

RESOLUTION NUMBER R- 292186

ADOPTED ON SEP 14 1999

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE THIRD IMPLEMENTATION AGREEMENT TO THE DISPOSITION AND DEVELOPMENT AGREEMENT WITH RESPECT TO PARCEL A-2 OF THE LITTLE ITALY NEIGHBORHOOD DEVELOPMENT [LIND] BETWEEN THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO AND BARONE GALASSO AND ASSOCIATES.

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 Centre City Redevelopment Project area [the Project]; and

WHEREAS, in order to carry out and implement the Redevelopment Plan, the Agency has entered into that certain Disposition and Development Agreement, dated December 11, 1995, and on file in the office of the Secretary to the Agency as Document No. D-02568 and in the office of the City Clerk as Document No. RR-286748; as amended by the First Implementation Agreement to Disposition and Development Agreement, dated April 23, 1997, and on file in the office of the Secretary to the Agency as Document No. D-02735; and by the Second Implementation Agreement to Disposition and Development Agreement, dated March 26, 1999, and on file in the office of the Secretary to the Agency as Document No. D-02959; with Barone Galasso and Associates [Developer] [collectively referred to as the DDA, as amended] which provides for the construction of a mixed-use development within the Project area [the Development]; and

WHEREAS, in order to further implement the Development under the DDA, as amended, the Agency and Developer propose, pursuant to the terms and provisions of the proposed Third Implementation Agreement to Disposition and Development Agreement, to modify the DDA, as amended, by amending the Schedule of Performance and Scope of Development; and

WHEREAS, Centre City Development Corporation, Inc. [CCDC], has reviewed and discussed the proposed Third Implementation Agreement to Disposition and Development Agreement, and has recommended that the Council approve and the Agency approve and enter into the Third Implementation Agreement; and

WHEREAS, the Council has duly considered the recommendations of CCDC and all terms and conditions of the Third Implementation Agreement and believes that the changes contained therein are 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. That it approves the Third Implementation Agreement to Disposition and Development Agreement in order amend the Schedule of Performance and Scope of Development in regards to Parcel A-2 of the Little Italy Neighborhood Development [LIND].
2. That the City Clerk is authorized to deliver a copy of this resolution to the Executive Director and members of the Agency. A copy of the Third Implementation Agreement

to Disposition and Development Agreement, when executed by the Agency, shall be placed on file in the office of the City Clerk as Document No. RR- ~~292185~~.

APPROVED: CASEY GWINN, City Attorney

By Elisa A. Cusato
Elisa A. Cusato
Deputy City Attorney

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