

RESOLUTION NUMBER R- **314715**DATE OF FINAL PASSAGE **APR 14 2023**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT APPROVAL OF THE COMMUNITY PROJECTS, PROGRAMS, AND SERVICES FY 2023 CITY COUNCIL ALLOCATIONS AGREEMENTS BETWEEN THE CITY AND POINT LOMA SUMMER CONCERTS, PORTAL BRAZIL USA, AND SAN DIEGO COMMUNITY BIRTH CENTER IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTIONS 15301 AND 15323.

WHEREAS, the California Environmental Quality Act (CEQA) (Public Resources Code section 21000 et seq.) states the CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, Section 15000 et seq.) shall list those classes of projects which have been determined not to have a significant effect on the environment and which shall be exempt from CEQA; and

WHEREAS, pursuant to that authority, CEQA Guidelines sections 15300-15333 list the categorical exemptions promulgated by the California Office of Planning and Research and adopted by the Secretary of the California Natural Resources Agency for those classes of projects which have been determined not to have a significant effect on the environment; and

WHEREAS, the City of San Diego (City) desires to authorize the execution of Community Projects, Programs, and Services FY 2023 City Council Allocations Agreements between the City and (1) Point Loma Summer Concerts in an amount not to exceed \$5,000; (2) Portal Brazil USA in an amount not to exceed \$2,000; and (3) San Diego Community Birth Center in an amount not to exceed \$2,000, for the Projects described under the terms and conditions set forth in the Agreements on file in the Office of the City Clerk as Document No. RR- **314716-1** for Point Loma Summer Concerts, Document

No. RR- **314716**-² for Portal Brazil USA, and Document No. RR- **314716**-³ for San Diego Community Birth Center; and

WHEREAS, the Planning Department has determined that the Projects are categorically exempt from CEQA pursuant to CEQA Guidelines sections 15301 (Existing Facilities) and 15323 (Normal Operations of Facilities for Public Gathering), and that no exceptions to the exemptions, as set forth in CEQA Guidelines section 15300.2, apply to the Projects; and

WHEREAS, the Council of the City of San Diego (City Council) has considered the potential environmental effect of the Projects; and

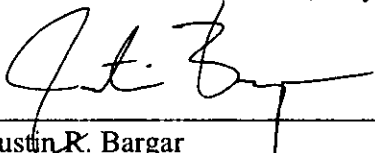
WHEREAS, the City Council held a duly noticed public meeting and considered the written record for the Projects as well as public comment; and

WHEREAS, the City Council, using its independent judgment, has determined that the Projects are categorically exempt from CEQA, pursuant to CEQA Guidelines section 15301 (Existing Facilities) which allows for the operation, repair, maintenance, permitting, leasing, licensing, or minor alternations of existing public or private structures or facilities involving negligible or no expansion of existing or former uses and CEQA Guidelines section 15323 (Normal Operations of Facilities for Public Gatherings) which exempts the normal operations of existing facilities for public gatherings for which the facilities were designed, where there is a past history of the facility being used for the same or similar kind of purpose; and

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

BE IT RESOLVED, that the Council of the City of San Diego determines that the Projects are categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 and section 15323, and that an exception to the exemptions as set forth in CEQA Guidelines section 15300.2 do not apply.

APPROVED: MARA W. ELLIOTT, City Attorney

By 
Justin R. Bargar
Deputy City Attorney

JRB:cw
03/22/2023
Or.Dept: Council Administration
CC No.: 3000015372
Doc. No.: 3256436
Companion to: R-2023-518

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 11 2023.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 4/14/23
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO. 3000015372
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: \$9,000.00 Fund: 100000

Purpose: Point Loma Summer Concerts for Five Free Community Concerts in Point Loma
Portal Brazil for Arraia do Portal
San Diego Community Birth Center for Shades of Fatherhood

Date: December 21, 2022 By: Olivia M. Faith-Gutierrez

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	1102	1102110002		\$5,000.00
2	100000			OTHR-00000000-GG	512059	1102	1102110002		\$2,000.00
3	100000			OTHR-00000000-GG	512059	1102	1102110002		\$2,000.00
TOTAL AMOUNT									\$9,000.00

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: *Olivia Faith-Gutierrez*
Olivia M. Faith-Gutierrez
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 ☐

Passed by the Council of The City of San Diego on APR 11 2023, 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"/>
Kent Lee	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 APR 14 2023

(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:

(Seal)

TODD GLORIA

Mayor of The City of San Diego, California.

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By Corrie Patterson Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- **314715**