

RESOLUTION NUMBER R- 305433

DATE OF FINAL PASSAGE DEC 04 2009

A RESOLUTION (i) APPROVING THE MEMORANDUM OF UNDERSTANDING REGARDING VILLA MONTEZUMA; (ii) REQUIRING THAT THE CITY COUNCIL CONSIDER ANY PROPOSED OPERATION AGREEMENT PRIOR TO ITS SUBMISSION TO THE REDEVELOPMENT AGENCY FOR A VOTE; AND (iii) AUTHORIZING THE ACCEPTANCE OF \$550,000 OF REDEVELOPMENT AGENCY FUNDS, INCREASING THE CIP BUDGET AND AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF THOSE FUNDS UPON RECEIPT OF FUNDS FROM THE REDEVELOPMENT AGENCY.

WHEREAS, the Redevelopment Plan for the Centre City Redevelopment Project Area [Redevelopment Plan] was approved and adopted by the City Council by Ordinance No. O-17767 (New Series) on May 11, 1992 and was amended by Ordinance No. O-18119 (New Series) on November 28, 1994, by Ordinance No. 18145 (New Series) on January 9, 1995, by Ordinance No. O-18708 (New Series) on November 8, 1999, by Ordinance No. 18710 (New Series) on November 8, 1999, and by Ordinance No. O-18720 (New Series on November 22, 1999); and

WHEREAS, the Agency approved and adopted the Implementation Plan for the Centre City Redevelopment Project Area for Fiscal Years 2009 through 2014 by Agency Resolution No. R-04405 on June 19, 2009, providing for the implementation of certain activities necessary or appropriate to carry out the Redevelopment Plan; and

WHEREAS, among the redevelopment activities provided for in the Redevelopment Plan is the rehabilitation of publicly owned buildings and the restoration of historic structures; and

WHEREAS, the City has requested that the Redevelopment Agency of the City of San Diego [Agency] fund a portion of the Villa Montezuma [Villa], a City owned facility located at 1925 K Street, southwest corner of 20th and K Streets, in Sherman Heights; and

WHEREAS, over the 37 years of City ownership, the Villa has undergone numerous restoration and preservation repairs. Since February 2006, the Villa has been closed to the public due to safety concerns; and

WHEREAS, in recognition of the Villa's being a significant cultural and historical resource, the City and the Agency propose to enter into a Memorandum of Understanding [MOU] to provide for an agreement between the City and the Agency to rehabilitate the site to a level that will allow the public to use the site as a historical and cultural resource; and

WHEREAS, the MOU also provides for the Agency to contribute \$550,000 and the City to contribute \$500,000 toward the historic preservation and restoration effort; and

WHEREAS, the Villa is a cultural facility owned by the City and the City will cause the facility to be operated as a museum featuring the cultural and societal history of San Diego;

NOW, THEREFORE,

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

1. That the Mayor, or his designee, is hereby authorized and empowered to execute, for and on behalf of said City, the Memorandum of Understanding regarding Villa Montezuma, a City owned facility, under the terms and conditions set forth in the MOU on file in the office of the City Clerk as Document No. RR- 305433

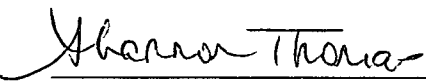
2. That the City Council shall consider any proposed operation agreement prior to its submission to the Redevelopment Agency for a vote.

3. That the Chief Financial Officer is authorized to accept an amount up to \$550,000 from Centre City Development Corporation into Fund No. 200355, Fund Title: Centre City General Reserve.

4. That the Fiscal Year 2010 Capital Improvements Program Budget for CIP No. A-BT.00001, CIP Title: City Facility Improvements and Fund No. 200355, Fund Title: CCDC Contribution to the City, is amended by increasing the budget amount by \$550,000.

5. That the Chief Financial Officer is authorized to appropriate and expend an amount up to \$550,000 from CIP No. A-BT.00001, CIP Title: City Facility Improvements and Fund No. 200355, Fund Title: CCDC Contribution to the City, for the purpose of the rehabilitation of the Villa Montezuma.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Shannon Thomas
Deputy City Attorney

ST:pev:hm
11/13/09
11/23/09 COR.COPY
11/25/09 REV.
CC:3000002812
Or.Dept:CCDC
R-2010-372
Companion to RA-2010-29
MMS #10576

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 23 2009.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 12-4-09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

CC CC3000002812

ORIGINATING DEPT. NO.: 9060

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____ Fund: _____

Purpose: _____

Date: _____ By: Francisco Lopez

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: _____ \$550,000.00

Vendor: City of San Diego

Purpose: MOU between the Redevelopment Agency and the City of San Diego to authorize Centre City Redevelopment Project Area to contribute funds to the City for the Villa Montezuma Rehabilitation project.

Date: November 12, 2009 By: Francisco J. Lopez

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
I	400654	920526111000	920526111102	OTHR-0000025-NS	516014	2220	2220500011		\$550,000.00
TOTAL AMOUNT									\$550,000.00

CC-381 (REV 7-09)

FUND OVERRIDE

CC CC3000002812

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NOV 23 2009

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