

RESOLUTION NUMBER R- 306809

DATE OF FINAL PASSAGE MAY 19 2011

A RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE RIGHT-OF-WAY CERTIFICATIONS FOR PROJECTS TO BE SUBMITTED TO THE CALIFORNIA DEPARTMENT OF TRANSPORTATION.

WHEREAS, the California Department of Transportation (Caltrans) requires that a "Right-of-Way Certification" be submitted to Caltrans for each City project submitted for acceptance and/or approval; and

WHEREAS, Caltrans also requires that the each Right-of-Way Certification be accompanied by a resolution adopted by the City Council which authorizes a city official to execute the Right-of-Way Certification; and

WHEREAS, pursuant to Caltrans Right-of-Way Manual Chapter 17, Section 17.08.14.11, one option for compliance with the requirement that each Right-of-Way Certification be accompanied by a resolution, is to have a resolution adopted by the City Council giving a responsible City official the blanket authority to execute Right-of-Way Certifications; and


WHEREAS, Caltrans has given official notice to the City that, without an individual resolution for each project or a blanket resolution, Caltrans will no longer accept and/or approve future Right-of-Way Certifications for City projects that are either on the Street Highway System or those off-system projects with federal funding (preliminary engineering, right-of-way, or construction); nor will such projects be allowed to be advertised without having properly submitted Right-of-Way Certifications; and

WHEREAS, a blanket authority resolution would eliminate the necessity of obtaining a separate resolution for each project to be submitted to Caltrans and would allow City staff to timely file the necessary Right-of-Way Certifications; NOW, THEREFORE,

BE IT RESOLVED, by the San Diego City Council that the Mayor, or his designee, is authorized to execute Right-of-Way Certifications for submittal to the California Department of Transportation, and take all other actions necessary to facilitate the timely filing of such certifications, for City of San Diego projects that are either on the State Highway System or those off-system projects with federal funding.

APPROVED: JAN I. GOLDSMITH, City Attorney

By


Debra J. Bevier
Deputy City Attorney

DJB:mcm
4/25/2011
Or.Dept:Real Estate Assets Dept.
PL#2011-06514

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 17 2011.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5-19-11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor