

RESOLUTION NUMBER R- **314734**DATE OF FINAL PASSAGE **APR 24 2023**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE ACCEPTANCE OF A DONATION OF 14.9 ACRES OF UNDEVELOPED REAL PROPERTY IN THE OTAY MESA AREA OF THE CITY OF SAN DIEGO TO BE MAINTAINED AS OPEN SPACE AND A \$268,902 ENDOWMENT FOR LONG-TERM MANAGEMENT OF THE REAL PROPERTY, FROM ATTISHA PARCEL HOLDING COMPANY, LLC.

WHEREAS, Attisha Parcel Holding Company, LLC, a California limited liability company, and subsidiary of Sudberry Properties, Inc., has offered to donate to the City of San Diego (City) 14.9 acres of undeveloped real property identified as Assessor's Parcel Number 645-050-04 located in the Otay Mesa area of San Diego, north of Interstate 905, between Interstate 805 and Highway 125 (Property), and a \$268,902 endowment for long-term management of the Property; and

WHEREAS, the appraised value of the Property is \$275,000; and

WHEREAS, the Department of Real Estate and Airport Management conducted due diligence including a Phase I Environmental Site Assessment, and determined that there does not appear to be potential liabilities, such as hazardous conditions or environmental concerns, associated with the Property; and

WHEREAS, expenditures, maintenance, and monitoring requirements associated with the Property will be funded by the \$268,902 endowment; and

WHEREAS, the Parks and Recreation Department has determined that the Parks and Recreation Department can and will assume the maintenance obligations related to the Property utilizing the endowment; and

WHEREAS, the Department of Real Estate and Airport Management has determined that the donation of Property for open space use will benefit the City, and acceptance is in the City's best interest and is consistent with applicable City laws, policies, ordinances, and resolutions; 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,

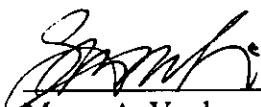
BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or designee, is authorized to accept the donation of 14.9 acres of undeveloped real property identified as Assessor's Parcel Numbers 645-050-04 in the Otay Mesa area of San Diego, north of Interstate 905, between Interstate 805 and Highway 125.

BE IT FURTHER RESOLVED, that the Mayor, or designee, is authorized to accept a \$268,902 endowment for the long-term maintenance of the donated real property.

BE IT FURTHER RESOLVED, that the Chief Financial Officer, or designee, is authorized to create an interest-bearing special fund non-wasting account to invest the endowment funds for long term management of the donated real property.

BE IT FURTHER RESOLVED, that the Mayor, or designee, is authorized to execute and deliver all such agreements and other instruments to effect and complete the donation contemplated by this Resolution.

APPROVED: MARA W. ELLIOTT, City Attorney

By  FOR
Marco A. Verdugo
Deputy City Attorney

MAV:sc:jvg
03/07/2023
Or.Dept: READ
Doc. No. 3243252

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: 4/24/23
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

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 24 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:

TODD GLORIA

Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES

Interim City Clerk of The City of San Diego, California.

By 

For Connie, Deputy

Office of the City Clerk, San Diego, California

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