

ORDINANCE NUMBER O- 19988 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 15 2010

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE EXECUTION OF THE LEASE AND JOINT USE AGREEMENT BETWEEN THE CITY OF SAN DIEGO AND THE SAN DIEGO UNIFIED SCHOOL DISTRICT FOR THE CONSTRUCTION, OPERATION, MAINTENANCE, AND LEASE OF JOINT USE FACILITIES AT ELLEN BROWNING SCRIPPS ELEMENTARY SCHOOL AND SCRIPPS RANCH COMMUNITY PARK FOR JOINT USE PURPOSES.

WHEREAS, the Ellen Browning Scripps Elementary School replaced the Thurgood Marshall Middle School at the same location, for which a joint use agreement existed which allowed shared recreational facilities on both City-owned and School District-owned properties; and

WHEREAS, the City and the School District have been cooperating in the use of numerous recreational facilities in accordance with the City-District Recreation Agreement of September 1948, and the Memorandum of Understanding between the City and District for the Development and Maintenance of Joint Use Facilities adopted by the San Diego City Council on October 7, 2002 (Resolution No. R-297149), and by the District's Board of Education on October 8, 2002; and

WHEREAS, in 2007, the District opened the new Thurgood Marshall Middle School at a different location within the Miramar Ranch North Community. Therefore, this Joint Use Agreement replaces the 1996 existing joint use agreement for the former Marshall Middle School; and

WHEREAS, Ellen Browning Scripps Elementary School and the adjacent Scripps Ranch Community Park are located within the Miramar Ranch North Community Planning Area. This replacement joint use agreement would provide for the continued joint use of recreational facilities.

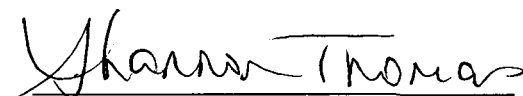
BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor is authorized to execute, for and on behalf of the City of San Diego, an agreement with the San Diego Unified School District for the construction, operation, maintenance and lease of Joint Use Facilities at Ellen Browning Scripps Elementary School and Scripps Ranch Community Park, under the terms and conditions set forth in that agreement on file in the office of the City Clerk as Document No. OO- 19988

Section 2. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public prior to the day of its passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Shannon Thomas
Deputy City Attorney

SMT:cw:js
02/22/10
07/06/10 Cor. Copy
Or.Dept:CPCI-Urban Form
O-2010-77
MMS#11476

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 07 2010.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9.15.10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor