(R-2010-357)

RESOLUTION NUMBER R- 305476

DATE OF FINAL PASSAGE DEC 17 2009

A RESOLUTION ADOPTING THE MITIGATION, MONITORING AND REPORTING PROGRAM REGARDING WATER GROUP 3013.

BE IT RESOLVED, by the Council of the City of San Diego [Council], that the Revised Addendum to a Mitigated Negative Declaration, Project Number 63654 (176092 and 176802), dated August 24, 2009, [Revised Addendum MND] for Water Group 3013 [Project] on file in the Office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 21000 et seq.), as amended, and the State guidelines thereto (California Code of Regulations sections 15000 et seq.).

BE IT FURTHER RESOLVED, that the Revised Addendum MND reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of the Project.

BE IT FURTHER RESOLVED, that the Council finds that revisions to the Project now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore, that said Project Number 63654 (176092 and 176802), Revised Addendum MND, a copy of which is on file in the Office of the City Clerk and incorporated herein by this reference, is approved.

BE IT FURTHER RESOLVED, that pursuant to California Public Resources Code section 21081.6, the Council hereby adopts the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the Project as required by this body in order to

| Diego, at this meeting of DEC 8 | 2009 . |
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| r | ELIZABETH S. MALAND City Clerk |
| | By Olling Deputy City Clerk |
| Approved: 12:17:09 (date) | JERRY SANDERS, Mayor |
| Vetoed: | IERRY SANDERS Mayor |

expend an amount not to exceed \$5,988,071.21 from Water Fund 700011, CIP A-KB.00003 (Legacy CIP 73-083.0), Annual Allocation – Water Main Replacements for this Project's construction and related costs, of which \$2,283,560.40 is for Water Group 764; \$1,745,394.81 is for Water Group 764A; and \$1,959,116 is for Water Group 821, contingent upon the City Comptroller first furnishing one or more certificates certifying that the funds necessary for expenditure under established contract funding phases are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the use of City Forces from Water Fund 700011, CIP No. A-KB.00003, (Legacy CIP 73-083.0), Annual Allocation – Water Main Replacements is authorized in an amount not to exceed \$246,967 for construction of Water Group 764, \$185,606 for construction of Water Group 764A, and \$161,935 for construction of Water Group 821.

BE IT FURTHER RESOLVED, that the City Comptroller is authorized, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

APPROVED: JAN I. GOLDSMITH, City Attorney

By

Pedro DeLara, Jr

Deputy City Attorney

PDJ:amt 11/18/2009 Or.Dept:E&CP R-2010-356