

ORDINANCE NUMBER O- 21448 (NEW SERIES)

DATE OF FINAL PASSAGE MAY 03 2022

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE EXECUTION OF FOUR JOINT USE AGREEMENTS BETWEEN THE CITY AND SAN DIEGO UNIFIED SCHOOL DISTRICT FOR THE CONSTRUCTION, OPERATION, MAINTENANCE, AND USE OF JOINT USE FACILITIES AT CHAVEZ ELEMENTARY SCHOOL, KIMBROUGH ELEMENTARY SCHOOL, KING-CHAVEZ ARTS AND ATHLETICS SCHOOL, AND SEQUOIA ELEMENTARY SCHOOL AND RELATED ACTIONS.

WHEREAS, the City of San Diego (City) and the San Diego Unified School District (District) enjoy a long-standing partnership since 1948 made possible by a strong collaboration between the City and the District to maximize the joint use of public facilities and resources for educational and community use; and

WHEREAS, the District owns Chavez Elementary School located at 1404 South 40th Street, in the Southeastern Community, Kimbrough Elementary School located at 321 Hoitt Street, in the Southeastern Community, King-Chavez Arts and Athletics School located at 415 31st Street, in the Southeastern Community, and Sequoia Elementary School located at 4690 Limerick Avenue, in the Clairemont Community; and

WHEREAS, the City and the District are parties to three separate Joint Use Agreements as follows: (1) Chavez Elementary School dated July 2, 1996, and on file in the Office of the City Clerk as Document No. OO-18318; (2) Kimbrough Elementary School Site dated July 2, 1996, and on file in the Office of the City Clerk as Document No. OO-18317; and (3) King Elementary School dated July 25, 1991, and on file in the Office of the City Clerk as Document No. OO-17662 (Prior Agreements); and

WHEREAS, the City and the District desire to terminate the Prior Agreements and enter into four separate agreements as follows: (1) a 25-year Joint Use Agreement regarding facilities at Chavez Elementary School for the operation, maintenance, and use of joint use facilities; (2) a 25-year Joint Use Agreement regarding facilities at Kimbrough Elementary School for the operation, maintenance, and use of joint use facilities; (3) a 25-year Joint Use Agreement regarding facilities at King-Chavez Arts and Athletics School for the operation, maintenance, and use of joint use facilities; and (4) a 25-year Joint Use Agreement regarding facilities at Sequoia Elementary School for the operation, maintenance, and use of joint use facilities;
NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego (Council), as follows:

Section 1. That the Mayor, or his designee, is hereby authorized and directed to execute the Agreement for the Construction, Operation, Maintenance, and Use of Joint Use Facilities at Chavez Elementary School, on file in the Office of the City Clerk as Document No.

OO- ~~21448~~¹, between the City of San Diego and the San Diego Unified School District, for the joint use of a portion of Chavez Elementary School.

Section 2. That the Mayor, or his designee, is hereby authorized and directed to execute the Agreement for the Construction, Operation, Maintenance, and Use of Joint Use Facilities at Kimbrough Elementary School, on file in the Office of the City Clerk as Document No.

OO-~~21448~~², between the City of San Diego and the San Diego Unified School District, for the joint use of a portion of Kimbrough Elementary School.

Section 3. That the Mayor, or his designee, is hereby authorized and directed to execute the Agreement for the Construction, Operation, Maintenance, and Use of Play All Day Joint Use Facilities at King-Chavez Arts and Athletics School, on file in the Office of the City Clerk as

Document No. OO-~~21448~~ 3, between the City of San Diego and the San Diego Unified School District, for the joint use of a portion of King-Chavez Arts and Athletics School.

Section 4. That the Mayor, or his designee, is hereby authorized and directed to execute the Agreement for the Construction, Operation, Maintenance, and Use of Play All Day Joint Use Facilities at Sequoia Elementary School, on file in the Office of the City Clerk as Document No. OO-~~21448~~ 4, between the City of San Diego and the San Diego Unified School District, for the joint use of a portion of Sequoia Elementary School.

Section 5. That the agreement, on file in the Office of the City Clerk as Document No. OO-18318, is terminated upon the commencement date of the agreement for Chavez Elementary School authorized by this Ordinance.

Section 6. That the agreement, on file in the Office of the City Clerk as Document No. OO-18317, is terminated upon the commencement date of the agreement for Kimbrough Elementary School authorized by this Ordinance.

Section 7. That the agreement, on file in the Office of the City Clerk as Document No. OO-17662, is terminated upon the commencement date of the agreement for King-Chavez Arts and Athletics School authorized by this Ordinance.

Section 8. That a full reading of this ordinance is dispensed with prior to passage, a written copy having been made available to the Council and the public prior to the day of its passage.

Section 9. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MARA W. ELLIOTT, City Attorney

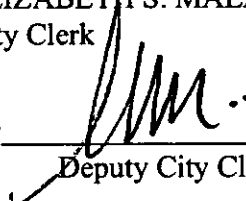
By /s/ Marco A. Verdugo

Marco A. Verdugo
Deputy City Attorney

MAV:sc
03/21/2022
Or.Dept: Park & Rec.
Doc. No.: 2921905

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of APR 19 2022.

ELIZABETH S. MALAND
City Clerk

By 

Deputy City Clerk

Approved: 5/3/22

(date)



TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on APR 19 2022, 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 MAY 03 2022

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 [Signature], Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

APR 05 2022, and on MAY 03 2022.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.
By [Signature], Deputy

Office of the City Clerk, San Diego, California

Ordinance Number O- 31448