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6/15/2021

(R-2021-502)

RESOLUTION NUMBER R: 313598

DATE OF FINAL PASSAGE JUN 22 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE FISCAL YEAR 2022  
REPORT OF ACTIVITIES FOR THE TOURISM  
MARKETING DISTRICT AND AUTHORIZING THE  
RELATED EXPENDITURE OF FUNDS.

WHEREAS, on November 26, 2012, in Resolution R-307843, the San Diego City Council (City Council) renewed the San Diego Tourism Marketing District (TMD) for a period of thirty-nine and one-half (39 1/2) years commencing January 1, 2013 (Resolution of Formation); and

WHEREAS, on August 2, 2016, in Resolution R-310664, the City Council approved a modification to the TMD Management Plan, defining lodging business as those with 70 or more rooms but still subject to the same two percent assessment rate on assessable room rent; and

WHEREAS, the City Council approved the currently operative ten-year operating agreement between the City and the TMD Corporation in Ordinance O-21202, effective June 24, 2020 (Operating Agreement); and

WHEREAS, Section 4.2.1.1 of the Operating Agreement requires that prior to disbursement, TMD assessment funds must be part of a City Council approved TMD budget; and

WHEREAS, it is projected that \$26,668,897 in TMD assessment funds will be collected during the period of July 1, 2021 through June 30, 2022 (FY 2022); and

WHEREAS, pursuant to the Operating Agreement, the TMD Corporation has prepared an annual prospective report and budget required by San Diego Municipal Code section

61.2521 (Report of Activities) based on an anticipated budget of \$39,307,851 in TMD funds for FY 2022 including \$263,300 for recovery of City administration expenses, and includes the projected TMD assessments in FY 2022, an estimated \$50,000 in interest and penalties, and \$12,588,954 in carryover funds remaining from previous years; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. The FY 2022 Report of Activities for the San Diego Tourism Marketing District is approved with an anticipated budget total of \$39,307,851, including \$263,300 for recovery of City administration expenses. Funding sources for this budget figure include: anticipated TMD assessments for FY 2022 of \$26,668,897; projected TMD interest and penalties to be accrued in FY 2022 of \$50,000; and carryover of administrative and other budgeted funds from previous years of \$12,588,954. The FY 2022 Report of Activities is on file in the office of the City Clerk as Document No. RR-313598.

2. The Chief Financial Officer (CFO) is authorized and directed to appropriate and expend from the Tourism Marketing District Fund No. 200726 for implementation of the FY 2022 Report of Activities in amounts not to exceed: \$26,668,897 of FY 2022 estimated revenue, \$50,000 of estimated interest, and \$3,992,690 of carryover administrative and other budgeted funds from previous years. The implementation of the FY 2022 Report of Activities includes recovery of actual City administrative costs estimated at \$232,000. The appropriation and expenditure from the Tourism Marketing District Fund No. 200726 is contingent upon the CFO first certifying that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

3. The CFO is authorized and directed to appropriate and expend from the Tourism Marketing District Fund No. 200704 for implementation of the FY 2022 Report of

Activities in amounts not to exceed: \$7,979,964 in carryover funds from previous years, including recovery of actual City administration costs estimated to be \$25,000. Such appropriation and expenditure is contingent upon the CFO first certifying that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

4. The CFO is authorized and directed to appropriate and expend from the Tourism Marketing District Fund No. 200705 for implementation of the FY 2022 Report of Activities in amounts not to exceed \$616,300 of carryover funds from prior years, including recovery of actual City administration costs estimated to be \$6,300. Such appropriation and expenditure is contingent upon the CFO first certifying that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

5. The CFO is authorized and directed to appropriate and expend from the Tourism Marketing District Fund Nos. 200726, 200704, and 200705 for the Fiscal Year 2022 San Diego Tourism Marketing District Report of Activities expenses that are processed in FY 2022 in amounts not to exceed fund balances less amounts authorized for the FY 2022 San Diego Tourism Marketing District Report of Activities. Such appropriation and expenditure is contingent upon the CFO first certifying that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Marguerite E. Middaugh  
Marguerite E. Middaugh  
Deputy City Attorney

MEM:jdf  
06/01/2021  
Or. Dept: Econ. Devel.  
Doc.No.: 2874101

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 06/15/2021

ELIZABETH S. MALAND  
City Clerk

By /s/ Stacy D. Ready  
Deputy City Clerk

Approved: 6/22/21  
(date)

  
TODD GLORIA, Mayor

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

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

Passed by the Council of The City of San Diego on JUN 15 2021, 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"/>
Monica Montgomery Steppe	<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"/>
Chris Cate	<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 JUN 22 2021.

**(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)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By *Hy Brady*, Deputy

Office of the City Clerk, San Diego, California

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