

7/26/2022 # 330-B

(R-2022-568)
(COR. COPY)

RESOLUTION NUMBER R- 314261

DATE OF FINAL PASSAGE JUL 26 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING AMENDMENTS TO THE
FISCAL YEAR 2023 BUDGET OF THE CITY OF SAN DIEGO.

WHEREAS, on June 17, 2022, the Mayor approved Resolution No. R-314153, approving the City of San Diego's Fiscal Year 2023 Budget (2023 Budget); and

WHEREAS, the 2023 Budget includes the annual budget for the Capital Improvement Program (CIP Budget); and

WHEREAS, on June 27, 2022, the Council of the City of San Diego (Council) approved the settlement (Settlement) of ongoing litigation involving certain real property located at 1200 Third Avenue and 101 Ash Street (collectively, the Properties); and

WHEREAS, in order to effectuate the Settlement pursuant to which the City of San Diego (City) will acquire the Properties, the 2023 Budget must be amended;

WHEREAS, the Office of the City Attorney has drafted this Resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; 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, contingent upon and effective immediately following the Council's adoption of the Fiscal Year 2023 Appropriation Ordinance, the following revisions to the 2023 Budget are approved and the

Chief Financial Officer is directed to adjust the Fiscal Year 2023 budget appropriations as follows:

1. Reduce the CIP Program Budget in AIK00003 – Sidewalk Repair and Reconstruction by deappropriating an amount not to exceed \$1,667,000, of which \$1,640,000 is from Fund 100012, Infrastructure Fund, and \$27,000 is from Fund 400002, Capital Outlay;
2. Reduce the CIP Program Budget in AIH00002 – Street Light Circuit Upgrades by deappropriating an amount not to exceed \$475,000, of which \$78,000 is from Fund 400265, General Fund Contributions to the CIP Program, \$300,000 is from Fund 100012, Infrastructure Fund, and \$97,000 is from Fund 400002, Capital Outlay;
3. Reduce the CIP Program Budget in AIL00001 – Traffic Calming by deappropriating an amount not to exceed \$870,000, of which \$84,000 is from Fund 400265, General Fund Contributions to the CIP Program, \$668,000 is from Fund 100012, Infrastructure Fund, and \$118,000 is from Fund 400002, Capital Outlay;
4. Reduce the CIP Program Budget in ACA00001 – Flood Resilience Infrastructure by deappropriating an amount not to exceed \$2,612,698, of which \$228,000 is from Fund 400265, General Fund Contributions to the CIP Program, \$1,550,000 is from Fund 100012, Infrastructure Fund, and \$834,698 is from Fund 400002, Capital Outlay;

5. Reduce the CIP Program Budget in ACC00001 – Stormwater Green Infrastructure by deappropriating an amount not to exceed \$700,000, of which \$636,000 is from Fund 400265, General Fund Contributions to the CIP Program, and \$64,000 is from Fund 100012, Infrastructure Fund;
6. Reduce the CIP Program Budget in ABT00001 – City Facilities Improvements by deappropriating an amount not to exceed \$400,000, of which \$187,000 is from Fund 400265, General Fund Contributions to the CIP Program, \$106,000 is from Fund 100012, Infrastructure Fund, and \$107,000 is from Fund 400002, Capital Outlay;
7. Reduce the CIP Program Budget in AGF00007 – Park Improvements by deappropriating an amount not to exceed \$890,000, of which \$165,000 is from Fund 400265, General Fund Contributions to the CIP Program, \$492,000 is from Fund 100012, Infrastructure Fund, and \$233,000 is from Fund 400002, Capital Outlay;
8. Reduce the CIP Program Budget in AGF00005 – Regional Park Improvements by deappropriating an amount not to exceed \$827,096 from Fund 400002, Capital Outlay;
9. Reduce the CIP Program Budget in AIH00001 – Installation of City Owned Street Lights by deappropriating an amount not to exceed \$1,600,000, of which \$680,000 is from Fund 400265, General Fund Contributions to the CIP Program, \$585,000 is from Fund 100012, Infrastructure Fund, and \$335,000 is from Fund 400002, Capital Outlay;

