RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ESTABLISHING THE MIDWAY RISING ENHANCED INFRASTRUCTURE FINANCING DISTRICT PUBLIC FINANCING AUTHORITY.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

A. The California Legislature enacted California Government Code (Code) sections 53398.50 through 53398.88 (EIFD Law) authorizing cities to form enhanced infrastructure financing districts and use specified property tax increment revenue generated within such districts to finance certain infrastructure and community benefit projects.

B. In enacting the EIFD Law, the California Legislature found and determined that with the dissolution of redevelopment agencies, public benefits will accrue if local agencies finance certain public infrastructure and community benefit projects authorized under the EIFD Law.

C. The Council has determined that it will be beneficial to the City of San Diego (City) to form an enhanced infrastructure financing district with boundaries encompassing an approximately 49.2-acre site located at 3220, 3240, 3250, and 3350 Sports Arena Boulevard; Sports Arena Village, located at 3730–3780 Sports Arena Boulevard and 4015–4065 Hancock Street encompassing approximately 17.6 acres; and parcels along Kurtz Street at 3467–3479, 3481, 3487, 3489, 3491, and 3495 Kurtz Street encompassing approximately 2.9 acres all within the City's Midway Pacific Highway Community Plan area (Midway Rising EIFD).

D. By its Resolution No. _____ adopted concurrently with this Resolution, the Council has: (1) stated its intention that the Midway Rising EIFD is proposed to be established under the EIFD Law; (2) identified the boundaries of the proposed Midway Rising EIFD; (3) identified the types of public facilities and development proposed to be financed or assisted by the proposed Midway Rising EIFD; (4) described the need for the proposed Midway Rising EIFD and the goals the Midway Rising EIFD proposes to achieve; (5) confirmed that incremental property tax revenue from the City and some, all, or none of the affected taxing entities within the proposed Midway Rising EIFD may be used to finance these activities; (6) stated that tax revenues derived from local sales and use taxes imposed pursuant to the Bradley-Burns Uniform Local Sales and Use Tax Law or transactions and use taxes imposed in accordance with the Transactions and Use Tax Law may be allocated to the Midway Rising EIFD; and (7) set a time and place for a public hearing on the proposed Midway Rising EIFD

E. Pursuant to the EIFD Law, the Council is required to establish a public financing authority to act as the governing board of the proposed Midway Rising EIFD at the same time that the Council adopts a resolution stating its intention to form the proposed Midway Rising EIFD.

F. The Office of the City Attorney prepared this Resolution based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete and accurate.

ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

Establishment of Public Financing Authority. Pursuant to the EIFD Law, the Council establishes the Midway Rising Enhanced Infrastructure Financing District Public Financing Authority (Authority), as the governing board of the proposed Midway Rising EIFD.

1. Public Financing Authority Membership. Should the County of San Diego elect to join the City as a participating affected taxing entity in the Midway Rising EIFD, the Authority shall have a membership consisting of two members of the Council, two members of the San Diego County Board of Supervisors (County Board), and three members of the public.

a. The two Council members of the Authority shall serve according to the following provisions:

i. Appointment. The Mayor shall recommend members of the Council for appointment to the Authority by memorandum to the Council President, who shall docket the appointments for Council consideration. The Council may appoint the members of the Council to the Authority as recommended by the Mayor or reject one or both of the Mayor's recommendations to the Authority. If the Council rejects one or more of the Mayor's recommendations, the Council shall select a member or members of the Council for appointment to the remaining vacant Council member position(s) on the Authority by motion. When possible, the Council should give priority to appointing the Council member(s) whose Council district(s) includes any portion of the Midway Rising EIFD.

ii. Term. The members of the Council serving as members of the Authority shall serve for a term of one year; provided, however, that the initial members of the

Council appointed to the Authority shall serve for a term commencing on the date of their appointment until December 15, 2028.

b. The City and the County shall jointly determine the eligibility requirements, appointment process, and term of the three public members to the Authority in accordance with the EIFD Law.

c. The two members of the County Board shall serve as members of the Authority as determined by the County Board.

2. Public Financing Authority Organization. The Authority is authorized and directed to adopt such bylaws, rules, regulations, and procedures it deems necessary or desirable for performance of its functions, all in accordance with applicable law.

3. Clerk of Authority. If requested by the Authority, the City Clerk or designee is authorized and directed to serve as its clerk and the elections official for any necessary purpose under the EIFD Law. If the Authority requests that the City Clerk serve as the elections official for the Authority, the City's election laws shall govern all elections called by the Authority, in accordance with Code section 53398.70, except as otherwise required by applicable law. The Authority may only direct the City Clerk to perform the official duties assigned to the clerk of the Authority under the EIFD Law and election functions under the EIFD Law and the San Diego Municipal Code.

4. Further Action. The Mayor or designee is authorized and directed to take such further action as is necessary or desirable to carry out the purposes and intent of this Resolution consistent with the EIFD Law and other applicable law. If and as requested by the Authority, the Mayor or designee is authorized and directed to perform such services for the Authority as may

be necessary or desirable for the conduct of Authority business consistent with or required by the EIFD Law and other applicable law.

5. Effectiveness; Amendment. This Resolution shall be effective upon its adoption and shall be subject to amendment or modification, from time to time, to the full extent permitted by the EIFD Law and other applicable law.

6. Severability. If any provision of this Resolution shall be held or deemed to be, or are in fact, contrary to the EIFD Law or other applicable law, the remaining provisions of this Resolution shall remain in full force and effect and shall not be affected or invalidated in any way.

APPROVED: HEATHER FERBERT, City Attorney

By _____
David L. Powell
Deputy City Attorney

DLP:jdf
10/20/2026
Or.Dept:DoF
Doc. No. 4578631

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on _____.

DIANA J.S. FUENTES
City Clerk

By _____
Deputy City Clerk

Approved: _____ _____
(date) TODD GLORIA, Mayor

Vetoed: _____ _____
(date) TODD GLORIA, Mayor