

ORDINANCE NUMBER O- 19751 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 30 2008

AN ORDINANCE AMENDING ORDINANCE NO. O-19652 (NEW SERIES) ENTITLED "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 2008 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR" BY AUTHORIZING THE APPROPRIATION AND TRANSFER OF \$2,500,000 FROM THE GENERAL FUND UNALLOCATED RESERVE TO THE GENERAL FUND APPROPRIATED RESERVE AND AUTHORIZING THE AUDITOR AND COMPTROLLER TO TRANSFER AND EXPEND APPROPRIATIONS FROM THE GENERAL FUND APPROPRIATED RESERVE UPON APPROVAL BY COUNCIL RESOLUTION AND RATIFYING PREVIOUS SUCH ACTIONS.

WHEREAS, on July 30, 2007, the City Council adopted Ordinance No. O-19652 [Appropriation Ordinance] to appropriate funds necessary to operate the City for Fiscal Year 2008; and

WHEREAS, on November 13, 2007, the City Council adopted Ordinance No. O-19679 establishing the City's General Fund Reserve Policy [Reserve Policy], creating the General Fund Appropriated Reserve Department (Dept. 602) [Appropriated Reserve] and appropriating \$7,000,000 thereto; and

WHEREAS, to carry out the intended purpose of the Reserve Policy, the Appropriation Ordinance must be amended to allow the Auditor and Comptroller to transfer funds from the Appropriated Reserve when authorized by Council resolution; and

WHEREAS, several transfers have been made from the Appropriated Reserve by Council resolution and such transfers must now be ratified and approved by ordinance; NOW, THEREFORE,

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

Section 1. That the Appropriation Ordinance is hereby amended to appropriate \$2,500,000 from the General Fund Unallocated Reserve to Fund 100, Dept. 602, General Fund Appropriated Reserve.

Section 2. That the Appropriation Ordinance is hereby amended to authorized the Auditor and Comptroller, upon approval by Council resolution, to transfer and expend appropriations from the General Fund Appropriated Reserve to other General Fund departments and to General Fund contributions to the CIP.

Section 3. That the following Council resolutions and the actions taken thereby are ratified and approved:

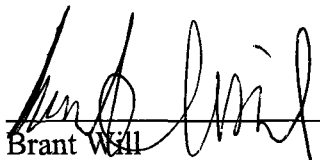
- a) Transfer up to \$2,219,500.18 from General Fund Appropriated Reserve (Dept. 602) to General Fund Citywide Program Expenditures (Dept. 601) then transfer to the Public Liability Fund (81140) and other enterprise funds based upon the FTE allocation. This transfer is for payment of court ordered legal fees relating to SDCERS litigation. R-303276 passed on December 12, 2007.
- b) Transfer \$2,000,000 from Appropriated Reserve (Dept. 602) to General Fund Contributions to the CIP (Fund 630221) for emergency repair of Soledad Mountain Road. R-303265 passed on December 18, 2007.
- c) Transfer \$800,000 from General Fund Appropriated Reserve (Dept. 602) to the City Planning and Community Investment Department (Dept. 065) and authorize to expend up to \$800,000 for the completion of the Otay Mesa Community Plan Update. R-303275 passed on December 18, 2007.

- d) Transfer \$792,181 from General Fund Appropriated Reserve (Dept. 602) to the City Planning and Community Investment Department (Dept. 065) for the Grantville Master Plan consulting contract. R-303550 passed on April 1, 2008
- e) Transfer \$184,750 from General Fund Appropriated Reserve (Dept 602) to the General Fund Citywide Program Expenditures (Dept 601) for the first amendment to the Agreement with Liebert Cassidy Whitmore for professional services. R-303500 passed on April 8, 2008.

Section 4. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public prior to the day of its passage.

Section 5. This ordinance is declared to take effect and be in force immediately upon its final passage after two public hearings pursuant to the authority contained in sections 71, 275 and 295 of the Charter of the City of San Diego.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Brant Will
Deputy City Attorney

BCW\jdf:pev
05/01/08
05/08/08.COR.Copy
05/21/08 REV.1
Or.Dept:Comptroller
O-2008-149

I hereby certify that the following Ordinance was passed by the Council of the City of San Diego, at its meeting of MAY 19 2008.

ELIZABETH S. MALAND
City Clerk

By *Jan Richards*
Deputy City Clerk

Approved: 5.30.08
(date)

JRS
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 2800732
DEPT. _____
NO.: N/A

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: \$5,000,000.00 Fund: 100

Purpose: To authorize the appropriated of \$5,000,000 from the General Fund Unallocated Reserve to Fund 100, Dept. 602, to replenish the Appropriated Reserve for Fiscal Year 2008.

Date: April 18, 2008

By: *Fernando Figueroa*
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	100			9544					\$5,000,000.00
TOTAL AMOUNT										\$5,000,000.00

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