



**COUNCILMEMBER KEVIN FAULCONER
CITY OF SAN DIEGO
DISTRICT TWO**

MEMORANDUM

DATE: June 15, 2007
TO: Stacey LoMedico, Director, Park and Recreation Department
FROM: Councilmember Kevin Faulconer *Kevin Faulconer*
SUBJECT: Allocation of Excess Revenue in FY 2007 Year-End Budget
Adjustments to Sunset Cliffs Natural Park

During a discussion of the FY 2007 year-end budget adjustments at the June 6, 2007, Budget and Finance Committee Meeting, it was made known that Mission Bay rents and concessions were over budget as a result of higher than expected revenue from Mission Bay leases.

According to Report No. 07-105 presented to the Budget and Finance Committee:

Mission Bay leases are anticipated to exceed budget by \$3.3 million. The Mission Bay Ordinance (O-19118) requires that 50% of all revenues received in excess of \$20 million be allocated to the Mission Bay and Regional Parks Improvement Funds up to a cap of \$2.5 million. An increase of \$1.7 million is requested to allocate these funds in accordance with the Ordinance. An increase to appropriate the same amount in revenues is also requested to offset the expenditure of appropriation increase.

At the June 18, 2007, Council hearing on the FY 2007 year-end budget adjustments, I will be requesting that \$250,000 of this excess revenue be allocated to a CIP for Sunset Cliffs Natural Park. As outlined in my May 22, 2007, budget memo, Sunset Cliffs Natural Park is a regional park that is suffering from drainage and erosion problems. This funding will be used to fulfill the park's Master Plan and preserve this regional asset, which comprises 15% of our city's coastline.

Thank you for your assistance, and please let me know if you have any questions.

cc: Honorable City Councilmembers
Honorable Mayor Jerry Sanders

Expenditure Balances

Fund 10502 - MISSION BAY RESERVE FUND

As of 11/20/2007 (39%)

001903

Job Order	Adopted Budget	Revised Budget	Actual	Encumbrances	Remaining Balance	Pct. Spent
000001 - VACANCY FACTOR BUDGET	3,342,604.81	3,342,604.81	0.00	0.00	3,342,604.81	0.0
229640 - FIESTA ISLAND DRIVE -	89,513.24	89,513.24	0.00	2,554.59	86,958.65	0.0
335080 - LIFEGUARD HEADQUARTERS AN	1,000,000.00	1,000,000.00	0.00	0.00	1,000,000.00	0.0
Total MISSION BAY RESERVE FUND	4,432,118.05	4,432,118.05	0.00	2,554.59	4,429,563.46	0.0

10502/4279/000001

Expenditure Balances

Fund 10518 - REGIONAL PARK FUND

As of 11/20/2007 (39%)

