

RESOLUTION NUMBER R- 307765

DATE OF FINAL PASSAGE OCT 25 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE ANNUAL PLANS AND BUDGETS FOR THE FY 2013 COMMUNITY PARKING DISTRICT PROGRAM; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO APPROPRIATE AND EXPEND PARKING METER FUNDS FROM THE RESPECTIVE COMMUNITY PARKING DISTRICT FUNDS FOR SUCH PURPOSES; AUTHORIZING THE MAYOR OR DESIGNEE TO NEGOTIATE AND EXECUTE SPECIFIED OPERATING AGREEMENTS FOR THE COMMUNITY PARKING DISTRICTS; AND APPROVING THE PARKING METER REVENUE-SHARING BOUNDARY BETWEEN MISSION HILLS AND HILLCREST.

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 (45) 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, 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 (45) 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, on June 25, 2012, pursuant to Resolution No. R-307539, the Council of the City of San Diego reorganized the Centre City Development Corporation (CCDC) via changes to its bylaws and articles of incorporation such that CCDC is now known as Civic San Diego, a California nonprofit public benefit corporation; and

WHEREAS, also on June 25, 2012, and Resolution No. R-307538 authorized Civic San Diego, formerly CCDC, to provide services related to the Downtown Community Parking District; and

WHEREAS, during FY 2012, the City's designated Uptown CPD Advisory Board currently known as Uptown Partnership, Inc., was in the process of reorganizing to enhance the representation of the Uptown community on parking-related issues; and

WHEREAS, as a result of and during the time period of that reorganization process, City staff handled the administration of the Uptown CPD as Uptown Partnership Inc. was not able to do so; and

WHEREAS, during the period of time that City staff was administering to the Uptown CPD, certain administration expenses were incurred and continue to be incurred such as the need to pay for storage of equipment on behalf of the Uptown CPD; and

WHEREAS, as part of the reorganization process, there was ambiguity and uncertainty over the demarcation of the parking meter revenue-sharing boundary between Mission Hills and Hillcrest within the Uptown CPD; and

WHEREAS, historically the Uptown CPD was developed by the Mission Hills and Hillcrest Business Improvement District (BID) non-profits and was managed by the Mission Hills BID prior to the establishment of the Uptown Partnership; and

WHEREAS, both the Mission Hills BID and the Hillcrest BID manage programs which affect the public right-of-way in their respective areas and serve as the community organizations associated with the election process for business representatives to the Uptown CPD; and

WHEREAS, based on the foregoing, it seems most appropriate and City staff is recommending that the demarcation of the revenue-sharing boundary follow the current Mission Hills and Hillcrest BID boundaries so the programs recommended to be funded in each CPD neighborhood using the revenue from that neighborhood will not cause conflicts between the CPD and BID programs; and

WHEREAS, on September 17, 2012, the Economic Development and Strategies Committee recommended forwarding the approval of the FY 2013 CPD Annual Plans to the full Council including the recommendation regarding the Mission Hills/Hillcrest Community Parking District boundary demarcation, but excluding from the Uptown CPD Annual Plan any proposed angle parking and reduction of lanes on Fourth, Fifth, and Sixth Avenues in the Banker's Hill neighborhood of the Uptown Community; NOW, THEREFORE,

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

1. That the FY 2013 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 2012 (contingent on certification of the Chief Financial Officer that funds are available) for FY 2012 or prior year expenditures not processed in FY 2012 anticipated to be processed in FY 2013, with the thereafter remaining FY 2012 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 2013 in accordance with the FY 2013 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 2013 CPD Program in the Uptown CPD an amount not to exceed \$889,000 plus or minus any year-end adjustment to reconcile to actual revenue and expenditures plus the remaining amount of the FY 2012 Fund Balance and Interest Fund Balance carried forward to FY 2013, 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 2013 CPD Program in the Mid-City CPD an amount not to exceed \$91,000 plus or minus any year-end adjustment to reconcile to actual revenue and expenditures plus the remaining amount of the FY 2012 Fund Balance and Interest Fund Balance carried forward to FY 2013, 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 2013 CPD Program in the Downtown CPD an amount not to exceed \$2,093,000 plus or minus any year-end adjustment to reconcile to actual revenue and expenditures plus the remaining amount of the FY 2012 Fund Balance and Interest Fund Balance carried forward to FY 2013, contingent upon the Chief Financial Officer's certification of availability of funds.

6. That an amount of \$351,500 (\$300,000 in Parking Projects Fund and \$51,500 in CPD Admin Fund) plus fund balance plus or minus any year-end adjustment to reconcile to

actual revenue and expenditures in the Fiscal Year 2013 operating budget is approved and that the Chief Financial Officer is authorized to appropriate and expend 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.

7. That the Mayor or his designee is authorized to negotiate and execute the FY 2013 Operating Agreements with the El Cajon Boulevard Business Improvement Association in an amount not to exceed \$94,395, and University Heights Community Development Corporation in an amount not to exceed \$19,265 for the operation of the FY 2013 CPD program in the Mid-City Community Parking District; and to negotiate and execute the FY 2013 Operating Agreement(s) with the Uptown Partnership, Inc. in an amount not to exceed \$1,799,322 for the operation of the FY 2013 CPD program in the Uptown Community Parking District; and, to negotiate and execute a Memorandum of Understanding (MOU) with Civic San Diego (formerly known as CCDC), in an amount not to exceed the funds available in the Downtown CPD Fund for the operation of the FY 2013 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 2013 Annual Plans and Budgets.

8. That the Mayor or his designee is authorized to execute agreements and expend funds from the Uptown CPD Fund in accordance with the FY2013 Annual Plan and Budget as requested by the Uptown CPD Advisory Board (currently known as the Uptown Partnership, Inc. dba Uptown Community Parking District) for certain administration functions (such as equipment storage) of the Uptown CPD.

9. That the demarcation of the parking meter revenue-sharing boundary between the Hillcrest and Mission Hills neighborhoods shall be in accordance with the current boundaries of the Mission Hills BID and Hillcrest BID.

10. That the future revenue from the three parking meters on the 200-227 block of West Washington Street located in between the Mission Hills BID and Hillcrest BID shall be split evenly between the Mission Hills and Hillcrest neighborhoods of the Uptown Community Parking District.

APPROVED: JAN I. GOLDSMITH, City Attorney

By



Kenneth R. So
Deputy City Attorney

KRS:nja
10/08/12
10/19/12 Cor. Copy
10/24/12 Rev. Copy
Or. Dept: Econ. Dev. Div.
Doc. No. 452447_7

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 23 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10.25.12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor