

RESOLUTION NUMBER R- 311640

DATE OF FINAL PASSAGE APR 24 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING TWO JOINT USE AGREEMENTS WITH CITY OF CHULA VISTA AND THE CITY OF SAN DIEGO REGARDING CURRENT CITY OF SAN DIEGO WATER PIPELINE FACILITIES AND RELOCATION OF CERTAIN CITY OF SAN DIEGO WATER PIPELINE FACILITIES IN THE CITY OF CHULA VISTA.

WHEREAS, the City of San Diego (City) owns potable water pipelines within the Otay Ranch Community in the City of Chula Vista; and

WHEREAS, these pipelines are known as the Otay 2nd Pipeline, the South of San Diego Pipeline No. 1, and South San Diego Pipeline No. 2 (collectively the "Pipelines"); and

WHEREAS, the Pipelines cross existing and future public streets in the City of Chula Vista and are also located within the City's easements in private property (collectively the "Joint Use Areas"); and

WHEREAS, the owners of the private property are real estate developers, Baldwin & Sons, LLC and Otay Land Company, LLC (collectively the "Developers"), who are developing Otay Ranch Village 2, Otay Ranch Village 8 West, and Otay Ranch Village 9 (collectively the "Villages"); and

WHEREAS, these developments will include residential dwellings; commercial, retail, and industrial, public facilities; parks; and an elementary school; and

WHEREAS, the City's Otay 2nd Pipeline is currently located to the west of Olympic Parkway and intersects two of the City of Chula Vista's public streets, Santa Diana Road and Santa Victoria Road, and will intersect with the future Ortega Street; and

WHEREAS, as development of the Villages occurs, the Developers will relocate the Pipelines to the City of Chula Vista's public right-of-way and the City will abandon the Pipelines where they are currently located, in accordance with a Participation Agreement between the City and the Developers, authorized by Ordinance No. O-20464; and

WHEREAS, the City will continue to operate and maintain the Pipelines in their current location and in their relocated location for the purpose of potable water transmission conveyance to the City, the City of Coronado, and the City of Imperial Beach residents; and

WHEREAS, the City and the City of Chula Vista desire to set forth their respective rights and obligations regarding the construction, operation, and maintenance of the Pipelines and the City of Chula Vista's facilities within the current location of the Pipelines and the location of the Pipeline once they are relocated; NOW, THEREFORE,

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

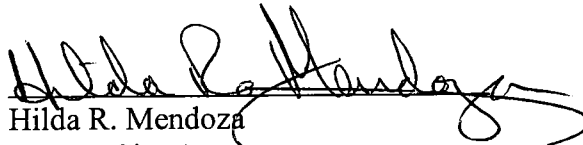
1. That the Mayor, or his designee, is hereby authorized and directed to execute the Joint Use Agreement by and between the City of Chula Vista and the City of San Diego, on file in the Office of the City Clerk as Document No. RR- 311640, setting forth their respective rights and obligations in the event of actual or potential present or future conflicts in the construction, operation, or maintenance of their respective facilities as a result of the existing location of the Otay 2nd Pipeline within the Joint Use Area located in portions of Santa Diana Road, Santa Victoria Road, and the future Ortega Street in the Otay Ranch community in the City of Chula Vista.

2. That the Mayor, or his designee, is hereby authorized and directed to execute the Joint Use Agreement by and between the City of Chula Vista and the City of San Diego, on file in the Office of the City Clerk as Document No. RR- 311640, setting forth their

respective rights and obligations in the event of actual or potential present, or future conflicts in the relocation, operation, and maintenance of the Otay 2nd Pipeline, South San Diego Pipeline No. 1, and South San Diego Pipeline No. 2 within the Joint Use Area located in portions of Olympic Parkway, La Media Road, Otay Valley Road, and all to be constructed and named public streets in the Otay Ranch Community in the City of Chula Vista.

APPROVED: MARA W. ELLIOTT, City Attorney

By


Hilda R. Mendoza
Deputy City Attorney

HRM:als
03/19/2018
Or.Dept: READ
Doc. No.: 1711687

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 10 2018.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 4/19/18
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

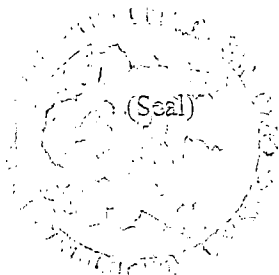
Passed by the Council of The City of San Diego on APR 10 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 APR 24 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 Dravin, Deputy

Office of the City Clerk, San Diego, California

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