

7/15/14
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(O-2014-128)

ORDINANCE NUMBER O- 20387 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 17 2014

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING A FURTHER STATE REVOLVING
FUND LOAN APPLICATION FOR THE UNIVERSITY AVENUE
PIPELINE REPLACEMENT PROJECT.

WHEREAS, the California Department of Public Health has low interest loan funding available for public water system projects under its State Revolving Fund (SRF) program; and

WHEREAS, in October 2012, the City received such SRF funding in the amount of \$15,300,000 for replacement of the University Avenue Pipeline Project, as authorized by the Council in Ordinance No. O-20207; and

WHEREAS, due to increased costs of the Project in the amount of \$3,400,000, and the availability of an additional \$3,400,000 from the SRF program, the City desires to secure this additional funding for a total loan in the amount of \$18,700,000 from the SRF program, subject to Council approval; NOW, THEREFORE,

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

Section 1. That the Mayor or his designee is authorized to execute, for and on behalf of the City of San Diego, a \$18,700,000 Safe Drinking Water State Revolving Fund (SDWSRF) Loan, Funding Agreement, Amendments, Reimbursement Claims, Final Release Form, and to take related actions in connection with the University Avenue Pipeline Replacement Project.

Section 2. That the Mayor or his designee is authorized to dedicate revenues from the City's Water Fund rates, charges, financing proceeds 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, and this dedication shall remain in full force and effect until such Funding

Agreements are fully discharged unless modification or change of such dedication is approved by the State of California Department of Public Health, and 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 this Project.

Section 3. That the City Engineer or other registered engineer designated by the Mayor 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 Mayor 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, and expend an amount up to \$18,700,000 in State Revolving Fund loan funds for reimbursement to the Water Fund, contingent on the City Comptroller certifying that funds are available and contingent upon the loan being secured.

Section 6. Authorizing the \$18,700,000 SDWSRF loan to be repaid over twenty years at a rate of 2.085 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
06/19/14
C.Cert: _____
Or.Dept:P.Utilis
Doc.No:805712

I hereby certify that the foregoing ordinance was passed by the Council of the City of San Diego,
at its meeting of JUL 15 2014

ELIZABETH S. MALAND, City Clerk

By 
Deputy City Clerk

Approved: 7/16/14
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 15 2014, 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"/>
Ed Harris	<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 JUL 17 2014

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

(Seal)

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

By Mary Hernandez, 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

JUL 1 2014, and on JUL 17 2014

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 Mary Hernandez, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20387