

RESOLUTION NUMBER R- 312836

DATE OF FINAL PASSAGE FEB 20 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ALLOCATING FUNDS FOR ALLIED GARDENS COMMUNITY EVENTS, KIWANIS FOUNDATION OF TIERRASANTA, AND LAKE MURRAY FIREWORKS AND EVENTS PURSUANT TO COUNCIL POLICY 100-23, TITLED "CITY COUNCIL FUNDING FOR ARTS, CULTURE AND COMMUNITY FESTIVALS WITH DISCRETIONARY TRANSIENT OCCUPANCY TAX ALLOCATION."

WHEREAS, the San Diego City Council (City Council) adopted Council Policy 100-23, titled "City Council Funding of Arts, Culture and Community Festivals with Transient Occupancy Tax Allocation" on August 13, 2012, by Resolution R-307625; and

WHEREAS, 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 City received and evaluated three applications for Arts, Culture and Community Festivals (ACCF) funding for the following purposes:

<b>ORGANIZATION</b>	<b>PROGRAM/ACTIVITY</b>	<b>PUBLIC BENEFIT</b>
Allied Gardens Community Events	First Friday Series	Provide a venue where neighbors and friends can congregate, enjoy local musicians, and celebrate the summertime.
Kiwanis Foundation of Tierrasanta	Tierrasanta Oktoberfest	Support a community based celebration that will bring the community together for a family friendly event.

Lake Murray Fireworks and Events	MusicFest	Support a community based celebration by funding a stage and the lighting costs for a family friendly event.

WHEREAS, it is the determination of the City Council that the above-described programs are consistent with the parameters outlined in Council Policy 100-23; and

WHEREAS, Council District 7 recommends an allocation of \$7,500 to Allied Gardens Community Events for support and supplies for the event set forth in this resolution; and

WHEREAS, Council District 7 recommends an allocation of \$4,000 to the Kiwanis Foundation of Tierrasanta for support and supplies for the event as set forth in this resolution; and

WHEREAS, Council District 7 recommends an allocation of \$10,000 for the stage and lighting costs for Lake Murray Fireworks and Events as set forth in this resolution; NOW, THEREFORE,

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


BE IT FURTHER RESOLVED, that the City Council waives Council Policy 100-23, section 3(g), which provides: "An organization may not apply to receive funding for an event or program which has already occurred, nor any goods, supplies, or materials 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, ACCF FY 2020 City Council Allocation Agreements between the City of San Diego and (1) Allied Gardens Community Events in an

amount not to exceed \$7,500, (2) the Kiwanis Foundation of Tierrasanta in an amount not to exceed \$4,000, and (3) Lake Murray Fireworks and Events in an amount not-to-exceed \$10,000 for the events described in this resolution, under terms and conditions set forth in the Agreements on file in the Office of the City Clerk as Document No. RR-312836<sup>-1</sup> for Allied Gardens Community Events, Document No. RR-312836<sup>-2</sup> for the Kiwanis Foundation of Tierrasanta, and Document No. RR-312836<sup>-3</sup> for Lake Murray Fireworks and Events.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$21,500 from the ACCF budget Fund No. 200205, Cost Center 1414111218 GL512059, to provide funds for the above-referenced Agreements, 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:jvg:jdf  
12/19/19  
02/03/20 Cor. Copy  
Or.Dept: Council District 7  
CC No. 3000012866  
Doc. No.: 2295710\_4

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 04 2020.

ELIZABETH S. MALAND  
City Clerk

By  \_\_\_\_\_  
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

(Note: This resolution was returned unsigned by the Mayor's Office to the Office of the City Clerk on February 20, 2020. Pursuant to the San Diego City Charter Section 295(a)(2), the Mayor has 10 business days from the date the resolution, said deadline being close of business on February 19, 2020. Therefore the date of expiration of that time shall be deemed the date of its final passage.)

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

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING DEPT. NO. 3000012886  
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: \$21,500.00 Fund: 200205

Purpose: Allied Gardens for First Friday Series - Stage and Sound System  
Kiwanis Foundation for Tierrasanta Oktoberfest - Marketing Costs, Youth Games, Band, and Security  
Lake Murray Fireworks for MusicFest & Fireworks - Stage and Lighting

Date: December 30, 2019 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		\$7,500.00
2	200205			OTHR-00000000-CL	512059	1414	1414111218		\$4,000.00
3	200205			OTHR-00000000-CL	512059	1414	1414111218		\$10,000.00
<b>TOTAL AMOUNT</b>									<b>\$21,500.00</b>

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: \_\_\_\_\_

Vendor: \_\_\_\_\_

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

Date: \_\_\_\_\_ By: Alyssa Yopez  
COMPTROLLER'S DEPARTMENT

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

FUND OVERRIDE

Passed by the Council of The City of San Diego on FEB. 04 2020, 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"/>
Jennifer Campbell	<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"/>
Monica Montgomery	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage FEB 20 2020

**(Please note: When a resolution is approved/unsigned by the Mayor, the date of final passage is the date the approved/unsigned 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 Cornie Patterson, Deputy  
for Matthew Hlaico

Office of the City Clerk, San Diego, California
Resolution Number R- <u>312836</u>