

**SPECIAL REDEVELOPMENT AGENCY MEETING
SUPPLEMENTAL NO. 1
DECEMBER 7, 2009**

The meeting called to order as the City Council at 2:05 p.m. by Council President Hueso with Council President Young not present.

Roll Call Lightner, Faulconer, Gloria, Young, DeMaio,
Fyre, Emerald, Hueso

Andrea Tevlin, Independent Budget Analyst
Mary Jo Lanzafame, City Attorney
Elizabeth Maland, City Clerk

The meeting adjourned as the City Council at 3:21 p.m.

The meeting reconvened as the Special Redevelopment Agency at 3:21 p.m. by Chair Hueso with all Agency Members present.

Adoption

S40. College Community Redevelopment Project Area-Settlement Agreement with San Diego State University Foundation and the Board of Trustees of the California State University and Related Actions (District 7)

That the Redevelopment Agency:
(RA-2010-43)

- Item 1. Approval of Settlement Agreement and Mutual Release effective October 12, 2009 by and among the Redevelopment Agency, the City, the Board of Trustees CSU and the SDSU Foundation thereby terminating the Cash Depository Agreement and the 1991 Agreement upon the Agency's transfer of the property located 5840-5846 Hardy Avenue, San Diego to the SDSU Foundation;
- Item 2. Approval of the Agency's transfer of fee title of property located at 5840-5846 Hardy Avenue, City of San Diego, California, ("Property") to the Foundation by Grant Deed;
- Item 3. Approval of the Grant Deed and the recordable Assignment of Leases referenced in the Settlement Agreement;
- Item 4. Authorization for the Agency Executive Director or designee to execute the Settlement Agreement, the Grant Deed, and the recordable Assignment of Leases;

REDEVELOPMENT AGENCY MINUTES

SPECIAL REDEVELOPMENT MEETING MINUTES SUPPLEMENTAL NO. 1-
DECEMBER 7, 2009

Adoption

S40. **College Community Redevelopment project Area-Settlement Agreement with San Diego State University Foundation and the Board of Trustees of the California State University and Related Actions (District 7)**

(Continued)

- Item 5. Approval for the Agency's payment and expenditure of half (1/2) of all costs and fees associated with the closing on the transfer of fee title of the Property to the Foundation;
- Item 6. Approval of the Agency's payment and expenditure of a total amount of Seven Hundred Fifty Thousand Dollars (\$750,000) to the Foundation as settlement of claims before June 30, 2010, or alternatively, the Agency's payment and expenditure of a total amount of \$750,000 plus interest as prescribed per the Settlement Agreement on June 30, 2010 or before June 30, 2012 as settlement of claims; and,
- Item 7. Authorization for the Agency Executive Director or designee, on behalf of the Agency, to sign all documents necessary and appropriate to carry out and implement the Settlement Agreement and associated Resolution and to administer the Agency's obligations, responsibilities and duties to be performed thereunder.

This activity is not a "project" and is therefore not subject to CEQA pursuant to the State CEQA Guidelines Section 15060 (c)(3).

Redevelopment Agency Report no. RA-09-33 and Report to Council no. RTC-09-164, dated December 2, 2009.

Council Companion Item no. S400

Staff: Eliana Barreiros (619) 236-6267

Maureen Ostrye (619) 236-6270

Agency Counsel: Kendall Berkey

Comptroller Certificate Number: CC 3000002855

Motion by Member Emerald to Adopt

Seconded by Chair Hueso

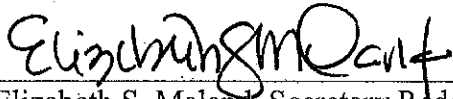
Passed by the following Vote: 8-0

Redevelopment Agency Resolution and Document numbers R-04475 and D-04475a (Settlement Agreement), D-04475b (Grant Deed), D-04475c (Assignment of Leases); and City Council Resolution number R-305064.

SPECIAL REDEVELOPMENT MEETING MINUTES SUPPLEMENTAL NO. 1-
DECEMBER 7, 2009

Adjournment

The meeting adjourned as the Special Redevelopment Agency at 3:21 p.m.



Elizabeth S. Maland, Secretary Redevelopment Agency
of the City of San Diego (jis)