10. Reduce the CIP Program Budget in AIK00001 – New Walkways by deappropriating an amount not to exceed \$1,061,907, of which \$42,891 is from Fund 400265, General Fund Contributions to the CIP Program, and \$1,019,016 is from Fund 400002, Capital Outlay;
11. Reduce the CIP Program Budget in ABT00003 – Citywide Energy Improvements by deappropriating an amount not to exceed \$800,000 from Fund 100012, Infrastructure Fund;
12. Reduce the CIP Program Budget in ATT00001 – Government IT Projects by deappropriating an amount not to exceed \$1,094,395 from Fund 400265, General Fund Contributions to the CIP Program;
13. Increase the CIP Program Budget in AIK00003 – Sidewalk Repair and Reconstruction and appropriate and expend an amount not to exceed \$1,667,000, from Fund 400881, Debt Funded General Fund CIP Projects;
14. Increase the CIP Program Budget in AIH00002 – Street Light Circuit Upgrades and appropriate and expend an amount not to exceed \$475,000, from Fund 400881, Debt Funded General Fund CIP Projects;
15. Increase the CIP Program Budget in AIL00001 – Traffic Calming and appropriate and expend an amount not to exceed \$870,000, from Fund 400881, Debt Funded General Fund CIP Projects;
16. Increase the CIP Program Budget in ACA00001 – Flood Resilience Infrastructure and appropriate and expend an amount not to exceed \$2,612,698, from Fund 400881, Debt Funded General Fund CIP Projects;

17. Increase the CIP Program Budget in ACC00001 – Stormwater Green Infrastructure and appropriate and expend an amount not to exceed \$700,000, from Fund 400881, Debt Funded General Fund CIP Projects;
18. Increase the CIP Program Budget in ABT00001 – City Facilities Improvements and appropriate and expend an amount not to exceed \$400,000, from Fund 400881, Debt Funded General Fund CIP Projects;
19. Increase the CIP Program Budget in AGF00007 – Park Improvements and appropriate and expend an amount not to exceed \$890,000, from Fund 400881, Debt Funded General Fund CIP Projects;
20. Increase the CIP Program Budget in AGF00005 – Regional Park Improvements and appropriate and expend an amount not to exceed \$827,096, from Fund 400881, Debt Funded General Fund CIP Projects;
21. Increase the CIP Program Budget in AIH00001 – Installation of City Owned Street Lights and appropriate and expend an amount not to exceed \$1,600,000, from Fund 400881, Debt Funded General Fund CIP Projects;
22. Increase the CIP Program Budget in AIK00001 – New Walkways and appropriate and expend an amount not to exceed \$1,061,907, from Fund 400881, Debt Funded General Fund CIP Projects;
23. Increase the CIP Program Budget in ABT00003 – Citywide Energy Improvements and appropriate and expend an amount not to exceed \$800,000, from Fund 400881, Debt Funded General Fund CIP Projects;

24. Increase the CIP Program Budget in ATT00001 – Government IT Projects and appropriate and expend an amount not to exceed \$1,094,395, from Fund 400881, Debt Funded General Fund CIP Projects;
25. Reduce the CIP Program Budget in ACA00001 – Flood Resilience Infrastructure by deappropriating an amount not to exceed \$13,200,000 from Fund 400265, General Fund Contributions to the CIP Program;
26. Reduce the CIP Program Budget in ACC00001 – Stormwater Green Infrastructure by deappropriating an amount not to exceed \$8,845,265 from Fund 400265, General Fund Contributions to the CIP Program;
27. Reduce the CIP Program Budget in S22009 – Chollas Creek Restoration 54th St. & Euclid Ave by deappropriating an amount not to exceed \$982,855 from Fund 400265, General Fund Contributions to the CIP Program;
28. Reduce the CIP Program Budget in S22015 – Pump Station D Upgrade by deappropriating an amount not to exceed \$2,500,000 from Fund 400265, General Fund Contributions to the CIP Program;
29. Reduce the CIP Program Budget in S22008 – Upper Auburn Creek Revitalization Project by deappropriating an amount not to exceed \$982,856 from Fund 400265, General Fund Contributions to the CIP Program;
30. Reduce the CIP Program Budget in ABT00001 – City Facilities Improvements by deappropriating an amount not to exceed \$5,565,784, of which \$3,755,000 is from Fund 400265, General Fund Contributions to the CIP Program, and \$1,810,784 is from Fund 100012, Infrastructure Fund;

