

5101
6/27/2021

(R-2021-514)

RESOLUTION NUMBER R- 313621

DATE OF FINAL PASSAGE : JUL 16 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO TO APPROVE THE LEASE SURRENDER AND TERMINATION AGREEMENT WITH LUTHERAN SOCIAL SERVICES OF SOUTHERN CALIFORNIA FOR THE PROPERTY LOCATED AT 4425 BANNOCK AVENUE.

WHEREAS, the City of San Diego (City) owns the real property commonly known as the Cathy Hopper Clairemont Friendship Center, located at 4425 Bannock Avenue (Property); and

WHEREAS, on July 11, 2017, the City Council, by San Diego Resolution R-311221 (Jul. 25, 2017), approved a certain Non-Profit Lease for the Property (Lease), between the City as lessor and Lutheran Social Services of Southern California, a non-profit California corporation as lessee (Lessee) with an initial term expiring on July 31, 2037; and

WHEREAS, Lessee initially used the Property as a senior center until Lessee was forced to permanently discontinue operations due to the pandemic and insufficient patronization; and

WHEREAS, Lessee has requested to terminate the Lease and surrender the Property to the City as of July 31, 2021, because Lessee can no longer operate a senior center from the Property; and

WHEREAS, the City and Lessee have negotiated the terms of a Lease Surrender and Termination Agreement (Agreement) to accomplish the Lease termination and the surrender of the Property, and a copy of the Agreement is included in the backup materials accompanying this Resolution; NOW, THEREFORE,

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

1. The Agreement is approved.

2. The Mayor, or designee, is authorized, on the City's behalf, to sign the Agreement and any other documents reasonably necessary to effectuate the intent of the Agreement. A copy of the signed Agreement shall be placed on file as Document No. RR- 313621 in the Office of the City Clerk.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Jonathan Stone
Jonathan Stone
Deputy City Attorney

JS:cm
June 15, 2021
Or.Dept:READ
Doc. No.: 2689379

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 06/29/2021

ELIZABETH S. MALAND
City Clerk

By /s/Linda Irvin
Deputy City Clerk

Approved: 7/14/21
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUN 29 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 JUL 16 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 Linda Trujillo, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 313621