

#109
4/09/24

(R-2024-420)

RESOLUTION NUMBER R- 315465

DATE OF FINAL PASSAGE APR 22 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING A 25-YEAR LICENSE AGREEMENT, INCLUDING RECURRING 10-YEAR OPTIONS TO EXTEND THE TERM, WITH THE SAN DIEGUITO RIVER PARK JOINT POWERS AUTHORITY FOR THE OSUNA SEGMENT OF THE COAST TO CREST TRAIL IN THE FAIRBANKS RANCH COMMUNITY.

WHEREAS, the City of San Diego (City) is a party to that certain Joint Exercise of Powers Agreement (as amended, JEPA) between the County of San Diego and the Cities of Del Mar, Escondido, Poway, San Diego, and Solana Beach, creating the San Dieguito River Valley Regional Open Space Park Joint Powers Authority (JPA); and

WHEREAS, under the authority of the JEPA, the JPA is constructing the Coast to Crest Trail, a 71-mile-long, non-vehicular, and multi-use regional trail that will ultimately extend from the Pacific Ocean in Del Mar to Volcan Mountain just north of Julian (CTC Trail); and

WHEREAS, the JPA proposes to construct a one-mile long segment of the CTC Trail on a portion of City-owned property (APN 302-261-02-00) in the Fairbanks Ranch community, which the City currently leases to the Bay Club Fairbanks Ranch Country Club (Osuna Segment); and

WHEREAS, the JPA seeks the City's permission to construct, operate, and maintain the Osuna Segment under the terms and conditions of a long-term license agreement (License); and

WHEREAS, in light of the public benefit to be provided, the City has not required the JPA to pay any monetary consideration to the City for the License; 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 City Council of the City of San Diego, as follows:

1. The Council approves the License, permitting the JPA to construct, operate, and maintain the Osuna Segment of the CTC Trail under the terms and conditions of the License.
2. The Mayor or designee is authorized, on behalf of the City, to sign and deliver the License and all documents necessary or appropriate to perform the City's obligations under the License. A copy of the License, when fully signed, shall be placed on file in the Office of the City Clerk as Document No. RR- 315465.

APPROVED: MARA W. ELLIOTT, City Attorney

By Kevin Reich / for
Brian W. Byun
Deputy City Attorney

BWB:nja
04/15/2024
Or. Dept: READ
Doc. No. 3565016

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 09 2024.

DIANA J.S. FUENTES
City Clerk

By Kristell Medina
Deputy City Clerk

Approved: 4/22/24
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on APR 09 2024, 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"/>
Henry L. Foster III	<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 22 2024

(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 Kristell Medina, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- <u>315465</u>