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7/18/06

(R-2006-1026)

RESOLUTION NUMBER R- 301658

DATE OF FINAL PASSAGE JUL 26 2006

RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING  
THE ADDITIONAL APPROPRIATION OF \$765,000 TO  
WESTERN PACIFIC HOUSING IN CONNECTION WITH  
FBA CREDIT FOR THE CARMEL VALLEY TRUNK SEWER.

WHEREAS, the cost of the Carmel Valley Trunk Sewer project exceeds the amount of the City's maximum contribution, as expected; and

WHEREAS, certain developers agreed to advance the remaining funds necessary to complete the Carmel Valley Trunk Sewer project, subject to reimbursement from the Carmel Valley Facilities Benefit Assessment funds, pursuant to the Advance Funding Agreement, on file in the office of the City Clerk as Document No. RR-298540-2; NOW, THEREFORE,

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

1. That the appropriation of \$765,000 from previously authorized Developer Advance Funding in Fund No. 39011, Carmel Valley Trunk Sewer Construction, is hereby authorized for Sewer Fund No. 41506, CIP 46-136.0, Carmel Valley Trunk Sewer East of I-5.

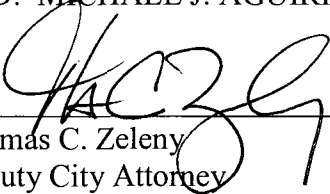
2. That the expenditure of an amount not to exceed \$765,000 from Sewer Fund No. 41506, CIP 46-136.0, Carmel Valley Trunk Sewer East of I-5, is hereby authorized, solely and exclusively to provide funds for the Carmel Valley Trunk Sewer project, as set forth in the FBA Credit and Reimbursement Agreement with Western Pacific Housing, on file in the office of the City Clerk as Document No. RR-298540-1.

3. That upon completion of the project, the City Auditor and Comptroller is hereby authorized to return remaining developer funds, if any, to Fund No. 39011, Carmel Valley Trunk Sewer Construction.

4. That the Council states for the record that this action is a subsequent discretionary approval of the Carmel Valley Trunk Sewer project addressed in Mitigated Negative Declaration No. 42-1081 and therefore is not a separate project under CEQA Guideline sections 15060(c)(3) and 15378(c).

5. That the Council further states for the record that the information contained in final Mitigated Negative Declaration No. 42-1081, including any comments received during the public review process, has been previously reviewed and considered by this Council and it is determined that this action does not involve change in circumstances, project changes, or new information of substantial importance which would warrant any additional environmental review.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Thomas C. Zeleny  
Deputy City Attorney

TCZ:mb  
06/27/06  
Aud.Cert:2600906  
Or.Dept:MWWD  
MWD-6110  
R-2006-1026

I hereby certify that the foregoing resolution was passed by the Council of the City of San Diego, at its meeting of JUL 18 2006.

ELIZABETH S. MALAND, City Clerk  
By   
Deputy City Clerk

Approved: 7-26-06  
(date)

  
JERRY SANDERS, Mayor

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

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

R-301658

JUL 18 2006

Passed by the Council of The City of San Diego on \_\_\_\_\_, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 26 2006

AUTHENTICATED BY:

JERRY SANDERS  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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