

RESOLUTION NUMBER R- 311595

DATE OF FINAL PASSAGE MAR 12 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DECLARING AN INTENTION TO SUBMIT TO THE VOTERS A MEASURE REGARDING AN INITIATIVE PETITION TITLED "SDSU WEST CAMPUS RESEARCH CENTER, STADIUM AND RIVER PARK."

WHEREAS, on January 16, 2018, proponents Jack McGrory and Stephen Doyle filed an initiative petition titled, "SDSU West Campus Research Center, Stadium and River Park" (the initiative petition or initiative) with the San Diego City Clerk (City Clerk); and

WHEREAS, the initiative proposes that the City sell approximately 132 acres of property, including SDCCU (formerly Qualcomm) Stadium (Existing Stadium Site), to "San Diego State University, a California State University with authority delegated by the Board of Trustees of the California State University, which is the State of California acting in its higher education capacity; and any SDSU auxiliary organization, entity, or affiliate" (collectively SDSU); and

WHEREAS, under the initiative, the City would adopt a "new legislative policy" to authorize, direct, and provide the means for selling the Existing Stadium Site to SDSU for "bona fide public purposes," as defined in the initiative; and

WHEREAS, under the initiative, the "new legislative policy" would be implemented through a new section of the San Diego Municipal Code (Municipal Code) providing the City "shall sell" the site in compliance with the San Diego City Charter (Charter) and the conditions in the new Municipal Code section; and

WHEREAS, the initiative states the "sale shall provide for the development of" a number of improvements on the Existing Stadium Site, including a new joint use stadium, a river park,

public trails and open space, recreation space and parks, practice and recreation fields, and facilities for educational, research, entrepreneurial and technology programs, within a mixed-use campus village and research park comprised of: academic and administrative buildings; commercial technology and office space, retail uses, hotel(s), various types of housing, and trolley and other types of public transportation improvements; and

WHEREAS, the City Clerk confirmed that the petition was filed on time and in compliance with requirements of Municipal Code sections 27.1019 and 27.1020; and

WHEREAS, the City Clerk accepted the initiative petition as filed; and

WHEREAS, the City Clerk submitted the initiative petition to the San Diego County Registrar of Voters (Registrar of Voters) for signature verification; and

WHEREAS, the Registrar of Voters conducted a legally required verification and, on February 15, 2018, found the initiative petition to contain the valid signatures of more than ten percent of the City's registered voters at the last general election, sufficient under Charter section 23 to qualify the initiative for direct submission to the voters; and

WHEREAS, on February 26, 2018, in compliance with Municipal Code section 27.1027, the City Clerk presented the initiative petition, with its certification attached, to the San Diego City Council (Council); and

WHEREAS, in compliance with Municipal Code section 27.1034, if the initiative petition presented to the Council contains the signatures of ten percent or more of the voters, the Council shall, within ten business days of the date of presentation, adopt or reject the legislative act as presented, but may not amend it; and

WHEREAS, in compliance with Municipal Code sections 27.1034 and 27.1035, the Council shall consider the petition and either (1) grant the initiative petition and adopt its

provisions in full; or (2) adopt a resolution of intention to submit the matter to the voters at a special election, and direct the City Attorney to prepare an ordinance calling a special election to place the matter on the ballot; and

WHEREAS, on March 12, 2018, the Council considered the initiative petition, decided not to adopt the legislative act, and thus now adopts this resolution of intention to submit the matter to the voters; and

WHEREAS, Charter section 23 directs that initiated legislative acts that qualify for the ballot “shall be submitted to the electorate at a Municipal Special Election consolidated with the next City-wide Municipal General Election ballot on which the measures legally can be placed, or at a City-wide Municipal Special Election held prior to that general election”; and


WHEREAS, pursuant to Charter section 295(b), the Council’s resolution of intention related to matters to submit to City voters at a Municipal Special Election is not subject to veto by the Mayor, and thus the date of its passage by the Council shall be deemed the date of its final passage; NOW, THEREFORE,

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

1. The Council declares its intention to submit the “SDSU West Campus Research Center, Stadium and River Park” initiative to the voters of the City of San Diego at a citywide election; and
2. The Council directs the City Attorney to prepare an ordinance placing the matter on the ballot at a Municipal Special Election consolidated with the next City-wide Municipal

General Election ballot on which the measure legally can be placed (November 2018), or at a City-wide Municipal Special Election held prior to that general election.

APPROVED: MARA W. ELLIOTT, City Attorney

By  \_\_\_\_\_  
Sharon B. Spivak  
Deputy City Attorney

SBS:jdf  
02/27/18  
Or.Dept: City Clerk  
Document No.: 1692812

Passed by the Council of The City of San Diego on MAR 12 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 12 2018.

**(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.

(Seal)

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

By *Steph...*, Deputy

Office of the City Clerk, San Diego, California  
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