

ORDINANCE NUMBER O - 20246

DATE OF FINAL PASSAGE APR 11 2013

AN ORDINANCE OF THE CITY COUNCIL TO AUTHORIZE  
A REIMBURSEMENT AGREEMENT WITH PARDEE HOMES  
FOR PROJECT NO. T-4.4, CARMEL VALLEY ROAD  
(LOPELIA MEADOWS PLACE TO VIA ABERTURA) IN THE  
PACIFIC HIGHLANDS RANCH COMMUNITY PLAN AREA.

WHEREAS, Vesting Tentative Map No. 7248 granted by Resolution No. 297087,  
Vesting Tentative Map No. 1693 granted by Resolution No. 297680, Vesting Tentative Map No.  
4653 granted by Resolution No. 299673, and Vesting Tentative Map No. 8878 granted by  
Resolution No. 302095 require Pardee Homes to assure by permit and bond the construction of  
Carmel Valley Road from State Route 56 to the Subarea IV/Torrey Highlands boundary prior to  
recording the first final map; and

WHEREAS, the Pacific Highlands Ranch Public Facilities Financing Plan and Facilities  
Benefit Assessment (FBA) for Fiscal Year 2012 (Financing Plan), adopted by Resolution No.  
R-307364 on April 10, 2012, identifies Project No. T-4.4, as a project to be funded with FBA  
funds; and

WHEREAS, the Financing Plan provides for \$12,700,000 for Project No. T-4.4; and

WHEREAS, \$11,855,000 is available for reimbursement to Pardee Homes to complete  
Project No. T-4.4 (Phases I and II); NOW, THEREFORE,

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

Section 1. That the Mayor be and hereby is authorized and empowered to execute, for  
and on behalf of City, the Reimbursement Agreement for Project No. T-4.4, Carmel Valley Road  
(Lopelia Meadows Place to Via Abertura) in the Pacific Highlands Ranch Community, on file in

the Office of the City Clerk as Document No. OO- 20246 (Agreement), under the terms and conditions set forth in the Agreement.

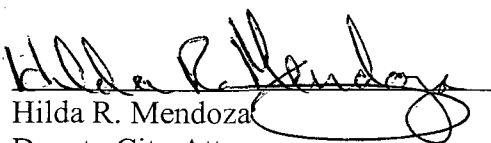
Section 2. That the Chief Financial Officer is hereby authorized to pay in cash or the Mayor is authorized to issue credit pursuant to the Financing Plan and the Agreement, in total in an amount not to exceed Eleven Million Eight Hundred Fifty-Five Thousand Dollars (\$11,855,000), from the Pacific Highlands Ranch Facilities Benefit Assessment Fund No. 400090 in CIP No. S-00934 (Carmel Valley Road, Lopelia Meadows Place to Via Abertura), consistent with the timing established in the most recently adopted Financing Plan, and contingent upon Chief Financial Officer certification of funds available for reimbursement.

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

Section 4. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 5. This ordinance, having been introduced and adopted by a two-thirds vote of the members of the San Diego City Council pursuant to Section 99 of the Charter of the City of San Diego, shall take effect and be in force on the thirtieth day from and after its final passage.

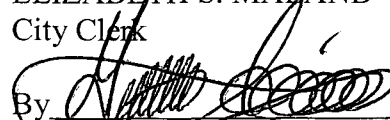
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Hilda R. Mendoza  
Deputy City Attorney

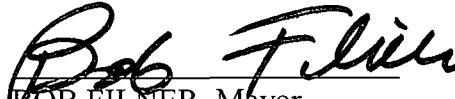
HRM:als  
12/17/2012  
Or.Dept: Facilities Financing  
Doc. No.: 488498

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of ~~MAR 26 2013~~

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 4/11/13  
(date)

  
BOB FILNER, Mayor

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

\_\_\_\_\_  
BOB FILNER, Mayor