

ORDINANCE NUMBER O- 20247

DATE OF FINAL PASSAGE APR 11 2013

ORDINANCE OF THE CITY COUNCIL TO AUTHORIZE A  
REIMBURSEMENT AGREEMENT WITH PARDEE HOMES FOR  
PHASE 3 OF PROJECT NO. U-3, DEL MAR HEIGHTS PIPELINE  
RELOCATION, IN THE PACIFIC HIGHLANDS RANCH  
COMMUNITY PLAN AREA

WHEREAS, 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 design and construct certain portions of Project No. U-3, Del Mar Heights Pipeline Relocation; 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. U-3, as a project to be funded with FBA funds; and

WHEREAS, the Financing Plan provides for \$7,950,000 for Project No. U-3, \$3,600,000 of which remains available to complete the project; and

WHEREAS, \$3,192,000 is available for reimbursement to Pardee Homes to complete the remaining portions of Project No. U-3; 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 Phase 3 of Project No. U-3, Del Mar Heights Pipeline Relocation in the Pacific Highlands Ranch Community, on file in the Office of the City Clerk as Document No. OO- 20247 (Agreement), under the terms and conditions set forth in the Agreement.

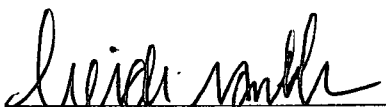
Section 2. That the Chief Financial Officer is hereby authorized to expend an amount not to exceed Three Million One Hundred Ninety-Two Thousand Dollars (\$3,192,000), from the Pacific Highlands Ranch Facilities Benefit Assessment Fund No. 400090 in CIP No. S-00070 (Del Mar Heights Pipeline Relocation), 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 is authorized upon advice from the administering department 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.

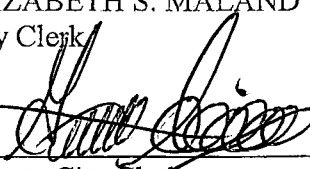
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Heidi K. Vonblum  
Deputy City Attorney

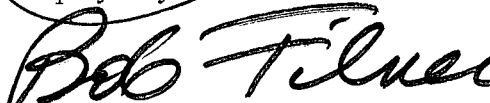
HKV:hm/nja  
11/19/2012  
03/12/13 Cor.Copy  
Or.Dept: Facilities Financing  
Doc. No.: 475469

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