

RESOLUTION NUMBER R- 309202

ITEM #100-A

DATE OF FINAL PASSAGE OCT 02 2014

9/16/14

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO, ACTING IN ITS CAPACITY AS THE BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO, APPROVING THE BID AND AWARD FOR DEMOLITION OF THE FORMER VALENCIA PARK LIBRARY (101 50TH STREET).

WHEREAS, from its formation in 1958 until its elimination on February 1, 2012, the Redevelopment Agency of the City of San Diego (Former RDA) administered the implementation of various redevelopment projects, programs, and activities within designated redevelopment project areas throughout the City of San Diego (City); and

WHEREAS, the Former RDA dissolved as of February 1, 2012, in accordance with a deadline for elimination of all redevelopment agencies throughout California set forth in Assembly Bill x1 26 (AB 26), as modified by the California Supreme Court in a final opinion issued on December 29, 2011, in litigation designated as Case No. S194861; and

WHEREAS, before the Former RDA's dissolution, the City Council adopted Resolution No. R-307235 effective January 12, 2012, designating the City to serve as the successor agency to the Former RDA (Successor Agency) pursuant to California Health and Safety Code section 34173(d)(1); and

WHEREAS, upon the Former RDA's dissolution on February 1, 2012, the Successor Agency became vested with all of the Former RDA's authority, rights, powers, duties, and obligations under the California Community Redevelopment Law and, by operation of law, received all assets, properties, contracts, leases, books and records, buildings and equipment of the Former RDA; and

WHEREAS, the Successor Agency is winding down the Former RDA's affairs in accordance with AB 26 and subsequent legislation (collectively, the Dissolution Laws); and

WHEREAS, the Oversight Board has been formed to oversee certain actions and decisions of the Successor Agency in accordance with the Dissolution Laws; and

WHEREAS, the San Diego County Auditor-Controller, the State Controller, and the California Department of Finance (DOF) also possess certain rights and obligations under the Dissolution Laws with respect to the Successor Agency's administration of the Former RDA's operations; and

WHEREAS, the Dissolution Laws require the Successor Agency to submit to the Oversight Board and the DOF, for the review and approval, a Recognized Obligation Payment Schedule (ROPS) covering payments owed by the Successor Agency to third parties toward enforceable obligations during each upcoming six-month fiscal period; and

WHEREAS, the former Valencia Park Library (Former Library) at 101 50th Street is situated on a property that was owned by the Former RDA and transferred to the Successor Agency (Site) in the Central Imperial Redevelopment Project Area (Project Area); and

WHEREAS, the Site is included in the Successor Agency's Long-Range Property Management Plan (LRPMP), pending review and approval by the DOF, with a recommendation to transfer it to the City as a future development site; and

WHEREAS, the Former Library, constructed in 1960, is an unoccupied, one-story wood-framed and masonry structure that is in poor condition with many structural deficiencies; and

WHEREAS, hazardous materials have been detected in the Former Library, including lead, asbestos-containing materials, possibly Polychlorinated Biphenyls (PCB) and mercury waste; and

WHEREAS, demolition of the Former Library (Project) is necessary in order to eliminate blighting conditions and minimize future liability arising from the present dangerous condition, as well as facilitate future development; and

WHEREAS, pursuant to ROPS 14-15A, covering the time period of July through December 2014, funds from the Redevelopment Property Tax Trust Fund are available to expend towards the Project; and

WHEREAS, the approval of a contracting process leading to the award of the demolition contract is now necessary in order to allow for the Project to move forward; and

WHEREAS, the Dissolution Laws, as interpreted by the DOF, require the Oversight Board and the DOF to approve the contracting process for the demolition work before the Successor Agency may execute the demolition contract; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, acting in its capacity as the board of the successor agency, as follows:

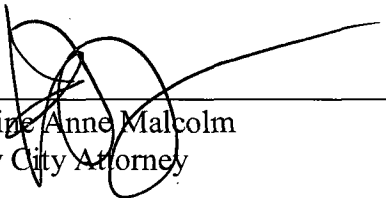
1. The Chief Financial Officer (CFO) of the City of San Diego (City) is authorized to appropriate and expend an amount not to exceed \$350,927.50 for the demolition of the former Valencia Park Library at 101 50th Street (Project) from funds identified in Line Item 226 of the applicable Recognized Obligation Payment Schedule (ROPS) of the Successor Agency.
2. Civic San Diego (CivicSD), on behalf of the Successor Agency, is authorized to advertise and receive bids for demolition of the Project.
3. The Mayor, or designee, is authorized to award the demolition contract to the lowest responsible bidder, provided responsive bids from a responsible contractor are within the established budget, and all other requirements are met.

4. The Mayor, or designee, is authorized to execute the demolition contract with the lowest responsible bidder for the Project.

5. CivicSD, on behalf of the Successor Agency, is authorized to administer the demolition contract, or to contract for the provision of such services to the extent that such services do not cause the Project to exceed the budget.

6. The plans and specifications for the Project, which are on file with the City Clerk as Document No. RR- 309202 , are approved.

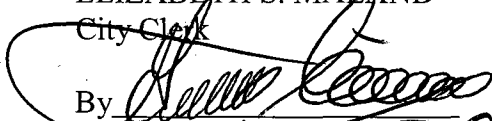
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Katherine Anne Malcolm
Deputy City Attorney


KAM:als
8/26/2014
Or.Dept:Civic San Diego
Doc. No.: 848704
Companion Item for R-2015-101

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of ~~SEP 16 2014~~

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10/2/14
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on SEP 16 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 02 2014

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

AUTHENTICATED BY:

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

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

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California

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