

(R-2024-119)

RESOLUTION NUMBER R- **315164**  
DATE OF FINAL PASSAGE **OCT 23 2023**

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THAT CERTAIN OFFICE LEASE  
BETWEEN AG-PCPI SKY PARK OWNER, L.P., A  
DELAWARE LIMITED PARTNERSHIP, AND THE CITY OF  
SAN DIEGO.

WHEREAS, the City of San Diego (City) identified the approximately 13,005 square feet of office space located at 9325 Sky Park Court, Suite 100, San Diego, CA 92123 (Premises), as a new location for the City's Injury Rehabilitation and Prevention Program and Health and Safety Wellness facility for its Fire-Rescue workers; and

WHEREAS, the City and AG-PCPI SKY PARK OWNER, L.P., a Delaware limited partnership (Landlord), negotiated a proposed Office Lease for the City to lease the Premises (Lease) for a term of seven years (Initial Term), with a City option to extend the Lease term for an additional three years; 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, by the Council of the City of San Diego (Council), as follows:

1. The Council approves the Lease, including all attachments and exhibits to the Lease.
2. The Mayor or designee is authorized, on behalf of the City, to sign and enter into the Lease, including all attachments and exhibits to the Lease requiring the City's signature, and take all other actions reasonably necessary to perform the City's obligations under the Lease. A copy

of the Lease, when fully signed, shall be placed on file with the City Clerk as Document

No. **RR-315164**

3. The Chief Financial Officer is authorized to expend an amount not to exceed \$4,269,019.73 in base rent, and an amount not to exceed \$1,201,663.00 in operating expenses over the Initial Term of the Lease, from General Fund #100000, Cost Center #9912001112; provided, however, that funding for base rent and operating expenses under the Lease in future fiscal years after fiscal year 2024 is contingent upon the Council's annual appropriation of funds for these expenses for each applicable fiscal year and the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for these expenditures, are, or will be, on deposit with the City Treasurer.

APPROVED: MARA W. ELLIOTT, City Attorney

By Kerrin Reisch / for  
Delmar G. Williams  
Deputy City Attorney

DGW:aja  
September 27, 2023  
Or. Dept: DREAM  
Doc. No. 3425570\_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 17 2023.

DIANA J.S. FUENTES  
City Clerk

By

  
Deputy City Clerk

Approved:

10/23/23

(date)

  
TODD GLORIA, Mayor

Vetoed:

(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on OCT 17 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 OCT 23 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:

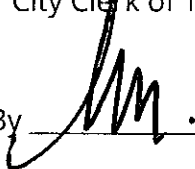
TODD GLORIA

Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

**315164**

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