

RESOLUTION NUMBER R- 312233

DATE OF FINAL PASSAGE MAR 07 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE APPROPRIATION OF ADDITIONAL FUNDING AND BUDGET REVISIONS TO VARIOUS CAPITAL IMPROVEMENT PROGRAM PROJECTS, AND AUTHORIZING AN AMENDMENT TO THE REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM.

WHEREAS, on June 25, 2018, the Council of the City of San Diego (Council) adopted Ordinance No. O-20952, entitled “An Ordinance Adopting the Annual Budget for Fiscal Year 2019 and Appropriating the Necessary Money to Operate the City of San Diego for Fiscal Year 2019” (Appropriation Ordinance); and

WHEREAS, the 2019 Budget includes the annual budget for the Capital Improvement Program (CIP Budget); and

WHEREAS, on November 4, 2004, the voters of San Diego County approved the San Diego Transportation Improvement Program Ordinance and Expenditure Plan (TransNet Extension Ordinance); and

WHEREAS, the TransNet Extension Ordinance provides that San Diego Association of Governments (SANDAG), acting as the Regional Transportation Commission, shall approve on a biennial basis a multi-year program of projects submitted by local jurisdictions identifying those transportation projects eligible to use transportation sales tax (TransNet) funds; and

WHEREAS, the City of San Diego (City) was provided with an estimate of annual TransNet local street improvement revenues for fiscal years 2019 through 2023; and

WHEREAS, the City has held a noticed public hearing with an agenda item that clearly identified the proposed list of projects prior to approval of the projects by its authorized

legislative body in accordance with Section 5(A) of the TransNet Extension Ordinance and Rule 7 of SANDAG Board Policy No. 31; and

WHEREAS, Section 16 of the Appropriation Ordinance authorizes the Chief Financial Officer to modify appropriations upon adopted Council resolution, provided funding is available for such action and in accordance with funding source guidelines; and

WHEREAS, Section 73 of the San Diego City Charter allows the Council, upon the recommendation of the Mayor, to transfer all or part of an unencumbered balance of an appropriation to a purpose or object for which the appropriation for the current year has proved insufficient; and

WHEREAS, the Council desires to approve the proposed budget amendments, appropriation changes and other actions as described below; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the following revisions to the 2019 Budget are approved and the Chief Financial Officer (CFO) is directed to adjust the Fiscal Year 2019 Capital Improvement Program (CIP) budget appropriations as follows:

1. Increase in CIP Budget in CIP S-00877, Torrey Pines Road Slope Restoration, and to appropriate and expend \$425,000 from CIP S-00877, Torrey Pines Road Slope Restoration, Fund 400174, TransNet Extension Regional Transportation Congestion Improvement Program (RTCIP) Fee, for the purpose of funding the construction of the project, contingent upon the CFO furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasury.
2. Increase the CIP Budget in CIP S-15023, Torrey Pines Road Improvements Phase 2, and to appropriate and expend \$60,000 from CIP S-15023 Torrey Pines

Road Improvement Phase 2, within 400169, TransNet Extension 70% CAP, for the purpose of the construction of the project, contingent upon the CFO furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasury.

3. Transfer appropriations of up to \$115,000 from CIP S-00609, Talbot Street Slope Restoration, to CIP S-15023, Torrey Pines Road Improvements Phase 2, within 400169, TransNet Extension 70% CAP, and expend an amount up to \$115,000 from CIP S-15023, Torrey Pines Road Improvements Phase 2, 400169, TransNet Extension 70% CAP, for the purpose of construction of the project.
4. Transfer appropriations of up to \$75,000 from CIP S-00602, Juan Street Concrete Street, to CIP S-15023, Torrey Pines Road Improvements Phase 2, within fund 400169, TransNet Extension 70% CAP, and expend an amount up to \$75,000 from CIP S-15023, Torrey Pines Road Improvements Phase 2, 400169, TransNet Extension 70% CAP, for the purpose of construction of the project.
5. Transfer appropriations of up to \$125,000 from CIP S-16022, Market St – Euclid to Pitta- Improvements, to CIP S-14009, SR-94/Euclid Ave Interchange Phase 2, within Fund 400265, CIP Contributions from the General Fund, and expend an amount up to \$125,000 from CIP S-14009, SR -94/Euclid Ave Interchange Phase 2, Fund 400265, CIP Contributions from the General Fund, for the purpose of construction of the project.
6. Transfer appropriations of up to \$55,766 from CIP S-13004, Larsen Field ADA Improvements Phase II, to CIP S-16059, Park de la Cruz Community, within Fund 200324, Antenna Lease Revenue Fund, and expend an amount up to

