

CITY COUNCIL OF THE CITY OF SAN DIEGO

RESOLUTION NO. R-250339

(R. 80-582)

OCT 2 1979

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE LEASE OF CERTAIN PROPERTIES IN THE HORTON PLAZA REDEVELOPMENT PROJECT BY THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO TO THE CITY OF SAN DIEGO; AND MAKING CERTAIN FINDINGS WITH RESPECT TO SUCH LEASE

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 Horton Plaza Redevelopment Project; and

WHEREAS, in order to carry out and implement such Redevelopment Plan the Agency has heretofore entered into that certain First Amended Disposition and Development Agreement (the "Agreement") with Ernest W. Hahn, Inc. (the "Developer") for the sale, lease and sublease of real properties in the Redevelopment Project for the development and construction of a major regional shopping center; and

WHEREAS, pursuant to the Agreement the Agency proposes to acquire certain real properties comprising Parcels B and C as described in the Agreement (the "Site" as referred to in the Lease Agreement), construct parking facilities and related public improvements thereon (the "Facility" as referred to in the Lease Agreement), and lease the Site and the Facility (the "Leased Premises" as referred to in the Lease Agreement) to the City of San Diego (the "City") pursuant to a certain Lease Agreement between the City and the Agency, a copy of which Lease Agreement is on file in the office of the City Clerk as Document No. RR-250339 and

WHEREAS, this City Council has duly held a public hearing on the proposed lease of the Leased Premises pursuant to such Lease Agreement; having duly published notice of such public hearing and made copies of the proposed Lease Agreement, and other reports and documents (including the summary provided for pursuant to Section 33433) available for public inspection and comment; and

WHEREAS, the City Council has duly considered all terms and conditions of the proposed lease of real properties and believes that the redevelopment of the real properties pursuant to the proposed Lease Agreement is in the best interests 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 City Council of the City of San Diego as follows:

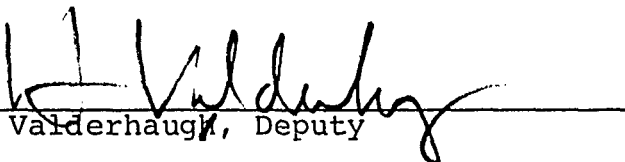
1. The City Council recognizes that it has received and heard all oral and written objections to the proposed Lease Agreement, to the proposed lease of the Leased Premises pursuant to the proposed Lease Agreement, and to other matters pertaining to this transaction, and that all such oral and written objections are hereby overruled.

2. The City Council hereby finds and determines that the consideration to be paid by the City to lease the Leased Premises is not less than fair market value in accordance with the covenants and conditions governing such lease. The City Council hereby further finds and determines that all consideration to be paid under the proposed Lease Agreement is in amounts necessary to effectuate the purposes of the Redevelopment Plan for the Horton Plaza Redevelopment Project.

3. The lease of the Leased Premises, and the proposed Lease Agreement which establishes the terms and conditions for the lease are hereby approved.

4. The City Council hereby authorizes the City Clerk to deliver a copy of this Resolution to the Executive Director and members of the Agency.

APPROVED: JOHN W. WITT, City Attorney

By 
H. Valderhaug, Deputy

Passed and adopted by the Council of The City of San Diego on OCT 2 1979,
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

By Valerie Blochman, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R- 250339 Adopted OCT 2 1979