

(RA-93-30)
REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO
RESOLUTION NO. 2137
ADOPTED ON SEPTEMBER 15, 1992

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO APPROVING THE FIFTH
IMPLEMENTATION AGREEMENT BETWEEN THE
REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO
AND SAN DIEGO TOWER ASSOCIATES, L.P., A
CALIFORNIA LIMITED PARTNERSHIP ("DEVELOPER").

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

WHEREAS, in order to carry out and implement such Redevelopment Plan, the Agency has theretofore entered into that certain Disposition and Development Agreement (the "DDA") dated March 1, 1989, as amended by a First Implementation Agreement dated March 8, 1991, a Second Implementation Agreement dated July 15, 1991, a Third Implementation Agreement dated December 24, 1991, and a Fourth Implementation Agreement dated July 30, 1992 said documents are on file in the office of the Secretary to the Agency, and collectively with this Fifth Implementation Agreement, are referred to herein as the "Agreement"; and

WHEREAS, in order to carry out and implement such Redevelopment Plan under said Agreement, the Agency and the Developer propose (pursuant to the terms and conditions of the Fifth Implementation Agreement) to revise the Schedule of Performance, and to make certain other changes deemed appropriate by the parties; and

WHEREAS, the Developer has submitted to the Agency copies of the proposed Fifth Implementation Agreement in a form desired by the Developer; and

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

WHEREAS, the Agency has duly considered all terms and conditions of

the proposed Fifth Implementation Agreement and believes that the conditions contained in the Fifth Implementation Agreement are in the best interest of the City 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 and requirements; NOW, THEREFORE,

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

1. That the proposed Fifth Implementation Agreement and the terms and conditions thereof are hereby approved.

2. That the Executive Director of the Agency, or his designee, is hereby authorized to execute the Fifth Implementation Agreement, on behalf of the Agency. A copy of the Fifth Implementation Agreement when executed by the Agency shall be placed on file in the office of the Secretary to the Agency as Document No. 1956.

3. 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 Fifth Implementation Agreement and to administer the Agency's obligations, responsibilities and duties to be performed under the Fifth Implementation Agreement.

APPROVED: JOHN W. WITT, General Counsel

By

Allisyn L. Thomas
Deputy Counsel

ALT:pev

09/10/92

Or.Dept:CCDC

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