

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): Planning	DATE: 10/23/2014
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SUBJECT: Authorization to Transfer and Expend Funds from the Habitat Acquisition Fund (HAF) for East Elliott Acquisitions from willing sellers.

PRIMARY CONTACT (NAME, PHONE): Jeanne Krosch, 236-7225 & MS56D	SECONDARY CONTACT (NAME, PHONE): ,
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COMPLETE FOR ACCOUNTING PURPOSES

FUND	400265	400265			
FUNCTIONAL AREA	OTHR-000000000-CL	OTHR-000000000-CL			
COST CENTER	1714151623	1714151623			
GENERAL LEDGER ACCT	512117	512117			
WBS OR INTERNAL ORDER	S-00998.07.03	S-01076			
CAPITAL PROJECT No.					
AMOUNT	\$164,695.10	\$0.00	0.00	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): This action will authorize the total acquisition costs not to exceed \$1,289,466.10 as shown below:

Fund 200401 (Habitat Acquisition Fund)	\$1,124,771.00
WBS#S-01076 - Multiple Species Conservation within Fund 400265	\$ 164,695.10
Total of this Request:	\$1,289,466.10

ROUTING AND APPROVALS

CONTRIBUTORS/REVIEWERS:	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
Environmental Analysis	ORIG DEPT.	Tomlinson, Tom	10/28/2014
Park and Recreation	CFO		
Liaison Office	DEPUTY CHIEF		
Financial Management	COO		
Comptroller	CITY ATTORNEY	Thomas, Shannon	
	COUNCIL PRESIDENTS OFFICE		

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

1. Authorize the Chief Financial Officer or their designee to appropriate and expend \$1,124,771.00 from

Fund 200401 (Habitat Acquisition Fund) for the acquisition of property within the MHPA in the East Elliott area for conservation.	
2. Authorize the Chief Financial Officer or their designee to transfer appropriations in an amount not to exceed \$164,695.10 from S-00998, Del Mar Mesa Acquisition to S01076 - Multiple Species Conservation within Fund 400265, GFCIP CONTRIBUTIONS, for the acquisition of property within the MHPA in the East Elliott area for conservation.	
3. Authorize the Chief Financial Officer or their designee to expend \$164,695.10 from S01076 – Multiple Species Conservation within Fund 400265, CIP Contributions from General Fund for the acquisition of property within the MHPA in the East Elliott area for conservation.	
4. Determining that this activity (land acquisition) is categorically exempt from CEQA pursuant to Section 15313 of the State CEQA Guidelines.	
STAFF RECOMMENDATIONS: Approve Requested Actions and Adopt the Resolutions.	
SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION)	
COUNCIL DISTRICT(S):	7
COMMUNITY AREA(S):	East Elliott and Tierrasanta
ENVIRONMENTAL IMPACT:	This activity (land acquisition) is categorically exempt from CEQA pursuant to Section 15313 of the State CEQA Guidelines.
CITY CLERK INSTRUCTIONS:	DO NOT RECORD. Return documents to Real Estate Assets Department, Attention: Brenda Chilvers, M.S. 51A, for further handling.

COUNCIL ACTION
EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO

DATE: 10/23/2014

ORIGINATING DEPARTMENT: Planning

SUBJECT: Authorization to Transfer and Expend Funds from the Habitat Acquisition Fund (HAF) for East Elliott Acquisitions from willing sellers.

COUNCIL DISTRICT(S): 7

CONTACT/PHONE NUMBER: Jeanne Krosch/236-7225 & MS56D

DESCRIPTIVE SUMMARY OF ITEM:

The City is seeking to acquire MPHA/Open Space lands within the East Elliott area as part of the continued implementation of the Multiple Species Conservation Program (MSCP). East Elliott is a core biological area, deemed essential for continued conservation of San Diego's unique biodiversity. The proposed action would expend \$1,124,771.00 from Fund 200401 and expend \$164,695.10 from Fund S01076 - Multiple Species Conservation within Fund 400265. To date, the City has acquired 32 parcels totaling over 734 acres in the East Elliott area. Additional property is available from willing sellers.

