

ORDINANCE NUMBER O- 20945 (NEW SERIES)

DATE OF FINAL PASSAGE JUN 14 2018

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO CONTRIBUTION AGREEMENT WITH
SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG)
FOR THE UTC TRANSIT CENTER DIEGO.

WHEREAS, this action constitutes the City's contribution of \$4 million of funds from the North University City Public Facilities Financing Plan to the San Diego Association of Governments (SANDAG) for construction of the University Towne Centre (UTC) Transit Center (Project); and

WHEREAS, the UTC Transit Center was recently constructed and opened to public use on October 27, 2017 on the property of Westfield UTC shopping center in accordance with the provisions of Tentative Map No. 293788, Conditions 56 and 57, and with Site Development Permit 293783, Requirements 121 through 128, approved by City Council on July 29, 2008 which the Transit Center serves regional bus routes, provides parking for transit users, and will have an accessible pedestrian connection to the loading platform of the San Diego Trolley station that will be constructed as part of SANDAG's Mid-Coast Transportation Corridor project; and

WHEREAS, the construction cost of the Transit Center was estimated at \$13.7 million in 2012 with this estimate including contributions of \$5.7 million from SANDAG, \$4.0 million from Westfield, and \$4.0 million from the City which the City's contribution is entirely funded by the North University City Facilities Benefit Assessment (FBA) funds which have been collected for this purpose and this project is included as Project NUC-M in the North University City Public Facilities Financing Plan adopted by City Council on June 12, 2012; and

WHEREAS, under Charter section 99, no contract, agreement or obligation extending for a period of more than five years may be authorized except by Ordinance approved by a two-thirds majority vote of the City Council; 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, an ordinance to enter into a Contribution Agreement with SANDAG for the purpose of constructing the UTC Transit Center, in an amount not to exceed \$4,000,000, under the terms and conditions set forth in the Agreement, on file in the Office of the City Clerk as Document No. OO- 20945.

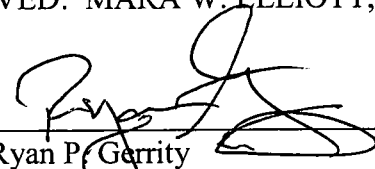
Section 2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$4,000,000 from IO 13001941, NUC-M UTC Transit Center, Fund 400080, North University City Facilities Benefit Assessment (FBA), for the City's contribution to construction of the UTC Transit Center, contingent upon adoption of the Annual Appropriation Ordinance for the applicable fiscal year, and contingent upon the Chief Financial Officer furnishing one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasury.

Section 3. That the Chief Financial Officer, upon advice from the administering department, is authorized to transfer excess funds, if any, to the appropriate reserves.

Section 4. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 5. That this ordinance shall take effect and be in force on the thirtieth day from
and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Ryan P. Gerrity
Deputy City Attorney

RPG:cw
04/27/18
05/16/18 COR. COPY
Or.Dept: Transportation & Storm Water Department
CC No.: N/A
Doc. No.: 1740085

I hereby certify that the foregoing Ordinance was passed by the Council of the City of
San Diego, at this meeting of JUN 12 2018.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6/14/18
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUN 12 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 14 2018.

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 *Atty Read*, 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

MAY 22 2018, and on JUN 14 2018.

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 *Atty Read*, Deputy

Office of the City Clerk, San Diego, California
Ordinance Number O- 20945