

RESOLUTION NUMBER R- 308026

DATE OF FINAL PASSAGE MAR 21 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE REVISED FY 2013  
REPORT OF ACTIVITIES – PART I FOR THE TOURISM  
MARKETING DISTRICT.

WHEREAS, on October 15, 2007, City Council adopted Resolution R-303077, which approved the San Diego Tourism Marketing District (TMD) Management Plan; and

WHEREAS, on December 3, 2007, City Council adopted Resolution R-303226 which: established the TMD, effective January 1, 2008; authorized the levying of assessments for a period of five years; and authorized the Mayor to execute an operating agreement with the San Diego Tourism Marketing District Corporation (SDTMD Corp.), formerly the San Diego Tourism Promotion Corporation, for operation and management of the TMD; and

WHEREAS, the original TMD assessed hotels with 70 or more rooms two percent (2%) of eligible gross room revenues to fund programs and services to benefit the assessed lodging businesses through such activities as: marketing; tourism promotion activities; and special events and programs; and

WHEREAS, on June 28, 2012, pursuant to San Diego Municipal Code section 61.2521, SDTMD Corp. prepared and City Council approved a prospective report of activities for the first half of Fiscal Year 2013 (FY2013 Report of Activities – Part I) describing the activities to be performed in Fiscal Year 2013 and the associated costs to be paid for by the assessments levied

against business within the TMD from July 1, 2012 through December 31, 2012, on file in the Office of the City Clerk as Document No. RR- 308026<sup>-1</sup>; and

WHEREAS, an additional \$1,646,616 of assessment revenue was collected by the City over the projected amount budgeted in the FY 2013 Report of Activities – Part I; and

WHEREAS, because of this additional revenue, the FY2013 Report of Activities – Part I must be revised to reflect actual revenue and refinements to the activities as part of the process of wrapping up the original agreement with the SDTMD Corp. which ends March 31, 2013; and

WHEREAS, the SDTMD Corp. has prepared a revised FY2013 Report of Activities – Part I (Revised FY2013 Report of Activities – Part I) reflecting actual revenue collected and making refinements to the activities to be performed in Fiscal Year 2013 on file in the Office of the City Clerk as Document No. RR- 308026<sup>-2</sup>; NOW, THEREFORE,

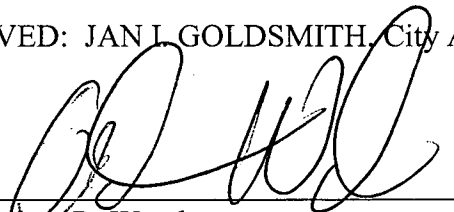
BE IT RESOLVED, by the Council of the City of San Diego, that the Revised FY2013 Report of Activities – Part I for the San Diego Tourism Marketing District (TMD) is approved, which reflects an additional \$1,646,616 of assessment revenue, bringing the total budget from of \$17,839,594 to \$19,486,210.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to appropriate and expend for FY2013 TMD activities a total of \$19,486,210, contingent upon the Chief Financial Officer certifying that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to appropriate and expend all Fund Balance and Interest Fund Balance from assessment collections

generated by the San Diego Tourism Marketing District through December 31, 2012, contingent upon the Chief Financial Officer certifying that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Adam R. Wander  
Deputy City Attorney

ARW:mm  
March 1, 2013  
March 12, 2013 Rev. Copy  
Or.Dept: Council District 3  
Doc. #523443\_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 05 2013.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
BOB FILNER, Mayor

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

\_\_\_\_\_  
BOB FILNER, Mayor

PLEASE NOTE: The Mayor did not sign htis resolution within the specified time limit. See San Diego City Charter Section 280 (c) (4).