

RESOLUTION NUMBER R- 297372

ADOPTED ON ~~NOV 25 2002~~

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A JOINT EXERCISE OF POWERS AGREEMENT WITH THE STATE OF CALIFORNIA FOR THE OVERSIGHT OF DEVELOPMENT OF A STATE OFFICE BUILDING IN THE CITY OF SAN DIEGO

WHEREAS, the State of California [State] intends to construct a new State office building and associated child care and parking facilities on real property bounded by Ash, Union, "A," State Street, and Front Street within the City of San Diego [the Project]; and

WHEREAS, pursuant to Government Code sections 6500, *et. seq.*, two or more public agencies may jointly exercise any power common to each where their respective legislative or other governing bodies permit; and

WHEREAS, pursuant to Government Code section 14669.16, State and City may enter into an agreement for the purpose of creating a joint powers authority to be known as the "San Diego State Building Joint Powers Authority" [the Authority] to manage, oversee, control and otherwise orchestrate the development of the Project; and

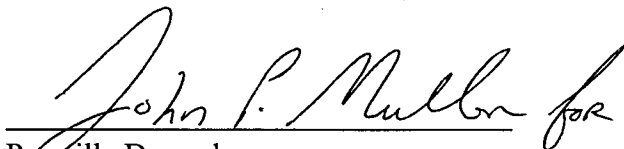
WHEREAS, a joint powers authority is necessary and appropriate to oversee the building process and to ensure building consistency with the City of San Diego and the Centre City Development Corporation's downtown building plan; and

WHEREAS, the Authority is not intended to have and the Agreement is not intended to convey to the Authority any power or responsibility with respect to the disposition of the existing State office building on the Project site; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is authorized and empowered to execute, for and on behalf of the City, a joint powers agreement with the State of California, acting through the Department of General Services, for creation of a joint powers authority to be known as the San Diego State Building Joint Powers Authority, under the terms and conditions set forth in the Joint Powers Agreement.

BE IT FURTHER RESOLVED, that the City Manager is authorized to execute an amendment to the Agreement, if deemed necessary by the State to clarify that the Agreement does not convey any rights or responsibilities to the Authority with respect to the existing State office building on the Project site.

APPROVED: CASEY GWINN, City Attorney

By 
Prescilla Dugard
Deputy City Attorney

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