

REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04190

DATE OF FINAL PASSAGE AUG 03 2007

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO AUTHORIZING APPROVAL OF CHANGE ORDER NO. 5 WITH PCL CONSTRUCTION SERVICES, INC. TO ADD \$206,278 FOR CHANGE ORDER NO. 5 FOR A CONTRACT FOR THE REHABILITATION OF THE HISTORIC BALBOA THEATRE 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 Horton Plaza Redevelopment Project Area [Project Area]; and

WHEREAS, the Centre City Development Corporation [CCDC] is responsible for implementing redevelopment projects in the Project Area; and

WHEREAS, in order to carry out and implement the Redevelopment Plan, the Agency approved the Implementation Plans for the period of July 2004 – June 2009 for the Centre City and Horton Plaza Redevelopment Projects; and

WHEREAS, the Implementation Plans identify the Historic Balboa Theatre as a focus project and one of two structures that are blighted and require rehabilitation; and

WHEREAS, a study conducted by Harrison Price Company with assistance from Theatre Projects in 1986 concluded that there was a need for a first class, professional, mid-sized lyric theater (1,500 seats + or -), and over the past seventeen years no new or rehabilitated families have come on line, and therefore, the need has only grown; and

WHEREAS, the Historic Balboa Theatre [Theatre] is an Agency asset; and

WHEREAS, the Theatre is listed on the National Register of Historic Places and the Agency desires to rehabilitate the Theatre for adaptive reuse as a publicly maintained and operated state-of-the-art, multi-purpose, performing arts center; and

WHEREAS, the Agency executed a contract with PCL Construction Services, Inc. on April 25th, 2006 for the renovation phase of the rehabilitation of the Theatre; and

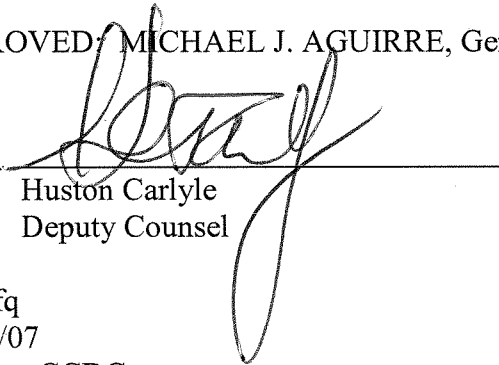
WHEREAS, the Agency has had to modify the contract bid documents to account for differing field conditions or has desired to incorporate enhancements; NOW, THEREFORE,

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

1. That the Agency authorizes the Executive Director and/or his designee to execute Change Order No. 5 in an amount not to exceed \$206,278 to PCL Construction Services, Inc., subject to approval of Change Order No. 5 by the Agency's General Counsel; and
2. That the total amount of the contract shall not now exceed \$17,360,143.

BE IT FURTHER RESOLVED, by the Redevelopment Agency of the City of San Diego, that on March 27, 2001, the Agency adopted R-03314 certifying that the Agency had reviewed and considered information contained in the MEIR and the Environmental Secondary Study prepared for the Balboa Theater Rehabilitation. The Secondary Study found the project to be in compliance with the MEIR and the Planned District Ordinance. Accordingly, considering the work contemplated pursuant to Change Order No. 5, no additional environmental documents are required.

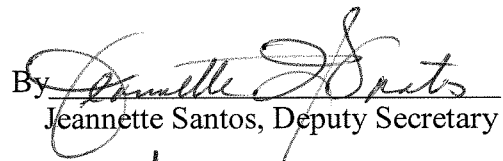
APPROVED: MICHAEL J. AGUIRRE, General Counsel

By 
Huston Carlyle
Deputy Counsel

HC:cfq
07/03/07
Or.Dept:CCDC
Aud.Cert:
RA-2008-5
MMS#5072

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of JUL 31 2007.

REDEVELOPMENT AGENCY

By 
Jeannette Santos, Deputy Secretary

Approved: 8-3-07
(date)


JERRY SANDERS, Executive Director

Vetoed: _____
(date)

JERRY SANDERS, Executive Director

Passed by the Redevelopment Agency of The City of San Diego on JUL 31 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 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 AUG 03 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 *Janette J. Santos*, Deputy

Office of the Redevelopment Agency, San Diego, California.

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