

ORDINANCE NUMBER O-19279 (New Series)

ADOPTED ON MAY 17 2004

AN ORDINANCE OF THE CITY OF SAN DIEGO
AUTHORIZING A LOAN AGREEMENT WITH THE
CALIFORNIA ENERGY COMMISSION TO IMPLEMENT
ENERGY EFFICIENCY IMPROVEMENTS.

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

Section 1. That the City Manager or his duly authorized designee is hereby authorized, for and on behalf of the City, to apply for, enter into, conduct negotiations for, and execute and comply with all requirements for a fifteen-year loan agreement with the California Energy Commission in the amount of \$2,230,000 at a rate of 3.95% interest, to implement energy efficiency improvements, under the terms and conditions set forth in the Energy Conservation Assistance Account Loan Agreement No. 023-03-ECB, on file in the office of the City Clerk as Document Number OO-19279.

Section 2. That the City Auditor and Comptroller is hereby authorized to establish a special interest-bearing fund for the above loan and to expend funds as directed by the administering department.

Section 3. That in accordance with the Annual Appropriation Ordinance, the City Auditor and Comptroller is authorized and directed to amend the Fiscal Year 2004 Capital Improvement Program budget to add CIP 37-017.0, Annual Allocation – City Facility Energy Improvements.

Section 4. That the City Auditor and Comptroller is further authorized and directed to increase CIP 37-017.0, Annual Allocation – City Facility Energy Improvements, by the amount of \$2,230,000.

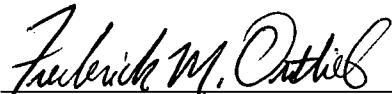
Section 5. That contingent upon receipt of a fully executed loan agreement, the City Auditor and Comptroller is further authorized to appropriate and expend an amount not to exceed \$2,230,000 from CIP 37-017.0, Annual Allocation – City Facility Energy Improvements.

Section 6. That the expenditure of an amount not to exceed \$300,000 from the Capital Outlay Revolving Fund No. 30245, Department 3245, Organization Number 102, is hereby authorized, solely and exclusively to provide an advance to reimbursable loan funds from the California Energy Commission for the Capital Improvement Program costs in connection with facility energy improvements.

Section 7. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 8. That this ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: CASEY GWINN, City Attorney

By 
Frederick M. Ortlieb
Deputy City Attorney

FMO:mb
04/27/04
Or.Dept: ESD
O-2004-134

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

AC 2400994

ORIGINATING

DEPT. NO.: 513

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: \$300,000.00 Fund: 30245

Purpose: Authorize the expenditure from the Capital Outlay Revolving Fund as an advance to reimbursable loan funds that will allow installation of energy efficiency equipment in General Funmd departments throughout the City.

Date: April 9, 2004

By: *Walter Biggs*
 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	30245	3245	102	4279	000102				\$300,000.00
TOTAL AMOUNT										\$300,000.00

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

AC 2400994

R- 299231

MAY 17 2004