

RESOLUTION NUMBER R- 306185

DATE OF FINAL PASSAGE OCT 18 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE EXPENDITURE OF
FUNDS FOR THE GONZALES CANYON NEIGHBORHOOD
PARK.

WHEREAS, on September 8, 1998, the City of San Diego and Pardee Homes [Seller] entered into a purchase agreement for Project No. P-1, Gonzales Canyon Neighborhood Park (formerly Neighborhood Park One) [Project], which is on file in the Office of the City Clerk as Document No. OO-18579-1 [Purchase Agreement]; and

WHEREAS, under the Purchase Agreement, Seller is to sell the five-acre Gonzales Canyon Neighborhood Park site [Park Site] to the City, and City is to reimburse Seller for agreed upon site improvement costs; and

WHEREAS, on October 18, 2007, the San Diego City Council adopted the updated Pacific Highlands Ranch Public Facilities Financing Plan and Facilities Benefit Assessment for Fiscal Year 2008 [Financing Plan], which identifies the Project; and

WHEREAS, Seller is ready to sell the Park Site to the City; and

WHEREAS, Seller has completed certain improvements to the Park Site for which Seller seeks reimbursement; and

WHEREAS, the First Amendment to Neighborhood Park Site (NP1) Purchase Agreement (Gonzales Canyon Neighborhood Park) [Amendment] with Seller is on file in the Office of the City Clerk as Document No. OO- 20000 and sets forth amended terms and conditions for the purchase of the Park Site and reimbursement to Seller for certain site improvements to the Park Site; and

WHEREAS, an Environmental Impact Report, EIR NO. 96-7918, which included the Project, was prepared and considered for the Pacific Highlands Ranch Subarea III, and was certified on July 29, 1998 by Resolution No. R-290520; NOW, THEREFORE,

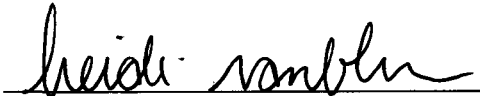
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Chief Financial Officer, provided the Amendment is authorized and is fully executed, is authorized to expend an amount not to exceed \$1,966,189.91 from CIP S-00994, Gonzales Canyon Neighborhood Park, Fund No. 400090, Pacific Highlands Ranch Facilities Benefit Assessment [Financing Plan], consistent with the timing established in the Financing Plan, and Chief Financial Officer certification of funds for the purchase price of the Park Site;

2. That the Chief Financial Officer, provided the Amendment is authorized and is fully executed, is authorized to expend an amount not to exceed \$1,027,000 from CIP S-00994, Gonzales Canyon Neighborhood Park, Fund No. 400090, Pacific Highlands Ranch Facilities Benefit Assessment, consistent with the timing established in the Financing Plan, and Chief Financial Officer certification of funds for reimbursement for site improvements to the Park Site;

3. That the Chief Financial Officer, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

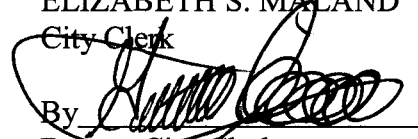
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Heidi K. Vonblum
Deputy City Attorney

HKV:js
07/23/10
Or.Dept:Fac.Financing
R-2011-99
Prolaw # 2010-00236

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 05 2010.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10.13.10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor