

RESOLUTION NUMBER R- 308012

DATE OF FINAL PASSAGE MAR 13 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO RESCINDING RESOLUTION R-307842, ADOPTED NOVEMBER 26, 2012, WHICH APPROVED A NEW 40-YEAR LEASE WITH BH PARTNERSHIP FOR THE BAHIA RESORT PROPERTY.

WHEREAS, the City Council adopted Resolution R-307842 on November 26, 2012 (Prior Resolution), authorizing the Mayor to execute, for and on behalf of the City of San Diego (City), a new forty (40) year ground lease agreement with BH Partnership, a California limited partnership, for the 13.053 acres of land and 2.444 acres of water of City-owned property, along with all related structures, improvements, and facilities thereon, located at 998 West Mission Bay Drive; and

WHEREAS, San Diego Municipal Code section 22.0901 requires resolutions authorizing leases of City-owned property to contain a statement of market value of the subject real estate; and

WHEREAS, the Prior Resolution lacked a statement of market value of the subject real estate; and

WHEREAS, the City Council now wishes to rescind the Prior Resolution because it lacked a required statement of market value of the subject real estate; NOW, THEREFORE,

BE IT RESOLVED, that Resolution R-307842, adopted November 26, 2012, is hereby rescinded.

APPROVED: JAN I. GOLDSMITH, City Attorney

By



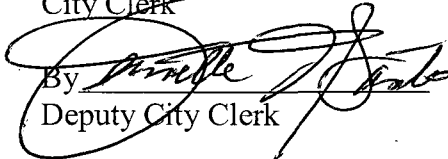
Jeremy M. Fonseca
Deputy City Attorney

JMF:mm
February 19, 2013
Or.Dept:Council President Office
Doc. No.: 515499_3

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 2/26/13.

Note: This resolution was returned unsigned by the Mayor's Office to the Office of the City Clerk on March 14, 2013, at 1:22 p.m. Pursuant to San Diego Charter Section 295 (a) (2), this resolution is deemed approved on March 13, 2013.

ELIZABETH S. MALAND
City Clerk


By _____
Deputy City Clerk

Approved: _____
(date)

BOB FILNER, Mayor

Vetoed: _____
(date)

BOB FILNER, Mayor