

#61
1/09/07

(O-2007-51)

ORDINANCE NUMBER O- 19571 (NEW SERIES)

DATE OF FINAL PASSAGE JAN 17 2007

AN ORDINANCE OF THE CITY OF SAN DIEGO AUTHORIZING LOAN AGREEMENT NO. 007-06-ECC WITH THE CALIFORNIA ENERGY COMMISSION FOR THE FINANCING OF ENERGY EFFICIENCY IMPROVEMENTS AT VARIOUS CITY FACILITIES; ADVANCING FUNDS FOR THE CITY'S REIMBURSABLE INITIAL OUTLAY; AND DEPOSITING LOAN REVENUE INTO FUND NO. 30244.

WHEREAS, pursuant to Public Resources Code section 25410 et seq., the California Energy Resources Conservation and Development Commission of the California Energy Commission has low-interest loans available to finance the upgrade of mechanical and electrical systems of City facilities; and

WHEREAS, the Council approved the City's application for such low-interest loan by Resolution No. R-301693, passed on August 4, 2006; NOW, THEREFORE,

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

Section 1. That the Mayor or his duly designated representative is authorized to execute, for and on behalf of the City, a fifteen-year loan agreement with California Energy Commission in the amount of \$2,226,689 at the rate of 4.5% interest, to upgrade mechanical and electrical systems at City facilities, and to comply with all terms and conditions, as set forth in Energy Conservation Assistance Account Loan Agreement No. 007-06-ECC, the form of which is on file in the office of the City Clerk as Document Number OO- 19571.

Section 2. That the expenditure of an amount not to exceed \$300,000 from Capital Outlay Fund No. 30245 is authorized, solely and exclusively to provide reimbursable funds as an advance for the above upgrades at City facilities.

Section 3. That the City Auditor and Comptroller is authorized to deposit loan proceeds received from the California Energy Commission into Fund No. 30244 and to expend funds as directed by the administering department.

Section 4. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Frederick M. Ortlieb
Frederick M. Ortlieb
Deputy City Attorney

FMO:mb
11/16/06
Aud.Cert:2700363
Or.Dept:ESD
O-2007-51

I hereby certify that the foregoing ordinance was passed by the Council of the City of San Diego, at its meeting of JAN 09 2007.

ELIZABETH S. MALAND, City Clerk
By [Signature]
Deputy City Clerk

Approved: 1.17.07
(date)

[Signature]
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2700363

DEPT. NO.: 30250

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: \$300,000.00 Fund: 30245

Purpose: Authorize the expenditure from the Capital Outlay Revolving Fund as an advance to reimbursable loan funds that will allow installation of energy efficient equipment in various City facilities.

Date: November 15, 2006

By: Debra Oestreich *Debra Oestreich*
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA											
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT	
01	0	30245	3245	102	4279	102				\$300,000.00	
TOTAL AMOUNT										\$300,000.00	

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: _____

By: Debra Oestreich
 AUDITOR AND COMPTROLLER'S DEPARTMENT

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

FUND OVERRIDE

JAN - 9 2007

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