

RESOLUTION NUMBER R- 297604

ADOPTED ON JAN 28 2003

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

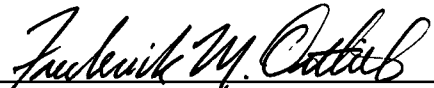
1. That the City Manager or his designee is hereby authorized to accept self-generation and energy efficiency buy-down incentives from the San Diego Regional Energy Office and San Diego Gas & Electric Company in the amount of \$718,842 to offset the one-time payment to Onsite Energy Corporation of \$684,533 in accordance with the Fourth Amendment to the Master Energy Efficiency Agreement, Section 7.b, on adoption by the Council of the Fourth Amendment.

2. That the expenditure of an amount not to exceed \$684,533 from the Police Department Fiscal Year 2004 Operating Budget, Fund No. 100, Department 110, is hereby authorized, solely and exclusively to provide funds for a one-time payment due to Onsite Energy Corporation, to be paid within ninety days after project completion and contingent on receipt of buy-down incentives from the San Diego Regional Energy Office and San Diego Gas & Electric Company and appropriation by the Council in Fiscal Year 2004 budget.

3. That the expenditure of the Guaranteed Energy Savings from the Police Department's General Fund Operating Budget, Fund No. 100, Dept 110, is hereby authorized, to be used for capitalizing and financing the energy efficiency measures set forth in the Fourth Amendment, Exhibit 8-1, on adoption by the Council of the Fourth Amendment, in a total amount not to exceed \$6,373,170 over the twelve-year period of the Fourth Amendment, and provided that the

City Auditor and Comptroller furnishes certificates demonstrating that the funds necessary for this expenditure are, or will be, on deposit in the City Treasury.

APPROVED: CASEY GWINN, City Attorney

By   
Frederick M. Ortlieb  
Deputy City Attorney

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01/16/03  
Or.Dept:ESD  
Aud.Cert:N/A  
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