

RESOLUTION NUMBER R- 315672DATE OF FINAL PASSAGE JUL 10 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DECLARING THAT THE CITY-OWNED REAL PROPERTY LOCATED AT 8450 MIRA MESA BOULEVARD, SAN DIEGO, CALIFORNIA, AND COMMONLY KNOWN AS THE MIRA MESA EPICENTRE, IS EXEMPT SURPLUS LAND.

WHEREAS, the City of San Diego (City) owns the real property located at 8450 Mira Mesa Boulevard, San Diego, California, which is as a portion of Assessor's Parcel Number 311-041-06, and commonly referred to as the Mira Mesa Epicentre, and which is specifically identified in the staff report included in the docket materials accompanying this Resolution (Property); and

WHEREAS, the Property was reviewed by pertinent City departments and none of these City departments requested retention of the Property for a City municipal use; and

WHEREAS, the Surplus Land Act (California Government Code sections 54220 through 54234) is generally intended to make a local agency's surplus land (i.e., land not needed for the local agency's use) available for potential acquisition by affordable housing sponsors or other local public entities; and

WHEREAS, Government Code section 54221(b)(1) requires the Council to take formal action at a regular public meeting to declare the Property surplus land or exempt surplus land, as supported by written findings, before the City may take any action to dispose of the Property; and

WHEREAS, the written findings supporting an exempt surplus land declaration must be provided to the California Department of Housing and Community Development (HCD) for

review at least thirty (30) days before the City's disposition of the land pursuant to Section 400(e) of the HCD's Surplus Land Act Guidelines (SLA Guidelines); and

WHEREAS, the County of San Diego (County), which is a "local agency" as defined in California Government Code section 54221(a)(1), seeks to lease the Property from the City for a term longer than 15 years to facilitate the rehabilitation of the Property and operation of public space that will offer innovative youth services, such as school and career counseling, homework assistance, leadership programs, performing arts and music programs, and recreation and social opportunities, all of which will increase public safety by activating an underutilized property within the community; and

WHEREAS, if the City leases the Property to the County for this public purpose, the Property will be exempt surplus land pursuant to California Government Code section 54221(f)(1)(D) because the City will be disposing of the Property by transferring it to another local agency for that agency's use; and

WHEREAS, declaring the Property exempt surplus land, contingent upon the City's lease of the Property to the County, does not require that the City lease the Property to the County, nor does it require that such a lease contain any specific term or condition; and

WHEREAS, a declaration that the Property is exempt surplus land is contingent upon the City's lease of the Property to the County, and if for any reason the City does not lease the Property to the County, the Council does not intend for this declaration to have any force or effect; 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 City Council of the City of San Diego, as follows:

1. The Property is exempt surplus land pursuant to California Government Code section 54221(f)(1)(D), contingent upon the Council's future discretionary approval of a lease of the Property to the County and the consummation of that lease.
2. City staff is directed to forward a copy of this resolution to HCD.

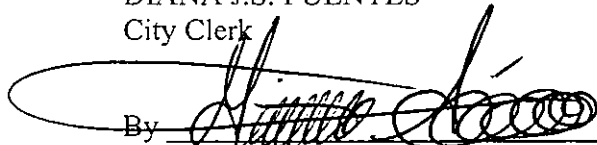
APPROVED: MARA W. ELLIOTT, City Attorney

By 
 Andrew John Alfonso
 Deputy City Attorney

AJA:nja
 06/07/2024
 Or. Dept: Real Estate
 Doc. No. 3675852
 Companion to: R-2024-629

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 02 2024

DIANA J.S. FUENTES
City Clerk

By 
 Deputy City Clerk

Approved: 7/17/24
 (date)


 TODD GLORIA, Mayor

Vetoed: _____
 (date)

 TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUL 02 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 JUL 10 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 *Diana Fuentes*, Deputy
For Gilbert Sanchez

Office of the City Clerk, San Diego, California
Resolution Number R- 315672