

REQUEST FOR COUNCIL ACTION CITY OF SAN DIEGO	CERTIFICATE NUMBER (FOR COMPTROLLER'S USE ONLY) pending
--	---

TO: CITY COUNCIL	FROM (ORIGINATING DEPARTMENT): DSD - Facilities Financing	DATE: 12/19/2012
---------------------	--	---------------------

SUBJECT: Reimbursement Agreement with Scripps Mesa Developers LLC for the Construction of Mira Mesa Blvd. Median, Mira Mesa Blvd. and Hibert St. Traffic Signal, and Erma Rd. Improvements in the Scripps Miramar Ranch Community

PRIMARY CONTACT (NAME, PHONE): Angela Abeyta, (619) 533-3674	SECONDARY CONTACT (NAME, PHONE): John Tracanna, (619) 533-3682
---	---

COMPLETE FOR ACCOUNTING PURPOSES

FUND	200636	400086	400264		
DEPT / FUNCTIONAL AREA					
ORG / COST CENTER	9913000011				
OBJECT / GENERAL LEDGER ACCT	330005	512066	512066		
JOB / WBS OR INTERNAL ORDER	1300913	S-00838	S-00838		
C.I.P./CAPITAL PROJECT No.					
AMOUNT	\$160,000.00	\$130,000.00	\$78,338.00	0.00	0.00

FUND					
DEPT / FUNCTIONAL AREA					
ORG / COST CENTER					
OBJECT / GENERAL LEDGER ACCT					
JOB / WBS OR INTERNAL ORDER					
C.I.P./CAPITAL PROJECT No.					
AMOUNT	0.00	0.00	0.00	0.00	0.00

COST SUMMARY (IF APPLICABLE):

ROUTING AND APPROVALS

CONTRIBUTORS/REVIEWERS:	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
Financial Management	ORIG DEPT.	Broughton, Kelly	12/28/2012
Comptroller	CFO		
Environmental Analysis	DEPUTY CHIEF		
Equal Opportunity Contracting	COO		
Liaison Office	CITY ATTORNEY	Mendoza, Hilda	
	COUNCIL PRESIDENTS OFFICE		

PREPARATION OF: RESOLUTIONS ORDINANCE(S) AGREEMENT(S) DEED(S)

1) The Mayor or his designee is authorized to enter into a Reimbursement Agreement with Scripps Mesa

Developers LLC for the Mira Mesa Boulevard Median, Mira Mesa Boulevard and Hibert Street Traffic Signal, and Erma Road Improvements in the Scripps Ranch Community; 2) The Chief Financial Officer is authorized to increase the Capital Improvements Program Budget in CIP S-00838, Scripps Ranch/Mira Mesa Medians Project, and to appropriate an amount not to exceed \$160,000 from Fund No. 200636, Developer Monetary Condition Fund, for the purpose of constructing public improvements in Scripps Miramar Ranch; 3) The Chief Financial Officer is authorized to expend \$368,338 from Capital Improvements Program CIP S-00838, Scripps Ranch/Mira Mesa Medians Project; \$130,000 from Fund No. 400086, Scripps Miramar Ranch FBA; \$78,338 from Fund No. 400264, Private & Others Contribution – CIP; \$160,000 from Fund No. 200636, Developer Monetary Condition Fund, for the purpose of constructing public improvements in Scripps Miramar Ranch contingent upon Certification of Funds

STAFF RECOMMENDATIONS:
 Approve Requested Actions.

SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION)

COUNCIL DISTRICT(S):	5
COMMUNITY AREA(S):	Scripps Miramar Ranch
ENVIRONMENTAL IMPACT:	The median, traffic signal and road improvements project that is the subject of the reimbursement agreement were determined in 2004 to be exempt from CEQA in accordance with State CEQA Guidelines Section 15303.
CITY CLERK INSTRUCTIONS:	

COUNCIL ACTION
EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO

DATE: 12/19/2012

ORIGINATING DEPARTMENT: DSD - Facilities Financing

SUBJECT: Reimbursement Agreement with Scripps Mesa Developers LLC for the Construction of Mira Mesa Blvd. Median, Mira Mesa Blvd. and Hibert St. Traffic Signal, and Erma Rd. Improvements in the Scripps Miramar Ranch Community

COUNCIL DISTRICT(S): 5

CONTACT/PHONE NUMBER: Angela Abeyta/(619) 533-3674

DESCRIPTIVE SUMMARY OF ITEM:

Scripps Mesa Developers, LLC, will construct a raised median on Mira Mesa Blvd, install a traffic signal at Mira Mesa Blvd and Hibert St, and construct improvements at Scripps Ranch Blvd and Erma Rd to allow for northbound u-turns at that intersection. These improvements are intended to improve the circulation at these intersections in Scripps Miramar Ranch. This reimbursement agreement will provide for reimbursement to Scripps Mesa Developers from FBA funds and other developer funds collected as a fair share condition of prior development that have been earmarked for the projects covered by this agreement.

STAFF RECOMMENDATION:

Approve Requested Actions.

EXECUTIVE SUMMARY OF ITEM BACKGROUND:

As part of the approval process for its Casa Mira View development project in Mira Mesa, Scripps Mesa Developers, LLC, made a commitment to the City Council to construct a raised median on Mira Mesa Blvd, install a traffic signal at Mira Mesa Blvd and Hibert St, and construct improvements at Scripps Ranch Blvd and Erma Rd to allow for northbound u-turns at that intersection. These improvements will improve the circulation along Mira Mesa Blvd between Interstate 15 and Scripps Ranch Blvd, and improve the level of service at the intersection of Mira Mesa Blvd and Scripps Ranch Blvd.

The Improvements are included in the Scripps Miramar Ranch financing plan and FBA. The estimated cost of the improvements is \$740,285, which will be advanced by the developer. This reimbursement agreement will allow Scripps Mesa Developers to seek partial reimbursement in the amount of \$368,338 from FBA funds and developer funds collected and budgeted for the construction of the median, traffic signal and Erma Rd. improvements covered by this agreement.

FISCAL CONSIDERATIONS:

Scripps Mesa Developers will be reimbursed in the amount of \$368,338 from WBS S-00838. Reimbursement will be available from the Scripps Miramar Ranch FBA fund 400086 in the amount of \$130,000, the Private & Other Contributions fund 400264 in the amount of \$78,338, and the Developer Monetary Conditions fund 200636 in the amount of \$160,000.

EQUAL OPPORTUNITY CONTRACTING INFORMATION (IF APPLICABLE):

This agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517).

ENVIRONMENTAL IMPACT:

The median, traffic signal and road improvements project that is the subject of the reimbursement agreement were determined in 2004 to be exempt from CEQA in accordance with State CEQA Guidelines Section 15303.

PREVIOUS COUNCIL and/or COMMITTEE ACTION (describe any changes made to the item from what was presented at committee):

This item will be heard by the Infrastructure Committee prior to Council.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

Scripps Mesa Developers met with the Scripps Ranch Planning Group throughout the approval process for its Casa Mira View development project and committed to the subject improvements in order to provide a benefit to the Scripps Ranch community by improving the level of service at the intersection of Mira Mesa Blvd and Scripps Ranch Blvd.

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

These improvements will improve the circulation along Mira Mesa Blvd between Interstate 15 and Scripps Ranch Blvd, and improve the level of service at the intersection of Mira Mesa Blvd and Scripps Ranch Blvd, providing benefits to the communities of Scripps Miramar Ranch and Mira Mesa.

Broughton, Kelly

Originating Department

Deputy Chief/Chief Operating Officer

The City of San Diego
COMPTROLLER'S CERTIFICATE

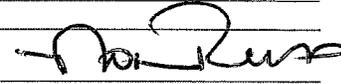
CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO. 3000005859
 DEPT. NO. 1611

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: \$208,338.00

Purpose: 1472 authorize the expenditure for the reimbursement agreement with Scripps Mesa Developers LLC for the construction of Mira Mesa Blvd. Median, Mira Mesa Blvd. and Hibert St. Traffic Signal, and Erma Road Improvements in Scripps Miramar Ranch Community.

Date: January 29, 2013 By: Norman Reyes 
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
002	400086	S00838		OTHR-00000000-TR	512066	2113		S-00838.07.03	\$130,000.00
003	400264	S00838		OTHR-00000000-TR	512066	2113		S-00838.07.03	\$78,338.00
TOTAL AMOUNT									\$208,338.00

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	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

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

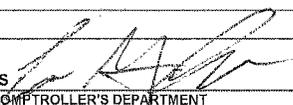
CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO. _____

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: \$160,000.00 Fund: 200636

Purpose: To Authorize the Chief Financial Officer to expend an amount not to exceed \$160,000.00 from Fund 200636 for the purpose of constructing public improvements in Scripps Miramar Ranch contingent upon Certification of Funds.

Date: February 6, 2013 By: Luca Gonzales 
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	200636				330005				\$160,000.00
TOTAL AMOUNT									\$160,000.00

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	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

DOCKET SUPPORTING INFORMATION
CITY OF SAN DIEGO

DATE:

EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION

February 19, 2013

SUBJECT: e1472 – Reimbursement Agreement with Scripps Mesa Developers LLC for the Construction of Mira Mesa Blvd. Median, Mira Mesa Blvd. and Hibert St. Traffic Signal, and Erma Rd Improvements in the Scripps Miramar Ranch Community

GENERAL CONTRACTOR INFORMATION

Recommended Contractor: Scripps Mesa Developers LLC (Not Certified M. Caucasian)

Action Amount: \$368,338

Funding Source: City of San Diego

Goals: TBD prior to Advertisement

SUBCONTRACTOR PARTICIPATION

There are no subcontractors identified at this time; however, staff will evaluate bidders' compliance with SLBE/ELBE requirements. Failure to comply with applicable requirements will result in bid being declared non-responsive.

EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE

Equal Opportunity: Required

Scripps Mesa Developers LLC submitted a Work Force Report for their San Diego County employees dated January 23, 2013. The Work Force Report reflects fewer than 15 employees in both their Administrative and Trade Work Force Report and is, therefore, exempt from employment category goals.

This agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517).

ADDITIONAL COMMENTS

\$160,000 not to exceed from Fund 200636; \$130,000 from Fund 40086; \$78,338 Fund 400264

Goal will be calculated by Public Works and approved by Administration Department Director prior to advertisement.

JS