

RESOLUTION NUMBER R- 307560

DATE OF FINAL PASSAGE JUL 20 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING THE EXECUTION OF A  
COOPERATIVE AGREEMENT WITH CALTRANS TO  
PROVIDE CONSTRUCTION FUNDING FOR THE GENESEE  
AVENUE/INTERSTATE-5 OVERCROSSING PROJECT.

WHEREAS, on February 9, 2004 the City entered into a cooperative agreement with Caltrans for the preparation of an environmental document for improvements to the Genesee Avenue and Interstate 5 overcrossing; and

WHEREAS, on November 9, 2011 the City entered into a cooperative agreement with Caltrans to complete the design of improvements to the Genesee Avenue and Interstate 5 overcrossing (Project); and

WHEREAS, the City now desires to enter into a cooperative agreement with Caltrans to transfer \$2,500,000 in Facilities Benefit Assessment Funds (FBA), and obligation authority for \$1,600,000 of Federal High Priority Project (HPP) funds to Caltrans in order to provide funding for the construction of the Project; NOW, THEREFORE,

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

1. That the Mayor, or his designee, is hereby authorized to execute, for and on behalf of said City, a Cooperative Agreement with Caltrans, for the purpose of contributing FBA funding and transferring obligation authority for federal HPP funds for the construction of the Genesee Avenue/Interstate-5 Overcrossing Project, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR \_\_\_\_\_.

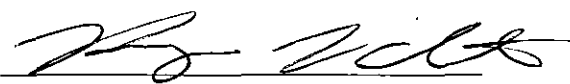
2. That the expenditure of an amount not to exceed \$2,500,000 from WBS S-00839, Genesee Avenue/Interstate-5 Overcrossing, Fund No. 400080, North University City FBA, is authorized for the purpose of providing funds for the above referenced Project.

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

4. Stating for the record that the City of San Diego as Responsible Agency under CEQA has reviewed and considered the Mitigated Negative Declaration/Environmental Assessment with a finding of No Significant Impact and the Mitigation, Monitoring, and Reporting Program as outlined within the Environmental Commitments Record prepared by the State of California Department of Transportation (SCH No. 2010091064), certified by the State of California Department of Transportation on June 29, 2011, prior to approving the subsequent discretionary actions.

5. That the City Clerk is directed to file a Notice of Determination (NOD) with the Clerk of the Board of Supervisors for the County of San Diego regarding the above project.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Ryan P. Kohut  
Deputy City Attorney

RPK:cfq  
06/19/12  
**07/12/12 REV.COPY**  
Or.Dept:ECP/ROW  
Document Number:388221

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 10 2012.

ELIZABETH S. MALAND  
City Clerk

By *May Jimenez*  
Deputy City Clerk

Approved: 7-20-12  
(date)

*JSL*  
JERRY SANDERS, Mayor

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

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