

RESOLUTION NUMBER R- 303475

DATE OF FINAL PASSAGE MAR 14 2008

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING  
THE TRANSFER OF FUNDS FOR THE LOGAN HEIGHTS  
BRANCH LIBRARY.

WHEREAS, the Logan Heights Branch Library [Project] will provide a 25,000 sq. ft. library to serve the Logan Heights Community; and

WHEREAS, the San Diego City Council [Council] has previously approved actions necessary for this Project; and

WHEREAS, the previous Council actions authorized expenditures for this Project in the amount of \$12,592,724 for design, construction and project related expenses (Document Nos. R-295242, R-297961, R-299708, and R-300992); and

WHEREAS, the Council action on May 20, 2003 (R-297961) authorized a HUD 108 loan application in the amount of \$353,000; and

WHEREAS, HUD now requires collateral in the form of property to secure this loan amount for this Project; and

WHEREAS, while the City of San Diego [City] does not own the Logan Heights property, an alternative location has been found within District 8; the Otay Mesa/Nestor Library which can be collateralized to secure this loan; and

WHEREAS, the First Five Commission of San Diego entered into an agreement with the City to give \$4,000,000 to the City, from which the City allocated \$1,000,000 each to the Logan Heights Library, the College/Rolando Library, the Serra Mesa/Kearny Mesa Library, and the Skyline Hills Library (R-299708); and

WHEREAS, the construction of the College Rolando Library was already underway when the City received the First Five money, leaving many expenses ineligible for First Five funding due to the First Five Commission funding restrictions; and

WHEREAS, the funds that were ineligible for expenditure on the College/Rolando Library can now be transferred to and used at the Logan Heights Library; and

WHEREAS, the First Five Commission of San Diego is aware of this proposed transfer and has agreed to allow the funds to be transferred to and used by the Logan Heights Library;

NOW THEREFORE,

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

1. That the re-appropriation of \$509,679 in Fund 38030, First Five Grant Fund from CIP No. 35-071.0, College Heights Branch Library, to CIP No. 35-101.0, Logan Heights Branch Library is authorized.
2. That the expenditure of an amount not to exceed \$509,679 in Fund 38030, First 5 Grant Fund, for the Fiscal Year 2008 Program Budget in CIP No. 35-101.0, Logan Heights Branch Library, is authorized solely and exclusively to provide funds for Project related expenses, provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.
3. That the Mayor or his designee is authorized to amend the deed of trust in HUD's favor on the Otay Mesa/Nestor Library, located at 3003 Coronado Avenue, San Diego, California, to secure the loan amount of \$353,000 for the Logan Heights Branch Library.
4. That the City Auditor and Comptroller is authorized on advice of the administering department, to transfer excess funds, if any, to the appropriate reserves.

5. That this activity is not subject to the California Environmental Quality Act [CEQA] pursuant to CEQA Guidelines section 15378(c). This activity is a subsequent discretionary approval adequately covered under the Finding of No Significant Impact/Negative Declaration No. 42-0267 (Logan Heights Branch Library). The activity is adequately addressed in the environmental document and there are no changes in circumstance, additional information, or project changes to warrant additional environmental review pursuant to CEQA Guidelines section 15162.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Christina J. Bellows  
Christina Bellows  
Deputy City Attorney

CB:sc:mb  
02/11/08  
Aud.Cert:2800521  
Or.Dept:E&CP  
R-2008-638

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of MAR 11 2008.

ELIZABETH S. MALAND, City Clerk

By Debbie Swenson Cruz  
Deputy City Clerk

Approved: 3.14.08  
(date)

JSL  
JERRY SANDERS, Mayor

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

\_\_\_\_\_  
JERRY SANDERS, Mayor

