

S401  
1/23/06

(R-2006-633)  
COR COPY

RESOLUTION NUMBER R- 301189

DATE OF FINAL PASSAGE JAN 27 2006

BE IT RESOLVED, by The Council of the City of San Diego, that the Mayor, or designee, is authorized to make a competitive grant application to the California Cultural and Historical Endowment Program [CCHE] for \$300,000 in funds from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 Fund [the Grant Funds] for planning costs related to the seismic retrofitting of the historic California Tower in Balboa Park [the Project].

BE IT FURTHER RESOLVED, that The Council of the City of San Diego has reviewed, understands, and agrees to the terms and conditions of the grant agreement to be funded from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 Fund [the Grant Agreement].

BE IT FURTHER RESOLVED, that the terms and conditions of the Grant Agreement are hereby approved.

BE IT FURTHER RESOLVED, that the Mayor, or designee, is authorized and empowered to take all necessary actions to secure Grant Funds from the CCHE for the Project, and to conduct all negotiations, execute and submit all documents including, but not limited to: the Grant Agreement and any necessary amendments thereto, the Scope of Work for the Project, CCHE Invoices, CCHE Progress Reports, CCHE Final Reports, and other documentation which may be necessary for Project administration and Project completion, contingent upon the City

Auditor and Comptroller first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to accept, appropriate and expend Grant Funds if the CCHE grant is secured.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to establish a special interest-bearing account for the Grant Funds, upon receipt of a fully executed Grant Agreement.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to reprogram \$20,426 from Fund No. 10365, Org 2444, Job Order No. 010000; \$69,391 from Fund No. 10365, Org 2444, Job Order No. 020000; and \$190,183 from Fund No. 10365, Org 2444, Job Order No. 030000 from the Park & Recreation Department Matching Funds Program to C.I.P. No. 21-855.2, Balboa Park California Tower Project.

BE IT FURTHER RESOLVED, that an increase in the Fiscal Year 2006 Capital Improvements Program Budget in C.I.P. No. 21-855.2, Balboa Park California Tower Project, by an amount not to exceed \$600,000, is hereby authorized, contingent upon receipt of a fully executed Grant Agreement and 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 in the City Treasury.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$600,000 from C.I.P. No. 21-855.2, Balboa Park California Tower Project, contingent upon receipt of a fully executed Grant Agreement and 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 in the City Treasury.

BE IT FURTHER RESOLVED, that the Council of the City of San Diego finds that this activity is not a project and is therefore exempt from the California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines Section 15060(c)(2).

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

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Eric A. Swenson  
Eric A. Swenson  
Deputy City Attorney

EAS:js  
01/18/2006  
01/19/2006 CorCopy  
Or.Dept:Park & Rec  
R-2006-633

I hereby certify that the following Resolution was passed by The Council of the City of San Diego, at its meeting of JAN 23 2006.

ELIZABETH S. MALAND  
City Clerk

By [Signature]  
Deputy City Clerk

Approved: 1-27-06  
(date)

[Signature]  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2600541

ORIGINATING


DEPT NO 446

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: \$280,000.00

Purpose: To reprogram funds from fund 10365 (ORG 2444/JO #'s 010000/020000/030000) to CIP #218552 Balboa Park Tower Seismic Retrofit Project, contingent upon receipt of a fully executed grant agreement with the California Cultural and Historical Endowment.

Date: January 17, 2006



ACCOUNTING DATA

ACCTG LINE	CY PY	FUND	DEPT	ORG	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
01	0	10365		2444		010000				\$20,426.00
02	0	10365		2444		020000				69,391.00
03	0	10365		2444		030000				190,183.00
<b>TOTAL AMOUNT</b>										<b>\$280,000.00</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.

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JAN 23 2006