

(R-2009-1181) 102
LEAS- WITMAN 6/9
RANCH, INC.

RESOLUTION NUMBER R- 304962
DATE OF FINAL PASSAGE JUN 19 2009

RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A LONG-TERM LEASE WITH WITMAN RANCH, INC., FOR 282 ACRES OF AGRICULTURAL PROPERTY LOCATED IN THE SAN PASQUAL VALLEY.

WHEREAS, the Witman family, through Witman Ranch, Inc., has leased agricultural land in the San Pasqual Valley from the City of San Diego [City] since 1965, and during said tenancy Witman Ranch, Inc., has proven to be a good steward of the land and a successful business venture; and

WHEREAS, Witman Ranch, Inc., currently leases approximately 282 acres in the San Pasqual Valley, within the San Pasqual Valley Preserve, used to grow citrus and avocados, through three separate leases that will all expire in 2016; and

WHEREAS, as a result of the 2007 Witch Creek Fire, approximately 15% of the citrus and avocado groves and 50% of the above-ground irrigation system was destroyed; and

WHEREAS, Witman Ranch, Inc., now desires to enter into one, new 20-year percentage rate lease for the entire approximate 282 acres, in order to enable it to amortize the cost to restore the grove to pre-fire production levels, replant 46 acres of the leasehold with a new crop of lemons, and automate the existing drip irrigation system and incorporate moisture sensors; and

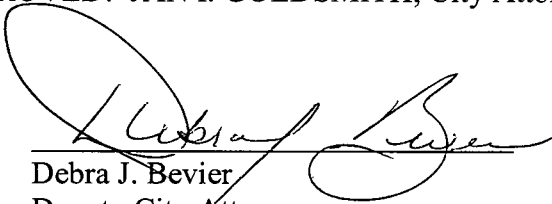
WHEREAS, by entering into a new lease with Witman Ranch, Inc., the City will receive percentage rent and will be able to implement and enforce updated lease terms regarding water usage, insurance coverage, updated environmental and storm water requirements that the City

would otherwise not be able to implement and/or enforce during the term of the current leases;

NOW, THEREFORE

BE IT RESOLVED, that the Mayor, or his designee, is hereby authorized to enter into and execute a 20-year percentage rate lease with Witman Ranch, Inc., for an approximate 282 acres of agricultural property, located within the San Pasqual Valley Agricultural Preserve, to be used for growing and harvesting citrus and avocado crops, and other related agricultural uses.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Debra J. Bevier
Deputy City Attorney

DJB:mm
05/20/09
Or.Dept:READ
R-2009-1181
MMS#9266

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 09 2009.

ELIZABETH S. MALAND
City Clerk

By 
Sara Richardson
Deputy City Clerk

Approved: 6-19-09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor