

RESOLUTION NUMBER R- 300606

ADOPTED ON JUN 27 2005

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY MANAGER TO APPROVE A FURTHER ENCUMBRANCE OF \$1.4 MILLION BY WAVE HOUSE BELMONT PARK, LLC ON THE LEASEHOLD AT BELMONT PARK

WHEREAS, the City leases its property at Belmont Park to Wave House Belmont Park, LLC, [Lessee] pursuant to a percentage lease authorized by the City Council which expires in 2038 [the Lease]; and

WHEREAS, the leasehold includes the historic Plunge swimming pool and 70,000 square feet of commercial space to house specialty retail shops, restaurants, game rooms, miscellaneous attractions, and water features in the common areas; and

WHEREAS, the Lessee is in the process of creating a water-themed recreational and visitor oriented commercial complex at Belmont Park to generate business and improve the performance of the property, and has installed an artificial wave attraction; and

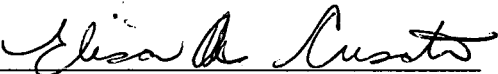
WHEREAS, the City Council approved the encumbrance of the leasehold with Lessee in the amount of \$9 million on August 2, 2004, pursuant to Resolution No. R-299522; and

WHEREAS, Lessee requires an additional \$1.4 million to finance the renovation of the Plunge swimming pool building, the installation of landscaping, and the construction of water-themed attractions; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the City Manager, or designee, is authorized to approve the further encumbrance of the leasehold with Wave House Belmont Park, LLC, in an amount not to exceed \$1.4 million in addition to the previously-

approved \$9 million loan, on the terms as substantially set forth in the City Manager's Report
No. 05-152 and the attachments to that Report, a copy of which is on file in the Office of the
City Clerk as Document No. RR- 300606.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Elisa A. Cusato
Deputy City Attorney

EAC:nda
06/17/05
Or.Dept:READ
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