

7/14

RESOLUTION NUMBER R- 305092

DATE OF FINAL PASSAGE JUL 22 2009

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO MAKING CERTAIN FINDINGS RELATING TO THE USE OF LOW- AND MODERATE- INCOME HOUSING TAX INCREMENT (SET-ASIDE) FUNDS OUTSIDE OF THE HORTON PLAZA REDEVELOPMENT PROJECT AREA FOR THE TRANSITIONAL HOUSING FOR HOMELESS SENIORS PROGRAM.

WHEREAS, in accordance with California Community Redevelopment Law, codified as California Health and Safety Code Section 33000 *et seq.* [CRL], the Redevelopment Agency of the City of San Diego [Agency] has set aside twenty percent (20%) of all tax increment funds [Set-Aside Funds] generated by redevelopment project areas for the purpose of increasing, improving and preserving the City of San Diego's supply of low- and moderate- income housing available at affordable housing cost to persons and families of low or moderate income and very low income households; and

WHEREAS, Section 33334.2 of the CRL provides that Set-Aside Funds shall be used to provide housing for specific income groups, and that findings of benefit [Findings of Benefit] to the redevelopment project area from which the funds are derived must be made by the Agency and the City Council prior to the allocation of the Set-Aside Funds outside of the redevelopment project area; and

WHEREAS, the Agency has also adopted Redevelopment Agency Policy 100-1 which allows for the use of Set-Aside Funds outside of a redevelopment project area provided the Findings of Benefit are made as required by the CRL; and

WHEREAS, the Horton Plaza Redevelopment Project Area [Project Area] is a redevelopment project area established pursuant to the CRL; and

WHEREAS, the City of San Diego sponsored Transitional Housing for Homeless Seniors Program [Program] provides homeless seniors with vouchers to rent rooms at housing facilities in downtown and surrounding neighborhoods outside the Project Area; and

WHEREAS, in order to support the Program, the Agency desires to allocate Two Hundred and Eighty-Two Thousand Dollars (\$282,000) of Project Area Set-Aside Funds to be used as contemplated by the Program to cover leasing costs and program administration; and

WHEREAS, the City Council finds that the expenditure of the Project Area Set-Aside Funds in the amount of Two Hundred and Eighty-Two Thousand Dollars (\$282,000) outside the Project Area will be of benefit to the Project Area and is in the best interest of the City of San Diego and the health, safety, morals, and welfare of its residents, and in accordance with the public purpose and provisions of applicable State and local law requirements; NOW,

THEREFORE,

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

1. That the Council finds that the proposed use of Low- and Moderate- Income Housing Tax Increment Set-Aside Funds [Set-Aside Funds] from the Horton Plaza Redevelopment Project Area [Project Area] for the Transitional Housing for Homeless Seniors Program [Program] will benefit the Project Area in that:

(a) Project Area Set-Aside Funds will enable the Council to increase and improve the supply of low- and moderate- income housing.

(b) The use of Project Area Set-Aside Funds will assist in providing 37 beds for frail and elderly homeless persons.

(c) The Horton Plaza Redevelopment Project benefits from the increase in the supply of transitional beds within close proximity to the Project Area, which is heavily impacted by urban homelessness.

(d) Seniors seeking shelter and supportive services, referred through downtown social service agencies and law enforcement, shall be given first priority for residency.


(e) The Horton Plaza Redevelopment Project benefits from the provision of assisted living services for residents, especially case management, to decrease recurring homelessness and promote long-term self-sufficiency.

2. That the findings stated above are fully set forth in the document titled "Findings of Benefit to the Horton Plaza Redevelopment Project" attached to the Agency Council Report No. CCDC 09-20 as Attachment B and are incorporated herein by this reference.

3. That Project Area Set-Aside Funds in the amount of Two Hundred and Eighty-Two Thousand Dollars (\$282,000) identified above shall be utilized for the Transitional Housing for Homeless Seniors Program.

APPROVED: JAN I. GOLDSMITH, City Attorney

By



Krishna F. Jayaram
Deputy City Attorney

KFJ:nda
06/12/09
Or.Dept:CCDC
R-2009-1291
MMS#9475
Comp. RA-2009-137
RA-2009-138
R-2009-1290

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 14 2009.

ELIZABETH S. MALAND
City Clerk

By *Mary Zuma*
Deputy City Clerk

Approved: 7-22-09
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

RESOLUTION NUMBER R- 305093

7/14

DATE OF FINAL PASSAGE JUL 22 2009

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING A GRANT OF EVENT LICENSE AND AGREEMENT WITH THE NEW CHILDREN'S MUSEUM FOR THE CHILDREN'S MUSEUM PARK.

WHEREAS, pursuant to that certain Disposition Agreement between the Redevelopment Agency of the City of San Diego (Agency) and the Children's Museum, a California nonprofit public benefit corporation (Museum) dated August 18, 1994, and as amended by the Amendment to the Disposition Agreement and Lease dated April 14, 1999, the First Implementation Agreement to Disposition Agreement dated December 7, 2001, the Second Implementation Agreement to Disposition Agreement dated December 4, 2002, the Third Implementation Agreement to Disposition Agreement dated March 29, 2006, and the Fourth Implementation Agreement to Disposition Agreement dated April 16, 2008 (collectively, Disposition Agreement), the Children's Museum Park (Park) was designed by the Museum and constructed by the Agency; and

WHEREAS, the City of San Diego (City) has also entered into a Landscape Maintenance Agreement with the Museum dated April 21, 2003, which provides that the Museum is to be responsible for the maintenance and operation of the Park to City of San Diego Park and Recreation Department standards; and

WHEREAS, pursuant to Resolution No. RA-2009-130, the Agency transferred fee title to the Park to the City, in accordance with the Disposition Agreement; and

WHEREAS, in recognition of the Museum's commitment to maintenance of the Park, the Disposition Agreement provides for the conveyance of an Event License to the Museum for use of the Park for events associated with the Museum operation; and

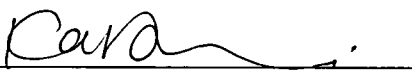
WHEREAS, the Event License sets forth specific parameters allowing the Museum exclusive use of the Park area for Museum events such as children's classes, structured play time, and promotional events between specific hours of the day and for no more than 100 hours each month, of which no more than 48 hours in any given month can occur on weekends; and

WHEREAS, this activity is not a project and is therefore not subject to the California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines Section 15060(c)(3);

NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, the Mayor or his designee is authorized to execute and deliver that certain GRANT OF EVENT LICENSE AND AGREEMENT with the Museum, filed in the Office of the San Diego City Clerk as Document No. RR- 305093 ;

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Kimberly Ann Davies
Deputy City Attorney

KAD:mm:js
05/27/09
07/13/09 COR. COPY
Aud. Cert: N/A
Or. Dept. P&R
2009-1193
MMS#9312
Companion: RA-2009-130, R-2009-1199, O-2009-143 and O-2009-153

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 14 2009.

ELIZABETH S. MALAND
City Clerk

By Mary Zumaya
Deputy City Clerk

Approved: 7-22-09
(date)

J.S.
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor