

RESOLUTION NUMBER R- 314324
DATE OF FINAL PASSAGE SEP 21 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE THE FIRST AMENDMENT TO THE NON-PROFIT LEASE BETWEEN CHICANO PARK MUSEUM AND CULTURAL CENTER AND THE CITY OF SAN DIEGO FOR CITY-OWNED PROPERTY LOCATED AT 1960 NATIONAL AVENUE, SAN DIEGO, CALIFORNIA 92113.

WHEREAS, the City of San Diego (City) owns certain improved real property consisting of an approximately 11,240 square-foot building with adjacent surface parking located at 1960 National Avenue, San Diego, California 92113 (Property); and

WHEREAS, the City entered into a non-profit lease agreement for the Property with Chicano Park Museum and Cultural Center, a California 501(c)(3) non-profit corporation (Chicano Park Museum), approved by the Council of the City of San Diego (Council) under Resolution No. RR-311950 on August 20, 2018 (Lease); and

WHEREAS, in accordance with the City's rights under the Lease, the City entered the Property to make certain improvements which prevented Chicano Park Museum from occupying the Property for approximately two years; and

WHEREAS, the City and Chicano Park Museum have agreed to amend the Lease (First Amendment to Non-Profit Lease), subject to Council's approval, to extend the term of the Lease by two years for a total of 22 years as set forth in the First Amendment to Non-Profit Lease on file with the Office of the City Clerk as Document No. RR- 314324; and

WHEREAS, the California Department of Housing and Community Development's (HCD) Surplus Land Act Guidelines (SLA Guidelines) provide guidance regarding the noticing and disposition procedures applicable to a local agency's disposition of surplus land under the

California Surplus Land Act (SLA), as amended by Assembly Bill 1486 which became effective on January 1, 2020; and

WHEREAS, Section 102(h) of the SLA Guidelines sets forth HCD's interpretation that the SLA noticing and disposition procedures apply generally to lease transactions, except with respect to a lease of land on which no development or demolition will occur or a lease which has a term less than five years, including any extensions, amendments, or options; and

WHEREAS, the First Amendment to Non-Profit Lease is not subject to the SLA because it does not involve any development or demolition within the meaning of Section 102(h) of the SLA Guidelines; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or designee, is authorized to enter into that certain First Amendment to Non-Profit Lease between Chicano Park Museum and Cultural Center, a California 501(c)(3) non-profit corporation and the City of San Diego, for certain City-owned property located at 1960 National Avenue, San Diego, California 92113, on file with the Office of the City Clerk as Document No. RR 314324.

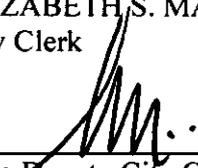
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Marco A. Verdugo
Marco A. Verdugo
Deputy City Attorney

MAV:sc
08/29/2022
Or.Dept: READ
Doc. No.: 3073847

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 13 2022

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9/20/22
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on SEP 13 2022, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<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"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage SEP 21 2022.

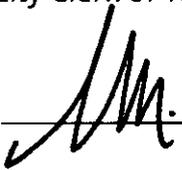
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

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

By , Deputy

Office of the City Clerk, San Diego, California

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