STAFF RECOMMENDATION:

Approve Requested Actions and Adopt the Resolutions.

EXECUTIVE SUMMARY OF ITEM BACKGROUND:

The City of San Diego is the lead agency in the development of the Multiple Species Conservation Program (MSCP), having adopted the City's MSCP Subarea Plan in March 1997. The MSCP is a comprehensive habitat conservation planning program which addresses multiple species habitat needs and the preservation of natural communities for an approximate 900 square mile area in southwestern San Diego County. An objective of the MSCP is to conserve a connected system of biologically viable habitat lands in a manner that maximizes the protection of species and precludes the need for future listing of species as threatened or endangered.

As part of the City's MSCP Subarea Plan and Implementing Agreement, the City is required to conserve 52,727 acres. A goal of the MSCP is to conserve biodiversity in the Multi-Habitat Planning Area (MHPA) and to achieve certainty in the land development process for both private sector and public section land development projects. To date, 94% of required acreage has either been conserved or obligated for future conservation. Property acquired with this action would be managed by Park and Recreation Open Space Division for the long term biological integrity of the land.

The proposed action would utilize \$1,124,771.00 from the Habitat Acquisition Fund (HAF) to continue acquisitions of MHPA/open space property in the East Elliott area. The HAF was adopted on February 12, 1990 (R-275129) "for acquisition, maintenance, and administrative costs associated with the establishment of biological habitat preserves." Monies are deposited in the HAF from development projects, where the area of impact is small, and mitigation on an individual project level would be onerous and not result in significant habitat acquisitions. Monies are accrued until sufficient funds are available to acquire parcels with core biological resources and/or wildlife linkages. Use of the HAF for mitigation is allowed pursuant to the

Land Development Code Section 143.0141(i) (3), and the process to use the fund is further described in the Land Development Manual Biology Guidelines.

This action will also transfer \$164,695.10 from S-00998, Del Mar Mesa Acquisition Fund to S01076, Multiple Species Conservation within Fund 400265, GFCIP CONTRIBUTIONS. The \$164,659.10 is the remaining balance of \$2,124,000 that was appropriated (Resolutions R-290916, 295505 & 296190) for the acquisition and preservation of sensitive habitat in Del Mar Mesa. The targeted acquisitions were completed and the remaining MHPA lands within the Del Mar Mesa area have been acquired. The remaining balance would be used towards the on-going acquisitions of MHPA lands within the East Elliott/Mission Trails Regional Park area. This is a core MSCP biological area that provides a vital regional linkage to habitat lands to the north and south and contains coastal sage scrub, riparian woodlands, and oak forests. Additionally, WBS #S01076, Fund 200401 includes the remaining funds of \$12,670.22 from prior East Elliott acquisitions. These funds will also be used towards the current proposed acquisitions.

FISCAL CONSIDERATIONS:

This action will authorize the total acquisition costs not to exceed \$1,289,466.10 of which \$1,124,771.00 will be from Fund 200401 (Habitat Acquisition Fund) and \$164,695.10 will be from Fund S01076 - Multiple Species Conservation within Fund 400265. Acquisitions will be based on appraised values.

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):

To be heard at the Environment Committee in November.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

Not Applicable

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

No impacts would occur with acquisition of these parcels.

Tomlinson, Tom

Originating Department

Deputy Chief/Chief Operating Officer

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

CC 3000007370
 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: \$164,695.10

Purpose: E1472 - To authorize the transfer of funds in the amount not to exceed \$164,695.10 from CIP S-00998, Del Mar Mesa Acquisition, to CIP S-01076, Multiple Species Conservation, Fund 400265, for the acquisition of property within the MHPA in the East Elliott area for conservation.

Date: October 31, 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	S00998	400265		512117	OTHR-00000000-CL			S-00998.07.03	\$164,695.10
TOTAL AMOUNT									\$164,695.10

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
TOTAL AMOUNT									

FUND OVERRIDE

CC 3000007370