

RESOLUTION NUMBER R- 302178
DATE OF FINAL PASSAGE DEC 15 2006

WHEREAS, The State of California is providing the City of San Diego with funds pursuant to the Transportation Congestion Improvement Act of 2002 [Proposition 42];

WHEREAS, Proposition 42 restricts the use of funds to the maintenance or reconstruction or public streets or roads;

WHEREAS, Proposition 42 requires cities to maintain general fund expenditures on street and road maintenance at no less than the three year average of the FY 1996/97 through FY 1998/99 levels;

WHEREAS, the Streets Division of the General Services Department estimates that the FY06/07 street maintenance expenditures exceed the three year FY1996/97 through FY 1998/99 levels by approximately \$16,000,000.00;

AND WHEREAS, the Streets Division of the General Services Department has identified other urgent capital improvement needs within the Division; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Auditor and Comptroller is hereby authorized to accept \$5,828,241.54 in Fiscal Year 06 Proposition 42 funding, Fund 30307.


BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that the Auditor and Comptroller is hereby authorized to transfer \$5,828,241.54 from Fund 30307, to Fund 100 Department 534, General Services – Street Division Operating Fund and transfer \$5,828,241.54 from Fund 100, Department 534 to Fund 30300.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that the Auditor and Comptroller is hereby authorized to increase the Fiscal Year 2007 Capital Improvements Program budget by \$5,828,241.54 of which \$2,515,496.77 in CIP 59-001.0, Resurfacing of Streets, TransNet Fund 30300, and \$3,312,744.77 in CIP 13-005.0, Emergency Drainage Projects, TransNet Fund 30300.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that the Auditor and Comptroller hereby authorizes the appropriation and expenditure of \$2,515,496.77 from CIP 59-001.0, Resurfacing of City Streets, Fund 30300, and \$3,312,744.77 from CIP 13-005.0, Emergency Drainage Projects, Fund 30300.

BE IT FURTHER RESOLVED, that the Council of the City of San Diego finds that this activity is not a project because this activity is a government fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and is therefore not subject to the California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines Sections 15378(b)(4) and 15060(c)(2).

APPROVED: MICHAEL J. AGUIRRE, City Attorney


By 

Timothy J. Miller
Deputy City Attorney

TJM:js
10/12/2006
Or.Dept:General Services
Aud. Cert. 2700270
R-2007-417

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC - 5 2006

ELIZABETH S. MALAND
City Clerk

By 

Deputy City Clerk

Approved: 12.15.06

(date)



JERRY SANDERS, Mayor

Vetoed: _____

(date)

JERRY SANDERS, Mayor

R- 302178

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2700270

ORIGINATING

DEPT. NO.:

534

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: \$5,828,241.54 Fund: 30300 & 30307

Purpose: To authorize the transfer, appropriation, and expenditure of funds from Prop 42 fund (30307) to the General Fund - Street Division Operating fund (100/534).

Date: October 9, 2006

By:  Caryn McGriff

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	30307			9544					\$5,828,241.54
TOTAL AMOUNT										\$5,828,241.54

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: _____

Vendor: _____

Purpose: _____

Date: July 27, 2006

By: _____

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL										

AC-361 (REV 2-92)

FUND OVERRIDE ☐

AC 2700270

R 302178

DEC 05 2006

Passed by the Council of The City of San Diego on DEC 05 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 15 2006

AUTHENTICATED BY:

JERRY SANDERS

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 302178