

(R-86-2336)

RESOLUTION NUMBER R- **265853**

ADOPTED ON JUN 2 1986

WHEREAS, AB 3810 (Stirling) authorizes The City of San Diego and the County of San Diego to create by joint powers agreement the San Diego Courthouse, Jail, and Related Facilities Development Agency (hereinafter "Agency") for the purpose of constructing a combined courthouse and jail facility, including a parking garage and other related improvements; and

WHEREAS, the Agency would have all the powers of a redevelopment agency, including the right to receive tax increments from property and sales taxes; and

WHEREAS, the Agency would be governed by a nine-member board consisting of one City Councilmember, one Supervisor, the County Sheriff, the President of the County Bar Association, and a citizen designated by each of the following: the Board of Supervisors, the City Council, the Presiding Judge of the Municipal Court, the Presiding Judge of the Superior Court, and the District Attorney; and

WHEREAS, the bill provides that the County may transfer to the Agency the surcharge moneys it now receives on parking tickets (currently \$3 on each parking citation) for courthouse or criminal justice facility construction; and

WHEREAS, in addition, the bill gives the Agency board of directors authority to allot up to 15% of the fines and forfeitures received by the City from the service area of the downtown courts; and

WHEREAS, the bill provides that any action taken by the board can be overturned by a two-thirds vote of either the City Council or the Board of Supervisors occurring within fourteen days of the Agency action; and

WHEREAS, the other sources of revenues for the Agency would be rents, parking fees and tax increments generated by the facility, and any state or federal funds the City or County may choose to allot, which have been received for purposes of the facility; and

WHEREAS, the City Attorney and Financial Management are supportive of the bill as a possibly useful tool for financing such a facility but believe the bill should be amended to protect the City against a possible loss of fines and forfeiture revenue; and

WHEREAS, the City Attorney recommended that the City support the bill if it is amended to provide for specific ratification of any Agency allocation or expenditure of funds by simple majority vote of the City Council and Board of Supervisors; and

WHEREAS, on May 19, 1986, the Rules Committee voted to approve that recommendation and now forwards the matter to the full Council for its consideration; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego that this Council hereby expresses its support of AB 3810 (Stirling) provided it is amended as recommended by the City Attorney and

Director of Financial Management, said recommendations are set forth in IRD Report No. 86-29, dated May 14, 1986.

APPROVED: JOHN W. WITT, City Attorney

By Jack Katz
Jack Katz, Chief Deputy

JK:smm
5/22/86
Or.Dept:IRD
R-86-2336
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Passed and adopted by the Council of The City of San Diego on JUN 2 1986,
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VACANT

AUTHENTICATED BY:

ED STRUIKSMA
Deputy Mayor of The City of San Diego, California.

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

(Seal)

By Ellen Board, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number R-265853	Adopted JUN 2 1986

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