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RESOLUTION NUMBER R- 306278

DATE OF FINAL PASSAGE NOV 10 2010

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE CITY TO APPLY FOR A STATE GRANT AND TAKING RELATED ACTIONS IN CONNECTION WITH BIRNEY ELEMENTARY SCHOOL JOINT USE IMPROVEMENTS.

WHEREAS, on February 20, 2007, the City Council approved adding the Birney Elementary School Joint Use Improvements to the Capital Improvement Program budget in Resolution No. R-302362; and

WHEREAS, on October 20, 2009, the City Council approved a 25-year agreement with the San Diego Unified School District for the joint use of recreational facilities at Birney Elementary School in Ordinance No. O-19901; and

WHEREAS, additional funding is necessary to complete construction of the project due to unforeseen site conditions and regulatory changes; and

WHEREAS, additional grant funding is available for the project from Roberti-Z'berg-Harris Per Capita Funds under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002; NOW, THEREFORE,

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

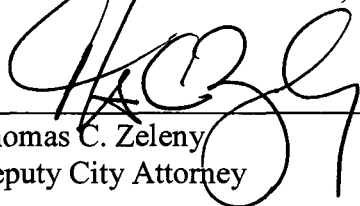
1. That the Mayor or his designee is authorized to apply for an additional \$335,114 in grant funding from Roberti-Z'berg-Harris Per Capita Funds for the Birney Elementary School Joint Use Field Improvements Project, CIP S-00678, and to take all necessary actions to secure such funding.

2. That if grant funding is secured, the Chief Financial Officer is authorized to accept up to \$335,114 for the project, and to establish a special interest-bearing account for the grant funds if necessary.

3. That in accordance with the annual appropriation ordinance, the Chief Financial Officer is authorized to amend the Fiscal Year 2011 Capital Improvements Program budget by increasing CIP S-00678, Birney Elementary School Joint Use Field Improvements Project, by an amount up to \$335,114.

4. That upon receipt of a fully executed grant agreement, the Chief Financial Officer is authorized to appropriate and expend an additional amount not to exceed \$335,114 from CIP S-00678, Birney Elementary School – Joint Use Field Improvements, Roberti-Z'berg-Harris Per Capita Funds, solely and exclusively to complete the project, provided the City Comptroller first furnishes one or more certificates demonstrating the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

APPROVED: JAN I. GOLDSMITH, City Attorney

By  \_\_\_\_\_  
Thomas C. Zeleny  
Deputy City Attorney

TCZ:mb  
10/12/10  
C.Cert:N/A  
Or.Dept:Eng&CP  
R-2011-252

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of NOV 09 2010.

ELIZABETH S. MALAND, City Clerk

By  \_\_\_\_\_  
Deputy City Clerk

Approved: 11-10-10  
(date)

  
\_\_\_\_\_ JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_ JERRY SANDERS, Mayor