

REQUEST FOR COUNCIL ACTION CITY OF SAN DIEGO	CERTIFICATE NUMBER (FOR COMPTROLLER'S USE ONLY) pending
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TO: CITY COUNCIL	FROM (ORIGINATING DEPARTMENT): Transportation&Storm Water Dept	DATE: 3/4/2014
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SUBJECT: Transfer Funds between Storm Water Capital Improvement Projects and Decrease Budget for Kellogg Park Green Lot Infiltration System

PRIMARY CONTACT (NAME, PHONE): David Wells,858-541-4339; MS 1900	SECONDARY CONTACT (NAME, PHONE): Gene Matter, 619-527-7506; MS 44
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COMPLETE FOR ACCOUNTING PURPOSES

FUND	600000	400631	400265		
FUNCTIONAL AREA	STWA-00000000-SH	STWA-00000000-SH	OTHR-0000000-TR		
COST CENTER	2114120013	2114120013	2114120011		
GENERAL LEDGER ACCT	512117	512117	512117		
WBS OR INTERNAL ORDER	A-CC.00001	A-CC.00002	S-00607.07.03		
CAPITAL PROJECT No.			S00607		
AMOUNT	\$300,279.06	\$150,000.00	\$560,000.00	0.00	0.00

FUND					
FUNCTIONAL AREA					
COST CENTER					
GENERAL LEDGER ACCT					
WBS OR INTERNAL ORDER					
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
Liaison Office	ORIG DEPT.	McFadden, Kris	03/10/2014
Environmental Analysis	CFO		
Financial Management	DEPUTY CHIEF	Heinrichs, Tony	04/04/2014
Comptroller	COO		
	CITY ATTORNEY	Stroud, Heather	
	COUNCIL PRESIDENTS OFFICE		

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

1. Authorizing the Chief Financial Officer to transfer appropriations of \$150,000 from CIP A-CC.00002 (Rose & Tecolote Creeks Water Quality Improvements, Mt. Abernathy Green Street Infiltration), to CIP A-CC.00001 (Watershed CIP, Bannock Avenue Streetscape Improvements) within Fund 400631 (Rose & Tecolote Creek Water Quality); and,

2. Authorizing the Chief Financial Officer to transfer appropriations of \$560,000 from CIP S00607 (La Jolla

Ecological Reserve ASBS 29), to CIP A-CC.00001 (Watershed CIP) in the amount of \$410,000, and to CIP S11001 (34th Street Storm Drain Repair) in the amount of \$150,000, all within Fund 400265 (GF CIP Contributions); and,	
3. Authorizing the Chief Financial Officer to decrease Fiscal Year 2014 Capital Improvement Program budget by \$300,279.06 in fund 600000 (Grant Fund – Federal), CIP A-CC.00001, Watershed CIP.”	
STAFF RECOMMENDATIONS: Approve Requested Actions	
SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION)	
COUNCIL DISTRICT(S):	All
COMMUNITY AREA(S):	All
ENVIRONMENTAL IMPACT:	Both the Bannock Avenue Streetscape Improvements and the 34th Street Storm Drain Repair Projects were previously determined to be exempt from CEQA. This activity, the transfer of funds between project accounts, is not subject to CEQA pursuant to CEQA Guidelines Section 15060(c)(3) and 15378(c). The other transfers of funds are not a project under CEQA Guidelines section 15378(b)(4).
CITY CLERK INSTRUCTIONS:	

COUNCIL ACTION
EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO

DATE: 3/4/2014

ORIGINATING DEPARTMENT: Transportation&Storm Water Dept

SUBJECT: Transfer Funds between Storm Water Capital Improvement Projects and Decrease Budget for Kellogg Park Green Lot Infiltration System

COUNCIL DISTRICT(S): All

CONTACT/PHONE NUMBER: David Wells/858-541-4339; MS 1900

DESCRIPTIVE SUMMARY OF ITEM:

This item will transfer available Storm Water Capital Improvement Project (CIP) funds that are no longer needed for their original purpose to other CIP projects that require additional funding to be completed. This item also will decrease the CIP budget for the Kellogg Park Green Lot Infiltration System.

STAFF RECOMMENDATION:

Approve Requested Actions

EXECUTIVE SUMMARY OF ITEM BACKGROUND: This item will transfer Storm Water CIP funds that are no longer needed for their original purpose to other CIP projects that require additional funding to be completed. This item also will decrease the CIP budget for the Kellogg Park Green Lot Infiltration System. Approval of these actions will result in the following transfers of funds:

- 1) A transfer of \$150,000 from CIP A-CC.00002 (Rose & Tecolote Creeks Water Quality Improvements, Mt. Abernathy Green Street Infiltration) to CIP A-CC.00001 (Watershed CIP, Watershed Capital Projects, Bannock Avenue Streetscape Enhancements). These funds are not needed for the Mt. Abernathy Green Street Infiltration project which is near completion. These Fiscal Year 2001 State Budget appropriation funds in CIP A-CC.00002 are restricted for use in water quality improvement projects in the Rose and Tecolote watershed (R-294373). Therefore, these funds will be transferred to the Bannock Avenue Streetscape Enhancements project, which matches that purpose, and is also located in the Tecolote Creek watershed.
- 2) A transfer of \$560,000 from CIP S00607 (La Jolla Ecological Reserve ASBS 29). These funds are no longer needed for the La Jolla Ecological Reserve ASBS 29 project because the project received alternative funding through a State Water Resources Control Board Proposition 84 grant. \$410,000 will be transferred to CIP A-CC.00001 (Watershed CIP). The remaining \$150,000 will be transferred into CIP S11001 (34th Street Storm Drain Repair) where the funding is needed for construction.
- 3) The removal of \$300,279.06 of unexpended Federal Environmental Protection Agency (EPA) grant funding from CIP A-CC.00001(Watershed CIP). The Kellogg Park Green Lot Infiltration System that was funded by these grant funds via Watershed CIP (A-CC.00001)is completed and closed. The \$300,279.06 of Federal grant funding was unexpended because the construction costs of the Kellogg Park Green Lot Infiltration Project were below the engineer's estimate, which reduced the amount reimbursable by the grant. In addition, \$250,000 of EPA grant

funding identified for effectiveness monitoring of the Kellogg Park Green Lot Infiltration Project is no longer necessary because the City may use funds from a State Water Resources Control Board Proposition 84 grant for this purpose.

A table summarizing these fund sources and transfer amounts is included in Attachment 1.

FISCAL CONSIDERATIONS: This action will result in a \$410,000 increase in the unallocated funds in CIP ACC-00001 (Watershed CIP), and a \$150,000 increase in funding for the 34th Street Storm Drain Repair project currently underway, where the funding is needed for construction. The action will also transfer \$150,000 of State appropriations funding designated for Rose & Tecolote Creeks Water Quality Improvements, currently appropriated in the Mt. Abernathy Green Street Infiltration project, to the Bannock Avenue Streetscape Enhancements, where the funding can be appropriately expended. Expenditures for projects involved in this item have been previously authorized, there are no expenditures authorized by this item.

EQUAL OPPORTUNITY CONTRACTING INFORMATION (IF APPLICABLE): Not applicable.

PREVIOUS COUNCIL and/or COMMITTEE ACTION (describe any changes made to the item from what was presented at committee): On December 11, 2000, Council adopted resolution R-305843 authorizing the acceptance, appropriation and expenditure of \$2 million of State budget appropriation funds for the construction of water quality improvements within the Rose and Tecolote Creek watersheds. On May 27, 2010, Council adopted resolution R-305843 authorizing the appropriation of \$873,000 of Federal EPA funding to CIP A-CC.00001 (Watershed CIP), for the purposes of funding the Kellogg Park Green Lot Infiltration Project. On October 11, 2011, Council adopted resolution R- 305843 authorizing the appropriation and expenditure of \$1,690,000 of State Proposition 84 grant funding for the construction related expenses of the La Jolla Ecological Reserve ASBS 29 project.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS: The Transportation & Storm Water Department has worked alongside the Public Works Department to keep the public informed on scheduling and provide information of the project benefits. These departments will continue to work with the public and residents in the vicinity of the Bannock Avenue and 34th Street Storm Drain projects to minimize construction impacts, and update the public on the progress and expected completion of these projects.

KEY STAKEHOLDERS AND PROJECTED IMPACTS: No projected impacts anticipated with this action.

McFadden, Kris
Originating Department

Heinrichs, Tony
Deputy Chief/Chief Operating Officer

Attachment 1: Transfer Funds between Storm Water Capital Improvement Projects and Decrease Budget for Kellogg Park Green Lot Infiltration System

Table 1: Schedule of Transfers

Transfer	Funding Source		Funding Destination	
1	Amount	\$150,000	\$150,000	
	Fund	400631	400631	
	CIP	ACC-00002	ACC-00001	
	Project	Mt. Abernathy Green Street Infiltration (B00663)	Bannock Avenue Streetscape Improvements (B10027)	
2	Amount	\$560,000	\$150,000	\$410,000
	Fund	400265	400265	400265
	CIP	ACC-00001	ACC-00001	ACC-00001
	Project	La Jolla Ecological Reserve ASBS 29(S00607)	34 th Street Storm Drain Repair (S11001)	---
3	Amount	\$300,279.06	\$0	
	Fund	600000	600000	
	CIP	ACC-00001	ACC-00001	

1. Authorizing the Chief Financial Officer to transfer appropriations of \$150,000 from CIP ACC-00002 (Rose & Tecolote Creeks Water Quality Improvements, Mt. Abernathy Green Street Infiltration), to CIP ACC-00001 (Watershed CIP, Bannock Avenue Streetscape Improvements) all within Fund 400631 (Rose & Tecolote Creek Water Quality); and,
2. Authorizing the Chief Financial Officer to transfer appropriations of \$560,000 from CIP S00607 (La Jolla Ecological Reserve ASBS 29), to CIP ACC-00001 (Watershed CIP) in the amount of \$410,000, and to CIP S11001 (34th Street Storm Drain Repair) in the amount of \$150,000, all within Fund 400265 (GF CIP Contributions); and,
3. Authorizing the Chief Financial Officer to decrease Fiscal Year 2014 Capital Improvements Program budget by \$300,297 in Fund 600000 (Grant Fund - Federal), CIP B00603, Kellogg Park Green Lot Infiltration System.

