

RESOLUTION NUMBER R- 300103

ADOPTED ON FEB 01 2005

WHEREAS, on July 30, 2002, the Council of the City of San Diego authorized twenty-four specific library capital improvement projects [CIPs], including the Main Library and twenty-three branch libraries throughout the City of San Diego [collectively referenced as Library Improvements]; and

WHEREAS, on November 18, 2002, Council approved the financing plan for the Library Improvements with an initial appropriation of \$16,904,138 from Fund No. 102216, New Main Library Fund, to pay for interim CIP expenses; and

WHEREAS, the financing plan contemplated the issuance of lease revenue bonds in 2004 and other revenue sources to pay for the Library Improvements; and

WHEREAS, in contemplation of the issuance of lease revenue bonds, Council authorized the award of phase funded contracts for the construction of the College Heights-Rolando Branch Library and the Otay-Mesa/Nestor Branch Library; and

WHEREAS, via Resolution Number RR-298894, Council authorized the transfer of \$1,000,000 from CIP No. 35-100.00, Ocean Beach Branch Library, Interim Fund No. 102216, Main Library Funds, and \$500,000 from CIP No. 35-0880.0, San Carlos Branch Library, to CIP No. 35-087.0, Otay Mesa/Nestor Branch Library; and authorized the replenishment of funds transferred, as follows: \$750,000 into CIP No. 35-100.0, Ocean Beach Branch Library when the HUD 108 loan is received; and \$250,000 into CIP No. 35-100.0, Ocean Beach Branch Library and \$500,000 into CIP No. 35-088.0, San Carlos Branch Library, when the first library bond issuance occurs; and

WHEREAS, due to the City's postponement of the issuance of lease revenue bonds, additional funding must be secured for completion and opening of the College Heights-Rolando Branch Library (\$1,200,000) and the Otay-Mesa/Nestor Branch Library (\$300,000); and

WHEREAS, the City Manager has identified a shortage of funding for the development of the North Park Branch Library; and

WHEREAS, in order to meet the funding needs for the College-Rolando Library, the Otay-Mesa/Nestor Branch Library and the North Park Branch Library, the City Manager recommends Council's approval of the following actions: (1) the transfer of \$316,757 from CIP No. 35-102.0, Balboa Branch Library, \$346,926 from CIP No. 35-096.0, Mission Hills Branch Library, and \$536,317 from CIP No. 35-104.0 North Park Branch Library, Fund 102216 Main Library Fund, to CIP No. 35-071.0, College Heights-Rolando Branch Library; and (2) the reduction in replenishment of funds authorized by Resolution No. RR-298894 from \$750,000 to \$450,000, from Fund 102216, Main Library Fund, CIP No. 35-087.0, Otay Mesa/Nestor Branch Library, and the redirection of the \$450,000 from CIP No. 35-100.0, Ocean Beach Branch Library, to CIP No. 35-104.0, North Park Branch Library; NOW THEREFORE,

BE IT RESOLVED, that the City Auditor and Comptroller is authorized to transfer \$316,757 from CIP No. 35-102.0, Balboa Branch Library; \$346,926 from CIP No. 35-096.0, Mission Hills Branch Library; and \$536,317 from CIP No. 35-104.0, North Park Branch Library, Fund 102216, Main Library Fund, to CIP No. 35-071.0, College Heights-Rolando Branch Library.

BE IT FURTHER RESOLVED, that the additional expenditure of an amount not to exceed \$1,200,000 from CIP No. 35-071.0, College Heights-Rolando Library, is authorized for completion of the project, provided that the City Auditor and Comptroller first furnishes one or

more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that, upon receipt of the HUD 108 loan into CIP No. 35-087.0, Otay Mesa/Nestor Branch Library, the City Manager is authorized to take the following actions: (1) reduce the replenishment of interim funds authorized pursuant to resolution No. RR-298894, from \$750,000 to \$450,000 from Fund 102216, Main Library Fund, CIP 35-087.0 Otay Mesa/Nestor Branch Library; and (2) redirect the \$450,000 replenishment of funds from CIP No. 35-100.0, Ocean Beach Branch Library, to CIP No. 35-104.0, North Park Branch Library, provided that the City Auditor first furnishes one or more certificates certifying that the funds are, or will be on deposit with the City treasurer.

BE IT FURTHER RESOLVED, that an increase of \$300,000 is authorized in Fund 102216, Main Library Fund, in CIP No. 35-087.0, Otay Mesa/Nestor Branch Library, for the purpose of providing funds for the project and related costs.

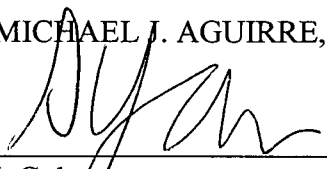
BE IT FURTHER RESOLVED, that the additional expenditure of \$300,000 from CIP No. 35-087.0, Otay Mesa/Nestor Branch Library, is authorized, solely and exclusively for providing funds for the project and related costs, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are, or will be on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to replenish the borrowed funds from CIP No. 35-102.0, Balboa Branch Library, CIP No. 35-096.0, Mission Hills Branch Library, CIP No. 35-100.0, Ocean Beach Branch Library, and CIP No. 35-104.0, North Park Branch Library, Fund 102216, to provide for any repayment out of any appropriate funding source as identified by the City Manager.

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

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Susan Y. Cola
Deputy City Attorney

SYC:sc
01/18/05
02/01/05 REV.
Aud.Cert.: 2500668
Or.Dept:E&CP
R-2005-758

R- 300103

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2500668

ORIGINATING

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: \$1,200,000.00 102216

Purpose: Authorize the transfer of Library Interim funding from the Balboa Branch Library, Mission Hills Branch Library, and North Park Branch Library to Colleg Rolands Branch Library.

Date: January 18, 2005

By: *Walter Beffert*
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	30244	30244	106	4279	351020		102216		\$316,757.00
02	0	30244	30244	106	4279	350960		102216		346,926.00
03	0	30244	30244	106	4279	351040		102216		351,040.00

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 2500668