

RESOLUTION NUMBER R- 316181

DATE OF FINAL PASSAGE MAY 05 2025

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING FISCAL YEAR 2025 ARTS, CULTURE, AND COMMUNITY FESTIVALS (ACCF) FUNDING ALLOCATIONS, PURSUANT TO COUNCIL POLICY 100-23, RECOMMENDED BY COUNCIL DISTRICT 6 TO FIVE NONPROFIT ORGANIZATIONS; APPROVING A WAIVER OF COUNCIL POLICY 100-23 SECTION 2(G) FOR A CERTAIN ALLOCATION; AND RELATED ACTIONS.

RECITALS

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

A. The Council adopted Council Policy 100-23, "City Council Funding of Arts, Culture and Community Festivals with Discretionary Transient Occupancy Tax Allocations," through Resolution R-307625 (Aug. 13, 2012). Council Policy 100-23 establishes uniform guidelines, conditions, and criteria governing the application for and granting of funds to nonprofit organizations to support their ongoing operational expenses and their sponsorship of special events. Annual funding levels are subject to the amount of Transient Occupancy Tax (TOT) allocated to each Councilmember in a given fiscal year. Granting Arts, Culture and Community Festivals (ACCF) funds is at the discretion of each Councilmember during the fiscal year.

B. Councilmembers may grant ACCF funds to 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.

C. Council Policy 100-23 requires each grant of ACCF funding to a nonprofit organization be done by Council resolution.

D. Nonprofit organizations granted ACCF funds shall enter an ACCF grant agreement with the City that specifies their responsibilities regarding the use of ACCF grant funds and stipulating that the nonprofit organization shall document all their expenses as required by the ACCF grant agreement.

E. For Fiscal Year 2025, Council District 6 recommends allocating \$21,000 in ACCF grant funds to five nonprofit organizations, as identified in the accompanying Staff Report (Staff Report) and supporting materials.

F. Council determines that the use of ACCF funds by each nonprofit organization identified in the Staff Report and supporting materials fits within the parameters of Council Policy 100-23, except funds used for events or programs that have already occurred, or for goods, supplies, or materials that have already been purchased.

G. The Office of the City Attorney prepared 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 and accurate.

ACTION ITEMS

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

1. Council District 6's recommended allocations of Fiscal Year 2025 Arts, Culture and Community Festivals (ACCF) funds to five nonprofit organizations for eligible uses pursuant to Council Policy 100-23, as identified in the Staff Report and supporting materials, are approved.

2. The Mayor, or designee, is authorized to enter an Arts, Culture and Community Festivals Fiscal Year 2025 City Council Allocations Grant Agreement between the City of

San Diego and each of the five nonprofit organizations identified in the Staff Report and supporting materials.

3. The Chief Financial Officer is authorized to expend an amount not to exceed \$21,000 from Council District 6: TOT Fund 200205 / Cost Center 1414111217 / GL 512059, to provide funds to the nonprofit organizations identified in the Staff Report and supporting materials, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

4. For the allocation identified as item 5 (Vietnamese American Youth Alliance) in the Staff Report and supporting materials, Council waives Council Policy 100-23 section 2(g), which prohibits ACCF funds being used for events or programs that have already occurred, or for goods, supplies, or materials that have already been purchased.

5. The allocations described in this Resolution, Staff Report, and supporting materials are made for a public purpose.

APPROVED: HEATHER FERBERT, City Attorney

By


Justin R. Bargar
Deputy City Attorney

JRB:cw

4/16/2025

Or. Dept: Council Administration

CC No.: 3000017676

Doc No.: 4027770

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on
APR 22 2025.

DIANA J.S. FUENTES
City Clerk

By Kristell Medina
Deputy City Clerk

Approved: 5/5/25
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

3000017676
DEPT. 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: \$21,000.00 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 \$21,000.00 of Council District 6's ACCF funds to various nonprofit organizations pursuant to Council Policy 100-23.

Date: April 16, 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 | 1414111217 | N/A | \$1,500.00 |
| 2 | 200205 | NON-PROGRAM | N/A | OTHR-00000000-CL | 512059 | 1414 | 1414111217 | N/A | \$7,500.00 |
| 3 | 200205 | NON-PROGRAM | N/A | OTHR-00000000-CL | 512059 | 1414 | 1414111217 | N/A | \$2,000.00 |
| 4 | 200205 | NON-PROGRAM | N/A | OTHR-00000000-CL | 512059 | 1414 | 1414111217 | N/A | \$2,500.00 |
| 5 | 200205 | NON-PROGRAM | N/A | OTHR-00000000-CL | 512059 | 1414 | 1414111217 | N/A | \$7,500.00 |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | \$21,000.00 |

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 | | | | | | | | | |
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| | | | | | | | | | |
| | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | |

APR 22 2025

Passed by the Council of The City of San Diego on _____, 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 **MAY 05 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:

(Seal)

TODD GLORIA

Mayor of The City of San Diego, California.

DIANA J.S. FUENTES

City Clerk of The City of San Diego, California.

By Krystell Medina, Deputy

Office of the City Clerk, San Diego, California

316181

Resolution Number R-_____