

101

RESOLUTION NUMBER R- 304089

DATE OF FINAL PASSAGE SEP 16 2008

A RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ACCEPT THE JOINT USE AGREEMENT EXECUTED BY SAN DIEGO GAS & ELECTRIC COMPANY AND PACIFIC BELL TELEPHONE COMPANY, AFFECTING A PORTION OF POMPEII SUBDIVISION.

WHEREAS, Los Penasquitos View Trunk Sewer [Los Penasquitos] is part of the City of San Diego's [City] Sewer Main Replacement Program as mandated by the Environmental Protection Agency [EPA]; and

WHEREAS, the abandonment of approximately 5,765 linear feet of 12-inch and 15-inch sewer mains and associated manholes in the Canyonside Community Park and Los Penasquitos Canyon Preserve and installing approximately 1,500 feet of 18-inch sewer main; and

WHEREAS, project design requires these sewer mains to traverse existing utility easements maintained by SDG&E and Pac Bell; and

WHEREAS, this will affect a portion of Pompeii Subdivision, as per Map thereof No. 1738, filed in the office of the County Recorder June 8, 1949; and

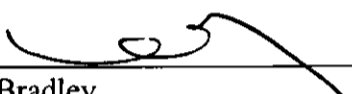
WHEREAS, during design, the Project Manager and Project Manager presented the project to the community and residents and businesses will be notified by mail at least one month before construction begins by the City's Engineering and Capital Projects Department and again ten days before construction begins by the contractor through hand distribution of the notices; **and**

WHEREAS, this action will authorize the Mayor, or his designee, to approve the agreements for the joint use of the easements for the purpose of installation of sewer mains by the City; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or his designee, is authorized to accept the Joint Use Agreement;

BE IT FURTHER RESOLVED, the City Comptroller is authorized to disburse, \$30,000 from CIP 46-196.7 (JO 177169), Fund 41506, \$5,000 for acquisition of property rights and \$25,000 for labor charges and related costs of acquisition.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Todd Bradley
Deputy City Attorney

TB:bas
08/21/08
Or.Dept: READ
R-2009-
MMS #6682

RECEIVED
CITY OF SAN DIEGO
CITY CLERK'S OFFICE
SEP 21 10 58 AM '08

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP - 9 2008.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9.16.08
(date)


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 2900089

DEPT

NO: 773

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: \$25,000.00 Fund: 41506

Purpose: Authorizing the expenditure of funds for the related costs for Penasquitos Views Trunk Relocation - Joint Use Agreement - SDG&E and Pac Bell.

Date: August 4, 2008 By: Robert Barreras *Robert Barreras*
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	41506	773	960	4278	177160					25,000.00
TOTAL AMOUNT											\$25,000.00

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: \$5,000.00

Vendor: SDG&E and Pac Bell

Purpose: Authorizing the expenditure of funds for the Penasquitos Views Trunk Relocation - Joint Use Agreement - SDG&E and Pac Bell.

Date: August 4, 2008 By: Robert Barreras *Robert Barreras*
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	41506	773	960	4638	177169					\$5,000.00
TOTAL AMOUNT											\$5,000.00

FUND OVERRIDE

AC-361 (REV 2-92)

R 304089

SEP 09 2008

AC 2900089