

101

1/23/07

MEET

RESOLUTION NUMBER R- 302301

DATE OF FINAL PASSAGE FEB 14 2007

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A GRANT DEED TO THE DEL MAR UNION SCHOOL DISTRICT [DMUSD] FOR CONVEYANCE OF A 6.075-ACRE PARCEL IN THE FEE TITLE; AND AUTHORIZING THE MAYOR TO EXECUTE A STORM DRAIN AND SEWER EASEMENT IN FAVOR OF THE DMUSD.

WHEREAS, on September 8, 1998, by Ordinance No. 0-18572, the City Council approved the Neighborhood 8A Specific Plan/Precise Plan [Specific Plan/Precise Plan] which anticipated the construction of an elementary school by the Del Mar Union School District [DMUSD]; and

WHEREAS, in accordance with the Specific Plan/Precise Plan, DMUSD is now offering to purchase a 6.075-acre parcel from the City of San Diego for the purpose of a school; and

WHEREAS, in order to serve the new school, DMUSD is requesting a Storm Drain and Sewer Easement across that adjacent property jointly used for recreational purposes by the DMUSD and City; NOW, THEREFORE,

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

1. The Mayor or his designee is authorized and empowered to accept the offer from the Del Mar Union School District to purchase approximately a 6-acre parcel of real property [LAND] or a purchase price of \$3,695,000.

2. The Mayor or his designee is authorized and empowered to execute, for and on behalf of the City of San Diego, a Grant Deed in favor of DMUSD conveying the LAND, comprised of that portion of Fremont, a subdivision of the Northwest Quarter of Section 29, Township 14 South, Range 3 West, San Bernardino Base and Meridian, in the City of San Diego, County of San Diego, according to Map thereof No. 1283, filed in the Office of the County Recorder of San Diego County September 3, 1910.

3. The Mayor or his designee is authorized and empowered to execute a Storm Drain and Sewer Easement in favor of the DMUSD affecting that portion of Fremont, a subdivision of the Northwest Quarter of Section 29, Township 14 South, Range 3 West, San Bernardino Base and Meridian, in the City of San Diego, County of San Diego, according to Map thereof No. 1283, filed in the Office of the County Recorder of San Diego County September 3, 1910.

4. That the Auditor and Comptroller is authorized to deposit the proceeds of the land sale in the amount of \$3,695, 000 into the Capital Outlay Fund, Fund No. 302453, Revenue Account 78335.

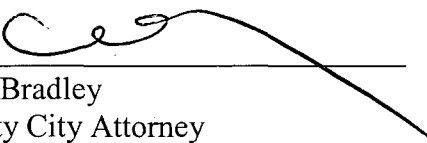
5. That the Auditor and Comptroller transfer \$3,695,000 from the Capital Outlay Fund, Fund No. 302453, Revenue Account 78335 into the Carmel Valley Facilities Benefit Assessment Fund, Fund No. 79008 for the purpose of developing Carmel Valley Community Park South — Neighborhood 8A, CIP 29-764.0, Project 21A-1.

6. That the Fiscal Year 2007 Capital Improvements Program Budget for CIP No. 29-764.0, Project 21A-1 is amended by increasing the budget amount by \$305,000.

7. That the Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$305,000 from CIP 29-764.04, Carmel Valley Community Park South — Neighborhood #8A, for park development.

8. That the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate fund.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Todd Bradley
Deputy City Attorney

TB:bas
1/9/07
Or.Dept:READ
R-2007-697
MMS #4238

Grant of Easement Deed and Grant Deed with Del Mar Union School District is on file in the Office of the City Clerk as Document No. RR-302301-1 and Document No. RR-302301-2.

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 23 2007.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 2.14.07
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor