

REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO
RESOLUTION NUMBER R 03893
ADOPTED ON APR 19 2005

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO MAKING CERTAIN
DETERMINATIONS AND FINDINGS PURSUANT TO
HEALTH AND SAFETY CODE SECTION 33445 AND
AGREEING TO ASSIST IN FUNDING THE CONSTRUCTION
OF THE NEW DOWNTOWN MAIN LIBRARY

WHEREAS, the Redevelopment Agency of the City of San Diego [Agency] is engaged in activities necessary to execute and implement the Redevelopment Plan, as amended and supplemented from time to time, for the Centre City Redevelopment Project [Project]; and

WHEREAS, the Centre City Development Corporation (CCDC) is responsible for implementing redevelopment projects in the Project; and

WHEREAS, pursuant to Section 33445(a) of the California Community Redevelopment Law (Cal. Health & Safety Code § 33000 *et seq.*) [Redevelopment Law], the Agency may, with the consent of the City Council [City Council] of the City of San Diego [City], pay all or a part of the value of the land for and the cost of the installation and construction of any building, facility, structure, or other improvement which is publicly owned either within or outside a project area, if the City Council makes certain determinations; and

WHEREAS, the Agency is considering the use of tax increment from the Project to assist with the funding of a New Downtown Main Library to be located on the block bounded by 11th Avenue, Park Boulevard, “J” Street on the north and Park Boulevard to the South [Library]; and

WHEREAS, the Library will be located within the Project and will be publicly owned; and

WHEREAS, the Agency has prepared a report pursuant to Redevelopment Law Section 33679 [Report]; and

WHEREAS, the CCDC has adopted a resolution declaring its intent to recommend the approval of up to a total of \$80 million in tax increment to assist in funding the Library; and

WHEREAS, all other legal prerequisites to the adoption of this Resolution have occurred; NOW, THEREFORE,

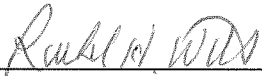
BE IT RESOLVED, by the Redevelopment Agency of the City of San Diego, as follows:

1. That the Agency hereby finds and determines that the foregoing recitals are true and correct.
2. Based on substantial evidence in the record, including, without limitation, the information contained in the Report, the Agency hereby finds and determines that:
 - a. The Library is of benefit to the Project or the immediate neighborhood in which the Library is located;
 - b. No other reasonable means of financing the Library are available to the City; and
 - c. The payment of funds by the Agency for the costs related to the Library will assist in the elimination of one or more blighting conditions within the

Project and is consistent with the Project's Five-Year Implementation Plan.

3. That the Agency hereby agrees to assist in funding the construction of the Library up to a total of \$80 million including any prior year loan repayments related to funding the Library.
4. That the Agency authorize CCDC on behalf of the Agency, to participate in and to negotiate the proposed terms of the financing and the Agency's participatory role with respect to the library project including, but not limited to, design, to assure the attainment of redevelopment goals and objectives.
5. That the Agency Executive Director is authorized to take any action and execute any and all documents and agreements necessary to implement this Resolution.

APPROVED: MICHAEL J. AGUIRRE, General Counsel

By 
Rachel H. Witt
Deputy General Counsel

RHW:mm
04/04/05
Or.Dept: CCDC
RA-2005-117
Aud. Cert: N/A
MMS#1686
Companion: Council R-2005-1006

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING


AC 2500883

DEPT. NO.: 9960

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: \$6,500,000.00 Fund: 98808

Purpose: Authorizing the use of fund to assist the City of San diego with the construction costs associated with the New Downtown Main Library, CIP 35-082.0.

Date: April 7, 2005 By: 
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	98808			9544					\$6,500,000.00
TOTAL AMOUNT										\$6,500,000.00

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										

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2500883

Passed and adopted by The Redevelopment Agency of The City of San Diego
by the following vote:

APR 19 2005

Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Michael Zucchet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ralph Inzunza	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chair Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY: _____

DICK MURPHY

Chair of The Redevelopment Agency of The City of San Diego, California

CHARLES G. ABDELNOUR

Secretary of The Redevelopment Agency of The City of San Diego, California

By *Janette J. Santos*

Deputy

(Seal)

Office of The Redevelopment Agency, San Diego, California

Resolution Number R-03893 Adopted APR 19 2005