RESOLUTION NUMBER R- 294373

ADOPTED ON DEC 11 2000

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

1. That the City Manager or his representatives is hereby authorized and empowered to submit a form request to the State Water Resources Control Board (SWRCB) for the \$2 million allocation to the City of San Diego from the Fiscal Year 2000-2001 State budget appropriation to construct water quality improvements within Rose and Tecolote Creeks watersheds.

2. Acknowledge that the City of San Diego is obligated to use those funds in a manner consistent with legislative intent expressed in the Budget Act.

3. That the City Manager or his representative is hereby authorized to execute the SWRCB Letter of Commitment, a copy of which is on file in the Office of the City Clerk as Document No. RR- 294373.

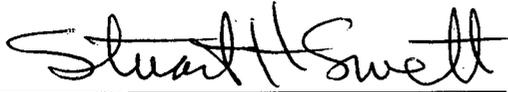
4. That the City Manager or his representative is hereby authorized to accept, appropriate, and expend funds upon receipt of disbursement.

5. That the City Auditor and Comptroller is hereby authorized to establish a special interest-bearing fund for the State funds.

6. That the addition of CIP No. 32-050.0 "Rose and Tecolote Creeks' Water Quality Improvements" is hereby added to the FY2001 Capital Improvements Program (CIP) budget.

APPROVED: CASEY GWINN, City Attorney

By



For Elmer L. Heap, Jr.

Deputy City Attorney

ELH:smf

11/16/00

Or.Dept:Env. Serv.

R-2001-890

Form=llr.frm

RESOLUTION NUMBER R- 305843

DATE OF FINAL PASSAGE MAY 27 2010

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING A
GRANT AGREEMENT FOR KELLOGG PARK GREEN LOT
STORM WATER INFILTRATION AND TAKING RELATED
ACTIONS.

WHEREAS, the U.S. Environmental Protection Agency has grant funding available under the Consolidation Appropriation Act, which could be used for diversion of storm water runoff at Kellogg Park; and

WHEREAS, on December 9, 2009, the Natural Resources & Culture Committee considered this item and approved forwarding it to the Council for approval; NOW, THEREFORE,

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

1. That the Mayor or his designee is authorized, for and on behalf of the City, to negotiate and execute a State and Tribal Assistance Grant (STAG) Agreement with the United States Environmental Protection Agency under the Consolidation Appropriation Act for the Kellogg Park Green Lot Infiltration Project, in a total award \$873,000.

2. That the grant funds received from the U.S. Environmental Protection Agency in accordance with the terms of the above grant agreement are authorized to be accepted and appropriated for the Kellogg Park Green Lot Infiltration Project.

3. That the Chief Financial Officer is authorized and directed to establish a separate fund for the appropriation and expenditure of grant funds received in accordance with the terms of the above grant agreement.

4. That local matching funds of at least 45 percent of the Kellogg Park Green Lot Infiltration Project costs are authorized to be expended from the Watershed Water Quality Improvements CIP Fund (A-CC.00001), as required by the grant agreement and the Federal Appropriations Act.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Frederick M. Ortlieb
Deputy City Attorney

FMO:mb
04/06/10
Or.Dept:Stormwater
R-2010-718

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of MAY 18 2010.

ELIZABETH S. MALAND, City Clerk

By 
Deputy City Clerk

Approved: 5-27-10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor



RESOLUTION NUMBER R- 307035

DATE OF FINAL PASSAGE OCT 11 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING PLANS AND SPECIFICATIONS
FOR THE CONSTRUCTION OF LA JOLLA ECOLOGICAL
RESERVE AREAS OF SPECIAL BIOLOGICAL SIGNIFICANCE
LOW FLOW DIVERSION.

WHEREAS, the La Jolla Ecological Reserve has been designated, along with thirty-two other sites, throughout the State of California by the State Water Resources Control Board (SWRCB) as an Area of Special Biological Significance (ASBS) to contain fragile or valuable biological communities that are the most precious coastal waters requiring preservation and protection; and

WHEREAS, the discharge of constituents or “wastes” contained within storm water into the ASBS is prohibited by the California Ocean Plan; and

WHEREAS, in October 2005, the City partnered with UC Regents – UCSD to receive an Integrated Coastal Watershed Management Planning Grant from the SWRCB which resulted in the preparation of the La Jolla Shores Coastal Watershed Management Plan for the ASBS drainage area; and

WHEREAS, the management plan includes elements such as execution of a monitoring program, implementation of Best Management Practices (BMPs), pollution source controls, low impact development (LID), infrastructure, and other program approaches including education and outreach to effect behavioral changes toward discharges; and

WHEREAS, the City Council voted in June 2008 to adopt the plan which also included approval to apply for additional State grants to implement the BMP requirements; NOW,
THEREFORE,

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

1. That the plans and specifications for the construction of La Jolla Ecological Reserve Area of Special Biological Significance (ASBS) – Low Flow Diversion (Project) as advertised by the Purchasing and Contracting Department, on file with the City Clerk as Document No. R-307035, are approved.

2. That after advertising for bids in accordance with law, the Mayor or his designee is authorized to award the above project contract to the lowest responsible and reliable bidder in an amount not to exceed \$2,100,000, contingent upon the Chief Financial Officer first certifying that funds are, or will be on deposit at the City Treasury.

