

RESOLUTION NUMBER R- 290529

ADOPTED ON JUL 28 1998

WHEREAS, the National Football League (the "League") owns, produces, and controls the annual professional football championship game known as the "Super Bowl," the largest national annual sporting event held in this country; and National Football League Properties, Inc ("NFLP" or, together with the League, the "NFL") owns, produces, and controls the "NFL Experience" and other events hosted by NFLP associated with the Super Bowl ("Official Events"); and

WHEREAS, the City of San Diego (the "City") is desirous of hosting Super Bowl XXXVI and has within its jurisdiction facilities and their premises, access roads, thoroughfares and other areas which may be used for the purposes of organizing, financing, promoting, accommodating, staging and conducting Super Bowl XXXVI and its related Official Events and activities; and

WHEREAS, the City is officially charged with the responsibility to provide fire and medical emergency services within the City; NOW, THEREFORE,

BE IT RESOLVED, as requested by the NFL, and as part of the formal bid of the City to be designated as the site for Super Bowl XXXVI, the City declares as follows:

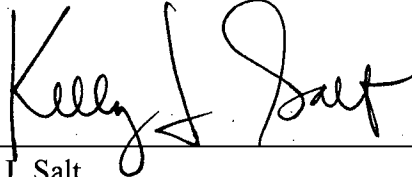
1. Upon designation of the City as the site for Super Bowl XXXVI, and at all times thereafter, the City shall provide all fire and medical emergency services (including without limitation proper fire safety enforcement, emergency dispatch and paramedic services and supplies for the protection of people and property) reasonably necessary for the success of Super Bowl

XXXVI and related Official Events within its jurisdiction (whether, recognizing the uniqueness and extraordinary scope of the Super Bowl, such services are below, equal to or beyond the normal level and range of public safety services usually provided for events held within the City), including all planning, training or deployment activities related to the provision of such services, all at no cost, expense or liability to the NFL or the two participating Teams (the "Teams"), except as otherwise provided in the City's formal bid for Super Bowl XXXVI.

2. Upon designation as the site for Super Bowl XXXVI, and at all times thereafter, the Fire Marshall shall acknowledge the unique and temporary status of construction related to the Super Bowl and its Official Events and shall issue appropriate waivers for temporary structures to be constructed at QUALCOMM Stadium (the "Stadium") for the Super Bowl.

3. Except as otherwise provided in the City's formal bid, the City agrees that neither the NFL, nor the Teams, nor any director, shareholder, officer, agents, employee or other representative of the NFL or the Teams shall be held accountable for or incur any financial responsibility or liability of any kind or nature whatsoever in connection with the fire and medical emergency services planned and/or provided relating to Super Bowl XXXVI and related Official Events.

APPROVED: CASEY GWINN, City Attorney

By  _____
Kelly J. Salt
Deputy City Attorney

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Or.Dept.Fin.&Tech.Svcs.
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