

RESOLUTION NUMBER R- 310624

DATE OF FINAL PASSAGE AUG 04 2016

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING A CONSULTANT CONTRACT
AND RELATED EXPENDITURES FOR CONSTRUCTION
ADMINISTRATION SERVICES FOR THE PARK
BOULEVARD AT-GRADE CROSSING PROJECT.

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 *California Redevelopment Assn. v. Matosantos*, 53 Cal. 4th 231 (2011); and

WHEREAS, at the time of the Former RDA's dissolution, the City, in its capacity as the Successor Agency to the Former RDA (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, enacted on June 28, 2011, and subsequent legislation; and

WHEREAS, the City and the Successor Agency entered into that certain Agreement Regarding Expenditure of Excess Redevelopment Bond Proceeds dated November 14, 2014, on file in the Office of the City Clerk as Document No. RR-309247, as amended by the First

Amendment to Agreement Regarding Expenditure of Excess Redevelopment Bond Proceeds dated December 7, 2015, on file in the Office of the City Clerk as Document No. RR-309905, and the Second Amendment to Agreement Regarding Expenditure of Excess Redevelopment Bond Proceeds dated February 10, 2016 (collectively, the Bond Expenditure Agreement), which provides for the Successor Agency's transfer of excess non-housing bond proceeds to the City and the City's expenditure of such bond proceeds in accordance with the Bond Spending Plan included as Exhibit 2 to the Bond Expenditure Agreement (Bond Spending Plan); and

WHEREAS, the Park Boulevard At-Grate Crossing Project (Project) will extend Park Boulevard across six railroad tracks to connect with Harbor Drive; and

WHEREAS, the Bond Spending Plan identifies the Project as one of the activities to be implemented by the City using Bond Expenditure Agreement funds now in the City's possession; and

WHEREAS, Civic San Diego administers the Project on behalf of the City pursuant to that certain Agreement for Consulting Services by and between the City of San Diego and Civic San Diego for Successor Agency and Housing Successor Agency Services dated September 26, 2012; and

WHEREAS, Civic San Diego wishes to enter the Professional Services Agreement, attached to Staff Report No. CSD-16-15 as Attachment B (Agreement), with Jacobs Engineering for construction administration services for the Project; and

WHEREAS, San Diego Municipal Code section 22.3207(b) authorizes the award of a consultant contract for a public works project without City Council approval if (1) the public works project was previously identified and appropriated in, and will be funded through, the Annual Capital Improvement Program budget, (2) the contract does not exceed \$1,000,000, and

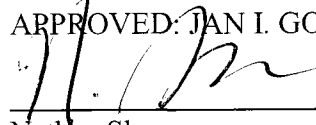
(3) the total cumulative amount of contract awards to the consultant does not exceed \$1,000,000 in any fiscal year. However, Civic San Diego Board Policy 4.0 – Purchasing & Contracting, requires City Council authorization for professional services contracts of \$250,000 or more to be executed by Civic San Diego for the benefit of the City; NOW, THEREFORE,

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

1. Civic San Diego is authorized to enter into the Agreement.
2. The Chief Financial Officer is authorized to expend an amount not to exceed \$368,873 from CIP S-15045, Park Boulevard At-Grade Crossing, including \$52,894.81 from Fund 400332 and \$315,978.19 from Fund 400369, solely and exclusively for the Agreement, contingent upon the Chief Financial Officer furnishing a certificate certifying that all funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: JAN I. GOLDSMITH, City Attorney

By

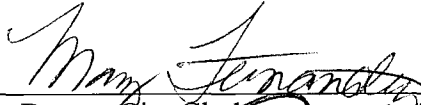


Nathan Slegers
Deputy City Attorney


NLJS:dkr
06/27/2016
Or.Dept:Civic San Diego
Doc. No.: 1314988

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 26 2016.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8/3/16
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 26 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 AUG 04 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 , Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 310624