(R-2008-1029)

RESOLUTION NUMBER R- 30 3881

DATE OF FINAL PASSAGE JUN 2 6 2008

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE EXECUTION OF A THIRD AMENDMENT TO AN AGREEMENT WITH RBF CONSULTING GROUP FOR THE KENSINGTONTALMADGE COMMUNITY PLAN AREA.

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

- 1. That the Mayor be and he is hereby authorized and empowered to execute, for and on behalf of said City, an agreement with RBF Consulting Group for providing design services under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR 303851.
- 2. That the expenditure of an amount not to exceed \$198,150.00 from Fund 30300, TransNet, CIP 52-592.0, Aldine Drive Slope Stabilization, is authorized for the purpose of providing funds for the above referenced Project.
- 3. That the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

BE IT FURTHER RESOLVED, that this activity is statutorily exempt from CEQA pursuant to State CEQA Guidelines Section 15262.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

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Bv

Ryan Kohut

Deputy City Attorney

RK:cfq 05/06/08 Or.Dept:E&CP AC:2800767 R-2008-1029

ELIZABETH S. MALAND

	City Clerk
	By Clerk Deputy City Clerk
Approved: 6.26.07 (date)	JERRY SANDERS, Mayor
Vetoed:	
(date)	JERRY SANDERS, Mayor

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

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ORIGINATING		
DEPT NO	446	

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R-303881

(R-2008-1150)

RESOLUTION NUMBER R- 303882

DATE OF FINAL PASSAGE JUN 2 6 2008

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO: 1) AUTHORIZING THE EXECUTION OF A MAINTENANCE AGREEMENT WITH BIRD ROCK DEVELOPMENT CORPORATION FOR ADMINISTRATION OF CONTRACTS FOR GOODS AND SERVICES FOR THE BIRD ROCK MAINTENANCE ASSESSMENT DISTRICT; AND 2) AUTHORIZING APPROPRIATION AND EXPENDITURE OF FUNDS FOR ADMINISTRATIVE FEES THEREFORE.

WHEREAS, Resolution R-300746 approved the Bird Rock Maintenance Assessment District [District] on August 2, 2005; and

WHEREAS, the Mayor is authorized and empowered to execute a Maintenance

Agreement for the administration of Contracts for Goods and Contracts for Services for a District

pursuant to San Diego Municipal Code section 65.0212; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor is authorized and empowered to execute a Maintenance Agreement for the administration of Contracts for Goods and Contracts for Services with the Bird Rock Development Corporation for the Bird Rock Maintenance Assessment District for a one year period beginning July 1, 2008 through June 30, 2009 in accordance with the San Diego Municipal Code section 65.0212. A copy of the Maintenance Agreement for the Bird Rock Maintenance Assessment District is on file in the office of the City Clerk as Document No. RR 303882.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$24,750 from Fund No. 70281 for administrative costs incurred by the Bird Rock Development Corporation in the course of providing services under the Maintenance Agreement for the Bird Rock Maintenance

Assessment District, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are available.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller 1s authorized to transfer an amount not to exceed the greater of \$3,500 or four percent of annual assessments from Fund No. 70281 to Fund No. 70208 for administrative costs incurred by the City of San Diego [City] in the course of providing administrative services to the Bird Rock Maintenance Assessment District, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds are available.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

Deputy City Attorney

KKK:bas 06/10/08 Or.Dept: P&R R-2008-1150

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of <u>JUN 2 4 2008</u>.

ELIZABETH S. MALAND City Clerk

Approved: 6 (date)

Vetoed: _____ (date)

JERRY SANDERS, Mayor

€ 303882

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2800872 DEPT 70281

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