(R-2007-1033)

RESOLUTION NUMBER R- 302591

DATE OF FINAL PASSAGE MAY 1 4 2007

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

- 1. That the Mayor, or his designee, is authorized to accept \$412,139 from the Safe Accountable Flexible Efficient Transportation Equity Act: A Legacy for Users, California High Priority Project funds (SAFETEA-LU), for the design of Shoal Creek Pedestrian Bridge Over Ted Williams Parkway ("Project"), CIP No. 54-012.0, contingent upon the receipt of an FNM-76 (Version E-76) Caltrans Funding Authorization.
- 2. That the Auditor and Comptroller is authorized to establish a special interest bearing fund for the SAFETEA-LU funds.
- 3. That the City Auditor and Comptroller is authorized to transfer TransNet funds in the amount not to exceed \$160,000 from CIP No. 52-765.0, Sorrento Valley Road and Interstate I-5 to CIP No. 54-012.0, Shoal Creek Pedestrian Bridge as matching funds to the Federal grant, for the purpose of providing funds for the Project.
- 4. That the appropriation and expenditure of an amount not to exceed \$572,139 for the purpose of the design of Shoal Creek Pedestrian Bridge Project, of which \$160,000 is from CIP No. 54-012.0, Shoal Creek Pedestrian Bridge, TransNet Funds, and \$412,139 is from SAFETEA-LU, is authorized solely and exclusively for the purpose of providing funds for the Project, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

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5. That the above expenditure is contingent on appropriate approval and award of

one or more contracts for performance of the Watershed Shoal Creek Pedestrian Bridge, if said

project will not be performed by City forces, and provided that the City Auditor and Comptroller

first furnishes one or more certificates demonstrating that the funds necessary for expenditure

under such contracts are, or will be, on deposit in the City Treasury.

6. That the Fiscal Year 2007 Capital Improvements Program Budget for CIP No.

54-012.0 is amended by increasing the budget amount by \$412,139.

7. That the City Auditor and Comptroller, upon advice from the administering

department, is authorized to transfer excess budgeted funds, if any, to the appropriate reserves.

BE IT FURTHER RESOLVED, that this activity is not a "project" and is therefore not

subject to CEQA pursuant to State CEQA Guidelines Section 15060(c)(3). This determination is

predicated on Section 15004 of the Guidelines, which provides direction to lead agencies on the

appropriate timing for environmental review. Construction activities related to this action will be

subject to review under the provisions of CEQA.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

Bv

Deputy City Attorney

PAM:cfq 04/25/07

Or.Dept:E&CP

Aud.Cert.:2700697

R-2007-1033

MMS#4720

Diego, at this meeting of MAY 0 8 2007	was passed by the council of the city c
	ELIZABETH S. MALAND City Clerk
	By Man Man Deputy City Clerk
Approved: 5.14.07 (date)	JERRY SANDERS, Mayor
Vetoed:	JERRY SANDERS, Mayor

I hereby certify that the foregoing Resolution was passed by the Council of the City of San

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

		CERTIFICATE OF UNALLOTTED BALANCE					AC	2700697			
								ORIGINATING	DEPT. NO.:	547	
						allotment of fue asury, and is			forth in the	foregoing resolution i	
Amount: \$			\$160,000.00			Fund:		30300			
Purpos	e:	\$160,000.00 Fund: 30300 To authorize the transfer of funds from Sorrento Valley Rd to Shoal Creek Pedestian Bridge (540120) for the purpoviding grant matching funds. Grant total is 412,139. Total required match is 187,861. Remaining 27,861 matching to 187,861.) for the purpose of 27,861 match	
Date:		provided in FY08 CIP budget April 17, 2007				By:			GANN. McGriff		
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