

#333  
6/14/2022

(R-2022-537)

RESOLUTION NUMBER R- 314173

DATE OF FINAL PASSAGE JUN 27 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE ANNUAL REPORTS  
SUBMITTED IN CONNECTION WITH THE ECONOMIC  
DEVELOPMENT MAINTENANCE ASSESSMENT DISTRICTS  
FOR FISCAL YEAR 2023 AND RELATED FUNDING  
ACTIONS.

WHEREAS, the Maintenance Assessment Districts specified below (individually, a District and collectively, the ED MADs) are existing districts as defined in San Diego Municipal Code (Municipal Code) section 65.0202 and are authorized and administered in accordance with the following laws, as applicable: Article XIID of the California Constitution, the Proposition 218 Omnibus Implementation Act (California Government Code sections 53750-53758), and the Maintenance Assessment District Procedural Ordinance (Municipal Code sections 65.0201-65.0222); and

WHEREAS, before the City of San Diego (City) formed each District, an assessment engineer prepared written reports (Engineer's Reports) that describe, among other things, the improvements and activities to be undertaken, the assessment rates and basis for calculations, and the properties to be assessed, for the following Districts:

1. Adams Avenue Maintenance Assessment District
2. Barrio Logan Maintenance Assessment District
3. Central Commercial Maintenance Assessment District
4. City Heights Maintenance Assessment District
5. College Heights Maintenance Assessment District
6. Hillcrest Commercial Core Maintenance Assessment District
7. La Jolla Maintenance Assessment District

8. Little Italy Maintenance Assessment District
9. Newport Avenue Maintenance Assessment District

WHEREAS, the San Diego City Council (City Council) adopted San Diego Resolution R-310617, effective July 22, 2016, authorizing the continued levy of assessments in all existing self-managed MADs for Fiscal Year 2017, beginning on July 1, 2016; and

WHEREAS, pursuant to Municipal Code section 65.0211, the adoption of Resolution R-310617 constituted the levy of the assessments for the remaining life of each existing District; and

WHEREAS, pursuant to Municipal Code section 65.0220, an assessment engineer prepared written reports (Annual Reports) for the period of July 1, 2022 through June 30, 2023 (Fiscal Year 2023) for each District specified below, which Annual Reports are on file and available for review at the Office of the City Clerk with reference to the following document numbers:

<u>Maintenance Assessment District</u>	<u>Document Number</u>
1. Adams Avenue	RR- <u>314173-1</u>
2. Barrio Logan	RR- <u>314173-2</u>
3. Central Commercial	RR- <u>314173-3</u>
4. City Heights	RR- <u>314173-4</u>
5. College Heights	RR- <u>314173-5</u>
6. Hillcrest Commercial Core	RR- <u>314173-6</u>
7. La Jolla	RR- <u>314173-7</u>
8. Little Italy	RR- <u>314173-8</u>
9. Newport Avenue	RR- <u>314173-9</u>

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

WHEREAS, there are no proposed increases to the assessments, other than those authorized at the time of formation, including increases based on the San Diego Consumer Price Index; NOW, THEREFORE,

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

1. Each Fiscal Year 2023 Annual Report submitted for the ED MADs, on file and available for review in the Office of the City Clerk as listed above, is approved as filed.
2. The Chief Financial Officer or designee is authorized to appropriate and expend from the Maintenance Assessment District funds, including the management, operating, capital, developer deposit, and Formation funds for the ED MADs in amounts not to exceed the estimated fund balances approved in the Fiscal Year 2023 Annual Reports, and contingent upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.
3. The Chief Financial Officer or designee is authorized to appropriate and expend from the Maintenance Assessment District funds, including the management, operating, capital, developer deposit, and Formation funds for the ED MADs in amounts not to exceed the estimated revenues approved in the Fiscal Year 2023 Annual Reports, and contingent upon the Chief Financial Officer certifying that the funds necessary for expenditure are or will be available.

4. The Chief Financial Officer or designee is authorized to manually bill and collect assessments 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:  
05/24/2022  
Or. Dept: Economic Development  
Doc. No. 2989726

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 14 2022.

ELIZABETH S. MALAND  
City Clerk

By Connie Patterson  
Deputy City Clerk

Approved: 6/27/22  
(date)

Todd Gloria  
TODD GLORIA, Mayor

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

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

Passed by the Council of The City of San Diego on JUN 14 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 JUN 27 2022.

**(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 Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

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