

RESOLUTION NUMBER R- 307793DATE OF FINAL PASSAGE NOV 6 2012

RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING ASSOCIATE MEMBERSHIP BY
THE CITY OF SAN DIEGO IN THE CALIFORNIA
ENTERPRISE DEVELOPMENT AUTHORITY AND
AUTHORIZING AND DIRECTING THE EXECUTION OF AN
ASSOCIATE MEMBERSHIP AGREEMENT RELATING TO
ASSOCIATE MEMBERSHIP OF THE CITY IN THE
AUTHORITY.

WHEREAS, the City of San Diego, California (City), a municipal corporation, duly organized and existing under the Constitution and the laws of the State of California; and

WHEREAS, the City, upon authorization of the City Council, may pursuant to Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California, commencing with section 6500 (the JPA Law) enter into a joint exercise of powers agreement with one or more other public agencies pursuant to which such contracting parties may jointly exercise any power common to them; and

WHEREAS, the City and other public agencies wish to jointly participate in economic development financing programs for the benefit of businesses and nonprofit entities within their jurisdictions offered by membership in the California Enterprise Development Authority (the Authority) pursuant to an associate membership agreement and Joint Exercise of Powers Agreement Relating to the California Enterprise Development Authority (the Agreement); and

WHEREAS, under the JPA Law and the Agreement, the Authority is a public entity separate and apart from the parties to the Agreement and the debts, liabilities and obligations of the Authority will not be the debts, liabilities or obligations of the City or the other members of the Authority; and

WHEREAS, the form of Associate Membership Agreement (the Associate Membership Agreement) between the City and the Authority is attached; and

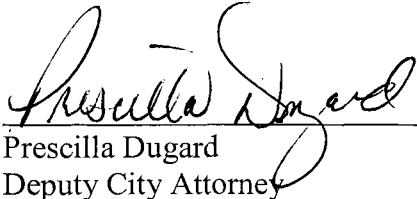
WHEREAS, the City is willing to become an Associate Member of the Authority subject to the provisions of the Associate Membership Agreement; NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego, hereby finds, determines and declares as follows:

1. The actions authorized constitute public affairs of the City. The statements, findings and determinations of the City set forth in the preambles above are true and correct.
2. The Associate Membership Agreement presented to this meeting and on file with the City Clerk as Document No. ^{RR-} 307793 hereby approved. The Mayor or designee, is authorized to execute the Associate Membership Agreement in substantially said form, with such changes therein as such officer may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof (subject to approval by the City Attorney).
3. The officers and officials of the City are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to consummate, carry out, give effect to and comply with the terms and intent of this resolution and the Associate Membership Agreement.

All such actions heretofore taken by such officers and officials are hereby confirmed, ratified and approved.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Prescilla Dugard
Deputy City Attorney


PMD:jdf
10/12/2012
Or.Dept: Mayor's Office
Doc. No.: 444084

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 23 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 11-6-12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor