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10/19/09  
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REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04448

DATE OF FINAL PASSAGE OCT 27 2009

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO [AGENCY] (i) AUTHORIZING THE CONTRIBUTION AND EXPENDITURE OF AGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$705,000 TO PAY FOR CERTAIN CONSULTANT AND OTHER COSTS OF THE CITY OF SAN DIEGO [CITY] ASSOCIATED WITH THE PROPOSED CIVIC CENTER PROJECT; AND (ii) APPROVING OTHER ACTIONS RELATED TO CITY OBLIGATIONS IN CONNECTION WITH THE PROPOSED CIVIC CENTER 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]; and

WHEREAS, the Centre City Development Corporation, Inc. [Corporation] is authorized to administer, on behalf of the Agency, the Project Area; and

WHEREAS, June 9, 2009, the Agency approved the Fiscal Year 2009-2010 Budget for the Centre City and Horton Plaza Redevelopment Projects administered by the Corporation; and

WHEREAS, the Fiscal Year 2009-2010 Budget includes a Civic Center budget line item available to facilitate the Agency funding of certain consultant and other costs of the City of San Diego [City] associated with the proposed Civic Center project, by using Agency funds derived from land disposition proceeds from the Project Area and no tax increment; and

WHEREAS, the Corporation has been assisting the City in identifying and evaluating the City's viable alternatives to satisfy the City's downtown occupancy needs; and

WHEREAS, one of the City's alternatives is a proposal submitted by GEDI California, Inc. [GED] to develop a new City Hall and ancillary private development; and

WHEREAS, if the City decides to enter into negotiations with GED, the City has requested the Agency to expend up to \$705,000 to fund the City's expected costs during negotiation and project review of the proposed Civic Center project including, without limitation, costs associated with negotiating and preparing a development agreement, performing site analysis, conducting environmental and legal reviews, performing financial analysis, and minor design changes; and

WHEREAS, in connection with funding the City's expected costs during negotiation and project review, it is anticipated that the Agency by and through the Corporation will enter into various consultant agreements for the performance of the above tasks for the benefit of the City in furtherance of the City's proposed obligations in connection with the Civic Center project; and

WHEREAS, the Agency finds and determines that the Agency's funding of certain consultant and other costs of the City associated with the proposed Civic Center project and approving other actions related to the City's proposed obligations in connection with the proposed Civic Center project are consistent with the goals and objectives of the Center City Redevelopment Plan and the City of San Diego Downtown Community Plan; and

WHEREAS, this activity is not a "project" within the meaning of the California Environmental Quality Act [CEQA], specifically CEQA Guidelines Section 15378, and thus is not subject to CEQA pursuant to CEQA Guidelines Section 15060(c)(3); NOW, THEREFORE,

BE IT RESOLVED, by the Redevelopment Agency of the City of San Diego [Agency]:

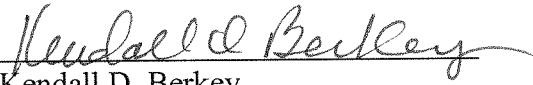
1. That the Agency hereby authorizes the contribution and expenditure of Agency funds derived from land disposition proceeds from the Centre City Redevelopment Project in an amount not to exceed \$705,000 to pay for certain consultant and other costs of the City of San Diego [City] associated with the proposed Civic Center project.

2. That the Agency hereby authorizes the Agency by and through the Centre City Development Corporation, Inc. [Corporation] to enter into and execute consultant agreements for the benefit of the City in furtherance of the City's obligations in connection with the Civic Center project, in such amounts as determined necessary by the Corporation for a total aggregate amount not to exceed \$705,000 and consistent with the terms of this Resolution.

3. That the Agency Executive Director of the Agency or designee is authorized, on behalf of the Agency, to execute all documents necessary and appropriate to carry out and implement the terms of this Resolution and to administer the Agency's obligations, responsibilities and duties to be performed hereunder.

4. That the Agency authorizes the President of the Corporation or designee, for and on behalf of the Corporation, to execute all documents necessary and appropriate to carry out and implement the terms of this Resolution and to administer the Agency's obligations, responsibilities and duties to be performed hereunder as authorized by this Resolution.


APPROVED: JAN I. GOLDSMITH, General Counsel

By   
Kendall D. Berkey  
Deputy General Counsel

KDB:nda  
09/04/09  
Or.Dept:CCDC  
Cert.No: 3000002614  
RA-2010-12  
MMS#10178

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at this meeting of OCT 12 2009.

REDEVELOPMENT AGENCY

By:   
Jeannette Santos, Deputy Secretary

Approved: 10-27-01  
(date)

  
JERRY SANDERS, Executive Director

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

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

The City of San Diego  
**COMPTROLLER'S CERTIFICATE**

**CERTIFICATE OF UNALLOTTED BALANCE**

CC CC3000002614

ORIGINATING

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

Purpose: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Date: \_\_\_\_\_ By: Francisco Lopez

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original 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: \_\_\_\_\_ \$705,000.00

Vendor: City of San Diego

Purpose: Authorized the expenditure of \$705,000 of Agency funds for costs associated with the City of San Diego's obligations associated with the ENA between the City of San Diego and GEDI California for the Civic Center Project.

Date: September 3, 2009 By: Francisco J. Lopez

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
1	400424	920519100000	920519100101	othr-0000000002-ns	512059	2220	2220500011		\$705,000.00
TOTAL AMOUNT									\$705,000.00

FUND OVERRIDE

CC CC3000002614

Passed by the Redevelopment Agency of The City of San Diego on OCT 12 2009, by the following vote:

Agency Members	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<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"/>
Carl DeMaio	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<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"/>

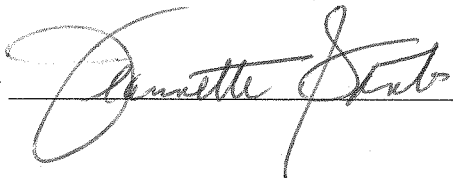
Date of final passage OCT 27 2009.

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- 04448