

RESOLUTION NUMBER R- 299654

ADOPTED ON SEP 20 2004

WHEREAS, the City and Community desire the installation of a traffic signal and street lighting system at Edmonton Avenue and Governor Drive [Project]; and

WHEREAS, the City has completed the Project's plans and specifications for design of the Project; and

WHEREAS, Costa Verde Developers, LLC [Developer] desires to donate all construction services, including overhead, profit, labor and materials, for construction of the Project in conformance with the Plans and Specifications; and

WHEREAS, Developer agrees to turn over ownership, operation, maintenance, and control of the Project upon satisfactory completion of the Project in accordance with the plans and specifications; NOW THEREFORE

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, an agreement with Developer for the construction of the Project, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR 299654, together with any reasonably necessary modifications or amendments thereto which do not increase project scope or cost and which the City Manager shall deem necessary from time to time in order to carry out the purposes and intent of this project and agreement.

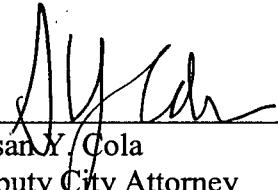
BE IT FURTHER RESOLVED, that an increase of \$110,000 to the Fiscal Year 2005 CIP budget in CIP No. 62-290.0, Modernize/Modify Traffic Signals – DIF Funded, is authorized for the purpose of construction engineering for the Project.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to accept, appropriate, and expend \$110,000 in cash and in-kind donations, from fund 63022, deposit and services by Developer, to cover the City's cost of field inspections and construction management services as well as construction costs for the Project.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

APPROVED: CASEY GWINN, City Attorney

By

  
\_\_\_\_\_  
Susan X. Cola  
Deputy City Attorney

SYC:sc  
08/25/04  
Aud.Cert.: 2500176  
Or.Dept: E&CP  
R-2005-221

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

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING

AC 2500176  
DEPT. \_\_\_\_\_  
NO. 547

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: \$15,000.00 Fund: 63022

Purpose: Authorizing the appropriation and expenditure of the donation, deposited into fund 63022, from Costa Verde Developers, LLC for the City's cost of field inspections and construction management services for the installation of the Traffic Signal at the intersection of Governor Dr. and Edmonton Avenue.

Date: August 23, 2004 By:   
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA											
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/	EQUIP	FACILITY	AMOUNT
001	0		63022		9544						\$15,000.00
TOTAL AMOUNT											\$15,000.00

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

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**SEP 20 2004**

AC 2500176