

RESOLUTION NUMBER R- 300402

(R-2005-996)

ADOPTED ON MAY 09 2005

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is authorized and empowered to execute a First Amendment to the Agreement with TY Lin International, for the completion of design of the Rose Creek Bike Path and Pedestrian Bridge, under the terms and conditions set forth in the First Amendment to Agreement on file in the office of the City Clerk as Document No. RR- 300402.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$330,533 from CIP 58-147.0, Rose Creek Bike Path and Pedestrian Bridge Project as follows: \$100,000 from Fund 30300, TransNet Funds, and \$230,533 from Fund 30301, TransNet Bikeway Funds, for the purpose of providing funds for the aforementioned First Amendment to Agreement, contingent upon the Auditor and Comptroller certifying that the funds are necessary for such expenditure on deposit in the City Treasury.

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: MICHAEL J. AGUIRRE, City Attorney

By Eric A. Swenson for  
Jeremy A. Jung  
Deputy City Attorney

JAJ:jc

4/20/2005

Aud.Cert: AC 2500935

Or.Dept: E&CP

R-2005-996

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2500935

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: \_\_\_\_\_

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
<b>TOTAL AMOUNT</b>										

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: \$330,533.00

Vendor: TY Lin International

Purpose: To authorize the expenditure of funds for the purpose of executing the first amendment to the consulting agreement for the Rose Creek Bike Path Study.

Date: April 20, 2005

By:  Caryn McGriff  
 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	30244	30244	107	4279	581470		30300		\$100,000.00
2	0	30244	30244	107	4279	581470		30301		230,533.00

AC-361 (REV 2-92)

FUND OVERRIDE

*R.* 300402

MAY 09 2005

AC 2500935