31. Reduce the CIP Program Budget in AIK00003 – Sidewalk Repair and Reconstruction by deappropriating an amount not to exceed \$7,000,000 from Fund 100012, Infrastructure Fund;
32. Reduce the CIP Program Budget in AIH00002 – Street Light Circuit Upgrades by deappropriating an amount not to exceed \$1,000,000 from Fund 100012, Infrastructure Fund;
33. Reduce the CIP Program Budget in AIL00001 – Traffic Calming by deappropriating an amount not to exceed \$700,000, of which \$250,000 is from Fund 400265, General Fund Contributions to the CIP Program, and \$450,000 from Fund 100012, Infrastructure Fund;
34. Reduce the CIP Program Budget in AGE00001 – Resource Based Open Space Parks by deappropriating an amount not to exceed \$500,000 from Fund 100012, Infrastructure Fund;
35. Reduce the CIP Program Budget in AGF00007 – Park Improvements by deappropriating an amount not to exceed \$3,859,092 from Fund 100012, Infrastructure Fund;
36. Reduce the CIP Program Budget in AID00005 – Street Resurfacing and Reconstruction by deappropriating an amount not to exceed \$1,533,119 from Fund 400265, General Fund Contributions to the CIP Program;
37. Reduce the CIP Program Budget in S16047 – Canon Street Pocket Park by deappropriating an amount not to exceed \$1,550,908 from Fund 100012, Infrastructure Fund;

38. Reduce the CIP Program Budget in S15031 – Egger/South Bay Community Park ADA by deappropriating an amount not to exceed \$2,850,000 from Fund 100012, Infrastructure Fund;
39. Reduce the CIP Program Budget in S14018 – Fairmont Avenue Fire Station by deappropriating an amount not to exceed \$1,000,000 from Fund 100012, Infrastructure Fund;
40. Reduce the CIP Program Budget in S14017 – Fire Station 51 – Skyline Hills by deappropriating an amount not to exceed \$950,000 from Fund 100012, Infrastructure Fund;
41. Reduce the CIP Program Budget in S15040 – Golf Course Drive Improvements by deappropriating an amount not to exceed \$3,473,439 from Fund 100012, Infrastructure Fund;
42. Reduce the CIP Program Budget in P23001 – Grape Street Dog Park Improvements by deappropriating an amount not to exceed \$250,000 from Fund 100012, Infrastructure Fund;
43. Reduce the CIP Program Budget in P23003 – Mt Hope Rec Center & Dennis V Allen Park by deappropriating an amount not to exceed \$750,000 from Fund 100012, Infrastructure Fund;
44. Reduce the CIP Program Budget in P23000 – North Park Community Dog Park by deappropriating an amount not to exceed \$250,000 from Fund 100012, Infrastructure Fund;

45. Reduce the CIP Program Budget in P23002 – Old Mission Dam Dredging by deappropriating an amount not to exceed \$750,000 from Fund 100012, Infrastructure Fund;
46. Reduce the CIP Program Budget in S15028 – Olive Grove Community Park ADA Improvements by deappropriating an amount not to exceed \$2,000,000 from Fund 100012, Infrastructure Fund;
47. Increase the CIP Program Budget in AIK00003 – Sidewalk Repair and Reconstruction and appropriate and expend an amount not to exceed \$7,000,000, from Fund 400881, Debt Funded General Fund CIP Projects;
48. Increase the CIP Program Budget in AIH00002 – Street Light Circuit Upgrades and appropriate and expend an amount not to exceed \$1,000,000, from Fund 400881, Debt Funded General Fund CIP Projects;
49. Increase the CIP Program Budget in AIL00001 – Traffic Calming and to appropriate and expend an amount not to exceed \$700,000, from Fund 400881, Debt Funded General Fund CIP Projects;
50. Increase the CIP Program Budget in ACA00001 – Flood Resilience Infrastructure and appropriate and expend an amount not to exceed \$13,200,000, from Fund 400881, Debt Funded General Fund CIP Projects;
51. Increase the CIP Program Budget in ACC00001 – Stormwater Green Infrastructure and appropriate and expend an amount not to exceed \$8,845,265, from Fund 400881, Debt Funded General Fund CIP Projects;

