

RESOLUTION NUMBER R- 296916

ADOPTED ON AUG 05 2002

WHEREAS, the City's Belt Street Trunk Sewer Project, CIP No 46-195.0, will realign and replace an existing trunk sewer line on San Diego Unified Port District property that is reaching its capacity and cannot accommodate future projected needs; and

WHEREAS, this action provides for an exchange of easements between the City of San Diego and the San Diego Unified Port District in order to accomplish the realignment of the sewer line. The Port will provide a new easement for the realigned sewer line and, at the completion of the project, the City will relinquish all of its rights to the old, pre-existing, easement that was granted to the City by the Port in 1971; and

WHEREAS, the easements being acquired and relinquished are of comparable size and utility and are considered an equal exchange between the parties; NOW, THEREFORE

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

1. That the City Manager, or his designee, is authorized to accept an easement deed, executed by the San Diego Unified Port District conveying to the City a sewer easement across a portion of San Diego Unified Port District property shown on City Engineering Drawing No. 19464-B, which is as more particularly described in said deed, a copy of which is on file in the office of the City Clerk as Document No. RR- 296916 -1

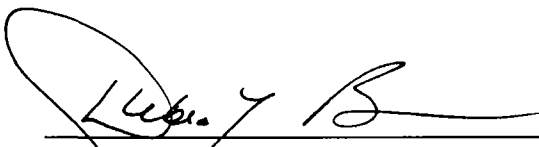
2. That the City Manager, or his designee, is authorized to execute a quitclaim deed to the San Diego Unified Port District, a copy of which is on file in the office of the City Clerk as

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Document No. RR- \_\_\_\_\_, conveying all the City's right, title and interest in the existing sewer easement previously granted to the City by the San Diego Unified Port District recorded in the Office of the County Recorder as File/Page 175764 in Book 1971 on August 9, 1971.

3. That the City Manager, or his designee, is authorized to expend an amount not to exceed \$25,000 from Sewer Fund 41506, CIP No 46-195.0 Belt Street Trunk Sewer for labor and other costs related to the exchange of property rights required for Belt Street Trunk Sewer Project.

APPROVED. CASEY GWINN, City Attorney

By   
Debra J. Bevier  
Deputy City Attorney

DJB.mm  
07/23/02  
Or Dept:READ  
Aud.Cert:2300106  
Job:522443  
R-2003-201

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

**CERTIFICATE OF UNALLOTTED BALANCE** AC 2300106

ORIGINATING 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 July, 23, 2002 Fund 41506

Purpose To authorize the expenditure of funds for labor and other related costs for the acquisition of property rights required for the Belt Street Trunk Sewer CIP 46-195 0

Date July 23, 2002 By *Suffray Hernandez*  
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	41506	773	960	4278	173720				\$25,000 00
TOTAL AMOUNT										\$25,000 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										

AC-381 (REV 2-92)

FUND OVERRIDE

*PL* - 296916

AC 2300106

AUG 05 2002