

RESOLUTION NUMBER R- 307128

DATE OF FINAL PASSAGE NOV 30 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE ANNUAL PLANS AND BUDGETS FOR THE FY 2012 COMMUNITY PARKING DISTRICT PROGRAM INCLUDING THE AUTHORITY TO APPROPRIATE AND EXPEND PARKING METER FUNDS BY THE CHIEF FINANCIAL OFFICER FOR SUCH PURPOSES; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO CREATE AN INTERNAL CITY COMMUNITY PARKING DISTRICT-RELATED PARKING PROJECTS FUND AND TO APPROPRIATE AND EXPEND MONEY FROM THE RESPECTIVE COMMUNITY PARKING DISTRICT-RELATED FUNDS; AND AUTHORIZING THE MAYOR TO EXECUTE SPECIFIED OPERATING AGREEMENTS FOR THE COMMUNITY PARKING DISTRICTS AND TO ADMINISTER THE UPTOWN COMMUNITY PARKING DISTRICT UNTIL AN AGREEMENT IS FULLY EXECUTED WITH UPTOWN PARTNERSHIP, INC.

WHEREAS, on March 4, 1997, the City Council [Council] adopted Council Policy No. 100-18 (later amended on November 15, 2005), in which the Council established the Community Parking District Program, which allows communities, with the approval of the Council, to implement parking solutions in neighborhoods that face serious parking challenges; and

WHEREAS, the City currently has six Community Parking Districts located in the following communities: Downtown, Uptown, Mid-City, La Jolla, Old Town, and Pacific Beach; and

WHEREAS, each Community Parking District [CPD] has a designated Advisory Board responsible for developing an Annual Plan, managing CPD funds, and fulfilling the community's parking goals as stated in its respective Annual Plan; and

WHEREAS, the Mid-City Community Parking District Advisory Board approved a Memorandum of Understanding to divide the management of the Mid-City CPD between three non-profit organizations overseeing respective areas within the Mid-City CPD; and

WHEREAS, CPD funds are dedicated for improvements and activities that increase the availability, supply, and effective use of parking for residents, visitors, and employees in those communities where parking meters are located and for the control, management, and regulation of traffic which may affect or be affected by vehicle parking in the parking meter zones; and

WHEREAS, pursuant to Council Policy No. 100-18, each CPD is authorized to retain forty-five percent of net new parking meter revenues collected within its boundaries after appropriate City administration and parking meter operation expenses are deducted;

WHEREAS, the City retains fifty-five (55) percent of net new parking meter revenue for other eligible current and future parking and traffic control and management expenses; and

WHEREAS, the creation of an internal Parking Project Fund will facilitate the City reserving parking meter revenue from the City's fifty-five (55) percent allocation for future eligible parking and traffic management and control expenses ; and

WHEREAS, only three of the six existing CPD's (Downtown, Uptown, and Mid-City) currently generate parking meter revenues within their boundaries, and therefore, may retain forty-five percent of the net new parking meter revenues collected within their respective boundaries after appropriate City administration and parking meter operation expenses are deducted; and

WHEREAS, the City's designated Uptown CPD Advisory Board currently known as Uptown Partnership, Inc., is in the process of reorganizing to enhance the representation of the Uptown community on parking-related issues; and

WHEREAS, as a result of this reorganization process, since the expiration of Uptown Partnership Inc.'s FY 2011 CPD agreement in December 2010, Uptown Partnership Inc. has not administered the Uptown CPD and the City wishes to administer to the Uptown CPD in the interim; and

WHEREAS, pursuant to a quitclaim deed recorded on March 16, 2011, the Redevelopment Agency of the City of San Diego transferred to the City fee title ownership of the Cedar Gateway site including, but not limited to, 26 public parking spaces at the site; and

WHEREAS, CCDC currently acts as the agent on behalf of the City for the day-to-day administration of two other public parking facilities in downtown San Diego—Park It On Market parking facility and the 6th & K Parkade— and the City now desires to have CCDC similarly administer to the Cedar Gateway public parking spaces through the negotiation and execution of the Fiscal Year 2012 MOU between CCDC and the City; and

WHEREAS, on July 27, 2011, the Public Safety and Neighborhood Services Committee recommended forwarding the approval of the FY 2012 CPD Annual Plans to the full Council;
NOW, THEREFORE,

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

1. That the FY 2012 Annual Plans and Budgets for the Downtown, Mid-City, and Uptown Community Parking Districts are hereby approved. A copy of each Plan and Budget is attached to the Executive Summary on file with the Office of the City Clerk.