52. Increase the CIP Program Budget in AID00005 – Street Resurfacing and Reconstruction and appropriate and expend an amount not to exceed \$1,533,119, from Fund 400881, Debt Funded General Fund CIP Projects;
53. Increase the CIP Program Budget in S22009 – Chollas Creek Restoration 54th St. & Euclid Ave and appropriate and expend an amount not to exceed \$982,855 from Fund 400881, Debt Funded General Fund CIP Projects;
54. Increase the CIP Program Budget in S22015 – Pump Station D Upgrade and appropriate and expend an amount not to exceed \$2,500,000 from Fund 400881, Debt Funded General Fund CIP Projects;
55. Increase the CIP Program Budget in S22008 – Upper Auburn Creek Revitalization Project and appropriate and expend an amount not to exceed \$982,856 from Fund 400881, Debt Funded General Fund CIP Projects;
56. Increase the CIP Program Budget in ABT00001 – City Facilities Improvements and appropriate and expend an amount not to exceed \$5,565,784, from Fund 400881, Debt Funded General Fund CIP Projects;
57. Increase the CIP Program Budget in AGE00001 – Resource Based Open Space Parks and appropriate and expend an amount not to exceed \$500,000, from Fund 400881, Debt Funded General Fund CIP Projects;
58. Increase the CIP Program Budget in AGF00007 – Park Improvements and appropriate and expend an amount not to exceed \$3,859,092, from Fund 400881, Debt Funded General Fund CIP Projects;

59. Increase the CIP Program Budget in S16047 – Canon Street Pocket Park and appropriate and expend an amount not to exceed \$1,550,908 from Fund 400881, Debt Funded General Fund CIP Projects;
60. Increase the CIP Program Budget in S15031 – Egger/South Bay Community Park ADA and appropriate and expend an amount not to exceed \$2,850,000 from Fund 400881, Debt Funded General Fund CIP Projects;
61. Increase the CIP Program Budget in S14018 – Fairmont Avenue Fire Station and appropriate and expend an amount not to exceed \$1,000,000 from 400881, Debt Funded General Fund CIP Projects;
62. Increase the CIP Program Budget in S14017 – Fire Station 51 – Skyline Hills and appropriate and expend an amount not to exceed \$950,000 from Fund 400881, Debt Funded General Fund CIP Projects;
63. Increase the CIP Program Budget in S15040 – Golf Course Drive Improvements and appropriate and expend an amount not to exceed \$3,473,439 from Fund 400881, Debt Funded General Fund CIP Projects;
64. Increase the CIP Program Budget in P23001 – Grape Street Dog Park Improvements and appropriate and expend an amount not to exceed \$250,000 from Fund 400881, Debt Funded General Fund CIP Projects;
65. Increase the CIP Program Budget in P23003 – Mt Hope Rec Center & Dennis V Allen Park and appropriate and expend an amount not to exceed \$750,000 from Fund 400881, Debt Funded General Fund CIP Projects;

66. Increase the CIP Program Budget in P23000 – North Park Community Dog Park and appropriate and expend an amount not to exceed \$250,000 from Fund 400881, Debt Funded General Fund CIP Projects;
67. Increase the CIP Program Budget in P23002 – Old Mission Dam Dredging and appropriate and expend an amount not to exceed \$750,000 from Fund 400881, Debt Funded General Fund CIP Projects;
68. Increase the CIP Program Budget in S15028 – Olive Grove Community Park ADA Improvements and appropriate and expend an amount not to exceed \$2,000,000 from Fund 400881, Debt Funded General Fund CIP Projects;
69. Amend the Fiscal Year 2023 General Fund – Citywide Program Expenditures Budget reducing the appropriation for lease payments for the 101 Ash Street property and the CCP property in the amount of \$9,955,149 and increasing the appropriation for the purpose of transferring funds to Fund 400265, General Fund Contributions to the CIP; and
70. Appropriate and expend an amount not to exceed \$7,452,500, constituting Cisterra’s disgorged profits from the Prior 101 Ash Transactions in General Fund - Citywide Program Expenditures, for the purpose of transferring funds to Fund 400265, General Fund Contributions to the CIP, for the purpose of acquiring fee title ownership of the 101 Ash Street Property.
71. Increase expenditure appropriations in Fund 100014, 101 Ash Street - Abated Rent Payments, for the purpose of reimbursing rent payments and operating costs to the

Development Services Department and other non-general funds in an amount not to exceed \$11,763,983.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Bret A. Bartolotta
Bret A. Bartolotta
Deputy City Attorney

BAB:jdf
06/21/2022
07/18/2022 COR. COPY
Or.Dept: DoF
Doc. No.: 2995257_2
Companion to R-2022-582

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 26 2022.

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 7/24/22
(date)

[Signature]
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUL 26 2022, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 26 2022.

(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:

TODD GLORIA
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of (Seal) The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 314261