

Item 53  
10/29/13  
(O-2014-35)

ORDINANCE NUMBER O- **20319** (NEW SERIES)

DATE OF FINAL PASSAGE ~~NOV 13 2013~~

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A STATE REVOLVING LOAN APPLICATION AND TAKING RELATED ACTIONS IN CONNECTION WITH THE ALVARADO PIPELINE SECOND EXTENSION AND THE MORENA BOULEVARD CAST IRON PIPELINE REPLACEMENT.

WHEREAS, the California Department of Public Health administers the State Revolving Fund (SRF) Loan Program for low interest loans to public water systems under the Safe Drinking Water Act; and

WHEREAS, in June 2013, the City submitted a statement of intent to apply for an SRF Loan in connection with the Alvarado Second Extension Pipeline and the Morena Boulevard Cast Iron Replacement Project, in the total amount of \$64,000,000; and

WHEREAS, on September 13, 2013, the City submitted an application for an SRF Loan; and

WHEREAS, on September 25, 2013, the Natural Resources & Culture Committee approved this action; NOW, THEREFORE,

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

Section 1. That the Council President, in his capacity under San Diego Charter section 265(i), or his designee, is authorized to execute, for and on behalf of the City, a Safe Drinking Water State Revolving Fund Loan (SDWSRF), Funding Agreement, Amendments, Reimbursement Claims, Final Release Form, and any other necessary documents, and to take related actions to secure funding for the Alvarado Second Extension Pipeline and the Morena Boulevard Cast Iron Replacement (Project No. 3710020-068).

Section 2. That the Council President, in his capacity under San Diego Charter section 265(i), or his designee, is authorized to dedicate revenues from the City's Water Fund Rates, charges, and assessments on parity with all other parity obligations of the Water Enterprise Fund in an amount sufficient to repay the SDWSRF loan for the Project, with this dedication to remain in full force and effect under such Funding Agreements are fully discharged, unless modification or change of such dedication is approved by the State of California, Department of Public Health. If for any reason said sources of revenue prove insufficient to satisfy the debt service of the SDWSRF loan, sufficient funds shall be raised through increased water rates, user charges, or assessments or any other legal means available to meet this loan obligation and to operate and maintain the Project.

Section 3. That the City Engineer or other registered engineer designated by the Council President is authorized to execute the Budget and Expenditure Summary, Claim Reimbursement, and Certificate of Project Completion forms.

Section 4. That the City Engineer or other registered engineer designated by the Council President is authorized to certify that the Project is complete and ready for final inspection.

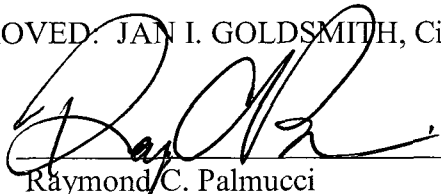
Section 5. That the Chief Financial Officer is authorized to apply for, accept, appropriate and expend an amount not to exceed \$64,000,000 in State Revolving Fund Loan funds for reimbursement to the Water Fund, contingent on the City Comptroller certifying that the funds are available and contingent on the loan being secured and contingent on the adoption of the applicable annual appropriation ordinance and funding being provided in the applicable fiscal year budget.

Section 6. That the Council authorizes repayment of the \$64,000,000 SRF Loan over twenty years at the rate of 1.7875 percent interest.

Section 7. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been made available to the City Council and the public prior to the day of its passage.

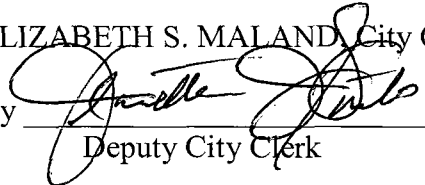
Section 8. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED. JAN I. GOLDSMITH, City Attorney

By  \_\_\_\_\_  
Raymond C. Palmucci  
Deputy City Attorney

RCP:mb  
10/02/13  
Or.Dept:P.Util-Water  
Doc.No:619978

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at its meeting of OCT 29 2013.

ELIZABETH S. MALANDRINO, City Clerk  
By  \_\_\_\_\_  
Deputy City Clerk

Approved pursuant to Charter section 265(i)

\_\_\_\_\_  
Date

\_\_\_\_\_  
TODD GLORIA, Council President

OCT 29 2013

Passed by the Council of The City of San Diego on \_\_\_\_\_, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 13 2013.

AUTHENTICATED BY: TODD GLORIA, COUNCIL PRESIDENT  
as interim Mayor of The City of San Diego, California.

(Seal) ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By *Therese J. Davis*, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on OCT 15 2013, and on NOV 13 2013.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal) ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By *Therese J. Davis*, Deputy

Office of the City Clerk, San Diego, California  
**20319**  
Ordinance Number O-\_\_\_\_\_