(R-2005-1369 COR.COPY)

RESOLUTION NUMBER R- 300847 ADOPTED ON SEP 1 9 2005

WHEREAS, the City of San Diego is the owner of the San Diego Community Concourse located at 202 C Street, San Diego, California, including the Copper Room on the second floor; and

WHEREAS, the San Diego Civic Opera [Opera] is a non-profit corporation that produces operas in San Diego; and

WHEREAS, the City and Opera have had an agreement whereby Opera uses the Copper Room for rehearsal space and City and Opera desire to continue the arrangement; and

WHEREAS, the City and Opera have negotiated a one year lease with the option for four one-year extensions for use of the Copper Room for rehearsals at the initial rental rate of \$41,000.00 per year, increasing 3% each successive year; and on such other terms and conditions as are substantially set forth in the form of agreement; and

WHEREAS, the City's valuation staff has determined that the proposed rent is within the range of fair market values for the property to be leased;

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is hereby authorized and empowered to execute, for and on behalf of City, a lease agreement between the City and San Diego Civic Opera for use of the Copper Room located within the San Diego Community Concourse for a period of one year with the option for four one-year

extensions and upon such other terms and conditions as are substantially set forth in the form of agreement attached to City Manager Report No. <u>05-163</u>, dated <u>July 13</u>, 2005.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

Ву

Carrie L. Gleeson

Chief Deputy City Attorney

CLG:pev 06/21/05 06/30/05 COR.COPY Or.Dept:READ R-2005-1369 MMS #2159