3. That the Chief Financial Officer is authorized an increase up to \$1,690,000 in Fiscal Year 2012 Capital Improvements Program Budget in CIP S-00607, La Jolla Ecological Reserve Area of Special Biological Significance, Fund 600001, Grant Fund No. 1000345-2012, State Water Resource Control Board (SWRCB) Prop. 84 ASBS Grant.

4. That the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$1,690,000 from Fund No. 600001, SWRCB, Prop 84, ASBS Grant, Grant No. 1000345-2012, CIP S-00607, La Jolla Ecological Reserve Area of Special Biological Significance, for the purpose of construction related expenses, contingent upon receipt of the fully executed grant agreement; and

5. That the Chief Financial Officer is authorized to expend an amount not to exceed \$2,100,000 from CIP S-00607, La Jolla Ecological Reserve ASBS – Low Flow Diversion, of which \$1,690,000 is from Fund 600001, Grant No. 1000345-2012, State Water Resource Control Board Prop 4 ASBS Grant, and \$410,000 from Fund 400265, Contributions from the General Fund, for the purpose of awarding the La Jolla Ecological Reserve ASBS – Low Flow Diversion

contract, provided the City Comptroller first certifies funds are, or will be, on deposit in the City Treasury.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Frederick M. Ortlieb
Frederick M. Ortlieb
Deputy City Attorney

FMO:cla:mb
09/06/11
Or.Dept:T&SWD
Doc. No:237520

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of SEP 19 2011.

ELIZABETH S. MALAND, City Clerk

By Mary Zumaeta
Deputy City Clerk

Approved: 10-11-11
(date)

Jerry Sanders
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

REQUEST FOR

MAYORAL APPROVAL OF CONTRACT AWARD

BID/CONTRACT # L145779 DES 1

TO: MAYOR	FROM: Public Works Department-Engineering & Capital Projects/Right-Of-Way Design	DATE: 10/14/2013
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SUBJECT: Awarding of the construction contract to Del Mar Environmental & Construction Services, Inc. for the 34th Street Storm Drain Repair Project, S-11001.

- ACTION REQUESTED:
1. Awarding the contract to Del Mar Environmental & Construction Services, Inc. for the construction of the 34th Street Storm Drain Repair Project in the amount not to exceed \$88,805.10.
 2. Authorizing the expenditure not to exceed \$88,805.10 with Del Mar Environmental & Construction Services, Inc. from Fund No. 400848, Deferred Maintenance 2012A-Proj.

SUPPORTING INFORMATION:
ENVIRONMENTAL IMPACT: This project is categorically exempt from CEQA pursuant to State CEQA Guidelines Sec. 15301(d) (Existing Facilities) and Sec. 15302(c) (Replacement or Reconstruction).

COUNCIL DISTRICT(S): 3 (Gloria)

COMMUNITY AREA: Golden Hill

BACKGROUND: Project is located within the Golden Hill community at the intersection of 34th Street and A Street. The purpose of this project is to repair 50 lineal feet of the existing damaged 18-inch diameter corrugated metal pipe, running down the hillside, by installing a cured-in-place pipe liner. Also, a new concrete dissipator with rip rap will be installed at the outflow of pipe in order to slow down the flow of storm water runoff that currently drains into an existing natural watershed area. No heavy machinery will be allowed at project site

ATTACHMENTS: PA-2625 checklist with all associated items.

PLEASE ROUTE TO THE APPROPRIATE AUTHORITY - REF: A.R. 25.60 OR 25.70

			ROUTING AND APPROVAL		
			APPROVING AGENCY	APPROVAL SIGNATURE	DATE
ACCOUNTING INFORMATION	BUDGETED	BUDGETED	ORIGINATING DEPT (E&CP)	<i>[Signature]</i>	10/18/13
FUND	400848	---	EAS	<i>[Signature]</i>	10.23.13
FUNCTIONAL AREA	STWA-00000000-SH	---	COMPTROLLERS	<i>[Signature]</i>	10/31/13
COST CENTER	2114111211	---	EOCP	<i>[Signature]</i>	11/7/13
GENERAL LEDGER ACCT	512025	---	PURCHASING & CONTRACTING	<i>[Signature]</i>	11/5/13
WBS or INTERNAL ORDER	S-11001.06.01.01	---	CITY ATTORNEY	<i>[Signature]</i>	11/14/13
CAPITAL PROJECT NO.	---	---			
FACILITY					
AMOUNT	\$88,805.10	---			
ESTIMATED COST:	\$88,805.10				
COMPTROLLER'S CERTIFICATE NUMBER: (FOR COMPTROLLER'S USE ONLY)	300000 6482				
FOR INFORMATION CONTACT:					
NAME:	Mastaneh Ashrafzadeh/Jamal Batta <i>JB</i>				
MAIL STATION:	908A	TELEPHONE NUMBER:	3-5140/3-7482		

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000006482
 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: _____ Fund: _____

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: _____ \$88,805.10

Vendor: Del Mar Environmental & Construction Services, Inc.

Purpose: To authorize the expenditure of funds not to exceed \$88,805.10 to Del Mar Environmental and Construction Services for the construction of 34th Street Storm Drain Repair Project.

