

REDEVELOPMENT AGENCY OF  
THE CITY OF SAN DIEGO  
RESOLUTION NUMBER R-03743  
ADOPTED ON MARCH 30, 2004

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO AN EXCLUSIVE NEGOTIATION AGREEMENT (ENA) WITH MARKER FOOTHILL, LLC FOR THE DEVELOPMENT OF LAND IN THE SAN YSIDRO REDEVELOPMENT PROJECT AREA AND AMENDING THE FY2004 REDEVELOPMENT AGENCY BUDGET FOR SAN YSIDRO TO ACCEPT A \$40,000 DEVELOPER DEPOSIT, AND AUTHORIZE THE APPROPRIATION AND EXPENDITURE OF THESE FUNDS FOR COSTS RELATED TO THE ENA.

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 San Ysidro Redevelopment Project [Project]; and

WHEREAS, the project was adopted on April 16, 1996 to alleviate blighting conditions in the San Ysidro Community; and

WHEREAS, the Agency desires to negotiate a Disposition and Development Agreement with Marker Foothill, LLC for the development of parcels located within the San Ysidro Redevelopment Project Area as specified in Attachment A; and

WHEREAS, the Developer will deposit \$40,000 with the Agency to be expended

on costs related to the ENA; and

WHEREAS, the Agency Budget for the San Ysidro Project Area must be amended to reflect a \$40,000 increase in revenue; NOW , THEREFORE,

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

1. That the Executive Director, or designee, is authorized and empowered to execute, for and on behalf of the Agency, an Exclusive Negotiation Agreement with Marker Foothill, LLC for the purpose of good faith negotiations toward the terms and conditions of a Disposition and Development Agreement to develop land within the San Ysidro Redevelopment Project Area pursuant to the terms and conditions set forth in the Exclusive Negotiation Agreement on file in the office of the Secretary to the Agency as Document No. D-03743.

2. That the Agency accepts the Developer's good faith deposit and that the Fiscal Year 2004 Redevelopment Agency Budget is amended to increase the San Ysidro Redevelopment Project fund by an amount not to exceed \$40,000.

3. That the expenditure of an amount not to exceed \$40,000 is authorized, solely and exclusively, for the purpose of providing the funds for administrative expenses related the negotiating and preparing a Disposition and Development Agreement with Developer.

APPROVED: CASEY GWINN, General Counsel

By: \_\_\_\_\_

Sung L. Phillips  
Deputy General Counsel

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Or.Dept:REDEV  
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