

ORDINANCE NUMBER O- 19496 (NEW SERIES)

DATE OF FINAL PASSAGE JUN 7 2006

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORT; AND AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO, FOR THE LEASE AND MAINTENANCE OF CORTEZ HILL / TWEET STREET PARK.

WHEREAS, the Agency desires to provide financial assistance to the City of San Diego [City] to allow the City to lease unused right of way property owned by the California Department of Transportation [Cal Trans] within the boundaries of Cortez Hill/Tweet Street Park.

WHEREAS, the Agency further desires to construct public improvements to Cortez Hill/Tweet Street Park [Public Improvements].

WHEREAS, the City desires to enter into the Lease Agreement with Cal Trans and maintain the Public Improvements in accordance with the City's standard maintenance procedures for public parks within the City of San Diego, in exchange for the Agency's financial assistance and construction of the Public Improvements.

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

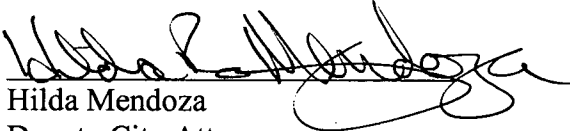
Section 1. That the Mayor of the City of San Diego, or designee, is authorized to execute for and on behalf of the City of San Diego, a Marler Johnson Park Lease Agreement with the State of California Department of Transportation, for the lease of a portion of right-of-way at Date Street and Tenth Avenue, under the conditions set forth in that Lease Agreement on file in the office of the City Clerk as Document No. 00-19496-1.

Section 2. That the Mayor of the City of San Diego, or lawful designee, is authorized to execute for and on behalf of the City of San Diego, an Agreement with the Redevelopment Agency of the City of San Diego, for the maintenance of Cortez Hill / Tweet Street Park located on Date Street and Tenth Avenue. A copy of that Agreement is on file in the office of the City Clerk as Document No. 00-19496-2.

Section 3. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 4. That this ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Hilda Mendoza  
Deputy City Attorney

SYC:mm  
03/23/06  
Dept: CCDC  
O-2006-109  
MMS#3154  
Companion: RA-2006-104,105,106 & O-2006-109

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of MAY 30 2006.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 6-7-06  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor