

RESOLUTION NUMBER R- 311662

DATE OF FINAL PASSAGE APR 16 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ALLOCATING \$5,000 TO LAKE MURRAY FIREWORKS AND EVENTS ORGANIZATION FOR THE LAKE MURRAY MUSICFEST AND FIREWORKS CELEBRATION, PURSUANT TO COUNCIL POLICY 100-23, "CITY COUNCIL FUNDING FOR ARTS, CULTURE AND COMMUNITY FESTIVALS WITH DISCRETIONARY TRANSIENT OCCUPANCE 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 San Diego 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 non-profit 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, the Lake Murray Fireworks and Events Organization has requested funding for the Lake Murray Musicfest and Fireworks Celebration; and

WHEREAS, the requested funding will be used for the cost of the MusicFest stage; and

WHEREAS, the Lake Murray Fireworks and Event Organization's request for funding for the Lake Murray Musicfest and Fireworks Celebration will benefit the public by bringing together the community for a traditional, family-friendly, and fun event which attracts approximately 5,000 people annually; and

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

WHEREAS, Council District 7 recommends an allocation of \$5,000 to the Lake Murray Fireworks and Event Organization for the purposes set forth in this resolution; NOW, THEREFORE,


BE IT RESOLVED, by the Council of the City of San Diego, that the allocation described in this resolution is made for a public purpose.

BE IT FURTHER RESOLVED, that the City Council waives Council Policy 100-23(3)(g), which provides: "An organization may not apply to receive funding for an event or program which has already occurred, nor any capital improvement, goods, supplies, materials, or equipment which have already been purchased."

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 between the City of San Diego and the Lake Murray Fireworks and Event Organization (Agreement) in an amount not to exceed \$5,000 for the project described in this resolution, under terms and conditions set forth in the Agreement on file in the Office of the City Clerk as Document No. RR- 311662.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$5,000 from Council District 7: Fund No. 200205, Cost Center 1414111218 GL 512059, to provide funds for the above-referenced Agreement, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Catherine C. Morrison  
Deputy City Attorney

CCM:jdf  
03/22/18  
Or.Dept: Council District 7  
Doc. No.: 1715157  
CC No.: 3000010922

I certify that this Resolution was passed by the Council of the City of San Diego, at this meeting of APR 10 2018

ELIZABETH S. MALAND  
City Clerk

By Linda Krueger  
Deputy City Clerk

Approved: 4/16/18  
(date)

Kevin L. Faulconer  
KEVIN L. FAULCONER, Mayor

Vetoed: .  
(date)

Kevin L. Faulconer  
KEVIN L. FAULCONER, Mayor

**The City of San Diego  
COMPTROLLER'S CERTIFICATE**

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING

DEPT.  
NO.:

3000010922

1414

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \_\_\_\_\_ Fund: \_\_\_\_\_

Purpose: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$5,000.00

Vendor: Lake Murray Fireworks and Events

Purpose: Lake Murray MusicFest and Fireworks

Date: March 12, 2018

By:   
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
1	200205			OTHR-00000000-CL	512059	1414	1414111218		\$5,000.00
TOTAL AMOUNT									\$5,000.00

FUND OVERRIDE

Passed by the Council of The City of San Diego on APR 10 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 APR 16 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 *Linda Bruin*, Deputy

Office of the City Clerk, San Diego, California  
Resolution Number R- 311662