

RESOLUTION NUMBER R- 311522

DATE OF FINAL PASSAGE JAN 31 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT ACQUISITION OF REAL PROPERTY AND IMPROVEMENTS LOCATED AT 1401 IMPERIAL AVENUE, ASSESSOR'S PARCEL NUMBERS 535-614-01 AND 535-614-02 AND RELATED ACTIONS IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT UNDER THE GENERAL RULE IN TITLE 14 CALIFORNIA CODE OF REGULATIONS SECTION 15061(b)(3) AND IS ALSO CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO TITLE 14 CALIFORNIA CODE OF REGULATIONS SECTIONS 15301.

WHEREAS, the City proposes to acquire the real property and improvements located at 1401 Imperial Avenue, San Diego, California, (Property), to apply for any necessary land use entitlements, to make minor modifications to the existing building, and to use certain federal Community Development Block Grant funding to pay for such acquisition, all for the purpose of operating a housing navigation center at the Property (collectively, the Project); and

WHEREAS, the California Environmental Quality Act (Public Resources Code section 21000 et seq.) (CEQA), section 21084, states that the guidelines for implementation of CEQA promulgated by the California Office of Planning and Research and adopted by the Secretary of the California Natural Resources Agency in California Code of Regulations, Title 14, Chapter 3, Section 15000 et seq. (CEQA Guidelines), shall list those classes of projects which have been determined not to have a significant effect on the environment and which shall be exempt from CEQA; and

WHEREAS, pursuant to that authority, CEQA Guidelines sections 15300-15333 list the categorical exemptions for those classes of projects which have been determined not to have a significant effect on the environment; and

WHEREAS, the Council of the City of San Diego (Council) held a duly noticed public meeting on January 29, 2018, and has considered the written record regarding the Project and any comment regarding the environmental effects of the Project, and has exercised its independent judgment to determine that the Project is exempt from CEQA under the “General Rule” of CEQA Guidelines section 15061(b)(3) that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and is also categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities), which allows for the operation, repair, maintenance, permitting, leasing, licensing, or minor alterations of existing public or private structures or facilities involving negligible or no expansion of use; and

WHEREAS, the Council, using its independent judgment has also determined that no exception to the foregoing exemptions, as set forth in CEQA Guidelines section 15300.2, applies to the Project; and

WHEREAS, the environmental impacts of the proposed uses were adequately addressed in the Downtown Final Environmental Impact Report; the uses are within the scope of the development program described in the Downtown FEIR and are adequately described within the Downtown FEIR for the purposes of CEQA; and, none of the conditions listed in CEQA Guidelines Section 15162 exist. Therefore, no further environmental documentation is required under CEQA; NOW, THEREFORE,


BE IT RESOLVED, by the Council of the City of San Diego (Council) it is the Council’s independent judgment, after considering the written record and public comment about

the Project, that the Project is exempt from CEQA under the "General Rule" of CEQA Guidelines section 15061(b)(3) that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and is also categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities).

BE IT FURTHER RESOLVED, it is the Council's independent judgment, after considering the written record and public comment about the Project, that no exception to the foregoing exemptions, as set forth in CEQA Guidelines section 15300.2, applies to the Project.

BE IT FURTHER RESOLVED, the City Clerk is directed to file a Notice of Exemption regarding the Project with the Clerk of the Board of Supervisors for the County of San Diego.

APPROVED: MARA W. ELLIOTT, City Attorney

By  \_\_\_\_\_  
Melissa Ables  
Deputy City Attorney

MA:sc  
01/17/2018  
Or.Dept: READ  
CC No.: 3000010705-10707-10708  
Doc. No.: 1669947\_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 29 2018.

ELIZABETH S. MALAND  
City Clerk

By *Linda Brown*  
Deputy City Clerk

Approved: 1/31/18  
(date)

*Kevin L. Faulconer*  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

**The City of San Diego  
COMPTROLLER'S CERTIFICATE**

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING CC 3000010705  
DEPT. NO.: 1316

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \_\_\_\_\_

Purpose: To reprogram CDBG funds to authorize the purchase of 1401 Imperial Avenue, San Diego, CA, Assessor's Parcel Numbers 535-614-01-00 and 535-614-02-00 to be used as a housing navigation center for homeless services in an amount not to exceed \$7,300,000

Date: January 23, 2018 By: Jessica Tran  
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
001	600000	Non-Program	UC1000003-18	OTHR-00000000-NS	512117	1316	1316130001		\$1,959,476.32
<b>TOTAL AMOUNT</b>									<b>\$1,959,476.32</b>

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \_\_\_\_\_

Vendor: \_\_\_\_\_

Purpose: \_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_  
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
<b>TOTAL AMOUNT</b>									



The City of San Diego  
**COMPTROLLER'S CERTIFICATE**

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING DEPT. NO.: 3000010708  
 DEPT. NO.: 2113

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \_\_\_\_\_

Purpose: To reprogram CDBG funds to authorize the purchase of 1401 Imperial Avenue, San Diego, CA, Assessor's Parcel Numbers 535-614-01-00 and 535-614-02-00 to be used as a housing navigation center for homeless services in an amount not to exceed \$7,300,000

Date: January 23, 2018 By: Jessica Tran  
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
001	600000	AIL00001		OTHR-00000000-TR	512117	2113	2113120014	A-IL.00001	\$101,145.80
TOTAL AMOUNT									\$101,145.80

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \_\_\_\_\_

Vendor: \_\_\_\_\_

Purpose: \_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_  
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

Passed by the Council of The City of San Diego on JAN 29 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 JAN 31 2018

(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.

By Linda Bruin, Deputy



Office of the City Clerk, San Diego, California

Resolution Number R- 311522