- \$55,766 from CIP S-16059, Park de la Cruz Community, Fund 200324, Antenna Lease Revenue Fund, for the purpose of construction of the project.
7. Transfer appropriations of up to \$150,000 from CIP S-00788, Fire Station No. 5 – Hillcrest, to CIP S-10029, Fire Station No. 8- Mission Hills, within Fund 400121, Uptown Urban Community, and expend an amount up to \$150,000 from CIP S-10029, Fire Station No. 8 – Mission Hills, Fund 400121, Uptown Urban Community, for the purpose of construction of the project.
 8. Increase the CIP Budget in CIP S-12004, Canyonside Community Park Improvements, appropriate and expend \$161,395 from CIP S-12004, Canyonside Community Park Improvements, of which \$4,207 is from Fund 400221, PV EST-OTHER P&R Facilities and \$157,188 is from Fund 400083, Rancho Penasquitos FBA, for the purpose of construction of the project, contingent upon the CFO furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasury.
 9. Transfer appropriations of up to \$338,605, from CIP A-BT.00001, Annual Allocation – City Facility Improvements, to CIP S-12004, Canyonside Community Park Improvements, within Fund 100012, Infrastructure Fund, and expend an amount up to \$338,605 from CIP S-12004, Canyonside Community Park Improvements, Fund 100012, Infrastructure Fund, for the purpose of construction of the project.
 10. Transfer appropriations of up to \$275,000 from CIP A-BT.00001, Annual Allocation – City Facility Improvements, to CIP S-15037, Doyle Community Park ADA Upgrades, within Fund 100012, Infrastructure Fund, and expend an

amount up to \$275,000 from CIP S-15037 Doyle Community Park ADA Upgrades, Fund 100012, Infrastructure Fund, for the purpose of construction of the project.

11. Transfer appropriations of up to \$300,621 from CIP A-BT.00001, Annual Allocation – City Facility Improvements, to CIP A-GF.00007, Annual Allocation – Park Improvements, within Fund 100012, Infrastructure Fund, and expend an amount up to \$300,621 from CIP A-GF.00007, Annual Allocation – Park Improvements, Fund 100012, Infrastructure Fund, for the purpose of construction of the project.
12. Transfer appropriations of up to \$500,000 from CIP A-BT.00001, Annual Allocations – City Facility Improvements, to CIP L-12003, Museum of Man Seismic Retrofit, within Fund 400869, General Fund Commercial Paper, and expend an amount up to \$500,000, from CIP L-12003, Museum of Man Seismic Retrofit, Fund 400869, General Fund Commercial Paper, for the purpose of construction of the project.
13. Transfer appropriations of up to \$1,469,890 from CIP A-GF.00006, Annual Allocation- Coastal Erosion and Access, to CIP L-12003, Museum of Man Seismic Retrofit, within Fund 200391, Regional Parks Improvement Fund, and expend an amount up to \$1,469,890, from CIP L-12003, Museum of Man Seismic Retrofit, Fund 200391, Regional Parks Improvements Fund, for the purpose of construction of the project.
14. Transfer appropriations of up to \$50,000 from CIP S-13003, Chicano Park ADA Upgrades, to CIP L-12003, Museum of Man Seismic Retrofit, within Fund

200391, Regional Parks Improvements Fund, and expend an amount up to \$50,000 from CIP L-12003, Museum of Man Seismic Retrofit, Fund 200391, Regional Parks Improvements Fund, for the purpose of construction of the project.

