

RESOLUTION NUMBER R- 308732

DATE OF FINAL PASSAGE FEB 20 2014

S501
2/4/14

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO, ACTING IN ITS CAPACITY AS THE BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO, APPROVING THE PLANS AND SPECIFICATIONS FOR THE HORTON PLAZA IMPROVEMENT PROJECT.

WHEREAS, from its formation in 1958 until its elimination on February 1, 2012, the Redevelopment Agency of the City of San Diego (Former RDA) administered the implementation of various redevelopment projects, programs, and activities within designated redevelopment project areas throughout the City of San Diego (City); and

WHEREAS, the Former RDA dissolved as of February 1, 2012, in accordance with a deadline for elimination of all redevelopment agencies throughout California set forth in Assembly Bill x1 26 (AB 26), as modified by the California Supreme Court in a final opinion issued on December 29, 2011, in litigation designated as Case No. S194861; and

WHEREAS, before the Former RDA's dissolution, the City Council adopted Resolution No. R-307238 effective January 12, 2012, designating the City to serve as the successor agency to the Former RDA (Successor Agency) pursuant to California Health and Safety Code (Code) section 34173(d)(1); and

WHEREAS, upon the Former RDA's dissolution on February 1, 2012, the Successor Agency became vested with all of the Former RDA's authority, rights, powers, duties, and obligations under the California Community Redevelopment Law (Redevelopment Law) and, by operation of law, received all assets, properties, contracts, leases, books and records, buildings and equipment of the Former RDA; and

WHEREAS, the Successor Agency is winding down the Former RDA's affairs in accordance with AB 26, enacted on June 28, 2011, and Assembly Bill 1484 (AB 1484), enacted on June 27, 2012; and

WHEREAS, the Successor Agency will implement an enforceable obligation related to construction of the Horton Plaza Improvement Project (Project), which will result in the creation of a new urban plaza on the site of the former Robinsons May building of the Westfield Horton Plaza Retail Center and the adjacent site commonly referred to as the Historic Horton Plaza Park; and

WHEREAS, the Project includes: the Broadway Fountain designed by Irving Gill; restoring the lawn in the landscape areas to make the park more usable; development of an urban plaza with amenities such as a large amphitheater, interactive water feature, architectural luminaria, public restrooms, underground storage, granite paving, movable tables and chairs and three food and beverage/retail pavilions to help facilitate the space; and public right-of-way improvements with enhanced paving to blend with the adjacent plaza; and

WHEREAS, on November 16, 2012, the authorization to competitively bid and award the Project was approved by the Successor Agency's Board (i.e., the City Council) pursuant to Resolution No. R-307841; and

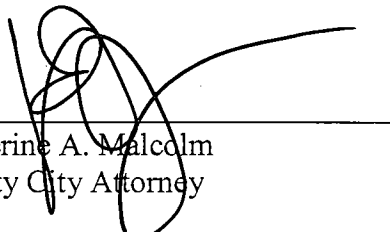
WHEREAS, the approval of the plans and specifications (included on a cd with Report No. CSD-14-01) for the Project is now necessary in order to allow for the Project to move forward; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, acting in its capacity as the board of the Successor Agency, that the Council approve the plans and specifications for the Horton Plaza Improvement Project, on file with the City Clerk as Document No. RR-

308732

APPROVED: JAN I. GOLDSMITH, City Attorney

By



Katherine A. Malcolm
Deputy City Attorney

KAM:dkr
1/17/2014
Or.Dept: Civic San Diego
Doc. No. 707618

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 4 2014.

ELIZABETH S. MALAND
City Clerk

By Karen Crenshaw
Deputy City Clerk

(date)

TODD GLORIA, Council President

FEB 0 4 2014

Passed by the Council of The City of San Diego on _____, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 **FEB 20 2014**

(Please note: When a resolution is approved by the Council President as interim Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA, COUNCIL PRESIDENT
as interim Mayor of The City of San Diego, California.

(Seal)

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

By *Karen Crenshaw*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- <u>308732</u>