001904

Job Order	Adopted Budget	Revised Budget	Actual	Encumbrances	Remaining Balance	Pct. Spent
000001 - VACANCY FACTOR BUDGET	-254,990.19	-254,990.19	0.00	0.00	-254,990.19	0.0
001000 - REGIONAL PARK IMPROVEMENT	3,597,595.00	3,597,595.00	0.00	0.00	3,597,595.00	0.0
200100 - *ANNUAL ALLOCATION	0.00	265,000.00	0.00	0.00	265,000.00	0.0
200101 - LOS PENASQUITOS CANYON PR	259,400.00	259,400.00	0.00	0.00	259,400.00	0.0
201003 - *MISSION DAM DREDGING PRO	165,151.68	415,151.68	29,351.58	309,461.54	76,338.56	7.1
218650 - SEWER LATERAL REPLACEMENT	182,933.00	182,933.00	0.00	0.00	182,933.00	0.0
294240 - OTAY VALLEY REGIONAL PARK	81,981.00	147,981.00	110,387.06	2,090.82	35,503.12	74.6
296660 - SAN DIEGO RIVER PARK MAST	0.00	507,000.00	0.00	0.00	507,000.00	0.0
297560 - CAMINO RUIZ NEIGHBORHOOD	0.00	0.00	0.00	0.00	0.00	-
297561 - CAMINO RUIZ TRAIL	0.00	157,000.00	0.00	0.00	157,000.00	0.0
297960 - TECOLOTE CANYON NATURAL	30,000.00	30,000.00	0.00	0.00	30,000.00	0.0
299090 - REGIONAL PARK IMPROVEMENT	0.00	200,000.00	0.00	0.00	200,000.00	0.0
299100 - OPEN SPACE IMPROVEMETNS	0.00	230,000.00	0.00	0.00	230,000.00	0.0
299130 - COASTAL BLUFF EROSION AND	67,383.00	217,383.00	0.00	0.00	217,383.00	0.0
299131 - PESCADERO STAIRWAY REPAIR	40,500.00	40,500.00	0.00	0.00	40,500.00	0.0
299132 - PAC BEACH BOARDWALK RAILI	75,000.00	75,000.00	21,327.09	0.00	53,672.91	28.4
299420 - OTAY VALLEY REGIONAL PARK	0.00	200,000.00	0.00	0.00	200,000.00	0.0
299430 - MISSION TRAILS REGIONAL P	0.00	148,000.00	0.00	0.00	148,000.00	0.0
299440 - FLORIDA CANYON DRAINAGE	0.00	357,000.00	0.00	0.00	357,000.00	0.0
Total REGIONAL PARK FUND	4,244,953.49	6,774,953.49	161,065.73	311,552.36	6,302,335.40	2.4

10518/1000/4279/001000

- Don't Expend until FY08
 Revenue received from Mission Bay
 Lease

001905

REQUEST FOR COUNCIL ACTION

1. CERTIFICATE NUMBER (FOR AUDITOR'S USE ONLY) 01/08
2800399 332

CITY OF SAN DIEGO

TO: CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT): Park and Recreation Department

November 16, 2007

4. SUBJECT: Mission Bay Regional Park Improvement Fund Balance Allocation

5. PRIMARY CONTACT (NAME, PHONE & MAIL STA.)
 Carol Wood / 52-58217 / MS 37C

6. SECONDARY CONTACT (NAME, PHONE & MAIL STA.)
 Jane Witzke / 52-58213 / MS #37C

7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED

8. COMPLETE FOR ACCOUNTING PURPOSES

FUND	10502	10518			9. ADDITIONAL INFORMATION / ESTIMATED COST:
DEPT.	10502	10518			
ORGANIZATION					
OBJECT ACCOUNT					
JOB ORDER					
C.I.P. NUMBER					
AMOUNT	842,605	842,605			

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIGINATING DEPARTMENT	<i>[Signature]</i>	11/16/07	7	AUDITOR	<i>[Signature]</i>	11/20/07
2	ENGINEERING & CAPITAL PROJECTS	<i>[Signature]</i>	11/19/07	8	COO	<i>[Signature]</i>	11-16-07
3	EAS	<i>[Signature]</i>	11/19/07	9	CITY ATTORNEY	<i>[Signature]</i>	11/20/07
4	ECCP	MEMO OF 1-3-97		10	ORIGINATING DEPARTMENT	<i>[Signature]</i>	11/20/07
5	LIAISON OFFICE	<i>[Signature]</i>	11/20		DOCKET COORD:	<i>[Signature]</i>	
6	FM/CIP	<i>[Signature]</i>	11/19/07		COUNCIL LIAISON:	<i>[Signature]</i>	
					COUNCIL PRESIDENT	<input type="checkbox"/> SPOB	<input type="checkbox"/> CONSENT
					<i>[Signature]</i>	<input checked="" type="checkbox"/> ADOPTION	
					REFER TO:		COUNCIL DATE: 1/8/08

11. PREPARATION OF: RESOLUTION(S) ORDINANCE(S) AGREEMENT(S) DEED(S)

Resolutions attached.

11A. STAFF RECOMMENDATIONS:
 Approve the resolutions.

