

RESOLUTION NUMBER R- 299119

ADOPTED ON APR 26 2004

A RESOLUTION APPROVING A PARTICIPATION AGREEMENT
WITH SAN DIEGO FAMILY HOUSING, LLC FOR
THE CONSTRUCTION OF SEWER MAINS AT
THE NAVAL TRAINING CENTER

WHEREAS, as a condition of the redevelopment of Navy Housing at the Naval Training Center, San Diego Family Housing was required to make improvements to the public wastewater system; and

WHEREAS, expediting additional public wastewater improvements avoided disruption and re-excavation of newly constructed portions of the development; and

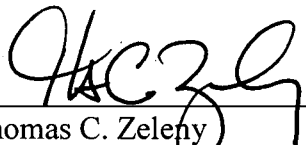
WHEREAS, the additional public wastewater improvements are complete and have been accepted by the City; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is hereby authorized and empowered to enter into a Participation Agreement with San Diego Family Housing, LLC., on file in the office of the City Clerk as Document No.

RR- 299119, for reimbursement of costs associated with the design and construction of approximately 1900 linear feet of 36" sewer main at the Liberty Station (Naval Training Center) for an amount not to exceed \$2,080,843.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$2,115,843 from Sewer Revenue Fund No. 41506, CIP No. 44-001.0 Sewer Main Annual Allocation, is hereby authorized solely and exclusively for the purpose of funding the Participation Agreement, in-house engineering, and related costs.

APPROVED: CASEY GWINN, City Attorney

By  _____
Thomas C. Zeleny
Deputy City Attorney

TCZ:sc
01/27/04
AC:2400544
MWD-4001
R-2004-663

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2400544
DEPT. 773
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: \$35,000.00 Fund: 41506

Purpose: Authorizing the expenditure of funds for the Participation Agreement for the Design and Construction of the Wastewater Mains at Liberty Station (Naval Training Center).

Date: December 3, 2003 By: *Robert Bann*

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	177950				35,000.00
TOTAL AMOUNT										\$35,000.00

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: \$2,080,843.00

Vendor: San Diego Family Housing, LLC.

Purpose: Authorizing the expenditure of funds for the Participation Agreement for the Design and Construction of the Wastewater Mains at Liberty Station (Naval Training Center).

Date: December 3, 2003 By: *Robert Bann*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
2	0	41506	773	960	4240	177954				\$2,080,843.00
TOTAL AMOUNT										\$2,080,843.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC 2400544

R-299119

APR 26 2004