

RESOLUTION NUMBER R- 298570

ADOPTED ON NOV 03 2003

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE ADDITIONAL EXPENDITURE OF \$400,000.00 FOR PROPERTY ACQUISITION FOR THE MIRA SORRENTO PLACE-SCRANTON ROAD TO VISTA SORRENTO PARKWAY PROJECT CIP # 52-676.0

WHEREAS, the Council of the City of San Diego, on September 2, 2003, in Resolution Number R-298344, approved the plans and specifications for the construction of the capital improvement project known as Mira Sorrento Place – Scranton Road to Vista Sorrento Parkway Project [Project] CIP 52-676.0, filed in the office of the City Clerk as Document No. W.O 526760; that the Council in the Resolution also approved the expenditure of an amount not to exceed \$11,277,898.96 from CIP 52-676.0 for the purpose of providing funds for the Project's design, construction, property acquisition, and related costs, provided that the City Auditor and Comptroller first furnished one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer as follows: Phase 1 funding in an amount not to exceed \$9,027,900.00 from CIP 52-676.0, including \$8,661,900.00 from fund 79006 and \$366,000.00 from Fund 63022, and Phase II funding in an amount not to exceed \$2,249,998.96 available in Fiscal Year 2005 from Fund 790063; and

WHEREAS, the Council in Resolution Number R-298344, adopted on September 2, 2003, also approved the expenditure of an amount not to exceed \$1,000,000.00 from CIP 52-676.0, Fund 79006, Facilities Benefit Assessment, solely and exclusively for the acquisition of real estate property rights, labor, title, escrow and miscellaneous acquisition costs as required for the Project; and

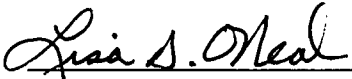
WHEREAS, additional funding is required in the amount of \$400,000.00 to supplement the authorized expenditure of \$1,000,000.00 approved in Resolution Number R-298344, adopted September 2, 2003, for the City's acquisition of the real estate property rights, labor, title, escrow, and miscellaneous acquisition costs as required for the construction of the Project; and

WHEREAS, the City Auditor and Comptroller has issued a Certificate of Unallotted Balance, Auditor's Certificate Number 2400414, certifying that the money required for the allotment of additional funds in the amount of \$400,000.00 for real estate acquisition purposes for the Project, as set forth in this Resolution, is available in the Treasury, or is anticipated to come into the Treasury, and it is otherwise unallotted from Fund 79006; NOW, THEREFORE,

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

That the expenditure of an additional amount, not to exceed \$400,000.00, from CIP 52-676.0, Mira Sorrento Place – Scranton Road to Vista Sorrento Parkway Project, Fund 79006, Facilities Benefit Assessment, is authorized solely and exclusively, for the acquisition of the real estate property rights, labor, condemnation litigation, and related acquisition costs, as required for the Project.

APPROVED: CASEY GWINN, City Attorney

By 

Lisa O'Neal
Deputy City Attorney

LON:aml
11/21/2003
Or.Dept: REA
R-2004-475