

RESOLUTION NUMBER R- 301840

DATE OF FINAL PASSAGE AUG 15 2006

WHEREAS, Meyers Nave Riback Silver & Wilson has provided legal services to the City of San Diego relating to the acquisition of property needed for the completion of State Route 56; and

WHEREAS, the City Council previously authorized the expenditure of \$2,885,000 to Meyers Nave Riback Silver & Wilson for State Route 56 middle segment property acquisitions; and

WHEREAS, an additional \$350,000 is required to resolve outstanding bills and complete the acquisition process; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Attorney be and he is hereby authorized and empowered to execute, for and on behalf of said City, an amendment to the contract with Meyers Nave Riback Silver & Wilson, for an additional amount not to exceed \$350,000, under the terms and conditions set forth in the original contract and any amendments thereto.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$350,000 from Fund 38961, Dept. 30244, Org. 107, Account 4279, CIP No. 52-463.0 is hereby authorized to provide funds for the above contract amendment.

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.

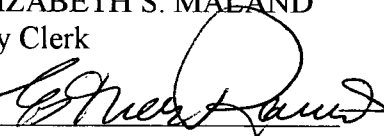
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Leslie A. FitzGerald  
Chief Deputy City Attorney

LAF:pev  
07/25/07  
Aud.Cert.: AC2700048  
Or.Dept:City Atty  
R-2007-99

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of AUG 08 2006.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 8-15-06  
(date)

  
JERRY SANDERS, Mayor

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

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

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2700048

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: \_\_\_\_\_ Fund: \_\_\_\_\_

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

**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: \$350,000.00

Vendor: Meyers Nave Riback Silver & Wilson

Purpose: To authorize the increase in the contract amount for legal services related to SR--56 right of way acquisition eminent domain cases.

Date: July 25, 2006

By:   
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	30244	30244	107	4279	524635		38961		\$350,000.00
TOTAL AMOUNT										\$350,000.00

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2700048

JUL - 8 2006

R 301840

Passed by the Council of The City of San Diego on JUL - 8 2006, 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"/>

Date of final passage AUG 15 2006

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 Debbie Swenson-Cruz, Deputy

Office of the City Clerk, San Diego, California

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