

# 3326  
7/13/2021

(R-2021-542)

RESOLUTION NUMBER R- 313648

DATE OF FINAL PASSAGE JUL 16 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE REPORT SUBMITTED IN  
CONNECTION WITH THE NORTH PARK PROPERTY AND  
BUSINESS IMPROVEMENT DISTRICT FOR FISCAL  
YEAR 2022 AND RELATED FUNDING ACTIONS.

WHEREAS, the Property and Business Improvement District Law of 1994, California Streets and Highways Code (Streets and Highways Code) sections 36600-36671 (PBID Law), authorizes cities and counties to establish and renew property and business improvement districts for the purpose of promoting economic revitalization and physical maintenance of improvements; and

WHEREAS, on July 11, 2017, the San Diego City Council (City Council) adopted San Diego Resolution R-311234 (Resolution of Formation), forming the North Park Property and Business Improvement District (North Park PBID) for a term of five years in accordance with PBID Law; and

WHEREAS, the Resolution of Formation approved the Management District Plan, which includes an engineer's report, a management plan, and the assessments described therein, for the period of January 1, 2018 through December 31, 2022, a copy of which is on file with the City Clerk as Document No. RR-311234-1; and

WHEREAS, pursuant to Streets and Highways Code section 36651, the Management District Plan states that North Park Main Street, a nonprofit corporation (NPMS), will manage the North Park PBID and provide the improvements, maintenance, and activities described in the Management District Plan pursuant to an operating agreement between the City of San Diego (City) and NPMS; and

WHEREAS, pursuant to Streets and Highways Code section 36625(b), the adoption of the Resolution of Formation constituted the levy of the assessments beginning January 1, 2018 and ending on December 31, 2022; and

WHEREAS, pursuant to Streets and Highways Code section 36650, a written report for Fiscal Year 2022 (Annual Report) has been prepared for the North Park PBID; and

WHEREAS, the Annual Report conforms to the above-referenced authority and has been duly considered by the Council; NOW, THEREFORE,

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

1. The Annual Report submitted for the North Park PBID, on file and available for review in the Office of the City Clerk as Document No. RR- 31.3648, is approved as filed.

2. The Chief Financial Officer or designee is authorized to appropriate and expend funds in an amount not to exceed \$330,173.42 from North Park PBID Operating Funds, Fund 200734, for the operation and administration costs in the Annual Report, including \$12,355 for City administration costs, contingent upon the adoption of the Fiscal Year 2022 Appropriation Ordinance and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

3. The Chief Financial Officer or designee is authorized to appropriate and expend any monies deposited in the North Park PBID Operating Fund, Fund 200734, in excess of estimated revenue and any carryover monies from the previous fiscal year, contingent upon the adoption of the Fiscal Year 2022 Appropriation Ordinance and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

4. The Chief Financial Officer or designee is authorized to expend funds in an amount not to exceed \$11,321.14 from the General Fund for the purpose of paying the assessments levied upon City-owned parcels within the North Park PBID for FY 2022, contingent upon the adoption of the Fiscal Year 2022 Appropriation Ordinance and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

5. The Chief Financial Officer or designee is authorized to expend funds in an amount not to exceed \$4,760 from the Gas Tax Fund, Fund 200118, for the purpose of costs associated with median maintenance within the North Park PBID for FY 2022, contingent upon the adoption of the Fiscal Year 2022 Appropriation Ordinance and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

6. The Chief Financial Officer or designee is authorized to manually bill and collect assessments for the North Park PBID which are not billed by the County of San Diego, in the same time and manner as county taxes are collected, and all laws providing for the collection and enforcement of county taxes shall apply to the collection and enforcement of the assessments.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Daphne Z. Skogen  
Daphne Z. Skogen  
Deputy City Attorney

DZS:soc  
06/27/2021  
Or. Dept: Economic Development  
Doc. No. 2698204

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 07/13/2021.

ELIZABETH S. MALAND  
City Clerk

By /s/ Stacy D. Ready  
Deputy City Clerk

Approved: 7/16/21  
(date)

  
TODD GLORIA, Mayor

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

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

Passed by the Council of The City of San Diego on JUL 13 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 , Deputy

Office of the City Clerk, San Diego, California

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