

11/13/12  
#104

RESOLUTION NUMBER R- 307800

DATE OF FINAL PASSAGE NOV 16 2012

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE  
A FIRST AMENDMENT TO THE FUNDING AGREEMENT  
BETWEEN THE CITY AND BALBOA PARK CELEBRATION,  
INC. RELATING TO A CENTENNIAL CELEBRATION OF THE  
1915 PANAMA CALIFORNIA INTERNATIONAL EXPOSITION.

WHEREAS, pursuant to a separate Memorandum of Understanding (MOU), the City of San Diego authorized Balboa Park Celebration, Inc. (the 2015 Committee) to organize and implement a significant, multi-faceted celebration to highlight the 100th Anniversary of the 1915 Panama California Exposition (Celebration); and

WHEREAS, in reliance on the MOU, the City and the 2015 Committee entered into a Funding Agreement for the Provision of Economic Development and Tourism Support Services Related to the 2015 Celebration effective November 7, 2011, (Funding Agreement) to provide financial support for the activities and services necessary for planning, organizing, and implementing a successful year-long Celebration; and

WHEREAS, pursuant to the Funding Agreement, the City paid the 2015 Committee \$450,000 from the City's Major Events Revolving Fund (MERF) for support of the Celebration, the MERF funds being derived from the City's Transient Occupancy Tax (TOT) and allocated to the MERF for the purpose of providing one-time funding to events of national or international significance that will have a major impact on room nights and/or the regional economy; and

WHEREAS, additional MERF funds in the amount of \$445,916 are now available for support of the Celebration as follows: \$150,000 of FY2012 TOT funds allocated to the MERF; \$95,916 of FY2012 Community Projects, Programs and Services (CPPS) funds transferred to the

MERF by City Council Districts 2, 5, and 6 for the purpose of augmenting the funding provided by the Funding Agreement, including \$25,000 to fund a feasibility study relating to reopening of the California Tower; \$150,000 of FY2013 TOT funds allocated to the MERF; and \$50,000 of FY2013 CPPS funds transferred to the MERF by City Council Districts 2 and 3 for the purpose of augmenting the funding provided by the Funding Agreement, including \$25,000 for the creation of a venue allocation plan; and

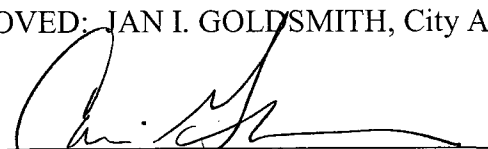
WHEREAS, section 6.07 of the Funding Agreement provides for amendment of the Funding Agreement and the City and the 2015 Committee desire to amend the Funding Agreement to permit the transfer of these currently available funds, as set forth in the proposed First Amendment to the Funding Agreement; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor be and is hereby authorized and empowered to execute, for and on behalf of said City, a First Amendment to the Funding Agreement between the City and the Balboa Park Celebration, Inc. to increase the amount of funding to a total amount not to exceed \$895,916, all subject to the use limitations, terms, and conditions contained in the Funding Agreement and, in addition, limiting \$25,000 of the funds to use for payment for a feasibility study relating to reopening of the California Tower, and limiting another \$25,000 of the funds to use for payment for the creation of a venue allocation plan, as set forth in the First Amendment to the Funding Agreement on file in the office of the City Clerk as Document No. RR- 307800 ;

BE IT FURTHER RESOLVED, that the Chief Financial Officer, or designee, is authorized to appropriate and expend the additional amount of \$445,916 from the Major Events Revolving Fund (Fund No. 200214) for payment to Balboa Park Celebration, Inc., pursuant to the terms and conditions of the Funding Agreement, for a total amount not to exceed \$895,916.

APPROVED: JAN I. GOLDSMITH, City Attorney

By



Carrie Gleeson  
Deputy City Attorney

CG:

10/17/12

Or.Dept: Econ. Dev.

Doc. No.:

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 13 2012.

ELIZABETH S. MALAND  
City Clerk

By

  
Deputy City Clerk

Approved: 11/16/12

(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_

(date)

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JERRY SANDERS, Mayor