

#102
11/10/14

RESOLUTION NUMBER R- 309303

DATE OF FINAL PASSAGE NOV 25 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ALLOCATING \$9,000 TO ASIAN PACIFIC AMERICAN COALITION SAN DIEGO FOR SAN DIEGO NIGHT MARKET, PURSUANT TO COUNCIL POLICY 100-23, "CITY COUNCIL FUNDING OF ARTS, CULTURE AND COMMUNITY FESTIVALS WITH DISCRETIONARY TRANSIENT OCCUPANCY TAX ALLOCATION."

WHEREAS, the San Diego City Council (City Council) adopted Council Policy 100-23, entitled "City Council Funding of Arts, Culture and Community Festivals with Transient Occupancy Tax Allocation" on August 13, 2012, by Resolution R-307625; and

WHEREAS, among other things, Council Policy 100-23 provides a procedure and uniform requirements for awarding funds to and contracting with private nonprofit organizations that produce programs, projects and events that (i) provide access to excellence in culture and the arts for residents of, and visitors to, San Diego, and (ii) enrich the lives of the people of San Diego and build healthy, vital neighborhoods; and

WHEREAS, Asian Pacific American Coalition San Diego (APAC) has requested funding for its San Diego Night Market, a free event in the Convoy District bringing together individuals from within and outside the community to enjoy Asian-inspired food, arts and crafts, cultural dances and demonstrations, and other entertainment (the Project); and

WHEREAS, it is the determination of the City Council that the Project fits within the parameters of Council Policy 100-23; and

WHEREAS, it is requested that the City Council waive section 3(g) of Council Policy 100-23, which prohibits funding for events or programs that have already occurred or capital improvements, goods, supplies, materials, or equipment that have already been purchased; and

WHEREAS, Council District 6 recommends an allocation of \$9,000 to APAC for the purposes set forth herein; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the allocation described herein will assist APAC in producing the Project.


BE IT FURTHER RESOLVED, that section 3(g) of Council Policy 100-23 is hereby waived.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized and directed to execute, for and on behalf of the City, an agreement with APAC in an amount not to exceed \$9,000, so that APAC may produce the Project in accordance with the terms and conditions set forth in the agreement on file in the Office of the City Clerk as Document No. RR- **309303**.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$9,000 from the Transient Occupancy Tax Fund No. 200205, Cost Center 141411217, to provide funds for the above-referenced agreement, contingent upon the City Comptroller first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: JAN I. GOLDSMITH, City Attorney

By


Bret A. Bartolotta
Deputy City Attorney

BAB:sc

10/28/14

Or.Dept: Council District 6

Doc. No.: 891225

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 10 2014.

ELIZABETH S. MALAND

City Clerk

By *Man Jemandy*
Deputy City Clerk

Approved: 11/24/14
(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 NOV 10 2014, 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"/>
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 NOV 25 2014

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

AUTHENTICATED BY:

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

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

(Seal)

By *Mary Fernandez*, Deputy

Office of the City Clerk, San Diego, California

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