

ORDINANCE NUMBER O- 20633 (NEW SERIES)

DATE OF FINAL PASSAGE APR 13 2016

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A REIMBURSEMENT AGREEMENT FOR A PORTION OF PROJECT NOS. P-3.1, 43-15, AND 43-19, PACIFIC HIGHLANDS RANCH COMMUNITY PARK AND RECREATION BUILDING, IN THE PACIFIC HIGHLANDS RANCH AND DEL MAR MESA COMMUNITIES.

WHEREAS, on February 25, 2003, by Resolution R-297680, the City Council approved Vesting Tentative Map No. 1693, subject to certain conditions determined necessary for development by Pardee Homes, Inc. (Developer); and

WHEREAS, on November 1, 2005, by Resolution R-301007, the City Council adopted the Del Mar Mesa Public Facilities Financing Plan for Fiscal Year 2006 (DMM Financing Plan), on file in the Office of the City Clerk as Document No. RR-301007. The DMM Financing Plan identifies Project No. 43-15, the Pacific Highlands Ranch Community Park, and Project No. 43-19, the Pacific Highlands Ranch Community Park Recreation Building; and

WHEREAS, on December 8, 2015, by San Diego Resolution R-310151, the City Council adopted the Pacific Highlands Ranch Public Facilities Financing Plan for Fiscal Year 2016 (PHR Financing Plan), on file in the Office of the City Clerk as Document No. RR-310151. The Financing Plan identifies Project No. P-3.1, the Pacific Highlands Ranch Community Park and Recreation Building; and

WHEREAS, a portion of Project Nos. P-3.1 and 43-15, consisting of the design and construction of the Pacific Highlands Ranch Community Park, and the entirety of Project No. 43-19, consisting of the design and construction of the Pacific Highlands Ranch Community Park and Recreation Building, are referred to as the Project (Project); and

WHEREAS, Developer plans to design and construct the Project in accordance with the DMM and PHR Financing Plans, and to seek reimbursement for the work; NOW, THEREFORE,

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

Section 1. That the Mayor is authorized to execute, for and on behalf of City, a Reimbursement Agreement with Pardee Homes for the design and construction of Project Nos. P-31 and 43-15, consisting of the design and construction of the Pacific Highlands Ranch Community Park and Recreation Building, and the entirety of Project No. 43-19, consisting of the design and construction of the Pacific Highlands Ranch Community Park Recreation Building, on file in the Office of the City Clerk as Document No. OO- 20633 (Agreement), under the terms and conditions set forth in the Agreement.

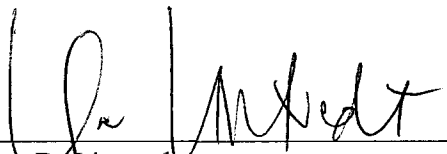
Section 2. That the City hereby waives the consultant selection requirements of San Diego Municipal Code section 22.3202, Council Policy 300-07, and Council Policy 100-10 as to the following consultants: (1) Leppert Engineering and Latitude 33 shall be the prime consultants for civil engineering and landscape architecture; (2) Schmidt Design Group shall be the consultant for preparation of the GDP; (3) hgw architects, Hanna Gabriel Wells shall be the building architect; (4) RECON Environmental, Inc. shall be the environmental consultant; (5) Geocon Incorporated shall be the geotechnical and soils consultant; (6) Urban System Associates, Inc. shall be the consultant for traffic and transportation engineering; (7) MJS Construction Management and Engineering, Inc. shall be the consultant for construction management; and (8) Utility Specialists, Inc. shall be the dry utilities coordinator.

Section 3. That the Chief Financial Officer is authorized to re-title CIP Fund No. RD-16002 from Pacific Highlands Ranch Community Park to Pacific Highlands Ranch Community Park and Recreation Building.

Section 4. That the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$27,236,000 from CIP Fund No. RD-16002 Pacific Highlands Ranch Community Park and Recreation Building, FBA Fund No. 400090, Pacific Highlands Ranch Facilities Benefit Assessment, and FBA Fund No. 400089, Del Mar Mesa Facilities Benefit Assessment, consistent with the timing established in the most recently adopted Del Mar Mesa and Pacific Highlands Ranch Financing Plans, and contingent upon the Chief Financial Officer furnishing one or more certificate(s) certifying that funds necessary for expenditure are, or will be, on deposit in the City Treasury.

Section 5. That the Chief Financial Officer is authorized upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Inga B. Lintvedt
Deputy City Attorney

IBL: mm
2/25/2016
Or.Dept: Facilities Financing
Doc. No.: 1232190

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of APR 05 2016.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 4/11/16
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on APR 05 2016, 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"/>
Lorie Zapf	<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"/>
Chris Cate	<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 APR 13 2016

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 Sty Brady, 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

MAR 15 2016, and on APR 13 2016

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 Sty Brady, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 20633