



**COUNCIL PRESIDENT PRO TEM BARBARA BRY
DISTRICT 1, CITY OF SAN DIEGO**

MEMORANDUM

DATE: November 15, 2018
TO: Mara Elliott, City Attorney
FROM: Council President Pro Tem Barbara Bry
RE: Request for the City Attorney to Investigate the Leasing of the North Chapel and the NTC Foundation

At the November 13, 2018 City Council hearing, numerous citizens voiced their concerns during the non-agenda public comment session regarding the uncertain future of the North Chapel at Liberty Station. I am formally requesting that the City Attorney's Office investigate the following:

1. Does the City of San Diego have the authority to compel the McMillin Company to keep the North Chapel open to the public and to the two current congregations who hold services there beyond December 31, 2018?
2. Does the *Guidelines for the Treatment of Historic Properties of the Naval Training Center, San Diego* serve as a binding document on how the North Chapel can be utilized, developed and/or altered?
3. Does the North Chapel being listed on the National Register of Historic Places under the Naval Training Station protect the North Chapel's interior features (including but not limited to the pews, pulpit, organ grill, etc.) from being removed or altered?
4. Can McMillin (or another leasing agent) modify the North Chapel to be used as a restaurant or retail space?
5. Is the NTC Foundation subject to the Brown Act and the California Public Records Act thus requiring the Foundation to post its agendas and minutes, and allowing its tenants and the public to attend their Board meetings?
6. What specific monitoring has been done to ensure that NTC is complying with the agreement signed with the City of San Diego?
7. How many limited partnerships and LLCs are taking advantage of the historic tax credit program administered by the U.S. National Park Service at Liberty Station?
8. Once Measure J has been chaptered by the California Secretary of State, what are the disclosed the names and identities of all natural persons of the limited partnerships and LLCs?

cc: Mayor Kevin Faulconer
Honorable Councilmembers