Date: October 31, 2013

By: James Long
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

Doc. Item	Funded Program	Fund	Grant Number	G/L Account	Functional Area	Business Area	Internal Order	WBS Element	Original Amount
001	S11001	400848	-	512025	STWA-00000000-SH	2114		S-11001.06.01.01	\$88,805.10
TOTAL AMOUNT									\$88,805.10

FUND OVERRIDE

Notice of Exemption

Bannock Avenue Streetscape Improvements

WBS: B10027

NOTICE OF EXEMPTION

TO: X RECORDER/COUNTY CLERK
P.O. BOX 1750, MS A-33
1600 PACIFIC HWY, ROOM 260
SAN DIEGO, CA 92101-2422

FROM: CITY OF SAN DIEGO
DEVELOPMENT SERVICES DEPARTMENT
1222 FIRST AVENUE, MS 501
SAN DIEGO, CA 92101 Ernest J. Dronenburg, Jr., Recorder County Clerk

OFFICE OF PLANNING AND RESEARCH
1400 TENTH STREET, ROOM 121
SACRAMENTO, CA 95814

JUL 22 2013
BY V. Orendain
DEPUTY

PROJECT NO.: WBS# B-10027

PROJECT TITLE: BANNOCK AVENUE STREETScape IMPROVEMENTS

PROJECT LOCATION-SPECIFIC: The project site is located within the public right-of-way on the following streets within the Clairemont Mesa Community Plan area: Clairemont Mesa Blvd between Dubois Dr and Frink Ave, Genesee Ave between Clairemont Mesa Blvd and Bannock Ave, Dubois Drive between Clairemont Mesa Blvd and Bannock Ave, Manitou Way from the intersection at Bannock Ave extending 315 east of the intersection of Manitou Way and Genesee Ave, Bannock Ave beginning 40 feet west of the intersection of Bannock Ave and Dubois Dr extending 510 feet east of the intersection of Manitou Way and Genesee Ave.

PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE, PURPOSE, AND BENEFICIARIES OF PROJECT: This 2.4 acre street improvements project would occur within the developed right-of-way and consist of the following: construction of 3,000 square feet of new permeable paving, 11,500 square feet of replacement asphalt paving, and 10,000 square feet of new bio-retention planters; installation of 3,000 linear feet of new perforated/solid 8-inch polyvinyl chloride (PVC) piping and 1,600 linear-feet of new 18-inch reinforced concrete pipe (RCP) underdrain collection piping connecting to the existing storm drain system, two new cleanouts (max depth 7 1/2 feet) and one new manhole (max depth 5 1/2 feet); installation and repair of new and existing irrigation systems; replacement/relocation of existing sidewalks, driveways and curb and gutter; construction/replacement of new and existing curb ramps; replacement/relocation of existing street signs, and landscaping within bio-retention planters.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego, Public Works - E&CP Department

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Jeff Soriano, Project Manager
600 B Street, Suite 800, MS 908A
San Diego, CA 92101- 4502
(619) 533-5140

FILED IN THE OFFICE OF THE COUNTY CLERK
San Diego County on JUL 22 2013
Posted JUL 22 2013 Removed
Returned to agency on
Deputy V. Orendain

EXEMPT STATUS: (CHECK ONE)

- () MINISTERIAL (SEC. 21080(b)(1); 15268);
() DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a));
() EMERGENCY PROJECT (SEC. 21080(b)(4); 15269 (b)(c))
(X) CATEGORICAL EXEMPTION:
() STATUTORY EXEMPTIONS:

REASONS WHY PROJECT IS EXEMPT: The City of San Diego prepared a Mitigated Negative Declaration (MND Project No. 134590) for the Urban Runoff Management Plans (URMP) which was certified by City Council on January 22, 2008 (Resolution No. 303352). The URMP MND which specifically allows for the inclusion of Green Street - Infiltration Projects, analyzed the potential for significant impacts to Land Use (Multiple Species Conservation Program/Multi-Habitat Planning Area), Historical Resources (Archaeology) and Paleontological Resources, and contains mitigation measures to address those potential impacts. The URMP MND assumed that future projects would be further evaluated for consistency in accordance with CEQA Section 15162 and would implement all applicable mitigation measures identified in a subsequent Addendum. The subject project was evaluated for consistency with the URMP MND and although it's a project type identified in the URMP, the site is devoid of sensitive biological resources, no portion of the site is located within or directly adjacent to the City's MSCP/MHPA and it is not located on the City's Historical Resources Sensitivity Map. The project will not require excavation at or below a depth of 10 feet, so impacts to Paleontological Resources are not anticipated. As a result, the project would not be subject to any of the mitigation measures identified in the URMP MND and therefore, meets the Categorical Exemption criteria set forth in the CEQA State Guidelines Section 15301(c) [Existing Facilities], which allows for the minor alteration of existing streets, sidewalks, gutters, and similar facilities involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination; Section 15302 [Replacement or Reconstruction], which allows for the replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced; Section 15303 [New Construction or Conversion of Small Structures], which allows for construction and location of limited numbers of new, small facilities or structures; and where the exceptions listed in Section 15300.2 would not apply.

LEAD AGENCY CONTACT PERSON: Myra Herrmann

TELEPHONE: (619) 446-5372

IF FILED BY APPLICANT:

- 1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
2. HAS A NOTICE OF EXEMPTION BEEN FILED BY THE PUBLIC AGENCY APPROVING THE PROJECT?
() YES () NO

IT IS HEREBY CERTIFIED THAT THE CITY OF SAN DIEGO HAS DETERMINED THE ABOVE ACTIVITY TO BE EXEMPT FROM CEQA

Meredith Heenan SENIOR PLANNER
SIGNATURE/TITLE

July 31, 2012
DATE

CHECK ONE:

- SIGNED BY LEAD AGENCY
 SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:

**Notice of Exemption
34th Street Storm Drain**

WBS: S11001.02.06

NOTICE OF EXEMPTION

(Check one or both)

TO: X RECORDER/COUNTY CLERK
P.O. BOX 1750, MS A-33
1600 PACIFIC HWY, ROOM 260
SAN DIEGO, CA 92101-2422

FROM: CITY OF SAN DIEGO
DEVELOPMENT SERVICES DEPARTMENT
1222 FIRST AVENUE, MS 501
SAN DIEGO, CA 92101

OFFICE OF PLANNING AND RESEARCH
1400 TENTH STREET, ROOM 121
SACRAMENTO, CA 95814

PROJECT NO.: S-11001.02.06

PROJECT TITLE: 34TH STREET STORM DRAIN Repair

PROJECT LOCATION-SPECIFIC: The project is located along the 34th Street right-of-way in a paper street extending north from the intersection of 34th Street and A Street within the Greater Golden Hill community planning area. (Council District 3).

PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE AND PURPOSE OF THE PROJECT: The project will consist of the rehabilitation of approximately 50 linear feet of existing corrugated metal storm drain pipeline, the removal of the existing headwall, and the installation of a concrete energy dissipater and grouted riprap. The pipeline rehabilitation will entail pulling a lining through the pipe between the storm drain inlet and the storm drain pipeline outfall, and then permanently sealing it to the inside of the pipe with hot air or water. The project will require the clearing and grubbing of non-native invasive vegetation in the project area, and will only employ hand tools and small machinery. All staging activities would occur within the developed public right-of-way on 34th Street and/or A Street. Due to the projects adjacency to the City of San Diego's Multi-Habitat Planning Area (MHPA) the project's contract specification shall include MHPA Land Use Adjacency Guidelines.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: City of San Diego, Public Works Contact: Jeff Soriano
600 B Street, Suite 900 (MS 908A) San Diego, CA 92101 (619) 533-5140

EXEMPT STATUS: (CHECK ONE)

- () MINISTERIAL (SEC. 21080(b)(1); 15268);
() DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a));
() EMERGENCY PROJECT (SEC. 21080(b)(4); 15269 (b)(c))
(X) CATEGORICAL EXEMPTION: 15301(D) [EXISTING FACILITIES]; 15302(C) [REPLACEMENT OR RECONSTRUCTION]
() STATUTORY EXEMPTION:

REASONS WHY PROJECT IS EXEMPT: The City of San Diego conducted an environmental review and determined the project meets the categorical exemption criteria set forth in the CEQA State Guidelines, Section 15301(D) [Existing Facilities], because the project would rehabilitate an existing storm drain and the exemption allows for the operation, repair, maintenance, of existing public or private structures, facilities, including the restoration or rehabilitation of deteriorated or damaged structures, facilities or mechanical equipment to meet current standards of public health and safety. In addition, the storm drain would be located essentially in the same location and therefore CEQA Section 15302(C) [Replacement or Reconstruction] also applies because this exemption allows for the replacement of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced; where the exceptions listed in Section 15300.2 would not apply.

LEAD AGENCY CONTACT PERSON: JEFF SZYMANSKI

TELEPHONE: 619 446-5324

IF FILED BY APPLICANT:

- 1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
2. HAS A NOTICE OF EXEMPTION BEEN FILED BY THE PUBLIC AGENCY APPROVING THE PROJECT?
() YES () NO

IT IS HEREBY CERTIFIED THAT THE CITY OF SAN DIEGO HAS DETERMINED THE ABOVE ACTIVITY TO BE EXEMPT FROM CEQA

Handwritten signature: Jeff Soriano / SENIOR PLANNER
SIGNATURE/TITLE
CHECK ONE:

April 30, 2013
DATE

- (X) SIGNED BY LEAD AGENCY
() SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:

104
10/16
/12

RESOLUTION NUMBER R- 307745

DATE OF FINAL PASSAGE OCT 25 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING ACTIONS TO ACCEPT, APPROPRIATE, AND EXPEND PROPOSITION 84 INTEGRATED REGIONAL WATER MANAGEMENT GRANT FUNDS FOR THE BANNOCK AVENUE STREETSCAPE ENHANCEMENT PROJECT; AND TAKING RELATED ACTIONS.

WHEREAS, on June 13, 2005, the Council of the City of San Diego (Council) adopted Resolution R-300517 authorizing the formation of a Regional Water Management Group (RWMG) with the County Water Authority (CWA) and County of San Diego (County) for the purpose of administering and awarding Integrated Regional Water Management (IRWM) grants; and

WHEREAS, in November 2006, California voters passed, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act (Prop. 84), allocating \$1 billion for IRWM planning efforts, of which \$91 million was allocated to the San Diego sub-region; and

WHEREAS, on March 20, 2009, Council adopted Resolution R-304719, authorizing the Mayor or his designee to execute a Memorandum of Understanding (MOU) with the CWA and County to implement the San Diego sub-region's IRWM grant program and to take all necessary actions to implement and secure Prop. 84 grant funding, including conducting negotiations and executing documents necessary for receipt, expenditure, and distribution of funds awarded and executing amendments to the MOU as necessary to administer the IRWM grant program; and

WHEREAS, on September 21, 2011, the Mayor's designee entered into an MOU with the CWA and County for Fiscal Years 2012 through 2016 that sets forth the respective responsibilities of the parties to the MOU and replaces the March 2009 IRWM MOU; and

WHEREAS, Tecolote Creek is on the Clean Water Act section 303(d) list as an impaired water body for multiple pollutants and is subject to a Total Maximum Daily Load (TMDL) order for indicator bacteria; and

WHEREAS, the goal of the Bannock Avenue Neighborhood Streetscape Enhancement Project (Project) is to reduce the pollutant load and volume of runoff entering the storm drain system in order to maintain, protect, and restore water quality in the Tecolote Creek Watershed; and

WHEREAS, the City of San Diego (City) submitted to the RWMG a Prop. 84 grant proposal for the Project under the authority provided by R-304719, which the RWMG included as part of an \$8 million Prop. 84 grant proposal package submitted to the California Department of Water Resources in 2011; and

WHEREAS, the California Department of Water Resources included the Project in its award of Prop. 84 grants announced on August 16, 2011; and

WHEREAS, the RWMG has approved \$650,000 of Prop. 84 funding for the Project; and

WHEREAS, the RWMG has appropriated 3 percent of the \$650,000 grant to cover grant administration costs pursuant to the effective MOU for Fiscal Years 2012 through 2016, such that \$630,500 is available fund the Project; and

WHEREAS, it is in the City's interest to accept, appropriate, and expend said Prop. 84 grant funds for the Project in order to aid in compliance with water quality regulations including the TMDL for indicator bacteria; NOW, THEREFORE,

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

1. That the Chief Financial Officer is authorized to accept an amount not to exceed \$630,500 if the grant funding is secured.

2. That the Chief Financial Officer is authorized to establish a special interest-bearing account for the grant, if required by the terms of the forthcoming grant agreements, and to deposit grant funds received in such an account.

3. That the Chief Financial Officer is authorized to increase the Capital Improvements Program Budget in CIP A-CC.00001, Watershed CIP (B10027, Bannock Avenue Streetscape Enhancement Project), and to appropriate and expend an amount not to exceed \$630,500, Prop. 84 Integrated Regional Water Management Grant, for the purpose of implementing the Project and related expenses, contingent upon the receipt of a fully executed grant agreement, and the City Comptroller first certifying that funds are, or will be on deposit in the City Treasury.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Heather L. Stroud
Deputy City Attorney

HLS:cw
08/02/12
Or.Dept: Transportation & Storm Water Dept.
Doc. No.: 408883_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of OCT 16 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10-25-12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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

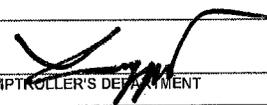
CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO.: 3000006783
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: \$1,010,279.06 Fund: _____

Purpose: E 1472 - Authorize to 1) transfer appropriations of \$150,000 from CIP A-CC.00002 to CIP A-CC.00001 within Fund 400631 (Rose & Tecolote Creek Water Quality), 2) transfer appropriations of \$560,000 from CIP S-00607 to CIP A-CC.00001 in the amount of \$410,000 and to CIP S-11001 in the amount of \$150,000, all within Fund 400265 (GF CIP Contributions), 3) decrease FY2014 CIP budget by \$300,279.06 in fund 600000 (Grant Fund-Federal), CIP A-CC.00001, Watershed CIP.

Date: March 20, 2014 By: Van Nguyen 
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
001	ACC00001	600000	1000287-2010	512117	STWA-00000000-SH	2114	2114120013	A-CC.00001	\$300,279.06
002	ACC00002	400631		512117	STWA-00000000-SH	2114	2114120013	A-CC.00002	\$150,000.00
003	S00607	400265		512117	OTHR-00000000-TR	2114		S-00607.07.03	\$560,000.00
TOTAL AMOUNT									\$1,010,279.06

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	Internal Order	WBS Element	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

LETTER OF COMMITMENT

By signature of this Letter of Commitment, the City of San Diego (hereafter referred to as Agency) agrees to comply with, and warrants its compliance with, the following terms and conditions:

1. The Agency agrees to faithfully and expeditiously perform or cause to be performed all project work, to apply State funds received only to eligible project costs, and to expeditiously commence and to continue efficient and economical operation of the project in accordance with applicable law.
2. The Agency, its contractors, subcontractors, and their respective agents and employees required for performing any work in connection with the project shall act in an independent capacity and not as officers, employees or agents of the State of California (State).
3. The Agency is solely responsible for design, construction, operation and maintenance of the project.
4. The Agency shall be responsible for obtaining any and all permits, licenses and approvals required for the design, construction or operation of the project. The Agency shall also be responsible for observing and complying with any applicable federal, state and local laws, rules or regulations effecting any such work, specifically those including, but not limited to, environmental, procurement and safety laws, rules, regulations and ordinances.
5. The Agency shall be responsible for work and for persons or entities engaged in work, including, but not limited to, subcontractors, suppliers and providers of services. The Agency shall give personal supervision to any work required for the project or employ a competent representative with the authority to act for the Agency. The Agency or its authorized representative shall be present while work is in progress and shall provide such attention through the completion of the project.
6. The Agency shall be responsible for any and all disputes arising out of its contracts for work on the project, including but not limited to bid disputes and payment disputes with contractors and subcontractors. The State will not mediate disputes between the Agency and any other entity concerning responsibility for performance of work.

