

(R-2003-1316)

RESOLUTION NUMBER R- 297970

ADOPTED ON MAY 20 2003

A RESOLUTION OF THE COUNCIL OF THE CITY
OF SAN DIEGO AUTHORIZING AN INCREASE OF
\$1,200,000 IN THE FISCAL YEAR 2003 CAPITAL
IMPROVEMENT PROGRAM IN CIP 52-424.0, CARMEL
MOUNTAIN ROAD - INTERSTATE 5 INTERCHANGE.

WHEREAS, on June 19, 2001, the Council of the City of San Diego adopted Resolution No. R-295079 declaring the public necessity for and authorizing the acquisition by eminent domain of property at the intersection of Interstate 5 and Carmel Mountain Road [the Property] for the construction, operation, and maintenance of the Carmel Mountain Road Interchange Project; and

WHEREAS, on June 19, 2001, the Council adopted Resolution No. R-295080 authorizing the expenditure of an amount not to exceed \$500,000 from Sorrento Hills Development Agreement (Fund 39063) for costs related to the acquisition of property rights, and adopted Resolution No. R-295081 authorizing the filing of a Notice of Determination pertaining to the environmental review for the project; and

WHEREAS, pursuant to Resolution No. R-295079, a condemnation action was filed; and

WHEREAS, additional funding is needed to complete the acquisition of the Property to cover increases in the appraised fair market value required to be paid for the Property and additional costs and expenses incurred; NOW THEREFORE,

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

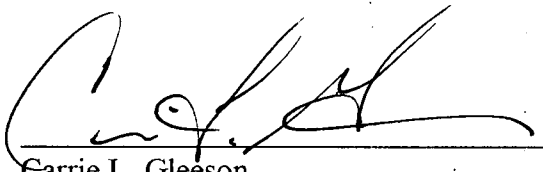
1. That the Council authorizes the City Auditor and Comptroller to amend the Fiscal Year 2003 Capital Improvement Program to add \$1,200,000 to CIP 52-404.0, Carmel Mountain Road-Interstate 5 Interchange; and

2. That the Council authorizes the City Auditor and Comptroller to appropriate \$1,200,000 from Carmel Valley North Facilities Benefit Assessment (Fund 79002) and transfer it to CIP 52-424.0, Carmel Mountain Road-Interstate 5 Interchange, to supplement funds previously authorized by Resolution R-295080 for acquisition of the Property; and

3. That, in addition to the \$500,000 previously authorized, the Council authorizes the City Auditor and Comptroller to expend an amount not to exceed \$1,200,000 from CIP 52-424.0, Carmel Mountain Road-Interstate 5 Interchange, for costs related to completing acquisition of the Property, including the acquisition of property rights, condemnation, labor, appraisal, relocation, title, escrow, and miscellaneous costs.

APPROVED: CASEY GWINN, City Attorney

By



Carrie L. Gleeson
Deputy City Attorney

CLG:mm
04/30/03
Aud.Cert: 2301126
Job Order:522408
Or.Dept:READ
R-2003-1316
Form=auagr.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2301126

ORIGINATING DEPT. NO.: 70

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: \$1,200,000.00 Fund: 79002

Purpose: Authorizing the increase in appropriations and expenditures for the purpose of completing property aquisitons necessary for completion of the Carmel Mountain Road - I-5 Interchange project

Date: April 29, 2003 By: _____
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	79002			9544					\$1,200,000.00
TOTAL AMOUNT										\$1,200,000.00

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

R. 297970

MAY 20 2003