

RESOLUTION NUMBER R- 310578

DATE OF FINAL PASSAGE JUN 29 2016

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE EXECUTION OF A
MANAGEMENT AGREEMENT WITH BIRD ROCK
DEVELOPMENT CORPORATION FOR THE
ADMINISTRATION OF ALL CONTRACTS NECESSARY TO
PROVIDE THE IMPROVEMENTS AND ACTIVITIES WITHIN
THE BIRD ROCK MAINTENANCE ASSESSMENT DISTRICT.

WHEREAS, on June 28, 2016 and July 19, 2016, the City Council will consider approval of the annual assessment engineer's report (Engineer's Report) for Bird Rock Maintenance Assessment District (District), which Engineer's Report has been revised to update the District budget and assessments for Fiscal Year 2017; and

WHEREAS, upon authorization of the City Council to collect assessments, appropriate, transfer, and expend MAD funds, the City Council may authorize the Mayor to execute an agreement with a non-profit organization for the administration of contracts necessary to provide the improvements and activities within the District; and

WHEREAS, City staff has negotiated the Management and Maintenance of the Bird Rock Maintenance Assessment District Commencing Fiscal Year 2017 included as Attachment 9 to Report to City Council No. 16-060 (Agreement), with Bird Rock Development Corporation, a California non-profit corporation (Contractor), regarding the management of day to day operations and administration of all contracts necessary to provide the improvements and activities within the District; NOW, THEREFORE,

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

1. The Agreement, a copy of which is on file in the Office of the City Clerk as Document No. RR- **310578**, is approved.
2. The Mayor, or designee, is authorized and directed to execute the Agreement and sign all documents necessary and appropriate to carry out and implement the Agreement.
3. The Chief Financial Officer is authorized to appropriate, transfer, and expend District funds necessary and appropriate to carry out and implement the Agreement, contingent upon approval of the Fiscal Year 2017 Appropriation Ordinance, and contingent upon the City Comptroller certifying that the funds necessary for expenditure are or will be available.

APPROVED: JAN I. GOLDSMITH, City Attorney

By *Daphne Z. Skogen*
Daphne Z. Skogen
Deputy City Attorney

DZS:dkr
June 15, 2016
Or.Dept: Park &Rec.
Doc. No. 1305255

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 6/28/2016.

ELIZABETH S. MALAND
City Clerk

By Hayley Brady
Deputy City Clerk

Approved: 6/29/16
(date)

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUN 28 2016, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherrri 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 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 29 2016.

(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 *Sty Brady*, Deputy

Office of the City Clerk, San Diego, California

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