

RESOLUTION NUMBER R- 299421

ADOPTED ON JUL 12 2004

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE FOR LIBRARY STORAGE AT 707 BROADWAY TOWER.

WHEREAS, the City of San Diego and 707 Broadway, LLC, a California limited liability company, entered into the Office Lease dated June 4, 2001, for approximately 15,009 square feet of office and storage space at the 707 Broadway Tower, including the entire third floor and a portion of the basement level B-2, for use by the Library; and

WHEREAS, 7th & Broadway Partners, LLC, a Delaware limited liability company, 901 7th Avenue Partners, LLC, a Delaware limited liability company, and 707 Weber, LLC, a California limited liability company, have acquired the ground leasehold interest in the real property and title to the improvements located at 707 Broadway Tower from 707 Broadway, LLC and have succeeded 707 Broadway, LLC in interest under the Office Lease; and

WHEREAS, the Library wishes to lease an additional 963 square feet in Suite L of the B-2 basement level for storage purposes only; and

WHEREAS, the term of the proposed storage lease is coterminous with the existing lease, expiring December 25, 2006, at a rental rate of \$963 per year; NOW, THEREFORE,


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

1. That the City Manager is authorized to execute, for and on behalf of the City of San Diego, a lease agreement with 7th & Broadway Partners, LLC, 901 7th Avenue Partners, LLC, and 707 Weber, LLC, for storage of library materials at a rental of \$963 until

December 25, 2006, on the terms and conditions substantially as set forth in the Storage Lease Agreement on file in the office of the City Clerk as Document No. RR - 299421.

2. That the City Auditor and Comptroller is authorized to expend an amount not to exceed \$3,852 from the Library Budget, Fund No. 100, Dept. 310, for FY 2004. Expenditures for rent for FY2005 are contingent upon approval of the FY 2005 Budget by the Mayor and City Council.

APPROVED: CASEY GWINN, General Counsel

By   
Elisa A. Cusato  
Deputy City Attorney

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05/06/04  
Or.Dept:READ  
Aud.Cert:2401047  
R-2004-1204

**The City of San Diego  
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2401047

ORIGINATING DEPT. NO.: 310

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \_\_\_\_\_ Fund: \_\_\_\_\_

Purpose: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$3,852.00

Vendor: 7th and Broadway Partners, LLC

Purpose: Authorizing the expenditure for the lease of storage space at 707 Broadway Suite L in the B2 level, in an amount not to exceed \$3,852. Rent for FY05 is contingent upon City Council's approval of the FY05 budget.

Date: April 29, 2004 By: \_\_\_\_\_  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	100	310	4001	4682	2024				\$3,852.00
TOTAL AMOUNT										\$3,852.00

DIVISION  
 APR 29 PM 1:54  
 CITY ATTORNEY

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2401047

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JUL 12 2004