

3400  
11/17

RESOLUTION NUMBER R- **304365**

DATE OF FINAL PASSAGE **NOV 24 2008**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE FORM OF NEW BYLAWS FOR THE SAN DIEGO FACILITIES AND EQUIPMENT LEASING CORPORATION AND APPROVING CERTAIN ACTIONS IN CONNECTION THEREWITH.

WHEREAS, the City of San Diego, California [City] has previously formed its San Diego Facilities and Equipment Leasing Corporation, a California nonprofit charitable corporation [Corporation], duly organized under and by virtue of the laws of the State of California [State], established to assist in the financing, acquisition, construction and improvement of certain capital facilities improvements for the City; and

WHEREAS, the City, as the sole member of the Corporation, as defined in Section 5056 of the Corporations Code of the State, approved certain Bylaws for the operation of the Corporation [Original Bylaws], which are now outdated and obsolete in certain respects; and

WHEREAS, in order to improve the efficiency of operations of the Corporation and to clarify certain matters set forth in the Original Bylaws, the City now desires to approve replacement Bylaws [2008 Bylaws], for use by the Corporation;

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

Section 1. The City Council hereby finds and determines that the statements set forth above in the recitals of this Resolution are true and correct.

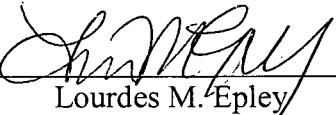
Section 2. The Original Bylaws are hereby declared ineffective and of no further force and effect, and the 2008 Bylaws are hereby approved. The 2008 Bylaws shall,

immediately upon the effective date of this Resolution, govern the operations of the Corporation for all purposes and the Corporation shall, at all meetings and in connection with all corporate actions taken after such effective date, operate pursuant to the provisions of the 2008 Bylaws.

Section 3. A copy of the 2008 Bylaws shall be filed by the City Clerk of the City with the California Secretary of State, together with a certified copy of this Resolution.

Section 4. This Resolution shall take effect immediately upon its adoption.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Lourdes M. Epley  
Deputy City Attorney

LME:jdf  
08/13/08  
Or.Dept:City Attorney  
R-2009-153

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 17 2008

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 11-24-08  
(date)

  
JERRY SANDERS, Mayor

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

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

N/A

(R-2009-153)

Passed by the Council of the City of San Diego on \_\_\_\_\_, 2008, by the following

vote:

**YEAS:**

**NAYS:**

**NOT PRESENT:**

**RECUSED:**

**AUTHENTICATED BY:**

**JERRY SANDERS**

Mayor of the City of San Diego, California

**ELIZABETH S. MALAND**

City Clerk of the City of San Diego, California

(Seal)

By: \_\_\_\_\_, Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of  
RESOLUTION NO. R-\_\_\_\_\_, approved by the Mayor of the City of San Diego, California  
on \_\_\_\_\_.

**ELIZABETH S. MALAND**

City Clerk of the City of San Diego, California

(Seal)

By: \_\_\_\_\_, Deputy