

RESOLUTION NUMBER R- 305943

DATE OF FINAL PASSAGE JUL 01 2010

A RESOLUTION FOR THE CITY TO ACCEPT, DEPOSIT AND EXPEND UP TO \$500,000 FROM SAN DIEGO UNIFIED SCHOOL DISTRICT FOR ARCHITECTURAL MODIFICATIONS TO THE SAN DIEGO NEW CENTRAL LIBRARY.

WHEREAS, the New Central Library project will be located between Park Boulevard, 11<sup>th</sup> Avenue, and J and K Streets, The nine-story 491,234, square foot building will house a number of public amenities including two floors for a charter school operated by the San Diego Unified School District [SDUSD]; and

WHEREAS, on April 19, 2010 the City Council approved a Lease Agreement with SDUSD for the lease of the 6<sup>th</sup> and 7<sup>th</sup> floors to operate a charter school. The lease will provide \$20,000,000 in pre-paid rent toward the funding of the project; and

WHEREAS, after conducting further architectural and design review, SDUSD required architectural changes over and above those originally contemplated in the design; and

WHEREAS, SDUSD is requesting to pay the City so that these additional improvements can be achieved during construction; NOW THEREFORE,

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

1. The Mayor or his representative is authorized to accept and deposit up to \$500,000 into Fund 400003, San Diego Unified School District, for the purpose of accepting funding for architectural modifications to the building.

2. That an increase to the Fiscal Year 2011 Capital Improvements Program Budget in an amount not to exceed \$500,000 in CIP S-00799, San Diego New Central Library, Fund No. 400003, San Diego Unified School District, is authorized contingent upon approval of the Fiscal Year 2011 Appropriation Ordinance.

3. That the Chief Financial Officer is authorized to appropriate and expend up to \$500,000 in CIP S-00799, San Diego New Central Library, Fund No. 400003, San Diego Unified School District, for the reimbursement of SDUSD required architectural modifications to the building, contingent upon the approval of Fiscal Year 2011 Appropriation Ordinance, and the City Comptroller first certifying that funds are, or will be, on deposit with the City Treasurer.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Christina Bellows Rae  
Christina Bellows Rae  
Deputy City Attorney

CBR:ca  
06/18/2010  
Or.Dept: ECP/Arch. Eng. & Parks  
R-2010-932

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 28 2010.

ELIZABETH S. MALAND  
City Clerk

By Mary Zamaya  
Deputy City Clerk

Approved: 7-1-10  
(date)

JSL  
JERRY SANDERS, Mayor

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

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JERRY SANDERS, Mayor