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RESOLUTION NUMBER R- 302321  
DATE OF FINAL PASSAGE FEB 14 2007

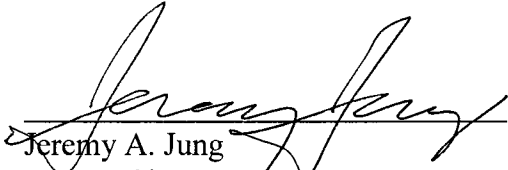
RESOLUTION AUTHORIZING EXECUTION OF FIRST AMENDMENT TO CONSULTANT AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC. FOR CIP 52-372.0, GENESEE AVENUE/INTERSTATE 5 OVERCROSSING, AND RELATED ACTIONS

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

1. That the Mayor, or his designee, is authorized to execute the first amendment to the consultant agreement with Kimley-Horn and Associates, Inc. dated February 23, 2004 (Document No. RR-298854-1) under the terms and conditions set forth in the document on file in the office of the City Clerk as Document No. RR- 302321 for preliminary engineering services for the Genesee Avenue/Interstate 5 overcrossing project, CIP 52-372.0; and
2. That the appropriation and expenditure of an amount not to exceed \$1,409,351 is authorized for CIP 52-372.0, Fund 79001, Genesee Avenue/Interstate 5 overcrossing for the purpose of funding the aforementioned first amendment to the consultant agreement with Kimley-Horn and Associates, Inc.; and
3. That the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves; and

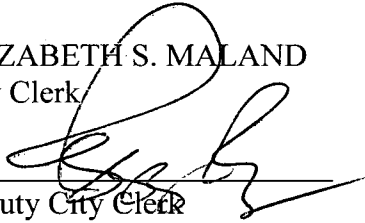
4. That this activity is not a "project" and therefore exempt under CEQA pursuant to State CEQA Guidelines section 15060(c)(3).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Jeremy A. Jung  
Deputy City Attorney

JAJ:cla  
01/10/07  
Aud. Cert: 2700455  
Or.Dept:E&CP  
R-2007-708

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   
Deputy City Clerk

Approved: 2-14-07  
(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 2700455

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: \_\_\_\_\_

ACCOUNTING DATA

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

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: \$1,409,351.00

Vendor: Kimley-Horn, Inc.

Purpose: To authorize the expenditure of funds for the purpose of executing the first amendment to the consultant agreement for the design of Genesee Ave/ I-5 overcrossing.

Date: July 27, 2006 By:  Caryn McGriff

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	30244	30244	107	4279	523720		79001		1,409,351.00
<b>TOTAL</b>										<b>\$1,409,351.00</b>

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2700455

R-302321

JAN 30 2007