2. That the Chief Financial Officer is authorized to appropriate and expend the CPD Fund Balances and Interest Fund Balances relating to the Downtown CPD, Uptown CPD, Mid-City CPD, and Parking Meter Dist. Admin. Fund No. 200488 (CPD Admin Fund), from FY 2011 (contingent on certification of the Chief Financial Officer that funds are available) for FY 2011 or prior year expenditures not processed in FY 2011 anticipated to be processed in FY 2012, with the thereafter remaining FY 2011 Fund Balances and Interest Fund Balances relating to each of these CPD's and the CPD Admin Fund to be carried forward for appropriation and expenditure in FY 2012 in accordance with the FY 2012 Annual Plans and Budgets for these CPD's and for City administration of these CPD's.

3. That the Chief Financial Officer is authorized to appropriate and expend from the Uptown CPD Fund for the operation of the FY 2012 CPD Program in the Uptown CPD an amount not to exceed \$728,000 plus the remaining amount of the FY 2011 Fund Balance and Interest Fund Balance carried forward to FY 2012, contingent upon the certification of the Chief Financial Officer that funds are available.

4. That the Chief Financial Officer is authorized to appropriate and expend from the Mid-City CPD Fund for the operation of the FY 2012 CPD Program in the Mid-City CPD an amount not to exceed \$81,000 plus the remaining amount of the FY 2011 Fund Balance and Interest Fund Balance carried forward to FY 2012, contingent upon certification of availability of funds by the Chief Financial Officer.

5. That the Chief Financial Officer is authorized to appropriate and expend from the Downtown CPD Fund for the operation of the FY 2012 CPD Program in the Downtown CPD an amount not to exceed \$2,017,000 plus the remaining amount of the FY 2011 Fund Balance and

Interest Fund Balance carried forward to FY 2012, contingent upon the Chief Financial Officer's certification of availability of funds.

6. That the City Comptroller is authorized to create a new fund to be called Parking Projects Fund to facilitate reserving parking meter revenue from the City's fifty-five percent allocation for future eligible parking and traffic management and control expenses and to transfer \$446,000 from the CPD Admin. Fund to the Parking Projects Fund.

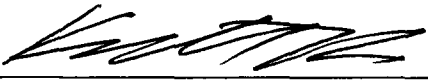
7. That an amount of \$598,500 (\$446,000 in Parking Projects Fund and \$152,500 in CPD Admin. Fund) in the Fiscal Year 2012 operating budget is approved and that the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$152,500 from the CPD Admin. Fund for the City's administration of the CPD Program, contingent upon the certification of the Chief Financial Officer that funds are available.

8. That the Mayor or his designee is authorized to execute the FY 2012 Operating Agreements with the El Cajon Boulevard Business Improvement Association in an amount not to exceed \$202,000, and University Heights Community Development Corporation in an amount not to exceed \$32,002 for the operation of the FY 2012 CPD program in the Mid-City Community Parking District and to execute a Memorandum of Understanding (MOU) with the Centre City Development Corporation (CCDC) in an amount not to exceed the funds available in the Downtown CPD Fund for the operation of the FY 2012 CPD program in the Downtown Community Parking District, contingent upon the Chief Financial Officer certifying that funds are available. The agreements shall incorporate the respective FY 2012 Annual Plans and Budgets.

9. That the Mayor or his designee is authorized to negotiate and execute an agreement with the Uptown Partnership, Inc. in an amount not to exceed \$593,604, for the operation of the FY

2012 CPD program in the Uptown Community Parking District consistent with the FY 2012 Uptown CPD Annual Plan and Budget, contingent upon the Chief Financial Officer certifying that funds are available, and that the Mayor or his designee is authorized to operate the FY 2012 Uptown CPD consistent with the FY 2012 Uptown CPD Annual Plan and Budget until such agreement with the Uptown Partnership, Inc. is fully executed. The agreement with Uptown Partnership, Inc. shall incorporate the FY 2012 Uptown CPD Annual Plan and Budget.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Kenneth R. So
Deputy City Attorney

KRS/mm
10/31/2011
Or.Dept:CP&CI
R-2012-201
PL#2011-07738

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 15 2011.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 11-30-11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor