

100  
W.D.  
218552  
1/30/07

RESOLUTION NUMBER R- 302318  
DATE OF FINAL PASSAGE FEB 14 2007

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

1. That the Mayor be and he is hereby authorized and empowered to execute, for and on behalf of said City, a Second Amendment to the Agreement between the City of San Diego and Heritage Architecture and Planning for \$37,560.00 for professional services for the Balboa Park Ornamentation/Cultural Projects increasing total amount for professional services to \$681,623.00, under the terms and conditions set forth in the document on file in the Office of the City Clerk as Document No. RR- 302318.

2. That the Council of the City of San Diego approves the Plans and Specifications for the construction of the Balboa Park Ornamentation/Cultural Projects (Museum of Man/California Tower, Museum of Art, Casa del Prado).

3. That the Auditor and Comptroller is hereby authorized to increase the FY07 Capital Improvement Program budget in the amount of \$248,239.55 plus interest earned subsequent to the approval of this action in CIP 21-855.0, Balboa Park Ornamentation/Cultural Projects, Fund 63023, COP 1C-1996A Surety Policy, for the construction of Balboa Park Ornamentation/Cultural Projects.

4. That the Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$28,000 from CIP 21-844.9, Organ Pavilion Electrical System Upgrade, to CIP 21-855.0, Balboa Park Ornamentation/Cultural Projects, in Fund 630221, Park and Recreation Grant Matching Fund.

5. That the Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$36,000 from CIP 21-862.0, Aerospace Museum Roof Replacement, to CIP 21-855.0, Balboa Park Ornamentation/Cultural Projects, in Fund 30245, Capital Outlay.

6. That the City Auditor and Comptroller is hereby authorized to appropriate and expend \$312,239.55 plus interest earned subsequent to the approval of this action from: CIP No. 21-855.0, Balboa Park Historical Cultural Projects, this amount including the \$248,239.55 plus the interest earned subsequent to the approval of this action from Fund 63023, COP 1C-1996A Surety Policy, \$28,000 from Fund 630221, Park and Recreation Grant Matching Fund, and \$36,000 from Fund 30245, Capital Outlay, for the construction of Balboa Park Ornamentation/Cultural Projects and related costs.

7. That the City Auditor and Comptroller is hereby authorized to appropriate and expend an amount not to exceed \$4,102,570.00 from CIP Sublet Numbers 21-855.2, 21-855.3 and 21-855.4 (sublets of CIP 21-855.0), Balboa Park Ornamentation/Cultural Projects (Museum of Man/California Tower, Museum of Art, Casa del Prado), for the construction of Balboa Park Ornamentation/Cultural Projects.

8. That the Mayor is hereby authorized and empowered to award a construction contract for the Balboa Park Ornamentation/Cultural Projects (Museum of Man/California Tower, Museum of Art, Casa del Prado) to the lowest responsible and reliable bidder, in an amount not to exceed \$4,102,570.00 provided the auditor and Comptroller first furnishes a certificate

demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

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

BE IT FURTHER RESOLVED, that this activity is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15331.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Peter A. Mesich  
Peter A. Mesich  
Deputy City Attorney

PM:js  
01/09/2007  
Or.Dept: Park & Rec  
Aud. Cert. 2700472  
R-2007-706

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 30 2007

ELIZABETH S. MALAND  
City Clerk

By [Signature]  
Deputy City Clerk

Approved: 2-14-07  
(date)

[Signature]  
JERRY SANDERS, Mayor

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

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

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

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING

AC: 2700472

DEPT. NO.: 446

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: \$4,377,249.55 Fund: 38210/38211/38212/38244/38245

Purpose: Authorizing the transfer, appropriation and expenditure of funds for Balboa Park Ornamentation/Cultural Projects (Museum of Man, California Tower, Museum of Art and Casa Del Prado. CIP 218550/ 218552/ 218553/ 218554.

Date: January 8, 2007

By: Yeshi Bezuneh  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0		30244	103	4220	218552				\$1,078,980.00
002	0		30244	103	4220	218553				1,851,030.00
003	0		30244	103	4220	218554				1,135,000.00
004	0		63023		9544					248,239.55
005	0		30244	103	4114	218449				28,000.00
006	0		30244	103	4279	218620				36,000.00
TOTAL AMOUNT										\$4,377,249.55

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: \$37,560.00

Vendor: Heritage Architecture and Planning

Purpose: Authorizing the expenditure of funds for Second Amendment to the Agreement for Professional Services for expanded scope of work on the Balboa Park Ornamentation/Cultural Projects, CIP 218552.

Date: January 8, 2007

By: Yeshi Bezuneh  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
007	0		30244	103	4279	218552				\$37,560.00
TOTAL AMOUNT										\$37,560.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC: 2700472

R-302318

JAN 30 2007