15. Transfer appropriations of up to \$400,000 from CIP S-15034, Junipero Serra Museum ADA Improvements, to CIP L-12003, Museum of Man Seismic Retrofit, within Fund 200391, Regional Parks Improvements Fund, and expend an amount up to \$400,000, from CIP L-12003, Museum of Man Seismic Retrofit, Fund 200391, Regional Parks Improvement Fund, for the purpose of construction of the project.
16. Transfer appropriations of up to \$313,389 from CIP A-BT.00001, Annual Allocation – City Facility Improvements, to CIP S-15036, Balboa Park West Mesa Comfort Station Replacement, of which \$247,449 is from Fund 400869, General Fund Commercial Paper, \$20,575 is from Fund 400265, CIP Contributions from the General Fund, and \$45,365 is from Fund 100012, Infrastructure Funds, and expend an amount up to \$313,389, from CIP S-15036, Balboa Park West Mesa Comfort Station Replacement, of which \$247,449 is from Fund 400869, General Fund Commercial Paper, \$20,575 is from Fund 400265, CIP Contributions from the General Fund, and \$45,365 is from Fund 100012, Infrastructure Funds, for the purpose of construction of the project.
17. Transfer appropriations of up to \$300,000 from CIP A-BT.00001, Annual Allocation-City Facility Improvements, to CIP A-GF.00005, Regional Park Improvements, of which \$252,551 is from Fund 400869, General Fund

Commercial Paper, and \$47,449 is from Fund 100012, Infrastructure Fund, and expend an amount up to \$300,000, From CIP A-GF.00005, Annual Allocation – Regional Park Improvements, of which \$252,551 is from Fund 400869, General Fund Commercial Paper, and \$47,449 is from Fund 100012, Infrastructure Fund, for the purpose of future projects.

BE IT FURTHER RESOLVED, that the City of San Diego requests that SANDAG make the following changes to the Regional Transportation Improvement Program (Amendment):

1. That the Mayor, or his designee, is authorized to approve adjustments to TransNet funded projects, according to Attachment I, in compliance with SANDAG Board Policy No. 31, Rule #7 and Rule #17; and
2. That pursuant to Section 2(C)(1) of the TransNet Extension Ordinance, the City of San Diego certifies that no more than 30 percent of its annual revenues shall be spent on local street and road maintenance – related projects as a result of the Amendment; and
3. That pursuant to Section 4(E)(3) of the TransNet Extension Ordinance, the City of San Diego certifies that all new or changed projects, or major reconstruction projects, included in the Amendment and funded by TransNet revenues shall accommodate travel by pedestrians and bicyclists, and that any exception to this requirement permitted under the Ordinance and proposed, shall be clearly noticed as part of the City of San Diego’s public hearing process for the Amendment; and
4. That pursuant to Section 8 of the TransNet Extension Ordinance, the City of San Diego certifies that the required minimum annual level of local discretionary funds to be expended for street and road purposes will be met through the 5-year

period consistent with the most recent Maintenance of Effort Requirements adopted by SANDAG; and

5. That pursuant to Section 9A of the TransNet Extension Ordinance, the City of San Diego certifies that it will exact \$2,483.48, plus all applicable annual increases, from the private sector for each newly constructed residential housing unit in that jurisdiction (unless exempted under the TransNet Extension Ordinance,) and shall contribute such exactions to the Regional Transportation Congestion Improvement Program (RTCIP); and
6. That pursuant to Section 13 of the TransNet Extension Ordinance, the City of San Diego certifies that it has established a separate Transportation Improvement Account for TransNet revenues with interest earned expended only for those purposes for which the funds were allocated; and
7. That pursuant to Section 18 of the TransNet Extension Ordinance, the City of San Diego certifies that each project of \$250,000 or more will be clearly designated during construction with TransNet project funding identification signs; and
8. That the City of San Diego does hereby certify that all other applicable provisions of TransNet Extension Ordinance and SANDAG Board Policy No. 31 have been met; and
9. That the City of San Diego continues to agree to indemnify, hold harmless, and defend SANDAG, the San Diego County Regional Transportation Commission,

and all officers and employees thereof against all causes of action or claims to
local TransNet funded projects.

