

ORDINANCE NO. 10386 AUG 27 1970  
(New Series)

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL BOND ELECTION TO BE HELD IN THE CITY ON NOVEMBER 3, 1970, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY TWO PROPOSITIONS TO INCUR GENERAL OBLIGATION BONDED INDEBTEDNESS BY THE CITY FOR CERTAIN MUNICIPAL IMPROVEMENTS AND CONSOLIDATING THE SPECIAL MUNICIPAL BOND ELECTION WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on July 23, 1970, being a meeting held prior to the meeting at which this ordinance is adopted, the City Council of The City of San Diego, by a vote of at least two-thirds of all its members, adopted Resolution No. 200361; and at a meeting held on August 13, 1970, being a meeting held prior to the meeting at which this ordinance is adopted, the City Council of The City of San Diego, by a vote of at least two-thirds of all its members, adopted Resolution No. 200539, both determining that the public interest and necessity demand the acquisition, construction or completion of certain municipal improvements and making findings relating thereto; and

WHEREAS, at a meeting held on August 18, 1970, this Council, by Resolution No. 200571, requested the Board of Supervisors of the County of San Diego to order the consolidation of the special municipal bond election to be held on November 3, 1970, with the statewide general election to be held on the same date; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego, California, as follows:

Section 1. A special municipal bond election is hereby called and ordered to be held in the City of San Diego, California, on November 3, 1970, for the purpose of submitting to the qualified

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voters of the City, two propositions to incur general obligation bonded indebtedness and to issue bonds of the City in the principal amount and for the objects and purposes stated in Resolution Nos. 200361 and 200539, adopted by the Council on July 23, 1970 and August 13, 1970, respectively, and as stated in the ballot propositions hereinafter set forth.

Section 2. The propositions to be voted upon at this special municipal bond election shall be substantially as follows:

CITY OF SAN DIEGO WILD ANIMAL PARK RECREATIONAL AND EDUCATIONAL FACILITIES BOND PROPOSAL: to improve, develop and expand the area of the San Pasqual Valley known as the San Diego Wild Animal Park, shall the City incur a bonded indebtedness in the principal amount of Six Million Dollars to permit the acquisition, construction and completion of facilities to provide recreational, educational, scientific, ecological and research facilities in harmony with the open space concept of the valley?

CITY OF SAN DIEGO HISTORICAL, CULTURAL, EDUCATIONAL AND RECREATIONAL FACILITIES BOND PROPOSAL: to improve, develop and expand the historical, cultural, educational and recreational facilities of the City, shall the City incur a bonded indebtedness in the principal amount of Four Million Dollars to construct, improve or otherwise provide in the City of San Diego, Old Town area, a historical, cultural, educational and recreational complex including buildings and related facilities necessary for operation of a complete facility for the collection, preservation, and presentation of historical attractions, which would include but not be limited to, contributions of early western modes of travel, as well as fire apparatus, and railroad equipment used from the earliest settlement times to the present?

Section 3. The estimated cost of the municipal improvements described in the foregoing ballot propositions is the principal amount of the indebtedness proposed to be incurred. The estimated cost of such municipal improvements includes the following:

(a) Legal or other fees incidental to or connected with the authorization, issuance and sale of the bonds; and

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(b) The cost of printing the bonds and other costs and expenses incidental to or connected with the authorization, issuance and sale of the bonds.

Section 4. The maximum rate of interest to be paid on each indebtedness shall not exceed the maximum rate permitted by law (seven percent (7%) per annum), the actual rate or rates of interest on the bonds to be determined at or prior to the time of the sale or sales of the bonds. Interest shall be payable semiannually, except that interest for the first year after the date of the bonds may be payable at the end of such year.

Section 5. The polls for this special municipal bond election shall be open at 7 a.m. (local time) on November 3, 1970, and shall remain open continuously until 8 p.m. (local time) of the same day at which time the polls shall be closed except as provided in Section 14436 of the Elections Code of the State of California.

Section 6. The manner of holding the special municipal bond election and the procedure for voting for or against the propositions to incur indebtedness and issue bonds shall be the same as provided in the County of San Diego by law for the statewide general election to be held November 3, 1970 in the County.

Section 7. Under present case law it is now uncertain whether the propositions to incur bonded indebtedness must be authorized by an affirmative vote of a simple majority or a majority of two-thirds (2/3) of the qualified electors voting on the bond propositions. If the propositions to incur bonded indebtedness submitted by this ordinance receive the majority number of votes of the qualified voters of the City voting on such propositions, as required by law, general obligation bonds of the City in an amount not to exceed the principal amount stated in the propositions as set forth in this ordinance may be

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issued and sold for the object and purpose as contained in such propositions.

Section 8. The propositions submitted by this ordinance shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the measure as provided in Section 10231 of the Elections Code of the State of California.

Section 9. The special municipal bond election called for November 3, 1970, is hereby ordered consolidated with the statewide general election to be held on the same date. Within the City, the precincts, polling places and officers of the election for the special municipal bond election shall be the same as those provided for the statewide general election, all as set forth in the List of Election Officers and Polling Places for the General Election. The Board of Supervisors of the County of San Diego is hereby authorized to canvass the returns of the special municipal bond election and these elections shall be held in all respects as if there were only one election and within the City only one form of ballot shall be used. The Board of Supervisors shall certify the results of the canvass of the returns of this special municipal bond election to the Council of The City of San Diego which shall then declare the results of the election.

Section 10. Except as otherwise provided in this ordinance, the special municipal bond election shall be conducted as provided by law for other municipal elections of the City.

Section 11. The City Clerk shall cause this ordinance to be published once a day for at least seven (7) days in the official City newspaper. No other notice of such election need be given.

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Section 12. This ordinance shall take effect on August 27, 1970, being the day of its introduction and passage, pursuant to Sections 16 and 17 of the Charter.

APPROVED: JOHN W. WITT, City Attorney

By W. H. Kronberger, Jr.  
William H. Kronberger, Jr.  
Deputy City Attorney

RECEIVED  
CITY CLERK'S OFFICE

1970 AUG 26 PM 4:18

SAN DIEGO, CALIF.

Passed and adopted by the Council of The City of San Diego on AUG 27 1970,  
by the following vote:

Councilmen  
Helen Cobb  
Sam T. Loftin  
Henry L. Landt  
Leon L. Williams  
Floyd L. Morrow  
Bob Martinet  
Allen Hitch  
Mike Schaefer  
Mayor Frank Curran

Yeas	Nays	Excused	Absent
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

FRANK CURRAN,  
Mayor of The City of San Diego, California.

(Seal)

JOHN LOCKWOOD,  
City Clerk of The City of San Diego, California.

By Elfa F. Hamel, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on  
AUG 27 1970, said ordinance being of the kind and character  
authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not  
less than a majority of the members elected to the Council, and that there was available for the consideration  
of each member of the Council and the public prior to the day of its passage a written or printed copy of said  
ordinance.

JOHN LOCKWOOD,  
City Clerk of The City of San Diego, California.

(Seal)

By Elfa F. Hamel, Deputy.

Office of the City Clerk, San Diego, California		
Ordinance Number	<u>10386</u>	Adopted <u>AUG 27 1970</u>

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OLD LANGUAGE--Strike-Out Type  
NEW LANGUAGE--Underlined

Section 4. The maximum rate of interest to be paid on each indebtedness shall not exceed the maximum rate permitted by law (~~six~~ seven (67%) per annum), the actual rate or rates of interest on the bonds to be determined at or prior to the time of the sale or sales of the bonds. Interest shall be payable semiannually, except that interest for the first year after the date of the bonds may be payable at the end of such year.

Section 7. Under present case law it is now uncertain whether the propositions to incur bonded indebtedness must be authorized by an affirmative vote of a simple majority or a majority of two-thirds (2/3) of the qualified electors voting on the bond propositions. If the propositions to incur bonded indebtedness submitted by this ordinance receive the majority number of votes of the qualified voters of the City voting on such propositions, as required by law, general obligation bonds of the City in an amount not to exceed the principal amount stated in the propositions as set forth in this ordinance may be issued and sold for the object and purpose as contained in such propositions.

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APR 27 1978

ATTORNEY (S)

\* CITY OF SAN DIEGO  
202 C Street  
Community Concourse  
San Diego, California 92101

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL BOND ELECTION TO BE HELD IN THE CITY ON NOVEMBER 3, 1970, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY TWO PROPOSITIONS TO INCURE GENERAL OBLIGATION BONDED INDEBTEDNESS BY THE CITY FOR CERTAIN MUNICIPAL IMPROVEMENTS AND CONSOLIDATING THE SPECIAL MUNICIPAL BOND ELECTION WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE

**ORDINANCE NO. 10386**  
(NEW SERIES)

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL BOND ELECTION TO BE HELD IN THE CITY ON NOVEMBER 3, 1970, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY TWO PROPOSITIONS TO INCUR GENERAL OBLIGATION BONDED INDEBTEDNESS BY THE CITY FOR CERTAIN MUNICIPAL IMPROVEMENTS AND CONSOLIDATING THE SPECIAL MUNICIPAL BOND ELECTION WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on July 23, 1970, being a meeting held prior to the meeting at which this ordinance is adopted, the City Council of The City of San Diego, by a vote of at least two-thirds of all its members, adopted Resolution No. 200361; and at a meeting held on August 13, 1970, being a meeting held prior to the meeting at which this ordinance is adopted, the City Council of The City of San Diego, by a vote of at least two-thirds of all its members, adopted Resolution No. 200339, both determining that the public interest and necessity demand the acquisition, construction or completion of certain municipal improvements and making findings relating thereto; and

WHEREAS, at a meeting held on August 18, 1970, this Council, by Resolution No. 200371, requested the Board of Supervisors of the County of San Diego to order the consolidation of the special municipal bond election to be held on November 3, 1970, with the statewide general election to be held on the same date; NOW, THEREFORE,

BE IT ORDAINED, by the Council of The City of San Diego, California, as follows:

Section 1. A special municipal bond election is hereby called and ordered to be held in the City of San Diego, California, on November 3, 1970, for the purpose of submitting to the qualified voters of the City, two propositions to incur general obligation bonded indebtedness and to issue bonds of the City in the principal amount and for the objects and purposes stated in Resolution Nos. 200361 and 200339, adopted by the Council on July 23, 1970 and August 13, 1970, respectively, and as stated in the ballot propositions hereinafter set forth.

Section 2. The propositions to be voted upon at this special municipal bond election shall be substantially as follows:

CITY OF SAN DIEGO WILD ANIMAL PARK RECREATIONAL AND EDUCATIONAL FACILITIES BOND PROPOSAL: to improve, develop and expand the area of the San Pasqual Valley known as the San Diego Wild Animal Park, shall the City incur a bonded indebtedness in the principal amount of Six Million Dollars to permit the acquisition, construction and completion of facilities to provide recreational, educational, scientific, ecological and research facilities in harmony with the open space concept of the valley.

Patricia M. Applestill hereby certify that The Daily Transcript is a daily newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of San Diego, County of San Diego, State of California; that I am the principal clerk of the printer of said newspaper; that the

ORDINANCE NO. 10386 (NEW SERIES)

to a true and correct copy of which this certificate is annexed was published in said newspaper on

September 3 and 4 and

September 7, 8, 9, 10, and 11, 1970

I certify under penalty of perjury that the foregoing is true and correct, at San Diego, California,

on September 11, 1970

*Patricia M. Applestill*  
(Signature)

23 3/4"  
139 1/2"

8669.60

RECEIVED  
CITY CLERK'S OFFICE  
1970 SEP 14 PM 5:00  
SAN DIEGO, CALIF.



**CITY OF SAN DIEGO HISTORICAL AND RECREATIONAL FACILITIES BOND PROPOSAL:** to improve, develop and expand the historical, cultural, educational and recreational facilities of the City. shall the City incur a bonded indebtedness in the principal amount of Four Million Dollars to construct, improve or otherwise provide in the City of San Diego, Old Town area, a historical cultural, educational and recreational complex including buildings and related facilities necessary for operation of a complete facility for the collection, preservation, and presentation of historical attractions, which would include but not be limited to, contributions of early western modes of travel, as well as fire apparatus, and railroad equipment used from the earliest settlement times to the present?

Section 3. The estimated cost of the municipal improvements described in the foregoing ballot propositions is the principal amount of the indebtedness proposed to be incurred. The estimated cost of such municipal improvements includes the following:

(a) Legal or other fees incidental to or connected with the authorization, issuance and sale of the bonds; and

(b) The cost of printing the bonds and other costs and expenses incidental to or connected with the authorization, issuance and sale of the bonds.

Section 4. The maximum rate of interest to be paid on each indebtedness shall not exceed the maximum rate permitted by law (seven percent (7%) per annum), the actual rate or rates of interest on the bonds to be determined at or prior to the time of the sale or sales of the bonds. Interest shall be payable semiannually, except that interest for the first year after the date of the bonds may be payable at the end of such year.

Section 5. The polls for this special municipal bond election shall be open at 7 a.m. (local time) on November 3, 1970, and shall remain open continuously until 8 p.m. (local time) of the same day at which time the polls shall be closed except as provided in Section 14430 of the Elections Code of the State of California.

Section 6. The manner of holding the special municipal bond election and the procedure for voting for or against the propositions to incur indebtedness and issue bonds shall be the same as provided in the County of San Diego by law for the statewide general election to be held November 3, 1970 in the County.

Section 7. Under present case law it is now uncertain whether the propositions to incur bonded indebtedness must be authorized by an affirmative vote of a simple majority or a majority of two-thirds (2/3) of the qualified electors voting on the bond propositions. If the propositions to incur bonded indebtedness submitted by this ordinance receive the majority number of votes of the qualified voters of the City voting on such propositions, as required by law, general obligation bonds of the City in an amount not to exceed the principal amount stated in the propositions as set forth in this ordinance may be issued and sold for the object and purpose as contained in such propositions.

Section 8. The propositions submitted by this ordinance shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the measure as provided in Section 10231 of the Elections Code of the State of California.

Section 9. The special municipal bond election called for November 3, 1970, is hereby ordered consolidated with the statewide general election to be held on the same date. Within the City, the precincts, polling places and officers of the election for the special municipal bond election shall be the same as those provided for the statewide general election, all as set forth in the List of Election Officers and Polling Places for the General election. The Board of Supervisors of the County of San Diego is hereby authorized to canvass the returns of the special municipal bond election and these elections shall be held in all respects as if there were only one election and within the City only one form of ballot shall be used. The Board of Supervisors shall certify the results of the canvass of the returns of this special municipal bond election to the Council of The City of San Diego which shall then declare the results of the election.

Section 10. Except as otherwise provided in this ordinance, the special municipal bond election shall be conducted as provided by law for other municipal elections of the City.

Section 11. The City Clerk shall cause this ordinance to be published once a day for at least seven (7) days in the official City newspaper. No other notice of such election need be given.

Section 12. This ordinance shall take effect on August 27, 1970, being the day of its introduction and passage pursuant to Sections 16 and 17 of the Charter.

**ADOPTED**  
 City of San Diego  
 By **ELFA F. HAMEL**  
 Deputy City Clerk  
 Passed and adopted by the City of San Diego on August 27, 1970, by the following vote:  
**YEAS:** Cook, Latta, Land, Williams, Morrow, Schaefer  
**NAYS:** None  
**ABSENT:** Martinez, Hutch, Curran  
**AUTHENTICATED BY:**  
**FRANK CURRAN**  
 Mayor of The City of San Diego, California.  
**JOHN LOCKWOOD**  
 City Clerk of The City of San Diego, California.  
 By **ELFA F. HAMEL**, Deputy.

(Seal)  
 I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on August 27, 1970, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

**JOHN LOCKWOOD**  
 City Clerk of The City of San Diego, California.  
 By **ELFA F. HAMEL**, Deputy.

(Seal)  
 9/3, 4, 7, 8, 9, 10 and 11, 1970: A-585