

RESOLUTION NUMBER R- 311744

DATE OF FINAL PASSAGE MAY 22 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE EXECUTION OF THE FIRST AMENDMENT TO CITY OF SAN DIEGO NONPROFIT LEASE WITH NEIGHBORHOOD HOUSE ASSOCIATION, INC. FOR CITY REAL PROPERTY LOCATED AT POLK AVENUE (APN 454-752-16, 17, 18, AND 19).

WHEREAS, on December 8, 2003, the San Diego City Council approved Resolution R-298720 authorizing the City of San Diego Nonprofit Lease (Lease) with Neighborhood House Association, Inc. (Lessee), for the construction, operation and maintenance of a child care center emphasizing day care and recreational programs for preschool children (Project) for a term of twenty (20) years on the real property located at Polk Avenue, APN 454-752-16, 17, 18 and 19 (Property); and

WHEREAS, when the Lease was approved in 2003, the Lessee planned to construct and operate the Project with Federal funds; however, those funds were never allotted, Federal funding ceased, and then the economy experienced an economic downturn; and

WHEREAS, the Property continues as vacant land and has been prone to illegal parking and dumping of trash; and

WHEREAS, in 2016, Federal funding became available and the Lessee applied for a Federal Head Start Program grant for the Project; and

WHEREAS, the Administration for Children and Families (ACF), a component of the United States Department of Health and Human Services, approved an award of Federal Head Start Program grant funds in the amount of \$700,000 (Grant) to construct, operate, and maintain a child care center on the Property; and

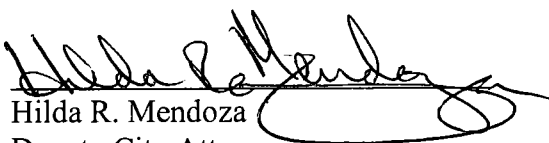
WHEREAS, the Grant is sufficient to construct, operate, and maintain a child care center on only the eastern portion of the Property, and Lessee desires to reduce the leasehold to only that eastern 0.32 acres of the Property and return to the City 0.24 acres; and

WHEREAS, a requirement of utilizing the Grant funds is a fifteen (15) year extension of the Lease and authorization of an Agreement for Grant Funds from the Federal Head Start Program which details the terms and conditions of the Grant; and

WHEREAS, with the construction of the child day care center on the Property and the relinquishment of the 0.24 acres back to the City, the Property will be maintained at a much higher and appropriate level and there will be a weekday presence of personnel to ensure maintenance of the Property and the immediate ability to address any issues; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or his designee, is authorized and directed to execute, for and on behalf of City, the First Amendment to City of San Diego Nonprofit Lease with Neighborhood House Association, Inc., on file in the Office of the City Clerk as Document No. RR- 311744, to extend the term of the Lease by fifteen (15) years to a total term of thirty-five (35) years, to reduce the leasehold to 0.32 acres, and to execute an Agreement for Grant Funds from the Federal Head Start Program, under the terms and conditions set forth therein.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Hilda R. Mendoza
Deputy City Attorney

HRM:nja
04/26/18
Or.Dept: READ
Doc. No.: 1739134

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 15 2018.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5/21/18
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAY 15 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 type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 MAY 22 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 *Hy Brady*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 311744