

#600-B
1/30/18

(R-2018-289)

RESOLUTION NUMBER R- 311523

DATE OF FINAL PASSAGE FEB 05 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT APPROVAL OF THE JOINT USE AGREEMENT WITH THE SAN DIEGO UNIFIED SCHOOL DISTRICT FOR PERSHING MIDDLE SCHOOL IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15301.

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

WHEREAS, the City of San Diego (City) desires to authorize the execution of that certain Agreement for the Construction, Operation, Maintenance, and Use of Joint Use Facilities at Pershing Middle School between the City and the San Diego Unified School District, on file in the Office of the City Clerk as Document No. OO- 20901, for the joint use of portion of Pershing Middle School (Project); and

WHEREAS, the Planning Department has established that the approval of the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities) for the operation, repair, maintenance and minor alteration of existing facilities

involving negligible or no expansion of use, and that no exception to the exemption, as set forth in CEQA Guidelines section 15300.2, applies to the Project; and

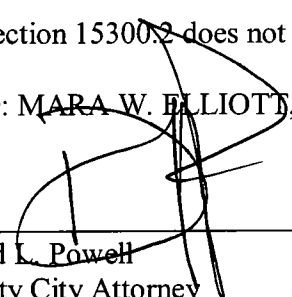
WHEREAS, the City Council has considered the potential environmental effect of the Project; and

WHEREAS, the City Council held a duly noticed public meeting and considered the written record for the Project as well as public comment; NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego, using its independent judgment, has considered the written record and public comment for City staff's request to execute the Agreement for the Construction, Operation, Maintenance, and Use of Joint Use Facilities at Pershing Middle School between the City of San Diego and the San Diego Unified School District, and determines that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301, and that an exception to the exemption as set forth in CEQA Guidelines section 15300.2 does not apply.

APPROVED: ~~MARA W. ELLIOTT~~, City Attorney

By

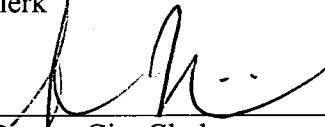


David L. Powell
Deputy City Attorney

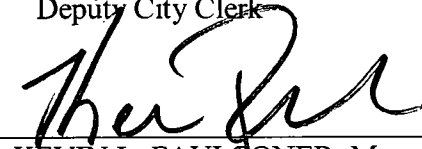
DLP:jdf:sc
01/16/18
Or.Dept: Park & Rec.
CC No.: 3000010540
Doc. No.: 1667557

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 30 2018

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 2/5/18
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000010540
 DEPT. NO.: 1714

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: _____

Date: _____ By: _____
 COMPTROLLER'S DEPARTMENT

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

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: _____ \$1,623,985.00

Vendor: San Diego Unified School District

Purpose: To authorize the expenditure of funds not to exceed \$1,623,985.00 to San Diego Unified School District for a 25-year Joint Use Agreement for the Operation, Maintenance, and Use of the Joint Use Facilities at Pershing Middle School.

Date: November 21, 2017 By: Brianna Uy
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
1	S17007	100012	NOT_RELEVANT_GRANT	512066	OTHR-00000000-CL	1714	1714121511	S-17007.06.01.02	\$423,985.00
2	S17007	400265	NOT_RELEVANT_GRANT	512066	OTHR-00000000-CL	1714	1714121511	S-17007.06.01.02	\$1,200,000.00
TOTAL AMOUNT									\$1,623,985.00

FUND OVERRIDE

Passed by the Council of The City of San Diego on JAN 30 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 FEB 05 2018

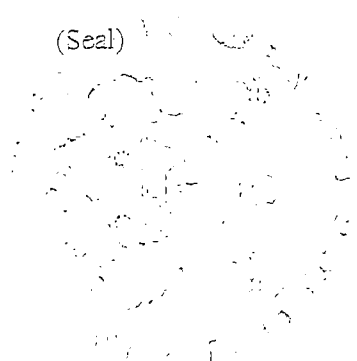
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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.

(Seal)



By *[Signature]*, Deputy

Office of the City Clerk, San Diego, California
311523
Resolution Number R-_____