WHEREAS, on March 30, 1971, the City and the County of San Diego entered into a lease agreement, a copy of which is on file in the Office of the City Clerk as document No. 44-735545 [the Lease], subsequently amended by a first amendment dated January 23, 1976 and by a Second Amendment to Lease dated June 19, 1984; and

WHEREAS, the City proposes to sell a portion of the leased property to the San Diego Humane Society and S.P.C.A. [Humane Society] for the co-location of animal shelter and care facilities by the City and the Humane Society, and

WHEREAS, the sale requires a revision to the boundaries of the Lease; and

WHEREAS, the County has agreed to contribute Two Million Dollars ($2,000,000) to the construction of a new City facility on the leased premises, to be operated by the County pursuant to the animal control services agreement between the City and the County on the terms and conditions provided in the Third Amendment to Lease Agreement; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is authorized to execute, for and on behalf of The City of San Diego, a Third Amendment to Lease Agreement with the County of San Diego, a political subdivision, revising the boundaries of the central animal shelter leasehold and setting forth the terms and conditions for County participation in reconstruction of the shelter, under the terms and conditions set forth in the Third Amendment to Lease Agreement on file in the office of the City Clerk as Document No. **292961**

RR-_____.

BE IT FURTHER RESOLVED, that the acceptance and expenditure of a deposit from the County of San Diego is authorized in the amount of $2,000,000 for construction of the replacement central animal shelter, which is documented and accounted for as 25% County equity in the new building, to be deposited into Fund 63092.

APPROVED: CASEY GWINN, City Attorney

By _Prescilla Dugard_
Prescilla Dugard
Deputy City Attorney

PD:cdk
03/29/00
Or.Dept:Emp.Rel. & Spec.Projects
R-2000-1078
Form=leaser.frm

R- 292961