12. SPECIAL CONDITIONS:

COUNCIL DISTRICT(S): PETERS (1), FAULCONER (2), HUESO (8)

COMMUNITY AREA(S): 10 - TORREY PINES; 37 - MISSION BAY PARK; 49 - PENINSULA; 63 - OTAY MESA

ENVIRONMENTAL IMPACT: THIS ACTIVITY IS CATEGORICALLY EXEMPT FROM CEQA PURSUANT TO STATE CEQA GUIDELINES SECTION 15060 (C)(2). THIS ACTION INVOLVES FUNDING TRANSFERS ONLY. THERE IS NO ENVIRONMENTAL IMPACT WITH THIS ACTION. ANY SUBSEQUENT PROJECT INVOLVING CONSTRUCTION WILL BE CONSIDERED UNDER A SEPARATE ENVIRONMENTAL DOCUMENT.

HOUSING IMPACT: NONE ASSOCIATED WITH THIS ACTION

OTHER ISSUES: NONE

REQUEST FOR COUNCIL ACTION

Park and Recreation Department

November 16, 2007

Mission Bay Regional Park Improvement Fund Allocation – page 2

11. Resolutions:

1. Authorizing the addition of CIP 29-965.0 Torrey Pines City Park Development, to the Fiscal Year 2008 Capital Improvements Program.
- ~~2. Authorizing the transfer of \$500,000 from Fund 10518, Regional Park Fund, to CIP 29-965.0 Torrey Pines City Park Development.~~
- ~~3. Authorizing the transfer of \$842,605 from Fund 10502, Mission Bay Reserve Fund, to CIP 22-960.0 Mission Bay Fiesta Island Infrastructure Improvements~~
- ~~4. Authorizing the transfer of \$250,000 from Fund 10518, Regional Park Fund, to CIP 29-871.0 Sunset Cliffs Natural Park Erosion Control.~~
- ~~5. Authorizing the transfer of \$25,000 from Fund 10518, Regional Park Fund, to CIP 29-424.0 Otay Valley Regional Park – Beyer Staging Area & Trail.~~
- ~~6. Authorizing the transfer of \$67,605 from Fund 10518, Regional Park Fund, to CIP 29-860.0 Otay Valley Regional Park – Fenton Pond Trail.~~
7. Authorizing a \$842,605 increase in the Fiscal Year 2008 Capital Improvements Program Budget in CIP 22-960.0 Mission Bay Fiesta Island Infrastructure Improvements, in Fund 10502, Mission Bay Reserve Fund.
8. Authorizing a \$500,000 increase in the Fiscal Year 2008 Capital Improvement Program Budget in CIP 29-965.0 Torrey Pines City Park General Development Plan, Fund 10518, Regional Park Fund.
9. Authorizing a \$250,000 increase in the Fiscal Year 2008 Capital Improvements Program Budget in CIP 29-871.0, Sunset Cliffs Natural Park Erosion Control, in Fund 10518, Regional Park Fund.
10. Authorizing a \$25,000 increase in the Fiscal Year 2008 Capital Improvements Program Budget in CIP 29-424.0, Otay Valley Regional Park – Beyer Staging Area & Trail, in Fund 10518, Regional Park Fund.
11. Authorizing a \$67,605 increase in the Fiscal Year 2008 Capital Improvements Program Budget in CIP 29-860.0, Otay Valley Regional Park – Fenton Pond Trail, in Fund 10518, Regional Park Fund.
12. Authorizing the Auditor and Comptroller to appropriate and expend \$500,000 from CIP 29-965.0, Torrey Pines City Park Development, Fund 10518, Regional Park Fund, for the purpose of developing Torrey Pines City Park.
13. Authorizing the Auditor and Comptroller to appropriate and expend \$842,605 from CIP 22-960.0 Mission Bay Fiesta Island Infrastructure Improvements, Fund 10502, Mission Bay Reserve Fund, for the purpose of infrastructure improvements.
14. Authorizing the Auditor and Comptroller to appropriate and expend \$250,000 from Fund 10518, Regional Park Fund, to CIP 29-871.0 Sunset Cliffs Natural Park Erosion Control.
15. Authorizing the Auditor and Comptroller to appropriate and expend \$25,000 from Fund 10518, Regional Park Fund, to CIP 29-424.0 Otay Valley Regional Park – Beyer Staging Area & Trail.
16. Authorizing the Auditor and Comptroller to appropriate and expend \$67,605 from Fund 10518, Regional Park Fund, to CIP 29-860.0 Otay Valley Regional Park – Fenton Pond Trail.

**EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO**

DATE ISSUED: November 16, 2007 REPORT NO:
 ATTENTION: Council President and City Council
 ORIGINATING DEPARTMENT: Park and Recreation
 SUBJECT: Mission Bay Regional Park Improvement Fund Balance
 Allocation
 COUNCIL DISTRICT(S): 1-Scott Peters, 2-Kevin Faulconer, 8-Ben Hueso
 CONTACT/PHONE NUMBER: Carol Wood / 525-8217

REQUESTED ACTION:

Authorize the transfer and expenditure of \$1,685,210 excess 2007 Mission Bay Lease Revenue to the following new and current Capital Improvement Projects: Torrey Pines City Park Development, Mission Bay Fiesta Island Infrastructure Improvements, Sunset Cliffs Natural Park Erosion Control, and Otay Valley Regional Park – Beyer Staging Area & Fenton Pond Trail.

STAFF RECOMMENDATION: Staff recommends approval of the resolutions.

EXECUTIVE SUMMARY:

This request targets excess Fiscal 2007 Mission Bay lease revenue, collected from leases of City-owned property within Mission Bay Park. In order to comply with Mission Bay Ordinance O-19118, an additional \$1,685,210 of lease revenue is proposed to be allocated to the requested park capital improvement projects. As stated in the ordinance, 50% of the revenue will be used to fund projects within Mission Bay and 50% of the revenue will be used to fund projects in other Regional Parks.

Projects previously funded by the Mission Bay lease revenue include: Fiesta Island Drive Public Road Improvements, Lifeguard Boat Dock, Beyer Blvd. Local Staging Area and Trail, Coastal Bluff Erosion and Access, Los Penasquitos Ranger Station, Old Mission Dam Preservation, Balboa Park Sewer Later Replacement, and Tecolote Canyon Natural Park Resource Management Plan. The projects proposed to be funded with this action are as follows:

Torrey Pines City Park Development - \$500,000

This project will complete a general development plan (GDP) for the Torrey Pines City Park site. The GDP is a comprehensive City plan for the development and management of the Torrey Pines City Park, which includes the Torrey Pines Glider Port. The allocation will fund Phase I of the park development, which includes the GDP.

Sunset Cliffs Natural Park Erosion Control - \$250,000

The Sunset Cliffs Natural Park Erosion Control project is proposed to complete the design, environmental documents and construction documents for the most urgent erosion needs in the Park at Culvert Canyon. Construction of the erosion control project will require additional funding once the design has been completed with this funding. In a memo dated June 15, 2007 (attached), Councilmember Kevin Faulconer requested the proposed allocation as a FY 2007 Year End budget adjustment.

Otay Valley Regional Park – Beyer Staging Area \$25,000

This allocation is necessary to complete project funding for the trail, staging area, ranger station and restroom at the first major facility to be completed in the JEPA area of the Otay Valley Regional Park. Including this proposal, the total cost of this project is \$2,543,000.

Otay Valley Regional Park – Fenton Pond Trail \$67,605

This allocation completes funding for an accessible trail from the Beyer Staging Area around Fenton Pond. The funding supplements a \$142,000 grant received from the State of California by the City in collaboration with the County of San Diego.

Mission Bay Fiesta Island Infrastructure Improvements - \$842,605

This allocation targets a project in Mission Bay’s Fiesta Island which will be determined by the Mission Bay Committee of the Park and Recreation Board upon completion of the Fiesta Island Precise Plan, anticipated in Fall 2008.

FISCAL CONSIDERATIONS:

This action provides funding for projects which will complete the total project or a phase of the project.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

R-300160 – Approval to apply for \$1 million grant for Otay Valley Regional Park – Beyer Staging Area & Trail.

