

KFF a
Item 1
7/10/11
RA Mtg

(RA-2007-70)

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04110

DATE OF FINAL PASSAGE MAR 05 2007

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO APPROVING AN AGREEMENT WITH NRG ENERGY CENTER SAN DIEGO, LLC FOR CHILLED WATER SUPPLY SERVICE TO THE HISTORIC BALBOA THEATRE LOCATED IN THE HORTON PLAZA REDEVELOPMENT PROJECT.

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 Centre City Redevelopment Project Area [Project Area];

WHEREAS, in order to carry out and implement the Redevelopment Plan, the Agency has previously approved the historic rehabilitation of the Balboa Theatre [Theatre] as a public initiative;

WHEREAS, as part of the rehabilitation of the Theatre, the Agency desires to enter into a fifteen-year Agreement with NRG Energy Center San Diego, LLC [NRG] in an amount not to exceed \$85,000, plus monthly payments for chilled water supply service to the historic Balboa Theatre located at 868 Fourth Avenue in the Horton Plaza Redevelopment Project;

WHEREAS, NRG has submitted the proposed Agreement to the Agency in a form desired by NRG; and

WHEREAS, the Centre City Development Corporation, Inc. has reviewed and discussed said proposed Agreement, and has recommended that the Agency approve and enter into the Agreement; and

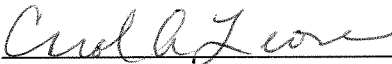
WHEREAS, the Agency has duly considered all terms and conditions of the proposed Agreement and believes that it is in the best interest of the City of San Diego and the health, safety, morals and welfare of its residents, and in accord with the public purposes and provisions of applicable state and local law requirements; NOW THEREFORE,

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

1. That the Agency approves the Agreement with NRG Energy Center San Diego LLC in the amount of \$85,000 for chilled water supply to the Balboa Theatre.
2. That the Executive Director of the Agency, or his designee, is hereby authorized, on behalf of the Agency, to sign all documents necessary and appropriate to carry out and implement the Agreement between the Agency and NRG Energy Center San Diego LLC and administer the Agency's obligations . A copy of the Agreement, when executed by the Agency, shall be placed on file in the office of the Secretary of the Agency as Document No.

D- 04110⁷.


APPROVED: MICHAEL J. AGUIRRE, General Counsel

By 
Carol A. Leone
Deputy Counsel

CAL:cfq
02/02/07
Or.Dept:CCDC
RA-2007-70
MMS#3100
Aud.Cert.:2700542

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of FEB 27 2007.

REDEVELOPMENT AGENCY

By 
Jeannette Santos, Deputy Secretary

Approved: 3.5.07
(date)


JERRY SANDERS, Executive Director

Vetoed: _____
(date)

JERRY SANDERS, Executive Director

Passed by the Redevelopment Agency of The City of San Diego on FEB 27 2007, 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 05 2007

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- 04110