

RESOLUTION NUMBER R- 309782

DATE OF FINAL PASSAGE JUN 25 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING AND DIRECTING THE EXECUTION OF A FIVE YEAR PERCENTAGE LEASE WITH THE SOLEDAD CLUB LOCATED AT 5050 SOLEDAD ROAD, SAN DIEGO, CALIFORNIA.

WHEREAS, the City of San Diego (City) owns that certain real property located at 5050 Soledad Road, San Diego, California, 92109 (Property), in the La Jolla community, improved with an approximate 8,420 square foot building and adjacent parking lot generally used for public meeting rooms and social events; and

WHEREAS, the Property has been leased to the Soledad Club, a California nonprofit mutual benefit corporation (Soledad Club) since 1977 for the purpose of operating and maintaining the Property for civic, social, fund raising, cultural, recreational and philanthropic work and activities for the benefit of the public and the community; and

WHEREAS, the Soledad Club now requests a new lease of the Property to continue operation of the public meeting rooms for civic, social, fund raising, cultural, recreational and philanthropic work and activities for the benefit of the public and the community; and

WHEREAS, the Soledad Club has well-provided a public purpose through the continued operation of the public meeting rooms at the Property; and

WHEREAS, City staff has negotiated a proposed five (5) year lease of the Property with the Soledad Club (Lease) for civic, social, fund raising, cultural, recreational and philanthropic work and activities for the benefit of the public and the community. The Lease contains an optional five (5) year extension that may be exercised by the Soledad Club. The Lease requires the Soledad Club pay annual rent in the amount of Six Thousand Dollars (\$6,000) or seven

percent (7%) of the Soledad Club's gross revenue from designated business activities, whichever is greater; and

WHEREAS, Council Policy 700-12 provides that fair market value shall be obtained for leases of City-owned property to non-profit entities and that the only discount should be for direct offsets to otherwise-required City expenditures; and

WHEREAS, as appraised by City staff, the market rent for the Property is \$153,500.00 per year (\$1.52 per square foot per month); NOW, THEREFORE,

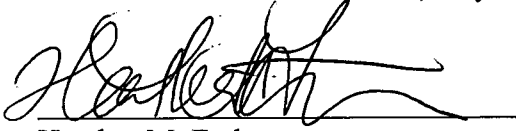
BE IT RESOLVED, by the City Council of the City of San Diego, that the Mayor, or his designee, is authorized and directed to execute that certain five (5) year "City of San Diego Percentage Lease" on file in the Office of the City Clerk as Document No. 2309782, with the Soledad Club, a California nonprofit mutual benefit corporation, for the continued operation and maintenance of the property located at 5050 Soledad Road, San Diego, California, to provide civic, social, fund raising, cultural, recreational and philanthropic work and activities for the benefit of the public and the community.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized to execute and deliver all such agreements and all other instruments to effect and complete the transaction contemplated by this Resolution.

BE IT FURTHER RESOLVED, that, given the recreational, health, social, educational, cultural and other public benefits to be afforded by continued use of the property located at 5050

Soledad Road, San Diego, California as public meeting rooms, Council Policy 700-12 is hereby waived to the extent that the Property shall be leased at less than fair market value as authorized hereby.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Heather M. Ferbert
Deputy City Attorney

HMF:nja
03/18/15
Or.Dept: Real Estate Assets
Doc. No.: 977160

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 09 2015.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6/23/15
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUN 16 2015, 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"/>
Lorie Zapf	<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"/>
Chris Cate	<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 JUN 25 2015

(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 Hernandez*, Deputy

Office of the City Clerk, San Diego, California

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