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RESOLUTION NUMBER R- 304761  
DATE OF FINAL PASSAGE APR 01 2009

A RESOLUTION 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 \$13,702,403 for design, construction and Project related expenses (Document Nos. R-295242, R-297961, R-299708, R-300992, R-303475, and O-19774); and

WHEREAS, the First 5 Commission of San Diego entered in an agreement with the City of San Diego [City] to give \$4,000,000 to the City for their libraries, allocating \$1,000,000 each to the Logan Heights Library, the College/Rolando Library, the Serra Mesa/Kearny Mesa Library and the Skyline Hills Library (Document No. R-299708); and

WHEREAS, the Serra Mesa/Kearny Mesa Library has been completed and was only able to use a portion of their First 5 funding, leaving \$389,694 unused; and

WHEREAS, those funds are eligible to be transferred to the Logan Heights Library; and

WHEREAS, the First 5 Commission of San Diego is aware of the proposed transfer of funds to the Logan Heights Library and have agreed to allow the funds to be transferred to and used by the Logan Heights Library pending Council approval.

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

1. That an increase of \$889,694 (\$389,694 of First 5, Fund No. 38030, and \$500,000 of Library Improvement System, Fund No. 102216) in Fiscal Year 2009 Capital Improvements Program Budget in CIP No. 35-101.0, Logan Heights Branch Library is authorized.

2. That the City Comptroller is authorized to transfer appropriations of \$389,694 from CIP No. 35-089.0, Serra Mesa Branch Library, to CIP No. 35-101.0, Logan Heights Branch Library within Fund No. 38030, First 5 Grant Fund.

3. That the City Comptroller is authorized to appropriate \$500,000 from Fund No. 102216, Library System Improvements to CIP No. 35-101.0, Logan Heights Branch Library.

4. That the City Comptroller is authorized to appropriate and expend \$389,694 from CIP No. 35-101.0, Logan Heights Branch Library, Fund No. 38030, First 5 Grant Fund, and to expend \$500,000 from CIP No. 35-101.0, Logan Heights Branch Library, Fund No. 102216, Library System Improvement, solely and exclusively for the purpose of providing funds for the design, construction and Project related expenses, provided that the City Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

5. That the City Comptroller, upon the advice from the administering department, is authorized to return excess budgeted funds, if any, to the appropriate reserves.

6. 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 covered under 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 circumstances, additional information, or project changes to warrant additional environmental review.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Christina L. Bellows  
Christina L. Bellows  
Deputy City Attorney

CLB:sc  
03/03/09  
Aud.Cert.: AC2900581  
Or.Dept:E&CP  
R-2009-911

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 24 2009

ELIZABETH S. MALAND  
City Clerk

By Mary Zumaya  
Deputy City Clerk

Approved: 4-1-09  
(date)

Jerry Sanders  
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 2900581  
DEPT. \_\_\_\_\_  
NO. 30244/102216

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: \$889,694.00 Fund: 102216/38030

Purpose: Authorizing the expenditure of transferring funds from Serra Mesa Branch Library CIP 35-089.0 to Logan Heights Branch Library CIP 35-101.0 and appropriating \$500,000 from Library System Improvement Fund 102216 to CIP 35-101.0 Logan Heights Branch Library.

Date: February 10, 2009 By: *Fernanda Figueroa*  
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	38030	30244	106	4279	350890					\$389,694.00
002	0	102216	102216		4279	351010					\$500,000.00
TOTAL AMOUNT											\$889,694.00
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.

Not to Exceed: \_\_\_\_\_

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
TOTAL AMOUNT											

*R* 304761

MAR 24 2009