

RESOLUTION NUMBER R- 315269DATE OF FINAL PASSAGE DEC 22 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO TO APPROVE FISCAL YEAR 2024 CITY COUNCIL ALLOCATIONS OF ARTS, CULTURE, AND COMMUNITY FESTIVALS (ACCF) FUNDING AWARDS, PURSUANT TO COUNCIL POLICY 100-23, TO NONPROFIT ORGANIZATIONS WITH EXISTING CONTRACTS WITH THE CITY OF SAN DIEGO'S COMMISSION FOR ARTS AND CULTURE.

WHEREAS, the San Diego City Council (City Council) adopted Council Policy 100-23, titled "City Council Funding of Arts, Culture and Community Festivals with Discretionary Transient Occupancy Tax Allocations", on August 13, 2012, by San Diego Resolution R-307625; and

WHEREAS, among other things, Council Policy 100-23 establishes uniform guidelines, conditions, and criteria governing the application for, and granting of, funds to nonprofit organizations for the purpose of supporting their ongoing operational expenses and their sponsorship of special events at the discretion of each Councilmember during the fiscal year; and

WHEREAS, funding for Arts, Culture and Community Festivals (ACCF) from each Councilmember's annual allocation of Transient Occupancy Tax (TOT) may be awarded to private nonprofit organizations that produce programs, projects, and events that provide access to excellence in culture and the arts for residents of, and visitors to, the City of San Diego (City), and enrich the lives of the people of San Diego and build healthy, vital neighborhoods; and

WHEREAS, Council Policy 100-23 requires each grant of ACCF funding to a private nonprofit organization be done by City Council resolution; and

WHEREAS, for Fiscal Year 2024, Council Districts 1, 2, 3, 4, 5, 6, 7, and 9 recommend awarding ACCF funds in an aggregate amount not to exceed \$236,150 to nonprofit organizations that have existing contracts with the City, identified in Attachment 1; and

WHEREAS, the existing contracts between the nonprofit organizations and the City are administered by the City's Commission for Arts and Culture for Organizational Support Program (OSP) funding and Creative Communities San Diego (CCSD) funding; and

WHEREAS, rather than executing new contracts for each nonprofit organization, the City's Commission for Arts and Culture may amend the existing OSP and CCSD contracts to include the recommended ACCF grant awards to each nonprofit identified in Attachment 1; and

WHEREAS, it is the determination of the City Council that the use of ACCF funds by each nonprofit organization fits within the parameters of Council Policy 100-23, except the uses for events or programs that have already occurred, goods, supplies, or materials that have already been purchased, and allocations that are not for one-time planned uses, which require City Council to waive provisions of Council Policy 100-23; 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, the Fiscal Year 2024 allocations of Arts, Culture and Community Festivals (ACCF) funding awards identified in Attachment 1, pursuant to Council Policy 100-23, to nonprofit organizations with existing contracts for Organizational Support Program (OSP) funding and Creative Communities San Diego (CCSD) funding with the City's Commission for Arts and Culture are approved.

BE IT FURTHER RESOLVED, the Chief Financial Officer is authorized to expend an amount not to exceed \$35,000 from City Council District 1 Fund 200205/Cost Center 1414111212 GL 512059 pursuant to the allocations identified in Attachment 1 to augment the existing contracts between the City and nonprofit organizations.

BE IT FURTHER RESOLVED, the Chief Financial Officer is authorized to expend an amount not to exceed \$26,000 from City Council District 2 Fund 200205/Cost Center 1414111213 GL 512059 pursuant to the allocations identified in Attachment 1 to augment the existing contracts between the City and nonprofit organizations.

BE IT FURTHER RESOLVED, the Chief Financial Officer is authorized to expend an amount not to exceed \$25,000 from City Council District 3 Fund 200205/Cost Center 1414111214 GL 512059 pursuant to the allocations identified in Attachment 1 to augment the existing contracts between the City and nonprofit organizations.

BE IT FURTHER RESOLVED, the Chief Financial Officer is authorized to expend an amount not to exceed \$40,000 from City Council District 4 Fund 200205/Cost Center 1414111215 GL 512059 pursuant to the allocations identified in Attachment 1 to augment the existing contracts between the City and nonprofit organizations.

BE IT FURTHER RESOLVED, the Chief Financial Officer is authorized to expend an amount not to exceed \$39,000 from City Council District 5 Fund 200205/Cost Center 1414111216 GL 512059 pursuant to the allocations identified in Attachment 1 to augment the existing contracts between the City and nonprofit organizations.

BE IT FURTHER RESOLVED, the Chief Financial Officer is authorized to expend an amount not to exceed \$23,500 from City Council District 6 Fund 200205/Cost Center

1414111217 GL 512059 pursuant to the allocations identified in Attachment 1 to augment the existing contracts between the City and nonprofit organizations.

BE IT FURTHER RESOLVED, the Chief Financial Officer is authorized to expend an amount not to exceed \$10,150 from City Council District 7 Fund 200205/Cost Center

1414111218 GL 512059 pursuant to the allocations identified in Attachment 1 to augment the existing contracts between the City and nonprofit organizations.

BE IT FURTHER RESOLVED, the Chief Financial Officer is authorized to expend an amount not to exceed \$37,500 from City Council District 9 Fund 200205/Cost Center

1414111220 GL 512059 pursuant to the allocations identified in Attachment 1 to augment the existing contracts between the City and nonprofit organizations.

BE IT FURTHER RESOLVED, the allocations described in this Resolution are made for a public purpose.

BE IT FURTHER RESOLVED, for the allocations identified in Attachment 1, City Council waives provisions in Council Policy 100-23 that prohibit ACCF funds being used for events or programs that have already occurred, or goods, supplies, or materials that have already been purchased, and waives provisions in Council Policy 100-23 that limit ACCF funds to one-time planned uses.

APPROVED: MARA W. ELLIOTT, City Attorney

By


Justin R. Bargar
Deputy City Attorney

JRB:cw

11/28/2023

Or. Dept: Council Administration

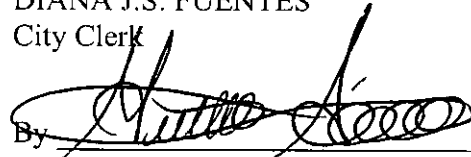
CC No. 3000016228

Doc. No. 3485217

Attachment: Attachment 1

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 12 2023.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 12/22/23
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Attachment 1

Organization	CCSD/OSP	CD1	CD2	CD3	CD4	CD5	CD6	CD7	CD8	CD9	TOTAL
ArtReach	OSP							\$2,150.00			\$2,150.00
Barbosa Park Online Collaborative	OSP			\$1,500.00							\$1,500.00
Cooper Family Foundation	CCSD					\$3,000.00				\$5,000.00	\$8,000.00
Culture Shock San Diego	OSP		\$3,000.00								\$3,000.00
Generation STEAM	CCSD	\$1,500.00									\$1,500.00
Guitars In the Classroom	OSP	\$2,500.00									\$2,500.00
Hillcrest Business Improvement Association	CCSD			\$6,000.00							\$6,000.00
Italian American Arts and Culture Association of San Diego	CCSD	\$1,500.00									\$1,500.00
La Jolla Historical Society	OSP	\$2,500.00									\$2,500.00
La Jolla Music Society	OSP	\$2,500.00									\$2,500.00
Library Association of La Jolla	OSP	\$2,500.00									\$2,500.00
Linda Vista Multi-Cultural Fair Inc.	CCSD							\$5,000.00			\$5,000.00
Little Saigon San Diego Foundation	CCSD									\$7,000.00	\$7,000.00
Mainly Mozart, Inc.	OSP					\$1,500.00					\$1,500.00
Malashock Dance & Company	OSP				\$5,000.00						\$5,000.00
Medium Photography Inc.	CCSD					\$1,500.00					\$1,500.00
Moxie Theatre	OSP		\$3,000.00			\$3,000.00					\$6,000.00
Museum of Contemporary Art San Diego	OSP	\$2,500.00		\$2,000.00							\$4,500.00
Musicians for Education, Inc.	CCSD									\$5,000.00	\$5,000.00
Ocean Beach Merchants Association	CCSD		\$8,640.00								\$8,640.00
Old Globe Theatre	OSP			\$1,500.00				\$1,500.00			\$3,000.00
Pacific Arts Movement	OSP	\$2,000.00	\$5,000.00	\$2,500.00	\$5,000.00		\$15,000.00			\$5,000.00	\$34,500.00
Pacific Beach Community Development Corp DBA: Discover Pacific Beach	CCSD	\$5,000.00									\$5,000.00
PASACAT, Inc.	CCSD						\$2,500.00				\$2,500.00
Persian Cultural Center	OSP						\$2,500.00	\$1,500.00			\$4,000.00
Prophet World Beat Productions	OSP									\$2,500.00	\$2,500.00
Rolando Community Council	CCSD									\$5,000.00	\$5,000.00
San Diego African American Museum of Fine Art	CCSD				\$10,000.00						\$10,000.00
San Diego Air & Space Museum				\$1,500.00							\$1,500.00
San Diego Art Institute				\$1,500.00							\$1,500.00
San Diego Audubon Society	CCSD	\$2,500.00								\$2,000.00	\$4,500.00
San Diego Center for Jewish Culture	OSP	\$2,500.00					\$1,500.00				\$4,000.00
San Diego Filipino Cinema	OSP						\$2,000.00				\$2,000.00
San Diego Museum Council, Inc.	OSP			\$1,500.00							\$1,500.00
San Diego Pride	CCSD	\$2,500.00	\$3,360.00	\$3,000.00		\$5,000.00					\$13,860.00
Scripps Ranch Theatre	OSP					\$10,000.00					\$10,000.00
Scripps Theatre Arts	CCSD					\$10,000.00					\$10,000.00
Spirit of the Fourth, Inc.	CCSD					\$5,000.00					\$5,000.00
The David's Harp Foundation, Inc.	OSP				\$10,000.00						\$10,000.00
The Gaslamp Quarter Historical Foundation	OSP			\$2,500.00							\$2,500.00
The High Steppers Drill Team, Inc.	CCSD				\$5,000.00						\$5,000.00
The New Childrens Museum	OSP		\$3,000.00	\$1,500.00							\$4,500.00
Theatre and Arts Foundation of San Diego County DBA La Jolla Playhouse	OSP	\$2,500.00									\$2,500.00
Trinity One Theatre Troupe, Inc.	OSP									\$6,000.00	\$6,000.00
VAPA Foundation	CCSD	\$2,500.00									\$2,500.00
Villa Musica	OSP				\$5,000.00						\$5,000.00
		\$35,000.00	\$26,000.00	\$25,000.00	\$40,000.00	\$39,000.00	\$23,500.00	\$10,150.00	\$0.00	\$37,500.00	\$236,150.00

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

DEPT.
NO.:

3000016228

1414

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: \$236,150.00 Fund: 200205

Purpose: To provide funding, in an aggregate amount not-to-exceed \$236,150.00, to nonprofit organizations with existing City of San Diego contracts administered by the Commission for Arts and Culture. Funding may be awarded to these nonprofit organizations and public agencies for purpose of promoting local arts and culture.

Date: October 25, 2023

By: Leana Chan *Leana Chan*

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	200205	N/A	N/A	OTHR-00000000-CL	512059	1414	1414111212	N/A	\$35,000.00
2	200205	N/A	N/A	OTHR-00000000-CL	512059	1414	1414111213	N/A	\$26,000.00
3	200205	N/A	N/A	OTHR-00000000-CL	512059	1414	1414111214	N/A	\$25,000.00
4	200205	N/A	N/A	OTHR-00000000-CL	512059	1414	1414111215	N/A	\$40,000.00
5	200205	N/A	N/A	OTHR-00000000-CL	512059	1414	1414111216	N/A	\$39,000.00
6	200205	N/A	N/A	OTHR-00000000-CL	512059	1414	1414111217	N/A	\$23,500.00
7	200205	N/A	N/A	OTHR-00000000-CL	512059	1414	1414111218	N/A	\$10,150.00
8	200205	N/A	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$37,500.00
TOTAL AMOUNT									\$236,150.00

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: _____
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									

Passed by the Council of The City of San Diego on DEC 12 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"/>
District 4 - vacant	<input 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 DEC 22 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

Resolution Number R- **315269**