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RESOLUTION NUMBER R- 306988
DATE OF FINAL PASSAGE AUG 04 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING ASSIGNMENT AND ASSUMPTION AGREEMENT FOR THE SAN DIEGO CONVENTION CENTER PHASE III EXPANSION PROJECT.

WHEREAS, the San Diego Convention Center Corporation [SDCCC] has begun exploring the feasibility of construction of the proposed Phase III expansion of the San Diego Convention Center by establishing contracts with several firms for design, engineering, project management and environmental work; and

WHEREAS, it is proposed that the City of San Diego assume the rights and obligations from certain of these contracts and agreements, funded by \$1,732,728 in remaining SDCCC loan proceeds from the Redevelopment Agency of the City of San Diego [Redevelopment Agency] to be transferred to the City; NOW, THEREFORE,

BE IT RESOLVED, by the 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 Assignment and Assumption Agreement [Agreement] between the SDCCC and the City of San Diego, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR 306988, as well as execution of the individual assignment and amendment agreements through which the City will be assigned the rights and obligations of the following engineering and planning agreements associated with the proposed Phase III expansion of the San Diego Convention Center, contingent upon receipt of funds from SDCCC and the City Comptroller first certifying that funds are, or will be, on deposit with the City Treasurer:

a. Agreement with Fentress Architects for Phase III expansion of the San Diego Convention Center, Dated December 7, 2010 – remaining contract value \$1,122,503;

b. Contract for civil engineering and surveying services with Project Design Consultants, dated December 17, 2010, Contract No. 10-1664-E – remaining contract value \$18,485;

c. Contract for project management services with CB Urban Development, dated May 19, 2010, Contract No. 10-1608-E- remaining contract value \$149,689;

d. Agreement for environmental review consulting services with ICF/Jones & Stokes, dated February 16, 2011, on file with the San Diego Unified Port District as Document No. 57276- remaining contract value \$157,218;

e. Agreement for cost estimating services with Rider Levett Bucknall, dated March 22, 2011, Contract No. 11-1682-E. remaining contract value \$13,382;

f. Cost Sharing Agreement with the San Diego Port District for the Environmental Consultant Services; and

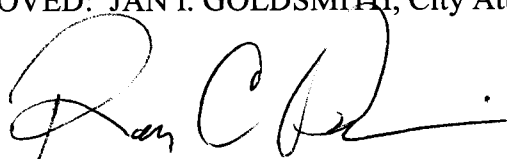
2. That the Chief Financial Officer is authorized to add CIP S-12022 - Convention Center Phase III Expansion project to the Fiscal Year 2012 Capital Improvements Program.

3. That the Chief Financial Officer is authorized to increase the Fiscal Year 2012 Capital Improvements Program Budget in CIP S-12022 Convention Center Phase III Expansion project, and to accept, appropriate and expend \$1,732,728 from the SDCCC to a newly created special interest bearing fund, Convention Center Phase III Expansion, for the purpose of funding the Convention Center expansion planning and design contracts and project contingencies,

contingent upon the City Comptroller first certifying that funds are, or will be, on deposit with the City Treasurer.

4. That the City Comptroller, upon advice from the administering department, is authorized to transfer excess budgeted funds, if any, to the appropriate reserves.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Raymond C. Palmucci
Deputy City Attorney

RCP:cfq
7/19/2011
Or.Dept:Mayor's Office
Prolaw 2011-07173

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of AUG 2 2011

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 8.9.11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor