

RESOLUTION NUMBER R- 312956

DATE OF FINAL PASSAGE MAY 05 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ALLOCATING \$11,000 TO MOXIE THEATRE FOR OPERATING COSTS, PURSUANT TO COUNCIL POLICY 100-06, "CITY COUNCIL FUNDING OF COMMUNITY PROJECTS, PROGRAMS, AND SERVICES."

WHEREAS, the San Diego City Council (City Council) adopted Council Policy 100-06, titled "City Council Funding of Community Projects, Programs and Services" on June 28, 2011, by San Diego Resolution R-306903 (July 7, 2011); and

WHEREAS, Council Policy 100-06 provides a procedure and uniform requirements for awarding funds to and contracting with non-profit organizations and public agencies for one-time community, social, environmental, cultural, or recreational needs which serve a lawful public purpose; and

WHEREAS, MOXIE Theatre has requested funding for Operating Costs; and

WHEREAS, the requested funding will be used for staff salaries, rent, and utilities; and

WHEREAS, MOXIE Theatre's request for funding will benefit the public by enabling it to continue to provide paid job opportunities, as well as internships and mentorship experiences to high school and college students, to the San Diego Community and to continue the process of producing works by female playwrights; and

WHEREAS, it is the determination of the City Council that the above-described program fits within the parameters of Council Policy 100-06; and

WHEREAS, Council Districts 1 and 2 recommend a total allocation of \$11,000 to MOXIE Theatre for the purposes set forth in this resolution, as follows: Council District 1 - \$4,000; Council District 2 - \$7,000; 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 100-06, section 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 City Council waives Council Policy 100-06, section 8, which provides: "Community Projects, Programs and Services funding should be considered a one-time resource, and planned uses should be one-time in nature, to avoid service interruptions or employee impacts if funding is discontinued."

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized and directed to execute, for and on behalf of the City, a Community Projects, Programs, and Services FY 2020 City Council Allocations Agreement between the City of San Diego and MOXIE Theatre for operating costs (Agreement) in an amount not to exceed \$11,000 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- 312956 .

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend an amount not to exceed \$4,000 from Council District 1: Community Projects, Programs and Services budget Fund No. 100000, Cost Center No. 1101110001 GL 512059; and \$7,000 from Council District 2: Community Projects, Programs and Services budget Fund No. 100000, Cost Center No. 1102110002 GL 512059, for a total of \$11,000, all 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 /s/Catherine C. Morrison
Catherine C. Morrison
Deputy City Attorney

CCM:jvg
04/07/20
Or.Dept: Council Districts 1, 2
Doc. No.: 2362448_2
CC No.: 3000013109

I certify that this Resolution was passed by the Council of the City of San Diego, at this meeting of April 21, 2020.

ELIZABETH S. MALAND
City Clerk

By /s/ Matthew R. Hilario
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 May 5, 2020. Pursuant to the San Diego Charter Section 295(a)(2), the Mayor has 10 business days from the date the resolution was transmitted to sign or veto the resolution, said deadline being close of business on May 5, 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.: 3000013109
1101: 1102

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: _____ \$11,000.00

Vendor: Moxie Theatre

Purpose: The G.E.W (Gender Equality Workshop) Play

Date: March 12, 2020 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
1.	100000			OTHR-00000000-GG	512059	1101	1101110001		\$4,000.00
2	100000			OTHR-00000000-GG	512059	1102	1102110002		\$7,000.00
TOTAL AMOUNT									\$11,000.00

CC-381 (REV 7-08)

FUND OVERRIDE

Passed by the Council of The City of San Diego on APR 14 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 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"/>
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 MAY 05 2020.

(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 Connie Patterson, Deputy
for Matthew Hilario

Office of the City Clerk, San Diego, California

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