

RESOLUTION NUMBER R- 303057

DATE OF FINAL PASSAGE OCT 18 2007

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

1. That the Fiscal Year 2008 Capital Improvements Program Budget in CIP No. 29-282.1, Hilltop Community Park-Development [Project], Fund No. 10596, Rancho Penasquitos East Trust Fund, is amended by increasing the budget amount by \$656,000.

2. That the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$656,000 from CIP No. 29-282.1, Hilltop Community Park-Development, Fund No. 10596, Rancho Penasquitos East Trust Fund, solely and exclusively for the purpose of providing funds for this 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.

3. Authorizing the City Auditor and Comptroller to reimburse Fund No. 10596, Rancho Penasquitos East Trust Fund, with funds from the Rancho Penasquitos Facilities Benefits Assessment (FBA), Fund No. 79004, for the amount of funds expended, as programmed in the Rancho Penasquitos Public Facilities Financing Plan, or as soon thereafter as FBA funds become available, for an amount not to exceed \$416,503.

4. Upon availability of FBA funds for reimbursement, authorizing the City Auditor and Comptroller to increase appropriations in Fund 79004, Rancho Penasquitos Facilities Benefits Assessment (FBA), by an amount not to exceed \$416,503 and authorizing a like deappropriation of Fund 10596, Rancho Penasquitos East Trust Fund, CIP No. 29-282.1, Hilltop Community Park-Development.

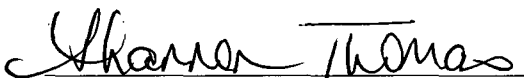
5. Authorizing the Mayor to execute a construction contract with the lowest responsible and reliable bidder in an amount not to exceed \$1,006,600, for the construction of Hilltop Community Park – Development, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

6. Authorizing the expenditure of an amount not to exceed \$1,006,600 from CIP No. 29-282.1, Hilltop Community Park-Development, \$195,850 from Fund No. 38224, Hilltop Community Park 2002 Park Bond Roberti-Z'berg Harris, \$404,150 from Fund No. 38225, Hilltop Community Park 2002 Park Bond Per Capita, and \$406,600 from Fund No. 10596, Rancho Penasquitos East Trust Fund, for the purpose of executing a construction contract for the Hilltop Community Park, 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.

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.

8. That this project is categorically exempt from California Environmental Quality Act [CEQA], pursuant to State CEQA Guidelines Section 15301 (Existing Facilities).

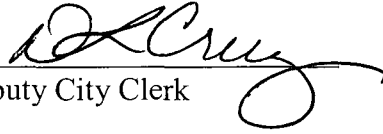
APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Shannon Thomas
Deputy City Attorney

ST:sc
09/25/07
10/10/07 REV.
Aud.Cert.: AC2800211
Or.Dept:Park & Rec
R-2008-253 REV.

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT - 9 2007.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10-18-07
(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 2800211

ORIGINATING

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: \$605,056.00 Fund: 10596

Purpose: To authorize the appropriation and expenditure of funds from the Hilltop Community Park Development project for the purpose of completing Phase 1 of the project.

Date: September 17, 2007 By:  Caryn McGriff

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	10596			9544					\$605,056.00
TOTAL AMOUNT										\$605,056.00

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

AC 2800211

R- 303057

OCT 09 2007