

RESOLUTION OMPFA-26

RESOLUTION OF THE OTAY MESA ENHANCED  
INFRASTRUCTURE FINANCING DISTRICT PUBLIC  
FINANCING AUTHORITY AUTHORIZING AN EXTENSION  
AND UPDATES TO THE MEMORANUM OF  
UNDERSTANDING WITH THE CITY OF SAN DIEGO.

WHEREAS, the Otay Mesa Enhanced Infrastructure Financing District (District) is an enhanced infrastructure financing district and a public body, corporate and politic, duly established and authorized to transact business and exercise powers under and pursuant to the provisions of Chapter 2.99 of Part 1 of Division 2 of Title 5 (commencing with Section 53398.50) of the Government Code of the State of California (EIFD Law), including the power to issue bonds to finance capital improvements and other costs as provided in the EIFD Law; and

WHEREAS, the Otay Mesa Enhanced Infrastructure Financing District Public Financing Authority (Authority) was established by Resolution Number R-310938 adopted by the City Council of the City of San Diego (City) on February 13, 2017, which Resolution also established the Authority as the governing board of the District; and

WHEREAS, Resolution R-310938 provides that, if and as requested by the Authority, the Mayor of the City 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; and

WHEREAS, the Authority has no employees and desires that the City provide staff support services for the District; and

WHEREAS, pursuant to Resolution Number OMPFA-3 the Authority approved a Memorandum of Understanding (MOU) between the District and the City specifying that City staff provide services to the District and that the District reimburse the City for the costs of such services from District revenue, and addressing the allocation of District funds to City infrastructure projects designated in the District's Infrastructure Financing Plan; and

WHEREAS, the MOU expired on February 1, 2023, and must be extended to ensure that City staff are available to provide services to the District and amended to reflect necessary updates regarding City staffing (with the extension and amendments, the Proposed MOU); and

WHEREAS, the Authority has reviewed the Proposed MOU between the District and the City; NOW, THEREFORE,

BE IT RESOLVED, by the Authority that:

1. The proposed Memorandum of Understanding between the District and the City, in substantially the form submitted with the docket materials accompanying this Resolution, is approved by the Authority; and

2. The Authority Chair is authorized to sign, enter into, and perform the Memorandum of Understanding on behalf of the District.

**PASSED AND ADOPTED** by the Otay Mesa Enhanced Infrastructure Financing District Public Financing Authority at a duly noticed meeting held on February 23, 2023.

---

Vivian Moreno  
Chair