

## RESOLUTION 2014-193

### RESOLUTION AUTHORIZING AMENDED AND RESTATED LICENSE AGREEMENT BETWEEN WORLD TRADE CENTER ASSOCIATION, INC., THE SAN DIEGO UNIFIED PORT DISTRICT, THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, AND THE CITY OF SAN DIEGO

**WHEREAS**, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1, (Port Act); and

**WHEREAS**, in 1993, the San Diego Unified Port District (Port) and the City of San Diego (City) purchased a non-exclusive license (License) for \$150,000 from the World Trade Center Association, Inc. (WTCA) for the geographical area of San Diego which entitled it to membership in the WTCA and use of trademarked terms "World Trade Center" and "WTC"; and

**WHEREAS**, the Port assumed responsibility for paying the purchase price and first year's membership dues to the WTCA and the City agreed to provide rent-free office space for the new entity, and the Port and City agreed to split the ownership of the WTCA license equally (50/50); and

**WHEREAS**, in 2008, the San Diego County Regional Airport Authority (Airport) purchased a forty percent (40%) interest in the WTCA license, consisting of ten percent (10%) from the Port's interest and thirty percent (30%) from the City's interest and the License was revised accordingly; and

**WHEREAS**, currently, the Port (40%), Airport (40%) and the City (20%) continue to own the License under the License Agreement from the WTCA and the three parties are being asked to amend and restate the collective License Agreement with the WTCA to incorporate the required activities and clauses requested by WTCA, more clearly define the obligations of a license holder and limit the territory of each license; and

**WHEREAS**, Port staff recommends the Board authorize the execution of the Amended and Restated License Agreement;

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**NOW, THEREFORE, BE IT RESOLVED** by the Board of Port Commissioners of the San Diego Unified Port District, that the Executive Director is authorized to execute the Amended and Restated License Agreement between the World Trade Center Association, Inc., the San Diego Unified Port District, the San Diego County Regional Airport Authority, and the City of San Diego, on file with the District Clerk.

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL

  
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By: Assistant/Deputy

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PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 14th day of October 2014, by the following vote:

AYES: Bonelli, Castellanos, Malcolm, Merrifield, Moore, Nelson, and Valderrama.

NAYS: None.

EXCUSED: None.

ABSENT: None.

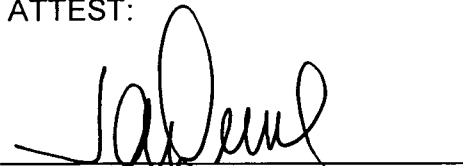
ABSTAIN: None.



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Robert E. Nelson, Chairman  
Board of Port Commissioners

ATTEST:



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Timothy A. Deuel  
District Clerk

(Seal)