

RESOLUTION NUMBER R- 308204

DATE OF FINAL PASSAGE JUN 05 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DECLARING A SURPLUS IN THE LA JOLLA MESA VISTA UNDERGROUND UTILITY ASSESSMENT DISTRICT FUND.

WHEREAS, property owners in the La Jolla Mesa Vista neighborhood desired to have their utilities undergrounded in advance of the City's Undergrounding Master Plan; and

WHEREAS, the La Jolla Mesa Vista community initiated a petition to create a special assessment district under the Municipal Improvement Act of 1913; and

WHEREAS, the City Council certified the creation of an assessment district and approved an assessment of \$690,412.00 to be levied upon 56 parcels within the La Jolla Mesa Vista community for the purposes of undergrounding overhead utilities; and

WHEREAS, the engineers estimate to complete the project was \$1,096,222.00 of which \$25,810 in funding was contributed by assessment district residents, \$690,412.00 was from the assessment, and \$380,000 was contributed by the City's Utilities Undergrounding Program; and

WHEREAS, the La Jolla Mesa Vista undergrounding project was completed in December 2012 at a total cost of \$970,339.29 with a resulting surplus of \$125,882.71; NOW, THEREFORE,

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

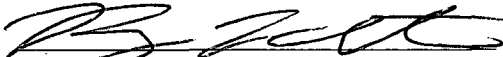
1. Declaring surplus funds in the La Jolla Mesa Vista Underground Utility Assessment District, Fund 200502 La Jolla Mesa Vista, in the amount of \$125,882.71, as outlined within the California Street and Highways Code § 10427, which was originally

established for the purpose of the accelerated undergrounding of overhead utilities within the La Jolla Community Planning Area.

2. That the expenditure of an amount not to exceed \$125,882.71 from Fund 200502, La Jolla Mesa Vista Underground Utility Assessment District Fund, is hereby authorized, solely and exclusively, for the purposes of the administration and return of monies to the person or persons owning the assessed property, as outlined within the California Street Highways Codes §§ 10427(b) and 10427.1(b), contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

3. That the Chief Financial Officer is authorized to transfer, an amount not to exceed \$1,000 from Fund 200502, La Jolla Mesa Vista Underground Utility Assessment District Fund to Fund 200217, Utilities Underground Fund, as provided by California Street and Highways Code § 10427(a), for the sole purpose of closing out the Fund.

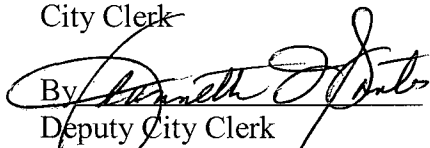
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan P. Kohut
Deputy City Attorney

RPK:cfq
4/16/2013
Or.Dept:Transportation & Storm Water
Document Number: 547158

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 21 2013

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6/5/13
(date)


BOB FILNER, Mayor

Vetoed: _____
(date)

BOB FILNER, Mayor

Passed by the Council of The City of San Diego on MAY 21 2013, 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"/>
District 4 (Vacant)	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

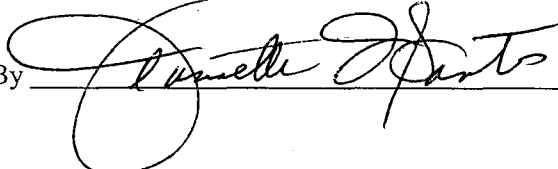
Date of final passage JUN 05 2013.

AUTHENTICATED BY:

(Seal)

BOB FILNER
Mayor of The City of San Diego, California.

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

By , Deputy

Office of the City Clerk, San Diego, California
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