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RESOLUTION NUMBER R- 303018

DATE OF FINAL PASSAGE SEP 20 2007

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

1. That the Mayor, or designee, is authorized to accept SANDAG MC Transnet Funds, in the amount of \$3,774,000 for CIP No. 58-140.0, Bayshore Bikeway.

2. That the City Auditor and Comptroller is authorized to establish a new fund to receive SANDAG Transnet Major Corridor (MC) funds.

3. That the Mayor, or designee, is authorized to accept Transnet Bikeway funds (Fund 30301), in the amount of \$718,000 for CIP No. 58-140.0, Bayshore Bikeway.

4. That the City Auditor and Comptroller is authorized to deappropriate and transfer an amount not to exceed \$850,000 in Federal Congestion Management Air Quality (CMAQ) funds from CIP No. 58-140.0, Bayshore Bikeway, Fund No. 38683, Federal and State funds, back to the appropriate agencies.

5. That the Fiscal Year 2008 Capital Improvements Program Budget for CIP No. 58-140.0, Bayshore Bikeway, is amended by increasing the budget amount by \$3,642,000

6. That the expenditure of an amount not to exceed \$4,492,000 from CIP No. 58.140.0, Bayshore Bikeway, \$3,774,000 in SANDAG Transnet Major Corridor (MC) funds and \$718,000 of Transnet Bikeway Fund 30301, 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 expenditure are, or will be, on deposit with the City Treasurer.

7. That, after advertising for bids in accordance with law, and contingent upon receipt of all permits, the Mayor or his designee is authorized to enter into a Construction Contract (BID No. K083903C) with the lowest responsible and reliable bidder, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

8. 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.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

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

PAM:cfq  
08/07/07  
Or.Dept:ECP  
R-2008-123

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of Sept. 18, 2007.

ELIZABETH S. MALAND  
City Clerk

By Jana Richards  
Deputy City Clerk

Approved: 9-20-07  
(date)

Jerry Sanders  
JERRY SANDERS, Mayor

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

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JERRY SANDERS, Mayor