

(R-2007-558) (B)
337b 11/28
11-2806
MEET
ORG

RESOLUTION NUMBER R- 302149

DATE OF FINAL PASSAGE DEC 06 2006

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SALE OF CERTAIN PROPERTY LOCATED AT 808 WEST CEDAR STREET (ASSESSOR'S PARCEL NOS. 533-311-07 AND 533-311-08) IN THE CENTRE CITY REDEVELOPMENT PROJECT AREA (THE EXISTING LOCATION OF MONARCH SCHOOL) TO MONARCH SCHOOL PROJECT; APPROVING THE DISPOSITION AGREEMENT PERTAINING THERETO; AND MAKING CERTAIN FINDINGS WITH RESPECT TO SUCH SALE.

WHEREAS, the Redevelopment Agency of the City of San Diego [Agency] is engaged in activities necessary to carry out and implement the Redevelopment Plan for the Centre City Redevelopment Project [Project]; and

WHEREAS, in order to carry out and implement such Redevelopment Plan the Agency proposes to sell certain property [the Site] legally described as Right of Way lots 13, 14 and 15 of Middletown, in the City of San Diego, County of San Diego, State of California, according to the Partition Map thereof made by J.E. Jackson, on file in the Office of the County Clerk of said San Diego County, located at 808 West Cedar Street [Assessor's Parcel Nos. 533-311-07 and 533-311-08] to Monarch School Project, a California nonprofit public benefit corporation [Participant] pursuant to the terms and provisions of a certain Disposition Agreement [Agreement], which Agreement contains a description of the Site and provides for the continued operation of a school for disadvantaged children on the Site and the possible redevelopment of the Site for a larger school facility for disadvantaged children; and

WHEREAS, the Participant has submitted to the Agency and this City Council of the City of San Diego copies of said proposed Agreement in a form desired by the Participant; and

WHEREAS, the Centre City Development Corporation, Inc., has reviewed and discussed said proposed Agreement, and has recommended that the City Council approve and the Agency enter into the Agreement; and

WHEREAS, pursuant to the California Community Redevelopment Law (California Health and Safety Code, Sections 33000, *et seq.*) the Agency and this City Council held a joint public hearing on the proposed sale of such real property pursuant to such Agreement, having duly published notice of such public hearing and made copies of the proposed Agreement and other reports and documents available for public inspection and comment; and

WHEREAS, the City Council has duly considered all terms and conditions of the proposed sale of real property and believes that the sale of the real property pursuant to the proposed Agreement is in the best interests of the City and the health, safety, morals and welfare of its residents, and in accord with the public purposes and provisions of applicable state and local law and requirements; NOW, THEREFORE,

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

1. The City Council recognizes that it has received and heard all oral and written objections to the proposed Disposition Agreement, to the proposed sale of the real property pursuant to the proposed Agreement, and to other matters pertaining to this transaction, and that all such oral and written objections are hereby overruled.

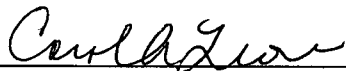
2. The City Council hereby finds and determines that the sale of the real property pursuant to the proposed Agreement will assist in the elimination of blight within the Project area, and is consistent with the Implementation Plan for the Centre City Redevelopment Project adopted pursuant to Section 33490 of the California Community Redevelopment Law.

3. The City Council hereby finds and determines that the consideration to be paid by the Participant for the sale of the real property as described in the Agreement is not less than the fair reuse value and fair market price at the use and with the covenants and conditions authorized by the sale.

4. The sale of the real property and the Disposition Agreement which establishes the terms and conditions for the sale and possible redevelopment of the real property are hereby approved.

5. The City Council hereby authorizes the City Clerk to deliver a copy of this Resolution to the Executive Director and members of the Agency. A copy of the Agreement, when executed by the Agency, shall be placed on file in the office of the City Clerk as Document No. RR- 302149.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Carol A. Leone
Deputy City Attorney

CAL:cfq
11/13/06
Or.Dept:CCDC
R-2007-558
MMS#4038
Companion Items RA-51, RA-52, RA-53, RA-54

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 28 2006.

ELIZABETH S. MALAND
City Clerk

By *Debra Swanson Cruz*
Deputy City Clerk

Approved: 12-6-06
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

Passed by the Council of The City of San Diego on NOV 28 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

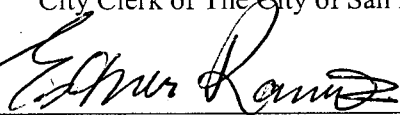
Date of final passage DEC 06 2006

AUTHENTICATED BY:

JERRY SANDERS
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California
Resolution Number <u>R-302149</u>