

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA APPROVING THE AMENDED AND
RESTATED CHULA VISTA BAYFRONT MASTER PLAN
FINANCING AGREEMENT BETWEEN THE CITY AND THE
SAN DIEGO UNIFIED PORT DISTRICT

WHEREAS, the City of Chula Vista (City) and the San Diego Unified Port District (District), began a collaborative planning process with the community to develop a comprehensive Chula Vista Bayfront Master Plan (CVBMP) in 2002; and

WHEREAS, on May 18, 2010 the District and the City unanimously approved the Final Environmental Impact Report (UPOD#83356-EIR-658; SCH No. 2005081077) for the CVBMP; and

WHEREAS, the first step in implementing the CVBMP was the adoption of the Chula Vista Bayfront Master Plan Financing Agreement, which was approved by the City Council via Resolution 2012-078; and

WHEREAS, the approved Financing Agreement identifies financial resources and partnership between the City and District for the purpose of financing the public infrastructure and amenities included within the CVBMP; and

WHEREAS, subsequent to approval of the Financing Agreement, the City and the District wish to amend the Financing Agreement to reflect updated contributions and commitments; and

WHEREAS, nothing in the Financing Agreement, express or implied, is intended to confer upon any person other than the City and the District any rights or remedies under or by reason of the Agreement; and

WHEREAS, in no event will the City or the District incur any liability under the Agreement to any third party, including, without limitation, any potential developer, owner, or subdivider; and

WHEREAS, the City Council has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that the proposed Amended and Restated Financing Agreement was adequately covered in the previously adopted Final Environmental Impact Report for the CVBMP.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it approves the Amended and Restated Chula Vista Bayfront Master Plan Financing Agreement, between the City and the San Diego Unified Port District, in the form presented, with such minor modifications as may be required or approved by the City Attorney, a copy of

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which shall be kept on file in the Office of the City Clerk, and authorizes and directs the Mayor to execute same.

Presented by

Approved as to form by

Gary Halbert
City Manager

Glen R. Googins
City Attorney