

RESOLUTION NUMBER R- 307617

DATE OF FINAL PASSAGE AUG 15 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE LEVY AND COLLECTION OF FISCAL YEAR 2013 ANNUAL ASSESSMENTS WITHIN THE DOWNTOWN PROPERTY AND BUSINESS IMPROVEMENT DISTRICT, AUTHORIZING THE COLLECTION OF PREVIOUS YEARS' OMITTED ASSESSMENTS, AND AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF THE ASSESSMENT FUNDS.

WHEREAS, pursuant to the Property and Business Improvement District Law of 1994 (California Streets and Highways Code section 36600 *et seq.*), a written report (Report) has been prepared for the Downtown Property and Business Improvement District (Downtown PBID) for Fiscal Year 2013; and

WHEREAS, pursuant to Resolution number R- 307616, the City Council approved the Report in connection with the Downtown PBID, which is on file in the Office of the City Clerk as Document No. RR- 307616; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Council hereby authorizes the levy and collection of assessments in the Downtown Property and Business Improvement District (Downtown PBID) to pay a prescribed portion of the costs of improvements and/or services in Fiscal Year 2013 as described in the Report.

BE IT FURTHER RESOLVED, that the Council hereby authorizes the levy and collection, either by manual billing or by inclusion on the County's current year assessment roll, of any previously omitted assessments in the Downtown PBID.

BE IT FURTHER RESOLVED, that a full and detailed description of the boundaries of the Downtown PBID and any zone therein, the improvements and activities, the estimated cost of providing the improvements and activities, the method of levying the assessment, the amount of any surplus or deficit revenues to be carried over from last year, and the amount of any contributions from non-assessment sources are described in the Report submitted for the Downtown PBID and on file in the Office of the City Clerk as described herein.

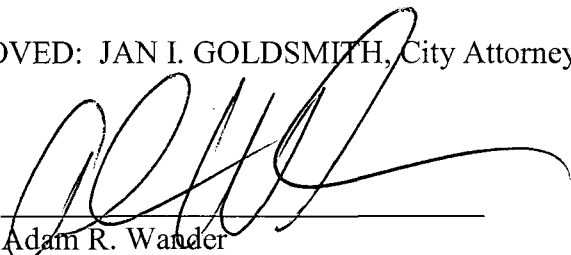
BE IT FURTHER RESOLVED, that the Chief Financial Officer, or his designee, is authorized to appropriate and expend Property and Business Improvement District operating funds for Fiscal Year 2013 in the amounts and as described in the Report for the Downtown PBID, contingent upon approval of the Fiscal Year 2013 Appropriation Ordinance and contingent upon the City Comptroller certifying that the funds necessary for expenditure are or will be available.

BE IT FURTHER RESOLVED, that the Chief Financial Officer, or his designee, is authorized to appropriate and expend \$130,000 from the C&ED MAD Management Fund No. 200086 for PBID administration for FY 2013 contingent upon approval of the Fiscal Year 2013 Appropriation Ordinance and contingent upon the City Comptroller certifying that the funds necessary for expenditure are or will be available.

BE IT FURTHER RESOLVED, that the Chief Financial Officer, or his designee, is authorized to appropriate and expend funds from the General Fund, Successor Agency, and Gas Tax Funds for the purpose of assigning General Benefit to the Downtown PBID contingent upon

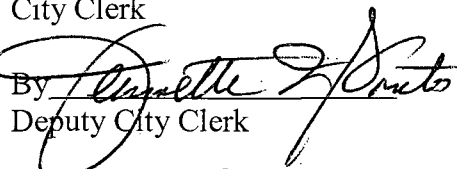
approval of the Fiscal Year 2013 Appropriation Ordinance and contingent upon the City Comptroller certifying that the funds necessary for expenditure are or will be available.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Adam R. Wander  
Deputy City Attorney

ARW:mm  
July 17, 2012  
Or.Dept: Econ.&Dev't  
Doc. #402920

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 30 2012.

ELIZABETH S. MALAND  
City Clerk  
By   
Deputy City Clerk

Approved: 8.15.12  
(date)

  
JERRY SANDERS, Mayor

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

\_\_\_\_\_  
JERRY SANDERS, Mayor