

RESOLUTION NUMBER R- 307708

DATE OF FINAL PASSAGE OCT 03 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING JOINT COMMUNITY FACILITIES
AGREEMENT WITH THE SAN DIEGO UNIFIED PORT
DISTRICT IN CONNECTION WITH CONVENTION CENTER
FACILITIES DISTRICT NO. 2012-1, CITY OF SAN DIEGO,
COUNTY OF SAN DIEGO, STATE OF CALIFORNIA

WHEREAS, the Council of the City of San Diego (City) has undertaken proceedings pursuant to Division 27 of Article 1 of Chapter 6 (Division) of the San Diego Municipal Code that incorporates many provisions of the Mello-Roos Community Facilities Act of 1982 (Sections 53311 and following of the California Government Code – the Act) to form its Convention Center Facilities District No. 2012-1, City of San Diego, County of San Diego, State of California (Convention Center Facilities District), and for the Convention Center Facilities District to authorize a special tax (Special Tax) to be levied within the Convention Center Facilities District to finance specified San Diego Convention Center facilities (Facilities), and to authorize bonds and other financial obligations to be repaid in whole or in part by the Special Tax; and

WHEREAS, the San Diego Convention Center is located on land owned by the San Diego Unified Port District (Port District) and therefore the Port District will have an ownership interest in the Facilities; and

WHEREAS, the Council is advised that in order for it to be authorized by the Convention Center Facilities District to utilize the Special Tax to finance the Facilities that will be owned by the Port District, it must enter into a joint community facilities agreement (JCFA) with the Port District; and

WHEREAS, the Council has determined that the JCFA and the resulting financing of the Facilities will be beneficial to the residents of the City and of the Port District; and

WHEREAS, a form of the JCFA is on file with the City Clerk; and

WHEREAS, the City Council is fully advised in this matter; NOW, THEREFORE,

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

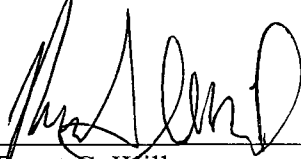
Section 1. That this Resolution is adopted pursuant to the provisions of the Division and other applicable laws.

Section 2. That the City Council hereby specifically finds and declares that the actions authorized hereby constitute and are with respect to municipal affairs of the City and that the statements, findings and determinations of the City Council set forth above are true and correct.

Section 3. That the form and content of the JCFA are hereby authorized and approved. Any of the Mayor, the Chief Operating Officer or the Chief Financial Officer or any of their respective designees (each an Authorized Signatory) is hereby severally authorized and directed, for and in the name and on behalf of the City, to execute and deliver the JCFA in substantially the form presented to and considered at this meeting, and the City Clerk or her specified designees, and each of them, is authorized and directed to attest thereto, with such additions and changes therein that any Authorized Signatory determines to be necessary and desirable and that any such Authorized Signatory believes are in the best interests of the City and as are approved as to form by the City Attorney or his specified designee, such approvals to be conclusively evidenced by the execution and delivery thereof.

Section 4. That this Resolution shall take effect from and after its date of adoption.

APPROVED: JAN I. GOLDSMITH, City Attorney

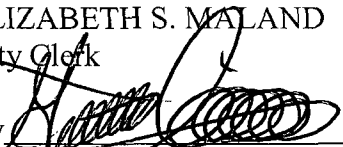
By 

Brant C. Will
Deputy City Attorney

BCW:jdf
9/10/2012
Or.Dept: Debt Mgmt.
Doc. No.: 434930

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 10/11/12.

ELIZABETH S. MALAND
City Clerk

By 

Deputy City Clerk

Approved: 10-3-12
(date)



JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor