

RESOLUTION NUMBER R- 301826

DATE OF FINAL PASSAGE AUG - 8 2006

A RESOLUTION OF THE CITY COUNCIL ACCEPTING DONATIONS FROM THE COUNTY OF SAN DIEGO AND THE CITY OF CHULA VISTA; INCREASING THE FISCAL YEAR 2007 CIP BUDGET; TRANSFERRING AND EXPENDING FUNDS; AUTHORIZING A CONSTRUCTION CONTRACT; AND FINDING NO NEW ENVIRONMENTAL IMPACT; ALL IN CONNECTION WITH THE BEYER BLVD LOCAL STAGING AREA AND TRAIL PROJECT.

WHEREAS, the Beyer Boulevard Local Staging Area and Trail is a component of the Otay Valley Regional Park, necessary to meet the future park and recreational needs of the Otay Mesa area; and

WHEREAS, the Otay Valley Regional Park is a multi-jurisdictional park, including the County of San Diego and the City of Chula Vista, and both jurisdictions have agreed to donate \$300,000 each towards the future park and recreational needs; NOW, THEREFORE,

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

1. That for and on behalf of the City, the Council expresses its appreciation to the County of San Diego and the City of Chula Vista for their generous donations to this project.
2. That the donations of \$300,000 from the County of San Diego and \$300,000 from the City of Chula Vista are accepted, to be used for the Beyer Boulevard Local Staging Area and Trail Project.
3. That in accordance with the Annual Appropriation Ordinance and on receipt of the above donations, the City Auditor and Comptroller is directed to amend the Fiscal Year 2007 Capital Improvements Program budget to increase CIP 29-424.0, Beyer Boulevard Local Staging Area and Trail Project, by the amount of \$600,000.

4. That the City Auditor and Comptroller is further authorized to deposit \$600,000 into CIP 29-424.0, Beyer Boulevard Local Staging Area and Trail Project, upon receipt of the above donations and to transfer \$200,000 within Fund No. 105052, Environmental Growth Fund, from CIP 29-913.0, Coastal Bluff Erosion and Access Project, to CIP 29-424.0, Beyer Boulevard Local Staging Area and Trail Project.

5. That the Mayor or his designee is authorized to negotiate and execute, for and on behalf of the City, an agreement with Heffler Company, Inc., for construction of the Beyer Boulevard Local Staging Area and Trail Project, in the amount of \$1,978,448.24, provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

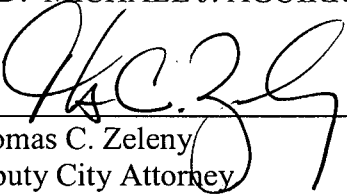
6. That the expenditure of an amount not to exceed \$2,175,396.00 from CIP 29-424.0, Beyer Boulevard Staging Area and Trail Project, is authorized, solely and exclusively to provide funds for the above project, with \$2,085,396.00 designated for construction and \$90,000.00 in contingency funds, provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury, and contingent on receipt of the above donations.

7. That the City Auditor and Comptroller is further authorized to transfer excess budgeted funds, if any, to the appropriate reserves on advice of the administering department.

8. That this activity is not a separate project pursuant to CEQA Guidelines sections 15060(c)(3) and 15378(c) because this activity is a subsequent discretionary approval of a project which was adequately addressed in San Diego County Mitigated Negative Declaration

Project No. 68601, SCH No. 2006041064, and there is no change in circumstance, additional information, or project changes to warrant additional environmental review.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Thomas C. Zeleny
Deputy City Attorney

TCZ:mb
07/25/06
Aud.Cert:N/A
Or.Dept:Park & Rec
R-2007-81

I hereby certify that the foregoing resolution was passed by the Council of the City of San Diego, at its meeting of AUG 8 2006.

ELIZABETH S. MALAND, City Clerk

By 
Deputy City Clerk

Approved: 8-8-06
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

AUG - 8 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUG - 8 2006

Date of final passage _____

AUTHENTICATED BY:

(Seal)

JERRY SANDERS

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By *Mary Cepeda*, Deputy

Office of the City Clerk, San Diego, California

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