

FILED  
3/21/06

(RA-2006-91)

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04005

DATE OF FINAL PASSAGE MAR 24 2006

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO APPROVING THE CONDITIONAL GRANT AGREEMENT BY AND BETWEEN REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO AND SAN DIEGO YOUTH AND COMMUNITY SERVICES, INC. PERTAINING TO THE SAN DIEGO YOUTH AND COMMUNITY SERVICES' ACQUISITION OF THE EIGHT UNIT APARTMENT BUILDING AT 4760 35<sup>TH</sup> STREET; AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE THE CONDITIONAL GRANT AGREEMENT AND RELATED DOCUMENTS AS NECESSARY; MAKING CERTAIN FINDINGS WITH RESPECT TO SUCH FINANCING; AND DECLARING THAT THIS ACTIVITY IS NOT A "PROJECT" AND IS THEREFORE NOT SUBJECT TO CEQA PURSUANT TO STATE CEQA GUIDELINES SECTION 15060(c)(2).

WHEREAS, due to the closure of the San Diego Naval Training Center [NTC] as a result of the 1993 Base Realignment and Closure process, the City Council of the City of San Diego created the 26-member NTC Reuse Committee, which included a Homeless Subcommittee to address the interests of the homeless service providers; and

WHEREAS, on July 1, 1999, the City of San Diego and the Homeless Subcommittee entered into the *Agreement between The City of San Diego and Representatives of the Homeless Regarding the Homeless Assistance Element of the San Diego Naval Training Center Reuse Plan* [Homeless Agreement] to establish parameters to support a financing and implementation plan that would establish up to 150 off-site transitional housing units;

WHEREAS, pursuant to the Homeless Agreement it was agreed that the City of San Diego would provide \$50,000 for each of the 150 units, equivalent to \$7,500,000 to members of the Homeless Subcommittee for projects in Council District 2; and

WHEREAS, San Diego Youth Community Services, Inc. [SDYCS] was allocated \$1,600,000 under the Homeless Agreement, of which \$483,111 has already been expended to assist with the purchase of real property on Wing Street in the Midway area of Council District 2; and

WHEREAS, on July 19, 2005, the City Council of The City of San Diego approved the *First Amendment to the Agreement between the City of San Diego and Representatives of the Homeless Regarding the Homeless Assistance Element of the San Diego Naval Training Center Reuse Plan*, which authorized the remaining SDYCS allocation under the Homeless Agreement to be used outside of Council District 2; and

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 NTC Redevelopment Project Area [Project Area]; and

WHEREAS, not less than 20% of all of the tax increments generated from the Project Area are set aside by the Agency in a low- and moderate- income housing fund [Housing Funds] to increase and improve the community's supply of affordable housing for persons of low and moderate income [California Health and Safety Code section 33334.2(a)]; and

WHEREAS, SDYCS requested that the Agency contribute funds for the purpose of financing the acquisition of eight units of multi-family rental housing located at 4760 35<sup>th</sup> Street in the City of San Diego [Property], which is located outside of the Project Area, for use as transitional housing for young mothers, young adults aging out of the foster care system, and other young adults at risk of homelessness; and

WHEREAS, in order to carry out and implement the Redevelopment Plan and to satisfy the City of San Diego's obligations under the Homeless Agreement, the Agency proposes to

enter into a Conditional Grant Agreement [Agreement] with SDYCS, whereby the Agency agrees to conditionally grant SDYCS the amount of \$1,116,887 to pay for part of the acquisition costs of the Property; and

WHEREAS, in order to use low- and mod- income housing set-aside funds outside of the NTC Redevelopment Project Area, the Agency and the City Council must making findings that the use will be of benefit to the Project Area [California Health and Safety Code section 33334.2(g)]; NOW THEREFORE,

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

1. That the Redevelopment Agency recognizes that it has received and heard all oral and written objections to the proposed Agreement, and to other matters pertaining to this transaction, and that all such oral and written objections are hereby overruled.
2. That the Agreement, including all attachments and exhibits thereto, is hereby approved.
3. That the Agency Executive Director or designee is hereby authorized to execute, on behalf of the Agency, the Agreement, and the Agreement Affecting Real Property attached to the Agreement, and to make such changes of a nonsubstantive nature to such documents as the Agency Executive Director or designee shall deem appropriate. A copy of the Agreement and the related attachments, when executed by the Agency, shall be placed on file in the office of the Secretary of the Agency as Document No. D- 04005.
4. That the Agency Executive Director or designee is hereby authorized, on behalf of the Agency, to sign all documents necessary and appropriate to carry out and implement the Agreement, including, without limitation, escrow instructions and other similar documents, in a

form that is acceptable to the Agency Executive Director or designee, and to administer the Agency's obligations, responsibilities and duties to be performed under the Agreement.

5. That the Agency hereby authorizes the use of Housing Funds from the NTC Redevelopment Project Area to pay part of the costs of acquiring the property.


6. That the Agency finds that the use of Housing Funds as provided in the Agreement will be of benefit to the Naval Training Center Redevelopment Project.

BE IT FURTHER RESOLVED that this activity is not a "project" and is therefore not subject to CEQA pursuant to State CEQA Guidelines Section 15060(c)(2).

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APPROVED: MICHAEL J. AGUIRRE, City Attorney

By

  
Eunice C. Chan  
Deputy General Counsel

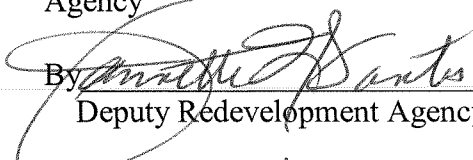
ECC:nda  
03/06/06  
Or.Dept:Redev.Agency  
RA-2006-91  
Comp: R-2006-773  
MMS#2891

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of MAR 21 2006.

ELIZABETH S. MALAND  
Secretary

By   
Secretary

Jeannette Santos, Deputy Redevelopment  
Agency

By   
Deputy Redevelopment Agency

Approved: 3.24.06  
(date)

  
JERRY SANDERS, Executive Director

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Executive Director

Passed by the Redevelopment Agency of The City of San Diego on MAR 21 2006, by the following vote:

Agency Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

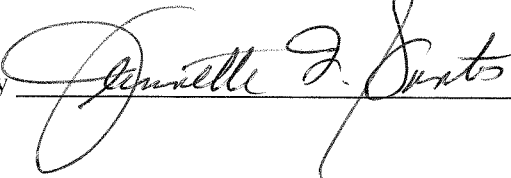
Date of final passage MAR 24 2006

AUTHENTICATED BY:

JERRY SANDERS  
Executive Director of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
Secretary of The City of San Diego, California.

By , Deputy

Office of the Redevelopment Agency, San Diego, California

Resolution Number R- 04005

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2600641

ORIGINATING

DEPT. NO.: 10275

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: \_\_\_\_\_ Fund: \_\_\_\_\_

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										

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: \$1,116,887.00

Vendor: San Diego Youth and Community Services Inc. (SDYCS)

Purpose: Authorizing the expenditure of funds for the Acquisition and Relocation Conditional Grant Agreement for the proposed SDYCS project within the NTC project area.

Date: March 8, 2006 By: Weihong Dai

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	98052	98052	2016	4651	002016				\$1,116,887.00
TOTAL AMOUNT										\$1,116,887.00

FUND OVERRIDE

AC 2600641