

RESOLUTION NUMBER R- 304672

DATE OF FINAL PASSAGE MAR 11 2009

A RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING
A GRANT APPLICATION AND RELATED ACTIONS
REGARDING CHOLLAS CREEK HABITAT ENHANCEMENT.

WHEREAS, the California Park and Recreation Department provides grants for habitat enhancement and trash removal under its Habitat Conservation Fund; and

WHEREAS, the City is eligible for such grant funding in connection with Chollas Creek, in the vicinity of 54th Street and Chollas Parkway; NOW, THEREFORE,

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

1. That the Mayor or his designee is authorized to apply for, negotiate an agreement with, and accept grant funding from the Habitat Conservation Fund, California Park and Recreation Department, in an amount not to exceed \$49,525 for a period of five years, for the Chollas Creek Habitat Enhancement Project.

2. That the Mayor or his designee is further authorized to conduct grant negotiations and execute all grant related documents for the Chollas Creek Enhancement Project including, but not limited to, applications, agreements, amendments, and payment requests which may be necessary to secure funding from the Habitat Conservation Fund, and to carry out and administer the City's responsibilities under the terms and conditions of the grant.

3. That the City Comptroller is authorized to accept, appropriate, and expend grant funds received for the Chollas Creek Habitat Enhancement Project, contingent on execution by the Mayor or his designee of a grant agreement.

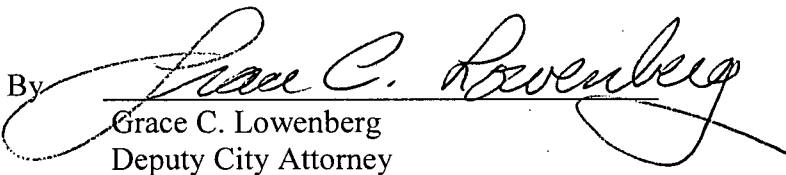
4. That the City Comptroller is further authorized to establish a separate fund to track expenditures and receive grant related reimbursements for eligible expenditures.

5. That the expenditure of an amount not to exceed \$49,525 from Fund No. 41200 is authorized, solely and exclusively to provide matching funds for the Chollas Creek Habitat Enhancement Project, contingent on execution by the Mayor or his designee of a grant agreement.

6. That the grant application activity is not a project and therefore is not subject to the California Environmental Quality Act [CEQA] pursuant to CEQA Guidelines section 15060(c)(3). The activity for which the grant funds will be used, if awarded, is statutorily exempt from CEQA pursuant to CEQA Guidelines section 15268(Ministerial Projects) because it is part of the operations and maintenance provided by the City on City property and no land use permits will be required.

APPROVED: JAN I. GOLDSMITH, City Attorney

By


Grace C. Lowenberg
Deputy City Attorney

GCL:mb
02/10/09
Cert.No: AC 2900519
Or.Dept:ESD
R-2009-815

(R-2009-815)

I hereby certify that the foregoing Resolution was passed by the Council of the City of Diego,
at its meeting of FEB 24 2009.

ELIZABETH S. MALAND, City Clerk

By


Deputy City Clerk

Approved: 3-11-09
(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 2900519
DEPT. _____
NO. 753

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: \$49,525.00 Fund: 41200

Purpose: Authorizing the expenditure in the amount of \$49,525 from Fund No. 41200 for the purpose of habitat restoration of Chollas Creek, contingent upon receipt of a fully executed grant agreement.

Date: January 20, 2009 By: Marilyn Nguyen *Marilyn Nguyen*
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 | 41200 | | | 9544 | | | | | | \$49,525.00 |
| | | | | | | | | | | | |
| | | | | | | | | | | | |
| | | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | | \$49,525.00 |
| FUND OVERRIDE <input type="checkbox"/> | | | | | | | | | | | |

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.

Amount: _____

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 |
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R. 304672