

RESOLUTION NUMBER R- 307697  
DATE OF FINAL PASSAGE OCT 03 2012

A RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE ALL NECESSARY DOCUMENTS FOR THE SALE OF CITY-OWNED REAL PROPERTY TO THE SAN DIEGO HUMANE SOCIETY AND S.P.C.A., AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ACCEPT AND DEPOSIT THE PROCEEDS FROM THE SALE.

WHEREAS, the City of San Diego (City) owns two parcels of real property adjacent to the real property owned by the San Diego Humane Society and S.P.C.A. (Humane Society); the first parcel is 15,028 square feet (0.345 acres) of unimproved real property located adjacent to 887 Sherman Street, and the second parcel is 3,789 square feet (0.087 acres) which is currently a portion of Morgan Street (collectively referred to hereafter as the "City Property"); and

WHEREAS, improvements owned and constructed by Humane Society on the Humane Society's property are encroaching on a portion of the City Property; and

WHEREAS, Humane Society wishes to cure its encroachment onto the City Property and also expand its facility by purchasing the City Property; and

WHEREAS, an exclusively negotiated sale of the City property is allowed, pursuant to Council Policy 700-10, because the City Property is landlocked, the sale of the City Property to the Humane Society would correct a site deficiency, and the City does not have a foreseeable use for the City Property; and

WHEREAS, the City Property was appraised by the City's MAI appraiser at a market value of \$28,350;

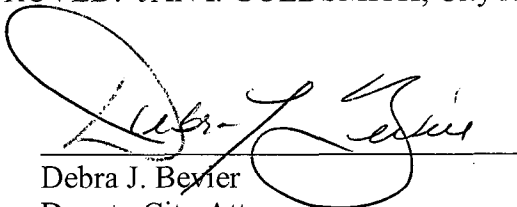
WHEREAS, by separate action, authorization to vacate that certain portion of Morgan Street affected by this proposed sale shall be sought; NOW, THEREFORE,

BE IT RESOLVED, by the San Diego City Council that the Mayor, or his designee, is authorized: (1) to execute a Purchase and Sale Agreement between the City of San Diego and San Diego Humane Society and S.P.C.A., a California nonprofit corporation, for the Humane Society's purchase of 15,028 square feet (0.345 acres) of unimproved real property located adjacent to 887 Sherman Street, and 3,789 square feet (0.087 acres) which is currently a portion of Morgan Street, for the total appraised value of Twenty-Eight Thousand, Three Hundred Fifty Dollars (\$28,350); and (2) to execute such other transfer documents necessary to convey fee title of the subject real property to the Humane Society.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept and deposit the proceeds from the sale of the City's real property to the San Diego Humane Society, net of costs related to the sale, into the Capital Outlay Fund 400002.

APPROVED: JAN I. GOLDSMITH, City Attorney


By

  
Debra J. Bexler  
Deputy City Attorney

DJB:mcm  
May 11, 2012  
September 26, 2012 Cor. Copy  
Or.Dept:[Dept] Real Estate Assets Dept.  
Doc. No. 369837\_2  
PL#2012-09922

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 25 2012.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 10-3-12  
(date)

  
JERRY SANDERS, Mayor

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

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