

(RA-93-98)
REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO
RESOLUTION NO. 2224
ADOPTED ON APRIL 13, 1993

RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE
CITY OF SAN DIEGO APPROVING THE FIRST
IMPLEMENTATION AGREEMENT TO THE DISPOSITION
AND DEVELOPMENT AGREEMENT BETWEEN THE
REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO
AND PACIFIC SCENE, INC., AND PATRICK
DEVELOPMENT, LTD.

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 Southcrest Redevelopment Project (the "Project"); and

WHEREAS, the Agency has theretofore entered into that certain Disposition and Development Agreement dated August 13, 1990 (the "DDA") with Pacific Scene, Inc., and Patrick Development, Ltd. (the "Developer"), for the sale of certain real properties in the Project area for the development and construction of a residential community in order to carry out and implement the Redevelopment Plan; and

WHEREAS, in order to modify the obligations set forth in the DDA and to carry out and implement the Redevelopment Plan, the Agency proposed to approve a First Implementation Agreement to revise the Schedule of Performance under the DDA and to make other conforming changes to accommodate an adjacent commercial development on Agency-owned land, but without changing the residential development planned under the DDA; and

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

WHEREAS, the Board of Directors for the Southeast Economic Development Corporation, Inc., has reviewed and discussed the proposed First Implementation Agreement and has recommended that the Agency enter into the First Implementation Agreement; and

WHEREAS, the Agency has duly considered all terms and conditions of the proposed First Implementation Agreement and believes that the redevelopment of the real property pursuant to the proposed First Implementation Agreement is 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 Agency recognizes that it has received and heard all oral and written objections to the proposed First Implementation Agreement, and to other matters pertaining to this transaction, and that all such oral and written objections are hereby overruled.

2. That the First Implementation Agreement and the terms and conditions thereof are hereby approved.

3. That the Executive Director of the Agency, or his designee, is hereby authorized to execute, for and on behalf of the Agency, the First Implementation Agreement, a copy of the First Implementation Agreement, when executed by the Agency, shall be placed on file in the office of the Secretary to the Agency as Document No. 2024.

4. 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 DDA as revised by the First Implementation Agreement and to administer the Agency's obligations, responsibilities and duties to be performed under the DDA as revised by the First Implementation Agreement.

APPROVED: JOHN W. WITT, General Counsel

By

Allisyn L. Thomas

Deputy Counsel

ALT:lc

02/11/93

Or.Dept:SEDC

RA-93-98

Form=ra.t