

RESOLUTION NUMBER R- **316152**

DATE OF FINAL PASSAGE **APR 22 2025**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT APPROVAL OF THE FISCAL YEAR 2025 ARTS, CULTURE AND COMMUNITY FESTIVALS FUNDING ALLOCATIONS RECOMMENDED BY COUNCIL DISTRICT 9 TO CERTAIN NONPROFIT ORGANIZATIONS, PURSUANT TO COUNCIL POLICY 100-23, IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTIONS 15301 AND 15323.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

1. The California Environmental Quality Act (CEQA) (Public Resources Code section 21000 et seq.) states the CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, Section 15000 et seq.) shall list those classes of projects which have been determined not to have a significant effect on the environment and which shall be exempt from CEQA.
2. Pursuant to that authority, CEQA Guidelines sections 15300-15333 lists categorical exemptions promulgated by the California Office of Planning and Research and adopted by the Secretary of the California Natural Resources Agency for those classes of projects which have been determined not to have a significant effect on the environment.
3. The City of San Diego (City) desires to approve Fiscal Year 2025 Arts, Culture and Community Festivals (ACCF) funding allocations recommended by Council District 9 to certain nonprofit organizations, as identified in the accompanying Staff Report (Staff Report) and supporting materials (Proposed Action).

4. The Planning Department considered the Proposed Action and determined that the recommended allocations identified in the Staff Report and supporting materials as item 1, item 2, and items 5 through 10 are not a “project” pursuant to CEQA Guidelines sections 15378(b)(2) and (5) as the allocated funds will be used for continuing administrative or maintenance activities and are organizational or administrative activities, none of which will result in a direct or indirect physical change on the environment, and, therefore, these allocations are not subject to CEQA pursuant to CEQA Guidelines section 15060(c)(3). Those allocations that involve future special events will be subject to environmental review at a future date in accordance with the City’s special event permitting process and CEQA Guidelines section 15004.

5. The Planning Department considered the Proposed Action and determined that the recommended allocations identified in the Staff Report and supporting materials as item 3 (College Area Economic Development Corporation) and item 4 (Media Arts Center San Diego) are categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities) and that no exceptions to the exemption, as set forth in CEQA Guidelines section 15300.2, apply.

6. The Planning Department considered the Proposed Action and determined the recommended allocation identified in the Staff Report as item 4 (Media Arts Center San Diego) is also categorically exempt from CEQA pursuant to CEQA Guidelines section 15323 (Normal Operations for Facilities for Public Gatherings) and that no exceptions to the exemption, as set forth in CEQA Guidelines section 15300.2, apply.

7. The Council has considered the potential environmental effects of the Proposed Action, specifically the recommended allocations identified in the Staff Report and supporting

materials, and held a duly noticed public meeting and considered the written record for the Proposed Action as well as public comment.

8. The Council, using its independent judgment, has determined that the recommended allocations identified in the Staff Report and supporting materials as item 3 (College Area Economic Development Corporation) and item 4 (Media Arts Center San Diego) are categorically exempt from CEQA pursuant to CEQA Guidelines section 15301 (Existing Facilities), which exempts the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former uses.

9. The Council, using its independent judgment, has determined that the recommended allocation identified in the Staff Report and supporting materials as item 4 (Media Arts Center San Diego) is also categorically exempt from CEQA pursuant to CEQA Guidelines section 15323 (Normal Operations of Facilities for Public Gatherings), which exempts the normal operations of existing facilities for public gatherings for which the facilities were designed, where there is a past history of the facility being used for the same or similar kind of purpose.

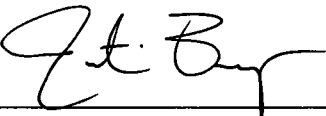
10. The Office of the City Attorney has drafted this resolution based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate.

#### ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

The Proposed Action to approve Fiscal Year 2025 Arts, Culture and Community Festivals (ACCF) funding allocations recommended by Council District 9 to certain nonprofit organizations, specifically the recommended allocations identified in the Staff Report and supporting materials as item 3 (College Area Economic Development Corporation) and item 4 (Media Arts Center San Diego), is categorically exempt from CEQA pursuant to CEQA Guidelines sections 15301 and 15323 and that an exception to the exemptions as set forth in CEQA Guidelines section 15300.2 does not apply.

APPROVED: HEATHER FERBERT, City Attorney

By   
Justin R. Bargar  
Deputy City Attorney

JRB:cw  
03/12/2025  
Or.Dept: Council Administration  
CC No.: 3000017503  
Doc. No.: 3991285  
Companion to: R-2025-453

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 15 2025.

DIANA J.S. FUENTES  
City Clerk

By   
Deputy City Clerk

Approved: 4/21/25  
(date)

  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

The City of San Diego  
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

DEPT.

3000017503

NO.: 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: \$33,500.00 Fund: 200205

Purpose: Previously budgeted Fiscal Year 2025 Arts, Culture and Community Festivals (ACCF) funding allocations with Discretionary Transient Occupancy Tax [TOT] for all nine Council Districts total \$450,000.00. Of those previously budgeted funds, this item allocates \$33,500.00 of Council District 9's ACCF funds to various nonprofit organizations pursuant to Council Policy 100-23.

Date: February 5, 2025

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	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$5,000.00
2	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$2,000.00
3	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$5,000.00
4	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$2,500.00
5	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$2,000.00
6	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$5,000.00
7	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$2,500.00
8	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$2,500.00
9	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$3,000.00
10	200205	NON-PROGRAM	N/A	OTHR-00000000-CL	512059	1414	1414111220	N/A	\$4,000.00
TOTAL AMOUNT									\$33,500.00

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
1									
TOTAL AMOUNT									

Passed by the Council of The City of San Diego on APR 15 2025, 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 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 2025.

(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 Linda Dravin Deputy

Office of the City Clerk, San Diego, California

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