DOCUMENT NO. 294373
FILED DEC 11 2000
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

7. The Agency shall comply with all applicable requirements of the California Environmental Quality Act and the National Environmental Policy Act, and complete appropriate environmental documentation, including environmental impact reports, environmental impact statements, negative declarations, mitigation agreements, and environmental permits as may be required prior to beginning construction.
8. All contracts let by the Agency for project construction shall be let by competitive bid procedures that assure award of the contract to the lowest responsible bidder, except as may be otherwise authorized under the Agency's enabling authority.
9. Procurement of necessary supplies or equipment shall be undertaken by the Agency in a manner that encourages fair and competitive treatment of potential suppliers.
10. Upon completion of any construction associated with the project, the Agency shall provide for a final inspection and certification by a California Registered Civil Engineer that such construction was completed in accordance with final construction plans and specifications and any modifications thereto. The Agency shall keep on file, for the useful life of the project, as built plans and construction specifications for the project. The Agency shall make such documents available for inspection by the State upon reasonable notice.
11. Within 60 (sixty) days from the date of project completion, the Agency shall furnish to the State; a final statement of eligible costs incurred to complete the project, and any unexpended funds that were disbursed to you by the State Controller's Office with the authorization of the State Water Resources Control Board (SWRCB) that were not needed or used to pay eligible project costs.
12. Pursuant to Government Code section 8546.7, any contract entered into by the Agency to implement the project shall be subject to the examination and audit of the State Auditor for a period of three years after project completion. Pursuant to the same statutory provision, all Agency records related to the project, or the records of the Agency's subcontractors, shall be preserved for at least three years after project completion.

13. The Agency shall maintain audit and accounting procedures that are in accordance with generally accepted accounting principles and practices. The Agency shall maintain books, records, documents and other evidence sufficient to reflect properly the amount, receipt and disposition of all project funds and the total cost of the project expenditures of project funds disbursed to the Agency by the State Controller's Office with the authorization of the SWRCB. The Agency shall also require its contractors or subcontractors to maintain books, records, and other documents pertinent to their work in accordance with generally accepted accounting principles and practices. Records relevant to the project must be maintained by the Agency or its contractors and subcontractors for possible audit for a minimum of three (3) years after project completion and are subject to inspection by the State at any and all reasonable times.
14. All money disbursed to the Agency by the State Controller's Office with the authorization of the SWRCB, shall be deposited, administered, and accounted for pursuant to the provisions of law applicable to your Agency.
15. The State reserves the right to conduct an audit at any time between the date of execution of this Letter of Commitment and the completion of the project, with the costs of such audit borne by the State.
16. The Agency, its contractors and subcontractors shall comply with the provisions of the Fair Employment and Housing Act (Gov. Code, § 12900 et seq.), the regulations promulgated there under (Cal. Code Regs., tit. 2, § 7285.0 et seq.), the provisions of Article 9.5, Chapter 1, Part 1, Division 3, Title 2, of the Government Code (Gov. Code, §§ 11135-11139.5), and the regulations or standards adopted by the awarding State Agency to implement such Article. The Agency, its contractors and subcontractors shall give written notice of their obligations under this clause to labor organizations with which they have a collective bargaining or other agreement. The Agency shall include the nondiscrimination and compliance provisions of this clause in all contracts and subcontracts let for the construction and implementation of the project.
17. The Agency agrees, unless exempted, to comply with the nondiscrimination program requirements of Government Code section 12990, and section 8103, Title 2, of the California Code of Regulations.
18. The Agency shall comply with the provisions of section 3700 of the California Labor Code, requiring every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and you affirm that the Agency will comply with such provisions before commencing the construction or implementation of the project, and that the Agency will make its contractors and subcontractors aware of this provision.

19. The Agency agrees to indemnify, defend and save harmless the State, its officers, agents, and employees from any and all claims and losses accruing or resulting to any and all contractors, subcontractors, suppliers, laborers, and any other person, firm or corporation furnishing or supplying work services, materials, or supplies in connection with the project, and from any and all claims, demands, damages, losses, costs, expenses, or liability accruing or resulting to any person firm or corporation who may be injured or damaged due or incident to, either in whole or in part, and whether directly or indirectly, arising out of the project.
20. The Agency, its contractors or subcontractors agree to comply with the requirements of the Drug-Free Workplace Act of 1990 (Gov. Code, § 8350 et seq.) and have or will provide a drug-free workplace.
21. The Agency agrees to comply with the Americans with Disabilities Act (ADA) of 1990, (42 U.S.C. § 1210 et seq.), which prohibits discrimination on the basis of disability, as well as all applicable regulations and guidelines issued pursuant to the ADA.

Designated Representative Signature

Date