APPROVED: MARA W. ELLIOTT, City Attorney

By Christina L. Rae
Christina L. Rae
Deputy City Attorney

CLR:cw
02/11/19
Or.Dept: Public Works
CC No.: 101869240
CC No.: 3000011801
Doc. No.: 1928309

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego,
at its meeting of MAR 04 2019 .

ELIZABETH S. MALAND
City Clerk

By Linda Brein
Deputy City Clerk

Approved: 3/7/19
(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 101869240
 DEPT. NO. 2112

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: \$646,395.00

Purpose: Reserve fund balance for appropriations to various CIP projects

Date: January 17, 2019

By: Raymond Iadanza
 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	S00877	400174		330091		9913			\$425,000.00
2	S15023	400169		330091		9913			\$60,000.00
3	S12004	400221		330091		1714			\$4,207.00
4	S12004	400083		330091		9913			\$157,188.00
TOTAL AMOUNT									\$646,395.00

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	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			NOT_RELEVANT_GRANT						
TOTAL AMOUNT									

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO.: 2112 CC 3000011801

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: \$4,468,271.00

Purpose: Appropriations of Additional Funding and Budget Revisions to various Capital Improvement Program (CIP) Projects

Date: January 17, 2019

By: Raymond Iadanza
 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	S00609	400169	NOT_RELEVANT_GRANT	512117	DEMA-00000000-TR	2113		S-00609.07.03	\$115,000.00
2	S00602	400169	NOT_RELEVANT_GRANT	512117	DEMA-00000000-TR	2113		S-00602.07.03	\$75,000.00
3	S16022	400265	NOT_RELEVANT_GRANT	512117	OTHR-00000000-TR	2116		S-16022.02.03	\$125,000.00
4	S13044	200324	NOT_RELEVANT_GRANT	512117	OTHR-00000000-CL	1714		S-13004.07.03	\$55,766.00
5	S00788	400121	NOT_RELEVANT_GRANT	512117	OTHR-00000000-FI	1912		S-00788.07.03	\$150,000.00
6	ABT00001	100012	NOT_RELEVANT_GRANT	512117	DEMA-00000000-GG	2113	2113110012	A-BT.00001	\$1,007,040.00
7	ABT00001	400869	NOT_RELEVANT_GRANT	512117	DEMA-00000000-GG	2113	2113110012	A-BT.00001	\$1,000,000.00
8	ABT00001	400265	NOT_RELEVANT_GRANT	512117	DEMA-00000000-GG	2113	2113110012	A-BT.00001	\$20,575.00
9	AGF00006	200391	NOT_RELEVANT_GRANT	512117	OTHR-00000000-CL	1714	1714141414	A-GF.00006	\$1,469,890.00
10	S13003	200391	NOT_RELEVANT_GRANT	512117	ADAP-00000000-CL	1714		S-13003.07.01	\$50,000.00
11	S15034	200391	NOT_RELEVANT_GRANT	512117	ADAP-00000000-CL	1714		S-15034.07.03	\$400,000.00
TOTAL AMOUNT									\$4,468,271.00

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	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Fund Center or Cost Center	Internal Order or WBS Element	Original Amount
			NOT_RELEVANT_GRANT						
TOTAL AMOUNT									

Passed by the Council of The City of San Diego on MAR 04 2019, 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"/>
Jennifer Campbell	<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"/>
Monica Montgomery	<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"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 07 2019.

(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 Connie Patterson, Deputy
for Linda Irvin

Office of the City Clerk, San Diego, California

Resolution Number R- 312233