:READ
Aud.Cer:2200869
R-2002-1153
Form=exr.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2200869
ORIGINATING DEPT. NO.: 39069

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 1,740,000.00 Fund 39069

Purpose Authorizing the expenditure of funds for Torrey Highlands Neighborhood Park North property rights, reimbursement of cost of site improvements, labor , title escrow and miscellaneous costs.

Date February 28, 2002

By: *Yeshi Bezu*
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	39069			9544					\$1,740,000.00
TOTAL AMOUNT										\$1,740,000.00

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 _____

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