OVERSIGHT BOARD RESOLUTION NUMBER OB-2014-19

A RESOLUTION OF THE OVERSIGHT BOARD FOR THE CITY OF
SAN DIEGO REDEVELOPMENT SUCCESSOR AGENCY APPROVING THE
PROFESSIONAL SERVICES AGREEMENT WITH JACOBS ENGINEERING
GROUP, INC. DATED JULY 1, 2013

WHEREAS, the former Redevelopment Agency of the City of San Diego (Former RDA) administered the implementation of various redevelopment projects, programs, and activities within designated redevelopment project areas throughout the City of San Diego (City); and

WHEREAS, in accordance with Assembly Bill x1 26 (AB 26) enacted on June 28, 2011, the Former RDA dissolved as of February 1, 2012, at which time the City, solely in its capacity as the designated successor agency to the Former RDA (Successor Agency), assumed the Former RDA's assets and obligations; and

WHEREAS, the Successor Agency is required to administer the winding down of the Former RDA's operations and to ensure compliance with the Former RDA's obligations in accordance with AB 26, as subsequently amended (collectively, the Dissolution Laws); and

WHEREAS, the Dissolution Laws specify that the Oversight Board and the California Department of Finance (DOF) must review and approve certain actions and decisions of the Successor Agency, including the Successor Agency's approval of each Recognized Obligation Payment Schedule (ROPS); and

WHEREAS, among other things, each ROPS shows the estimated payments owed by the Successor Agency to third parties for enforceable obligations during the upcoming six-month period and identifies the funding sources that will be used to make such payments; and

WHEREAS, the Oversight Board's adopted resolution approving prior ROPS included language that authorized the Successor Agency to enter into services contracts, management contracts and similar contracts, and amendments to existing contracts of that nature, for items

that are budgeted in the approved ROPS (Authorization for Services Contracts), consistent with California Health and Safety Code sections 34171(d)(1)(F) and 34177.3(b); and

WHEREAS, although the DOF had approved the Oversight Board's Authorization for Services Contracts with respect to prior ROPS time periods through ROPS 13-14A, the DOF issued a letter dated November 8, 2013 (November 2013 Letter) rejecting the Authorization for Services Contracts for the first time in connection with expenditures during the ROPS 13-14 time period (January through June 2014); and

WHEREAS, the November 2013 Letter effectively requires the Oversight Board and the DOF to approve all post-AB 26 services contracts, management contracts and similar contracts, and post-AB 26 amendments to existing contracts of that nature, that will involve the Successor Agency's expenditure of funds in the ROPS 13-14B time period and beyond; and

WHEREAS, to comply with the November 2013 Letter, the Successor Agency is now presenting, for approval by the Oversight Board and the DOF, various existing contracts and amendments thereto that had been previously executed by the Successor Agency consistent with the Authorization for Services Contracts, and that will involve the Successor Agency's expenditure of funds in the ROPS 13-14B time period and beyond; and

WHEREAS, one such existing contract is the Professional Services Agreement with Jacobs Engineering Group, Inc., dated July 1, 2013 (Agreement), which involves the expenditure of ROPS-approved funds in an amount not to exceed $219,033 for design and engineering services for the Park Boulevard At-Grade Crossing Project; and

WHEREAS, the Successor Agency, or Civic San Diego as the contracting agent on its behalf, will pay for the services performed under the Agreement utilizing the funding sources shown in line item 386 of the ROPS.

NOW, THEREFORE, BE IT RESOLVED by the Oversight Board that the Agreement, a copy of which is attached as Exhibit 4 to the Staff Report accompanying this item, is hereby approved.

PASSED AND ADOPTED by the Oversight Board at a duly noticed meeting of the Oversight Board held on February _11_, 2014.

_____

Acting Chair, Oversight Board