R-301326 - Award of construction contract for Beyer Blvd. Local Staging Area and Trail.

R-302749 - Requirement to prepare a General Development Plan for the Torrey Pines City Park as part of the Settlement Agreement between the City and Coastal Law Enforcement Action Network.

R- 300993 - Approval to award consultant contract for the Fiesta Island General Development Plan Refinement.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

Public outreach will occur as appropriate during the projects.

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

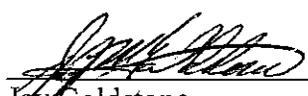
San Diego Park and Recreation Board – Mission Bay Park Committee

Sunset Cliffs Natural Park Recreation Council

Otay Valley Regional Park Joint Exercise of Powers Authority (JEPA)



Stacey LoMedico
Director of Park and Recreation Department



Jay Goldstone
Chief Operating Officer

001909

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2800399
DEPT. NO.: 446

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: \$1,685,210.00 Fund: 10502/10518

Purpose: Authorizing the increase in the FY08 Capital Improvements Program Budget for Mission Bay Regional Park Improvement Fund Allocation.

Date: November 20, 2007 By: *Rd Rusitto* *CME*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0		10502		4279	000001				\$842,605.00
002	0		10518	1000	4279	001000				\$842,605.00
TOTAL AMOUNT										\$1,685,210.00

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: _____
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

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

1. That the Fiscal Year 2008 Capital Improvement Program Budget is amended by adding CIP 29-965.0 Torrey Pines City Park Development.
2. That the Fiscal Year 2008 Capital Improvements Program Budget for CIP 22-960.0 Mission Bay Fiesta Island Infrastructure Improvements, in Fund 10502, Mission Bay Reserve Fund, is amended by increasing the budget amount by \$842,605.
3. That the Fiscal Year 2008 Capital Improvements Program Budget for CIP 29-965.0 Torrey Pines City Park General Development Plan, Fund 10518, Regional Park Fund, is amended by increasing the budget amount by \$500,000.
4. That the Fiscal Year 2008 Capital Improvements Program Budget for CIP 29-871.0 Sunset Cliffs Natural Park Erosion Control, in Fund 10518, Regional Park Fund, is amended by increasing the budget amount by \$250,000.
5. That the Fiscal Year 2008 Capital Improvements Program Budget for CIP 29-424.0 Otay Valley Regional Park – Beyer Staging Area & Trail, in Fund 10518, Regional Park Fund, is amended by increasing the budget amount by \$25,000.
6. That the Fiscal Year 2008 Capital Improvements Program Budget for CIP 29-860.0 Otay Valley Regional Park – Fenton Pond Trail, in Fund 10518, Regional Park Fund, is amended by increasing the budget amount by \$67,605.

7. That the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$500,000 from CIP 29-965.0, Torrey Pines City Park Development, Fund 10518, Regional Park Fund for the purpose of developing Torrey Pines City Park, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

8. That the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$842,605 from CIP 22-960.0 Mission Bay Fiesta Island Infrastructure Improvements, Fund 10502, Mission Bay Reserve Fund, for the purpose of infrastructure improvements.

9. That the City Auditor and Comptroller is authorized to appropriate and expend an amount not to exceed \$250,00 from CIP 29-871.0 Sunset Cliffs Natural Park Erosion Control, in Fund 10518, Regional Park Fund, for the purpose of infrastructure improvements.

10. That the City Auditor and Comptroller is authorized to appropriate and expend \$25,000 from Fund 10518, Regional Park Fund to CIP 29-424.0 Otay Valley Regional Park – Beyer Staging Area & Trail.

11. That the City Auditor and Comptroller is authorized to appropriate and expend \$67,605 from Fund 10518, Regional Park Fund, to CIP 29-860.0 Otay Valley Regional Park – Fenton Pond Trail.

12. That this activity is categorically exempt from California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines Section 15060(c)(2).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Shannon Thomas
Shannon Thomas
Deputy City Attorney

ST:sc
11/20/07
Aud.Cert.:2800399
Or.Dept:Park & Rec
R-2008-445

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

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor