

(R-89-1466)

RESOLUTION NUMBER R- 272810

ADOPTED ON FEB 7 1989

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AMENDING THE DISPOSITION AND DEVELOPMENT AGREEMENT WITH SAN DIEGO COLLEGE OF RETAILING.

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 Mount Hope Redevelopment Project (the "Project"); and

WHEREAS, the Agency has previously approved a Disposition and Development Agreement dated October 14, 1986, as amended by a First Implementation Agreement dated December 19, 1986, Second Implementation Agreement dated February 25, 1987, and a Third Implementation Agreement (collectively the "Agreement") with the San Diego College Retailing (the "Developer") for the sale of certain real property within the Project area (the "Property") for the development and construction of a facility of approximately 45,000 square feet in the Project Area for the operation of retail uses and a school or retail training facility; and

WHEREAS, the Agency and the Developer now propose to enter into a First Amendment to the Disposition and Development Agreement (the "First Amendment") with the Developer for the purpose of amending the Agreement and providing for the development of a new facility of approximately 95,000 square feet on the Property; and

WHEREAS, the Developer has executed and submitted to the Agency and the Council of The City of San Diego (the "Council") copies of said proposed First Amendment in a form desired by the Developer; and

WHEREAS, the Southeast Economic Development Corporation, Inc., has reviewed and discussed said proposed First Amendment and has recommended that the Council approve and the Agency enter into the First Amendment; and

WHEREAS, pursuant to the California Community Redevelopment Law (California Health and Safety Code, Section 33000 et seq.) the Agency and the Council held a joint public hearing on the proposed First Amendment; having duly published notice of such public hearing and made copies of the proposed First Amendment, and other reports and documents (including an amendment to the summary provided for in Section 33433) available for public inspection and comment; and

WHEREAS, the Council has duly considered all terms and conditions of the proposed First Amendment and believes it 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,

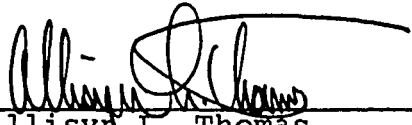
BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. The Council recognizes that it has received and heard all oral and written objections to the proposed First Amendment and to other matters pertaining to this transaction, and that all such oral and written objections are hereby overruled.

2. The Council hereby authorizes the City Clerk to deliver a copy of this resolution to the Executive Director and members of the Agency. A copy of the First Amendment when executed by the Agency shall be placed on file in the office of the City Clerk as Document No. RR-272840.

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 First Amendment and to administer the Agency's obligations, responsibilities and duties to be performed under the First Amendment.

APPROVED: John W. Witt, City Attorney

By 
Allisyn L. Thomas
Deputy City Attorney

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02/01/89
Or.Dept:SEDC
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FEB 7 1989

Passed and adopted by the Council of The City of San Diego on.....
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<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"/>
H. Wes Pratt	<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"/>
J. Bruce Henderson	<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"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

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

(Seal)

By *Rhonda R. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R272840* Adopted FEB 7 1989

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