

RESOLUTION NUMBER R- 300081

ADOPTED ON JAN 31 2005

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE WITH MIC LIMITED FOR INTERIM PARKING FOR TRUCKS AND EQUIPMENT FOR THE METROPOLITAN WASTEWATER DEPARTMENT.

WHEREAS, the City Council, on September 10, 2001, by Resolution No. R-295448, approved funding for the Metropolitan Wastewater Department, Wastewater Collection Division to acquire additional staff and equipment in order to embark on a major sewer main cleaning program; and

WHEREAS, the City Council, on January 14, 2002, by Resolution No. R-295947, authorized the City Manager to execute a 2-year lease agreement with MIC LIMITED, a Michigan corporation, for an existing parking lot located at 5515 Kearny Villa Road for trucks and equipment required for the Metropolitan Wastewater Department's Sewer Main Cleaning Program; and

WHEREAS, this lease agreement was extended for an additional year effective January 1, 2004 and expired on December 31, 2004. The lease is in a month-to-month holdover status; and

WHEREAS, Metropolitan Wastewater Department, Wastewater Collection Division needs to continue to lease the parking lot for at least one additional year to support the Sewer Main Cleaning Program; and

WHEREAS, the proposed new lease is for one year commencing January 1, 2005 and ending on December 31, 2005; and

WHEREAS, rent under the proposed lease will be \$5,720 per month, which is 4 percent higher than the current rent, and is comparable to that charged for other improved parking lots in the market area; and

WHEREAS, the City has the option to extend the proposed lease for two additional 1-year terms at rental rates of \$5,948.80 and \$6,186.75 per month, respectively; NOW, THEREFORE,

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

1. That the City Manager is authorized to execute, for and on behalf of the City of San Diego, a 1-year lease agreement with MIC LIMITED, a Michigan corporation, for approximately 30,300 square feet of an existing parking lot located at 5515 Kearny Villa Road as interim parking for additional trucks and equipment required for the Metropolitan Wastewater Department's Sewer Main Cleaning Program, as more particularly described under the terms and conditions set forth in that lease agreement on file in the office of the City Clerk as Document No. RR 300081.

2. That the expenditure of \$34,320 for the second half of FY 2005, \$70,013 for FY 2006, \$72,813 for FY 2007, and \$37,121 for the first half of FY 2008, for a total amount not to exceed \$214,267 from Fund 41506, Dept. 733, Org. 241 and 242 (50 percent each), Object Account 4682, Job Order 2901, is authorized, for the purpose of funding the lease and related

costs, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be, on deposit with the City Treasurer.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By *Elisa A. Cusato*  
Elisa A. Cusato  
Deputy City Attorney

EAC:nda  
01/19/05  
Or.Dept:REA#120  
Aud.Cert.:2500669  
Job Order:2901  
R-2005-756  
MMS#1294

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2500669

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: \_\_\_\_\_

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

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: \$34,320.00

Vendor: MIC Limited

Purpose: To authorize the expenditures of the funds for the second half of FY05 parking lot lease agreement for MWWD.

Date: January 18, 2005 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	41506	773	241	4682	2901				\$17,160.00
2	0	41506	773	242	4682	2901				\$17,160.00
TOTAL AMOUNT										\$34,320.00

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2500669

R-300081

JAN 31 2005