

Item-102
Tues 12/10/13
(R-2014-260)

RESOLUTION NUMBER R- **308602**

DATE OF FINAL PASSAGE **DEC 24 2013**

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE EXECUTION OF A
COOPERATIVE AGREEMENT WITH CALTRANS FOR THE
CONSTRUCTION OF STATE ROUTE 11.

WHEREAS, the proposed State Route 11 (SR11) and Otay Mesa East Port of Entry (POE) project will improve movement of people and goods between the United States and Mexico; and

WHEREAS, the Public Utilities Department has existing sewer facilities within the proposed alignment of the SR11 project; and

WHEREAS, the sewer facilities must be relocated to facilitate construction of the SR 11 project by Caltrans; and

WHEREAS, the City has prior rights for the existing sewer facilities, so the cost of relocation will be paid fully by Caltrans; and

WHEREAS, Caltrans has prepared the design and construction documents and will manage the construction and has agreed to reimburse the City to perform construction inspection of the relocated sewer facilities; and

WHEREAS, an amendment to the Utility Agreement will be required if the City's costs exceed \$50,000 for construction inspection services; and

WHEREAS, the activity being proposed has been analyzed within the final EIR/EIS (State Route 11 and the Otay Mesa East Port of Entry/SCH No. 2008111038), prepared by Caltrans and certified on March 29, 2012; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Council President or his designee, in his capacity under Charter section 265(i), is hereby authorized to execute, for and on behalf of the City, a Cooperative Agreement with Caltrans for the construction of State Route 11; and

BE IT FURTHER RESOLVED, that the Council President or his designee, in his capacity under Charter section 265(i), is hereby authorized to provide a Quit Claim Deed, related to the drainage facility, to the State of California for Parcel R/W 34803-A and 34805-A as depicted on Exhibit A and Exhibit B of the Quit Claim Deed to the State of California for the construction of State Route 11; and

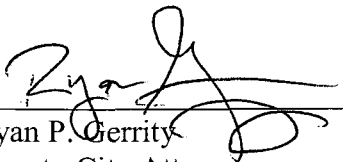
BE IT FURTHER RESOLVED, that the Council President or his designee, in his capacity under Charter section 265(i), is hereby authorized to provide a Grant Deed related to the sewer facility, to the State of California for Parcel R/W 34803-1,-2,-3,-4,-5,-6,-7 & 8 as depicted on Exhibit A of the Grant Deed to the State of California for the construction of State Route 11; and

BE IT FURTHER RESOLVED, that the Council President or his designee, in his capacity under Charter section 265(i), is hereby authorized to enter into, for and on behalf of the City, a reimbursement Utility Agreement No. 33578 with Caltrans, in the amount not to exceed \$50,000, from Sewer Fund 700008, A-JA.00001 Sewer Main Replacement (B13231 Caltrans SR-11 Sewer Relocation Project), for City staff costs to perform inspection services related to the relocation of sewer facilities, funds to be fully reimbursed by Caltrans; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorize to expend funds not to exceed \$50,000 from A-JA.00001 Sewer Main Replacement (B13231 Caltrans SR-11 Sewer Relocation Project), Sewer Fund 700008, per the terms of the Utility Agreement No.

33578, contingent upon the City Comptroller furnishing a certificate that funds necessary for the expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan P. Gerrity
Deputy City Attorney

RPG:jls
10/25/2013
Or.Dept:Transportation & Storm Water
Doc. No. 660672

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 10 2013.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved pursuant to Charter
Section 265(i)

(date)

TODD GLORIA, Council President

Passed by the Council of The City of San Diego on DEC 10 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherr 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 DEC 24 2013

(Please note: When a resolution is approved by the Council President as interim Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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 *Mary Zumbaya*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 308602