

(RA-2003-42)

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NO. R-03531

ADOPTED ON SEPTEMBER 24, 2002

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF  
SAN DIEGO APPROVING THE CONSTRUCTION AGREEMENT  
WITH ROUTE 252 JOINT VENTURE FOR THE CONSTRUCTION OF  
PUBLIC IMPROVEMENTS; AND AMENDING THE FISCAL YEAR  
2002-2003 SOUTHCREST REDEVELOPMENT PROJECT BUDGET.

WHEREAS, the Redevelopment Agency of the City of San Diego [Agency] is engaged  
in activities necessary to carry out and implement the Redevelopment Plan for the  
Southcrest Redevelopment Project Area [Project Area]; and

WHEREAS, the Southeastern Economic Development Corporation [SEDC] is  
responsible for implementing redevelopment in the Project Area; and

WHEREAS, in order to carry out and implement the Redevelopment Plan, the Agency  
and Pacific Scene/Patrick Development and The V. Gordon Group [Developer] entered into a  
Disposition and Development Agreement, approved by Resolution No. 1878, adopted on July  
31, 1990, as amended by an Amended and Restated Disposition and Development Agreement  
between the Agency and Pacific Scene, Inc. and Patrick Development, Ltd., approved by  
Resolution No. 2411 and adopted on August 9, 1994; a First Implementation Agreement to the  
Amended and Restated Disposition and Development Agreement between the Agency and Route

252 Joint Venture, which has Pacific Scene Properties, Inc., and Patrick Property Services, Inc. as the general partners, approved by Resolution No. 2651 and adopted on May 14, 1996; a Second Implementation Agreement to the Amended and Restated Disposition and Development Agreement approved by Resolution No. 2683 and adopted on October 1, 1996; a Third Implementation Agreement to the Amended and Restated Disposition and Development Agreement approved by Resolution No. 2709 and adopted on January 14, 1997; a Second Amended Disposition and Development Agreement, approved by Resolution No. 3126 and adopted on March 14, 2000; a First Amendment to the Second Amended and Restated Disposition and Development Agreement approved by Resolution No. R-03378 and adopted on September 25, 2001; and a Second Amendment to the Second Amended and Restated Disposition and Development Agreement approved by Resolution No. R-03496 and adopted on July 9, 2002 [collectively the DDA], regarding the sale, acquisition and development of certain real property, a copy of each agreement is on file in the office of the Secretary to the Agency; and

WHEREAS, the development under the DDA involves the construction of 62 single-family homes on the site bounded by Acacia and Z Streets, Las Chollas Creek and Alpha Street, in the Project Area [Project]; and

WHEREAS, under the DDA, the Agency is responsible for the construction and installation of the off-site public improvements required to accommodate the Project's development, which includes: landscaping, off-street parking, sidewalks, public water, sewer and storm drain facilities, retaining walls, and public road improvements; and

WHEREAS, the Agency proposes to enter into a Construction Agreement with the

Developer to construct the public improvements; NOW, THEREFORE,

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

1. That the Agency authorizes the Executive Director of the Agency, or designee, for and on behalf of the Agency, to negotiate, prepare and execute a Construction Agreement with Route 252 Joint Venture, in an amount not to exceed \$2,235,101, for the installation and construction of public improvements for the Project.

2. That Agency authorizes the Executive Director of the Agency, or designee, for and on behalf of the Agency, to administer the Agency's obligations, responsibilities and duties to be performed under the Construction Agreement. A copy of the Construction Agreement, when executed, shall be placed on file in the Office of the Secretary to the Agency as Document

3. No. D-03531.

4. That the Agency authorizes and directs the City Auditor and Comptroller to amend the Fiscal Year 2002-2003 budget for the Southcrest Redevelopment Project Area by increasing Fund No. 983302 by \$300,000, to account for a developer advance; and by increasing Fund No. 983302 by \$255,000, from Fiscal Year 2000 Bond Proceeds.

5. That the Agency authorizes the expenditure of an amount not to exceed \$2,235,101, solely and exclusively for the purpose of providing funds for the Construction Agreement from the following funds:

Fund No. 983302, Account No. 9544, in the amount of \$255,000;

Fund No. 983302, Department No. 97179, in the amount of \$683,000;

Fund No. 983302, Department No. 983302, in the amount of \$ 38,000;

Fund No. 983302, Department No. 983305, in the amount of \$244,101;

Fund No. 98332, Department No. 983322, in the amount of \$240,000;

Fund No. 98332, Department No. 97177, in the amount of \$ 40,000;

Fund No. 98362, Department No. 97193, in the amount of \$435,000;

Fund No. 983302, Department No. 97183, in the amount of \$300,000.

APPROVED: CASEY GWINN, General Counsel

By:

Deborah Engel-Brodie  
Deputy General Counsel

DEB:pev  
09/12/02  
Aud.Cert: 2300296  
Or.Dept:SEDC  
RA-2003-42