

RESOLUTION NUMBER R- 306029

DATE OF FINAL PASSAGE AUG 05 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO: AUTHORIZING THE LEVY AND COLLECTION OF FISCAL YEAR 2011 ANNUAL ASSESSMENTS WITHIN THE CITY-MANAGED MAINTENANCE ASSESSMENT DISTRICTS; AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF FUNDS THEREFORE; AND DE-APPROPRIATING FUNDS FOR A CAPITAL PROJECT IN THE MIRA MESA MAINTENANCE ASSESSMENT DISTRICT.

WHEREAS, pursuant to the Landscape and Lighting Act of 1972 (California Streets and Highways Code sections 22500 *et seq.*) and San Diego Municipal Code Chapter 6, Article 5, Division 2, an assessment engineer has prepared and submitted written reports [Reports] for the following Maintenance Assessment Districts [Districts], which are on file with the Office of the City Clerk as follows:

Maintenance Assessment District

Document Number

Bay Terraces – Honey Drive	RR- <u>306028</u> - 1
Bay Terraces – Parkside	RR- <u>306028</u> - 2
Bird Rock	RR- <u>306028</u> - 3
Black Mountain Ranch North	RR- <u>306028</u> - 4
Black Mountain Ranch South	RR- <u>306028</u> - 5
Calle Cristobal	RR- <u>306028</u> - 6
Camino Santa Fe	RR- <u>306028</u> - 7
Campus Point	RR- <u>306028</u> - 8
Carmel Mountain Ranch	RR- <u>306028</u> - 9
Carmel Valley	RR- <u>306028</u> - 10
Carmel Valley Neighborhood 10	RR- <u>306028</u> - 11
Coral Gate	RR- <u>306028</u> - 12
Coronado View	RR- <u>306028</u> - 13
Del Mar Terrace	RR- <u>306028</u> - 14

Eastgate Technology Park	RR- <u>306028</u> -15
El Cajon Boulevard	RR- <u>306028</u> -16
First San Diego River Improvement Project	RR- <u>306028</u> -17
Gateway Center East	RR- <u>306028</u> -18
Genesee/ North Torrey Pines Road	RR- <u>306028</u> -19
Hillcrest	RR- <u>306028</u> -20
Kings Row	RR- <u>306028</u> -21
La Jolla Village Drive	RR- <u>306028</u> -22
Liberty Station	RR- <u>306028</u> -23
Linda Vista	RR- <u>306028</u> -24
Mira Mesa	RR- <u>306028</u> -25
Miramar Ranch North	RR- <u>306028</u> -26
Mission Boulevard	RR- <u>306028</u> -27
Mission Hills	RR- <u>306028</u> -28
North Park	RR- <u>306028</u> -29
Ocean View Hills	RR- <u>306028</u> -30
Otay International Center	RR- <u>306028</u> -31
Pacific Highlands Ranch	RR- <u>306028</u> -32
Park Village	RR- <u>306028</u> -33
Penasquitos East	RR- <u>306028</u> -34
Rancho Bernardo	RR- <u>306028</u> -35
Rancho Encantada	RR- <u>306028</u> -36
Remington Hills	RR- <u>306028</u> -37
Robinhood Ridge	RR- <u>306028</u> -38
Sabre Springs	RR- <u>306028</u> -39
Scripps - Miramar Ranch	RR- <u>306028</u> -40
Stonecrest	RR- <u>306028</u> -41
Streetlight District No. 1	RR- <u>306028</u> -42
Talmadge	RR- <u>306028</u> -43
Tierrasanta	RR- <u>306028</u> -44
Torrey Highlands	RR- <u>306028</u> -45
Torrey Hills	RR- <u>306028</u> -46

University Heights
Washington Street
Webster/Federal Boulevard

RR- 306028 -47

RR- 306028 -48

RR- 306028 -49

WHEREAS, pursuant to Resolution No. R- 306028, the Council of the City of San Diego approved the Reports in connection with each District above; and

WHEREAS, the general location of each District is the neighborhood designated by the descriptive name of the District, and is more specifically described as all that real property in the City of San Diego included within the exterior boundary lines of the assessment diagrams, excepting there from all public streets, roads, alleys, avenues and highways. Such assessment diagrams are included in each Report on file with the office of the City Clerk as described herein, and such diagrams and Reports shall govern for all details as to the extent of boundaries of the Districts; and

WHEREAS, \$529,000 was previously appropriated for CIP WBS-10041, Camino Ruiz – Median Improvements from Aquarius to Jade Coast Road project, within the Mira Mesa Maintenance Assessment District; and

WHEREAS, the designated representatives for property owners located in the Mira Mesa Maintenance Assessment District has requested cancelation of this previously approved project in order to fund future projects that are better suited to address the emerging needs of the district; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the Council authorizes the levy and collection of assessments on parcels within each specified District to pay a prescribed portion of the costs of improvements and/or services in Fiscal Year 2011 as described in each Report for the particular District.

BE IT FURTHER RESOLVED, that the assessment funds are generally used for improvements and services, including maintenance, that confer a special benefit upon the parcels on which the assessments are being levied, and that there are no substantial changes being proposed to the existing improvements and/or services provided in the Districts.

BE IT FURTHER RESOLVED, that there are no proposed increases to the assessments, other than those authorized at the time of formation, including increases based on the San Diego Consumer Price Index Urban Consumers.

BE IT FURTHER RESOLVED, that a full and detailed description of the improvements and services, the boundaries of the District and any zones therein, and the proposed assessments upon assessable lots and parcels of land within a particular District are described in the Report submitted for that District and on file in the Office of the City Clerk as described herein.

BE IT FURTHER RESOLVED, that City staff may order a portion of the costs of the special benefits for City-owned parcels, not to exceed \$142,119 to be paid by the City from appropriate funds.

BE IT FURTHER RESOLVED, that the Chief Financial Officer, or his designee, is authorized to appropriate and expend Maintenance Assessment District funds for Fiscal Year 2011 in an amount as described for each District, including administrative funds, district operating funds, district capital funds, and developer deposit funds associated with new assessment formation activities, contingent upon approval of the Fiscal Year 2011 Appropriation Ordinance and contingent upon Comptroller certifying that funds are available.

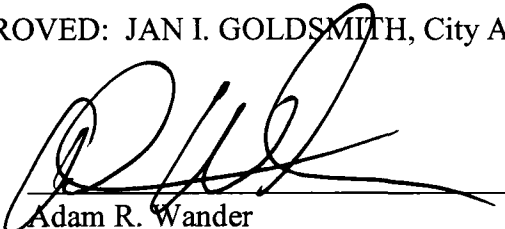
BE IT FURTHER RESOLVED, that the Chief Financial Officer, or his designee, is authorized to reduce the Fiscal Year 2011 CIP Program budget by \$529,000 in Fund 200621, Mira Mesa Maintenance Assessment District CIP, WBS-10041, Camino Ruiz – Median Improvements from Aquarius to Jade Coast Road, for the purpose of closing the project.

BE IT FURTHER RESOLVED, that the Chief Financial Officer, or his designee, is authorized to de-appropriate \$529,000 in Fund 200621, Mira Mesa Maintenance Assessment District CIP, WBS-10041, Camino Ruiz – Median Improvements from Aquarius to Jade Coast Road.

BE IT FURTHER RESOLVED, that the Chief Financial Officer, or his designee, is authorized to transfer funds not to exceed \$529,000 from Fund 200621, Mira Mesa Maintenance Assessment District CIP, to Fund 200037, Mira Mesa Maintenance Assessment District, to be used for future Maintenance Assessment District needs.

APPROVED: JAN I. GOLDSMITH, City Attorney

By


Adam R. Wander
Deputy City Attorney

ARW:js
07/06/10
07/12/10 COR.COPY
Or.Dept: Park & Rec
R-2011-24

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 20 2010

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8.5.10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor