

5/13

RESOLUTION NUMBER R- 303698
DATE OF FINAL PASSAGE MAY 19 2008

BE IT RESOLVED, by the Council of the City of San Diego that the Mayor or his designee is authorized to execute, for and on behalf of the City of San Diego, a Second Amendment to the Agreement for the NTC Park Improvements [Project], under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR 303698 together with any reasonably necessary modifications or amendments thereto which do not increase project scope or cost and which the Mayor shall deem necessary from time to time in order to carry out the purposes and intent of this Project and Agreement.

BE IT FURTHER RESOLVED, that the expenditure of funds and adoption of Findings for the Project are approved and are of benefit to the Project Area.

BE IT FURTHER RESOLVED, that the funding obligation of \$466,726 toward a future NTC Park Aquatic Center from the Community Facilities District No. 3 be removed from the Community Facilities District No. 3.

BE IT FURTHER RESOLVED, that this activity is covered under LDR No. 42-0574 NTC Park General Development Plan Mitigated Negative Declaration. That this activity is adequately addressed in the environmental document and that there is no change in circumstance, additional information, or project changes to warrant additional review. Because of the prior environmental documents adequately covered this activity as part of the previously approved project, the activity is not a separate project for purposes of California Environmental Quality Review [CEQA] per CEQA Guidelines Sections 15060(c)(3) and 15378(c).

(R-2008-900)

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Shannon Thomas
Shannon Thomas
Deputy City Attorney

ST:sc
04/14/08
Aud.Cert.: N/A
Or.Dept: Park & Rec
R-2008-900

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 13 2008.

ELIZABETH S. MALAND
City Clerk

By Mary Zuniga
Deputy City Clerk

Approved: 5.19.08
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor