

RESOLUTION NUMBER R- 300456

DATE OF FINAL PASSAGE DEC 9 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE PARK AND RECREATION DEPARTMENT TO PURCHASE LAND LOCATED IN THE ENCANTO NEIGHBORHOODS COMMUNITY AND HELD IN THE CAPITAL OUTLAY-WATER PURPOSE FUND FOR USE AS PARK LAND.

WHEREAS, the City owns certain real property defined as Lots 1, 2, and 16 in Block 20 of Valencia Park Unit #2 (Property) consisting of approximately .456 acres of vacant land located on the southwest corner of the intersection of San Bernardo Terrace and La Paz Drive in the Valencia Park neighborhood in the Encanto Neighborhoods community, which was authorized for sale (City Council Resolution No. R-269348, September 28, 1987) and later reserved for future use as a public park (City Council Resolution No. R-276627, October 1, 1990) ; and

WHEREAS, the Property is owned under the City's Capital Outlay Fund – Water Purpose, which is a designated and restricted fund; and

WHEREAS, use of the Property for other than Water Purpose requires the Property to be purchased from the Capital Outlay – Water Purpose Fund; and

WHEREAS, the Encanto Neighborhoods community currently has a deficiency of park land, and the Park & Recreation Department wants to acquire the Property for future development of a neighborhood park; and

WHEREAS, the fair market value of the Property has been appraised to be \$209,000, with the cost of City staff time and other related acquisition costs estimated to be \$15,013; and

WHEREAS, the Park and Recreation Department would like to use a portion of the 2002 State Resources Bond “ California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002” grant funding allocated city-wide to acquire the Property; NOW, THEREFORE,

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


1. The addition of CIP No. S-11103, Valencia Park Acquisition and Development, to the Fiscal Year 2011 Capital Improvements Program is authorized.
2. The Mayor or his designee is authorized to make application to the State of California for \$105,313 in Per Capita funds and \$118,700 in RZH Per Capita funds, for a total of \$224,013, under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 for acquisition of certain real property defined as Lots 1, 2, and 16 in Block 20 of Valencia Park Unit #2 (Property) consisting of approximately .456 acres of vacant land located on the southwest corner of the intersection of San Bernardo Terrace and La Paz Drive in the Valencia Park neighborhood in the Encanto Neighborhoods community.
3. The Mayor or his designee is authorized to take all necessary actions to secure funding from the State of California for acquisition of the Property.
4. The Chief Financial Officer is authorized to establish a special interest-bearing account for each grant, contingent upon receipt of fully-executed grant agreements.
5. A \$224,013 increase in the Fiscal Year 2011 Capital Improvements Program Budget in CIP No. S-11103, Valencia Park Acquisition and Development, of which \$105,313

is 2002 Resources Bond Per Capita and \$118,700 is RZH Per Capita funding, is authorized, contingent upon receipt of fully-executed grant agreements.

6. The Chief Financial Officer is authorized to accept, appropriate, and expend up to \$224,013 from CIP No. S-11103, Valencia Park Acquisition and Development for the purpose of acquiring the Property, contingent upon receipt of fully-executed grant agreements and the City Comptroller's first certifying that funds are or will be on deposit with the City Treasurer.
7. The Comptroller is authorized to deposit \$209,000 in acquisition funds into Fund 400004, "Capital Outlay-Water Purpose" for the purpose of acquiring the Property, contingent upon receipt of fully-executed grant agreements and the City Comptroller's first certifying that grant funds are or will be on deposit with the City Treasurer.
8. The Mayor or his designee is authorized to document in Property File S608-1 the purchase and sale of the Property from the Public Utilities Department-Water Section to the Park and Recreation Department.

APPROVED: JAN I. GOLDSMITH, City Attorney

By


Brock Ladewig
Deputy City Attorney

BL:mm
10/18/2010
Or.Dept: READ
R-2011-363
ProLaw# 2010-03039

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 7 2010.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 12-9-10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor