

(ID-86-2)

INDUSTRIAL DEVELOPMENT AUTHORITY OF
THE CITY OF SAN DIEGO

RESOLUTION NO. 10

ADOPTED ON SEPTEMBER 9, 1985

A RESOLUTION OF THE INDUSTRIAL DEVELOPMENT
AUTHORITY OF THE CITY OF SAN DIEGO MAKING
DETERMINATIONS WITH RESPECT TO THE FINANCING
OF FACILITIES FOR J. TODD FIGI PROJECT AND
EXPRESSING INTENTION TO UNDERTAKE SUCH
FINANCING THROUGH THE ISSUANCE OF BONDS.

WHEREAS, J. Todd Figi (the "Applicant"), an individual,
desires to construct a facility located in the City of San Diego,
California, for the purpose of manufacturing art work and framing
materials (the "Facility"); and

WHEREAS, the Applicant is willing to undertake the
acquisition and construction of a Facility located within the
jurisdiction of the Industrial Development Authority of The City
of San Diego (the "Authority"), as more particularly described in

Exhibit "A" attached hereto and incorporated herein, if the Authority will issue its industrial development bonds to finance the costs of such acquisition and construction of the Facility pursuant to the California Industrial Development Financing Act, being Title 10 of the California Government Code, as supplemented and amended (the "Act"); and

WHEREAS, the Applicant has submitted, and this Board of Directors has accepted, an application requesting financing for the costs of acquiring and improving the Facility; and

WHEREAS, the Authority may not issue bonds the proceeds of which will be used to make a loan to the Applicant to finance improvement of the Facility until this Board of Directors makes certain determinations with respect to public benefits and qualification of the improvement of the Facility as required by the Act; and

WHEREAS, this Board of Directors has carefully considered and discussed the information contained in such application and other information necessary to make such determinations; and

WHEREAS, this Board of Directors desires to induce the Applicant to acquire and improve the Facility at the earliest possible time so as to produce the public benefits set forth herein; NOW, THEREFORE,

BE IT RESOLVED, by the Board of Directors of the Industrial

Development Authority of The City of San Diego, as follows:

Section 1. This Board of Directors hereby finds and determines:

(a) That the activities and uses of the Facility for the manufacturing of artwork and framing materials are in accord with Section 91503 of the Act;

(b) That the use of the improved Facility is likely to produce employment benefits by increasing the number of employees of the Applicant and consumer benefits by improving the quantity and reducing the price of artwork and framing materials;

(c) That the issuance of industrial development bonds by the Authority in an amount sufficient to finance Four Million Five Hundred Thousand Dollars (\$4,500,000) of the cost of improving the Facility, the total cost of which is estimated to be approximately Four Million Nine Hundred Thousand Dollars (\$4,900,000), is likely to be a substantial factor in the accrual of one or more of the public benefits from the use of the improved Facility as proposed in the Applicants' application;

(d) That the proposed financing is otherwise in accord with the purposes and requirements of the Act.

Section 2. It is the present intent of the Authority to

issue, at one time or from time to time, bonds in the principal amount of Four Million Three Hundred Fifty Thousand Dollars (\$4,350,000) or such other amounts (not to exceed \$4,500,000) as is necessary to complete the Project. Issuance of bonds is dependent upon further evaluation and specific approval by the San Diego City Council and the California Industrial Development Financing Advisory Commission.

Section 3. The Secretary or Assistant Secretary is hereby authorized and directed as soon as possible to file with the City Council of The City of San Diego a copy of the application from the Applicant accepted by this Board of Directors, as such application is amended or supplemented to the date of such certification and filing.

Section 4. Publication in a newspaper of general circulation in The City of San Diego of a notice of filing of the application, in substantially the form before this meeting, naming the Applicant, stating the estimated principal amount of the bond issue, briefly describing the proposed improvements to the Facility, and referring to the application for further particulars, for one time, is hereby authorized and directed.

Section 5. In no event shall the bonds constitute a pledge of the full faith and credit of the Authority, the City of San Diego, the State of California or any political subdivision of

the State, and in no event shall the Authority or City be liable for any costs and expenses associated with the issue, sale or delivery of the bonds.

Section 6. It is the purpose and intent of the Authority that this resolution constitute official action toward the issuance of obligations by the Authority for the acquisition and construction of the Facility in accordance with Section 1.103-8(a) (5) (iii) of the Regulations promulgated by the United States Department of the Treasury under Section 103 of the Internal Revenue Code of 1954, as amended.

Section 7. This resolution shall take effect immediately upon its passage.

APPROVED: John W. Witt, General Counsel

By

Harold O. Valderhaug

Deputy General Counsel

HOV:ps:651

8/27/85

Or.Dept:Indus.Dev.Auth.

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