

REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04317

DATE OF FINAL PASSAGE AUG 25 2008

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO (1) MAKING CERTAIN FINDINGS AND DETERMINATIONS PURSUANT TO HEALTH AND SAFETY CODE SECTION 33445 WITH RESPECT TO THE JOINT PROJECTS IN THE GRANTVILLE REDEVELOPMENT PROJECT AREA AND (2) APPROVING A COOPERATION AGREEMENT RELATING TO THE FUNDING OF THE JOINT PROJECTS BY AND BETWEEN THE COUNTY OF SAN DIEGO AND THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO BY USING TAX INCREMENT AND/OR LAND DISPOSITION PROCEEDS IN AN AMOUNT OF \$7,840,000.

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 Grantville Redevelopment Project Area [Grantville Redevelopment Project Area]; and

WHEREAS, over the course of the Agency's implementation of the Redevelopment Plan for the Grantville Redevelopment Project Area [Grantville Redevelopment Plan], the County of San Diego [County] and Agency desire to provide for the project design, acquisition, administration, planning, permits, environmental review, work done as a result of environmental review, legal fees, financing, rehabilitation, construction, inspection, or project management related to project improvements of benefit to the Grantville Redevelopment Project Area, either within or without the Grantville Redevelopment Project Area [Joint Projects]; and

WHEREAS, the County and Agency have determined that the Joint Projects will benefit the Grantville Redevelopment Project Area; and

WHEREAS, the County has determined that its ability to provide to the Grantville Redevelopment Project Area for the benefit of the Grantville community who would be hampered if the Joint Projects not proceed at this time; 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 of the City of San Diego [City Council], 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 and/or land disposition proceeds from the Grantville Redevelopment Project Area to fund the Joint Projects for the benefit of the Grantville community;

WHEREAS, the Agency has been requested to provide an amount of \$7,840,000 to fund the Joint Projects due to the County's lack of funding resources to fund the Joint Projects; and

WHEREAS, the Agency and the County are requested to approve a Cooperation Agreement (Attachment A) [Cooperation Agreement] that governs the administration and implementation of the Joint Projects by the County and/or Agency and oversight of the expenditure of funds by the Agency; and

WHEREAS, all other legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, BE IT RESOLVED, by the Agency, as follows:

1. The Agency hereby finds and determines that:
  - a. The Joint Projects are of benefit to the Grantville Redevelopment Project Area or the immediate neighborhood in which they are located;

- b. No other reasonable means of financing the Joint Projects are available to the community; and
- c. The payment of funds by the Agency for the costs related to the Joint Projects will assist in the elimination of one or more blighting conditions within the Grantville Redevelopment Project Area and the Joint Projects are consistent with the Grantville Redevelopment Plan.

2. The Agency authorizes the use of tax increment and/or land disposition proceeds from the Grantville Redevelopment Project Area to fund Joint Projects, in an amount of \$7,840,000.

3. The Agency approves a Cooperation Agreement between the Agency and the County that governs the administration and implementation of the Joint Projects by the County and/or Agency and oversight of the expenditure of funds by Agency.

4. The Agency Executive Director, or his designee, is authorized to execute the Cooperation Agreement on behalf of the Agency and take any action and execute any and all documents and agreements necessary to implement this Resolution.

BE IT FURTHER RESOLVED, that these activities are covered under the 2006 Final Environmental Impact Report (FEIR) prepared for all developments in the Centre City Redevelopment Project Area, or the 2005 Program Environmental Impact Report (PEIR) prepared for all developments in the Grantville Redevelopment Project Area. These activities are adequately addressed in the environmental documents and there is no change in circumstances, additional information, or project changes to warrant additional environmental review. Because these prior environmental documents adequately cover these activities as part

of a previously approved project, these activities are not a separate project for purposes of CEQA review per CEQA Guidelines Sections §15060(c)(3) and 15378(c).

MICHAEL J. AGUIRRE, General Counsel

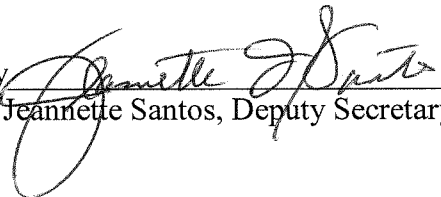
By \_\_\_\_\_

Deputy General Counsel

XX:xxx  
07/12/08  
Or.Dept:R.A.  
Aud.Cert:  
RA-2009-7  
Council:Companion R-2009-64 through R-2009-67  
MMS#6503

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of JUL 29 2008.

REDEVELOPMENT AGENCY

By   
Jeannette Santos, Deputy Secretary

Approved: 8-25-08  
(date)

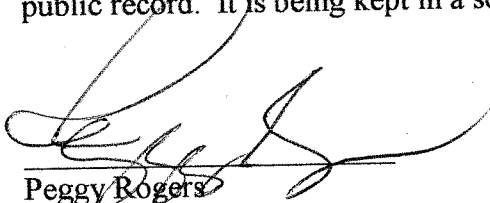
  
JERRY SANDERS, Executive Director

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

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

September 19, 2008

I Peggy Rogers, Deputy City Clerk, do hereby certify that this memorandum authored by Huston Carlyle on July 31, 2008, referred to an attached memorandum further explaining the position of the City Attorney's office authored and signed by City Attorney Michael Aguirre on July 31, 2008. That Memorandum is Attorney/Client privileged and is not a public record. It is being kept in a secure location by City Clerk Elizabeth Maland.

A handwritten signature in black ink, appearing to read 'Peggy Rogers', written over a horizontal line.

Peggy Rogers  
Deputy City Clerk

Passed by the Redevelopment Agency of The City of San Diego on JUL 29 2008, 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 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"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 25 2008

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

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