

RESOLUTION NUMBER R- 302748

DATE OF FINAL PASSAGE JUN 27 2007

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or designee, is authorized and empowered for and on behalf of the City to make an application to the State of California for \$107,000 in Roberti-Z'bert Harris Per Capita or Per Capita funds under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 for the construction of Park de la Cruz Phase II/38th Street Canyon and Future Phases [Project].

BE IT FURTHER RESOLVED, that the Mayor, or designee, is authorized and empowered to take all necessary actions to secure funding from the State of California for Park de la Cruz Phase II/38th Street Canyon and Future Phases [Project].

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to accept and appropriate funds if grant funding of the Project is secured.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to establish a special interest bearing fund for the grant.

BE IT FURTHER RESOLVED, that Fiscal Year 2007 Capital Improvements Program Budget is amended by increasing CIP No. 29-684.0, Park de la Cruz Phase II by \$215,000 contingent upon receipt of a fully executed grant agreement.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to transfer an amount not to exceed \$108,000 from CIP No. 20-013.0, Grant Match Funding, to CIP No. 29-684.0, Park de la Cruz Phase II and Future Phases, within fund 630221, Grant Match Funding, contingent upon receipt of a fully executed grant agreement.

BE IT FURTHER RESOLVED, that in addition to previously approved funds, the appropriation and expenditure of an amount not to exceed \$215,000 from CIP No. 29-684.0, Park de la Cruz Phase II and Future Phases for construction of Park de la Cruz Phase II/38th Street Canyon, is hereby authorized for the purpose of providing funds for the Project, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, 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 project has been previously exempted under the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15304 (Minor Alterations to Land). This action adds additional funding to the project. There will be no additional environmental impacts associated with this action.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Shannon Thomas
Shannon Thomas
Deputy City Attorney

ST:sc
05/30/07
06/14/07 COR. COPY
Aud.Cert.: AC 2700748
Or.Dept:Park & Rec
R-2007-1185

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 19 2007.

ELIZABETH S. MALAND
City Clerk

By Mary Gumaya
Deputy City Clerk

Approved: 6.27.07
(date)

JSL
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 2700748

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: \$108,000.00 Fund: 630221

Purpose: Authorizing the transfer of funds from CIP 200130, Grant Match Funding, to CIP 296840, Park de la Cruz Phase II and Future Phases, within fund 630221, contingent upon receipt of a fully executed grant agreement.

Date: May 14, 2007 By: *Conrad Avila*
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	105	4279	200130					\$108,000.00
TOTAL AMOUNT											\$108,000.00

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: _____
AUDITOR AND COMPTROLLER'S DEPARTMENT

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

FUND OVERRIDE

2700748

AC-361 (REV 2-92)

R- 302748

JUN 19 2007