

RESOLUTION NUMBER R- 312128

DATE OF FINAL PASSAGE DEC 05 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO RENAMING THE SAN DIEGO SPORTS ARENA
CURRENTLY KNOWN AS THE VALLEY VIEW CASINO
CENTER TO "PECHANGA ARENA SAN DIEGO."

WHEREAS, CITY, as lessor, and San Diego Entertainment, Inc., a California corporation, (SD Entertainment) as lessee, are parties to that certain THE SAN DIEGO SPORTS ARENA OPERATING SUBLEASE dated August 6, 1971, as amended by five (5) amendments (collectively Master Agreement) for the land located at 3500 Sports Arena Boulevard in the City of San Diego, State of California (Sports Arena Premises); and

WHEREAS, the Master Agreement was made a direct lease between CITY and SD Entertainment, Inc., as a result of the Second Amendment to Operating Sublease dated March 29, 1993; and

WHEREAS, SD Entertainment, Inc., as sublessor/operator, and Arena Group 2000, L.P., a California limited partnership (AG2000), as sublessee/sub-operator, entered into Sublease Agreement (Sublease) for the Sports Arena Premises and other parcels dated October 12, 1993, which was consented to by CITY; and

WHEREAS, the Fourth Amendment to the Master Agreement (Fourth Amendment) added a section entitled "Naming Rights" to the Master Agreement, which allowed the operator, at that time AG2000, to sell the naming rights to the Sports Arena Premises, subject to City Council's consent to the identity of the entity acquiring the naming rights to the Sports Arena Premises (Naming Rights Entity) and the identification signage; and

WHEREAS, the Fourth Amendment also provided that the form of the agreement for the naming rights was subject to the reasonable approval of the City, and required payment of ten

percent (10%) of the gross proceeds actually received from the Naming Rights Entity in connection with the naming rights, including any sponsorship proceeds; and

WHEREAS, AG2000 assigned all of its rights in the Sublease, and AEG Management SD, LLC, a Delaware limited liability company (“AEG”), assumed all of AG2000’s obligations under the Sublease in an Assignment and Assumption Agreement dated September 3, 2008, which was consented to by CITY; and

WHEREAS, on October 18, 2010, pursuant to Resolution R-306203, the San Diego City Council renamed the Sports Arena Premises the Valley View Casino Center in accordance with the procedures set forth in the Fourth Amendment; and

WHEREAS, AEG is in the process of entering into an agreement with a new Naming Rights Entity, specifically Pechanga Development Corporation, doing business as, Pechanga Resort & Casino, a tribally chartered corporation (Pechanga), and has requested that the City now consent to the identity of a new Naming Rights Entity and signage; and

WHEREAS, Pechanga’s proposal includes changing the name of the Sports Arena Premises (currently known as Valley View Casino Center) to Pechanga Arena San Diego, and the signage installed will be one of the options attached hereto as Exhibit A; and

WHEREAS, the Naming Rights and Sponsorship Agreement requires the payment of \$400,000 each contract year to AEG from Pechanga (which amount will be prorated if any contract year is less than 12 months) and of that amount the City will be entitled to receive 10% each year pursuant to the terms of the Fourth Amendment; and

WHEREAS, the term of the Naming Rights and Sponsorship Agreement between AEG and Pechanga will expire on May 31, 2020, unless extended to the earlier of May 31, 2023 or the termination of an extended term of the Operating Sublease; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Sports Arena Premises currently known as the Valley View Casino Center be and is hereby renamed “Pechanga Arena San Diego.”

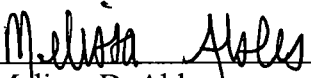
BE IT FURTHER RESOLVED, that this name change is pursuant to Pechanga’s agreement with AEG to pay \$400,000 each contract year for the naming rights over the term of that agreement.

BE IT FURTHER RESOLVED, that this name change shall be effective through the expiration of the term or earlier termination of the Naming Rights and Sponsorship Agreement entered into by AEG and Pechanga, with an effective date of November 6, 2018.

BE IT FURTHER RESOLVED, that if the Naming Rights Agreement expires or is terminated by either party, the Sports Arena Premises shall then be known as the San Diego Sports Arena until such time as it is renamed according to the applicable procedures for the naming of City Assets and any agreements in place at the time pertaining to the Sports Arena Premises.

BE IT FURTHER RESOLVED, that Council approves the signage proposed for the Stadium, provided that the signage installed is one of the proposed signage options contained in Exhibit A attached hereto.

APPROVED: MARA W. ELLIOTT, City Attorney

By  _____
Melissa D. Ables
Deputy City Attorney

MDA:nja
11/07/18
Or. Dept: READ
Doc. No.: 1882136

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 12/4/18.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 12/5/18
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

EXHIBIT A
(Signage Options)

PECHANGA ARENA
SAN DIEGO

PECHANGA ARENA
SAN DIEGO

OPTION A



OPTION B



OPTION C



Passed by the Council of The City of San Diego on DEC 04 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input checked="" 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 DEC 05 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.

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

(Seal)

By Haye Beach, Deputy

Office of the City Clerk, San Diego, California

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