

REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO



RESOLUTION NUMBER R- 04587

DATE OF FINAL PASSAGE NOV 30 2010

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO (i) APPROVING THE COOPERATION AGREEMENT BY AND BETWEEN THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO AND THE CITY OF SAN DIEGO FOR MORLEY GREEN; AND (ii) APPROVING THE TRANSFER OF REAL PROPERTY KNOWN AS MORLEY GREEN TO THE CITY OF SAN DIEGO.

WHEREAS, the Redevelopment Agency of the City of San Diego (Agency) is engaged in the activities necessary to carry out and implement the Redevelopment Plan for the Linda Vista Redevelopment Project Area (Project Area); and

WHEREAS, in 1976 the Agency acquired certain real property within the Project Area commonly known as "Morley Green" – a strip of land consisting of approximately 1.25 acres, designated as open space, improved as a passive park, identified as Assessor Parcel Number 431-320-22, bounded by Morley Street, Comstock Street, Linda Vista Road and Ulric Street (Property); and

WHEREAS, the effectiveness of the Redevelopment Plan for the Project Area is scheduled to terminate on November 12, 2012 (Project Sunset Date), prior to which the Agency desires to transfer the Property to the City of San Diego (City) to ensure its preservation as a mini-park in perpetuity, in compliance with the Linda Vista Community Plan, adopted effective December 1, 1998 (Community Plan); and

WHEREAS, the Agency intends to transfer, and the City intends to accept, fee title of the Property by Grant Deed; and

WHEREAS, the Agency and the City desire to enter into a Cooperation Agreement for the purpose of setting forth their mutual agreement on certain terms and conditions in connection with the Agency's transfer of fee title to the Property, and the City's acceptance of fee title to the Property, by Grant Deed for use as a public park; NOW, THEREFORE,

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

1. That the Agency approves the Cooperation Agreement by and between the Agency and the City for the transfer of the Property; a copy of the Cooperation Agreement, upon execution by the Agency, shall be placed on file in the office of the secretary of the Agency as Document No. D- 04587

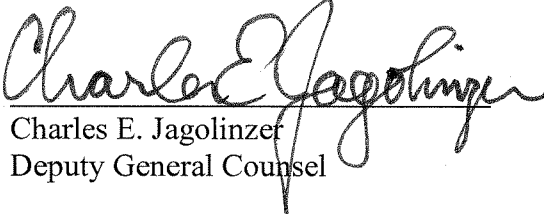
2. That the Agency authorizes the Agency Executive Director or designee to execute the Cooperation Agreement and all other documents necessary and appropriate to carry out the Cooperation Agreement, and to administer the Agency's obligations, responsibilities, and duties to be performed thereunder.

3. That the Agency approves the transfer of the Property known as the Morley Green to the City in accordance with the terms of the Cooperation Agreement and pursuant to that certain Grant Deed attached in substantial form as Exhibit "C" to the Cooperation Agreement.

4. That the Agency hereby authorizes the Agency Executive Director or designee to execute the Grant Deed for the transfer of the Property in accordance with the terms of the Cooperation Agreement, and all other documents necessary and appropriate to carry out the Grant Deed, and to administer the Agency's obligations, responsibilities, and duties to be performed thereunder.

5. That the Agency hereby directs the Agency Executive Director or designee to pursue grant funds, including Community Development Block Grant funds, which funds, if granted, shall be used to make necessary improvements to Morley Green including addressing Americans with Disabilities Act (ADA) deficiencies.

APPROVED: JAN I. GOLDSMITH, General Counsel

By 
Charles E. Jagolinzer
Deputy General Counsel

KDB:CEJ:nja
11/01/10
12/08/10 Rev.Copy
Or.Dept:Redev.Agency
RA-2011-31
Prolaw#2010-01357
Comp. R-2011-434

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at this meeting of NOV 30 2010.

REDEVELOPMENT AGENCY

By 
Jeannette Santos, Deputy Secretary

Approved: _____
(date)

JERRY SANDERS, Executive Director

Vetoed: _____
(date)

JERRY SANDERS, Executive Director

Please note that the Executive Director did not sign this resolution within the specific time limit. See San Diego City Charter Section 280(c)(4).

Passed by the Redevelopment Agency of The City of San Diego on NOV 30 2010, by the following vote:

Agency Members	Yeas	Nays	Not Present	Recused
Sherri Lightner	<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"/>
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 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"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 30 2010.

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- 04587