

#51  
5-13-14

ORDINANCE NUMBER O- 20370 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 15 2014

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE A SECOND AMENDMENT TO AGREEMENT (RICHARD HENRY DANA CENTER - DANA MIDDLE SCHOOL).

WHEREAS, the City of San Diego (City) and the San Diego Unified School District (District) have cooperated on joint use of recreational facilities since 1948; and

WHEREAS, on February 22, 1994, the City and District entered into an "Agreement for the Construction, Operation, Maintenance, and Lease of Turfed Field and Recreation Facilities at Richard Henry Dana Center" (Agreement); and

WHEREAS, the Agreement was authorized pursuant to Ordinance No. O-18041; and

WHEREAS, on February 1, 1999 the City and District entered into a "First Amendment to Agreement (Richard Henry Dana Center)" (First Amendment) to revise the scheduled use of joint-use facilities and the maintenance obligations of both the City and District; and

WHEREAS, the First Amendment was authorized pursuant to Ordinance No. O-18623; and

WHEREAS, the City and District now desire to enter into a "Second Amendment to Agreement (Richard Henry Dana Center - Dana Middle School)" to remove the 3.5 acre baseball field from the Agreement, thereby providing full control of the baseball field to the District prior to the District initiating field improvements; NOW, THEREFORE,


BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor, or his designee, is authorized and directed to execute, a Second Amendment to Agreement (Richard Henry Dana Center - Dana Middle School) on file with the City Clerk as Document No. OO- 20370.

Section 2. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the City Council and the public prior to the day of its passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Heather M. Ferbert  
Deputy City Attorney

RAV/HMF:nja  
10/04/13  
03/06/14 Cor. Copy  
Or.Dept: Park & Rec.  
Doc. No. 736590\_2

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego,  
at this meeting of MAY 13 2014

ELIZABETH S. MALAND  
City Clerk

By Karen Oml  
Deputy City Clerk

Approved: 5/15/14  
(date)

Kevin L. Faulconer  
KEVIN L. FAULCONER, Mayor

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

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAY 13 2014, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherrri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Harris	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 15 2014

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Karen Cushman, Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

APR 22 2014

MAY 15 2014

and on

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By Karen Cushman, Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 20370