

RESOLUTION NO. 199398

WHEREAS, Section 703 of the Housing and Urban Development Act of 1965 authorizes the making of grants of Federal funds to local public bodies or agencies to assist in financing the development cost of neighborhood facilities projects necessary for carrying out programs of community service; and

WHEREAS, The City of San Diego (herein sometimes referred to as "Applicant") deems it to be necessary and in the public interest to provide certain facilities of the type contemplated in said Section 703 and to undertake a project (hereinafter called the "Neighborhood Facilities Project") with Federal grant assistance, described as Mountain View Community Center; and

WHEREAS, it is recognized that the Federal contract for such financial assistance pursuant to said Section 703 will impose certain obligations and responsibilities upon the Applicant and will require among other things (1) the provision of the local share of the cost of the Neighborhood Facilities Project, (2) assurances that families or individuals displaced as a result of the development of a Neighborhood Facilities Project will be offered decent, safe and sanitary housing within their means, (3) the making of relocation payments in accordance with regulations of the Department of Housing and Urban Development, (4) compliance with Federal labor standards, and (5) compliance with Federal requirements relating to equal employment opportunity; and

WHEREAS, Title VI of the Civil Rights Act of 1964, the regulations of the Department of Housing and Urban Development effectuating that Title, or the policy of the Department provide that no person shall, on the ground of race, color,

creed or national origin be excluded from participation in, be denied the benefits of or be subjected to discrimination in the undertaking and carrying out of projects receiving Federal financial assistance; NOW, THEREFORE,

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

1. That an application on behalf of The City of San Diego be made to the Department of Housing and Urban Development for a grant under Section 703 of the Housing and Urban Development Act of 1965, in an amount equal to two-thirds of the development cost of the Neighborhood Facilities Project, such development cost now estimated to be \$619,698.

2. That the Neighborhood Facilities Project (a) is necessary for carrying out a program of health, recreational, social or similar community service in the area, (b) is consistent with comprehensive planning for the development of the community, and (c) will be available for use by a significant number of the area's low and moderate income residents.

3. That the City Manager or designate is hereby authorized and directed to execute and file such application, to execute such contracts as may be necessary for the grant applied for to provide such information and furnish such documents as may be required by the Department of Housing and Urban Development, and to act as the authorized representative of the Applicant in the accomplishment of the Neighborhood Facilities Project.

4. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance by the Applicant with the regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964 and with the policy of the Department prohibiting discrimination on the basis of creed.

5. That the Neighborhood Facilities Project will be carried out in full compliance with applicable Federal statutes and regulations of the Secretary of Labor pertaining to the employment of laborers and mechanics on projects assisted with Federal funds.

6. Further that the applicant will: Make every reasonable effort to acquire each property by negotiated purchase before instituting eminent domain proceedings against the property; Not require any owner to surrender the right to possession of his property until the applicant pays, or causes to be paid, to the owner (a) the agreed purchase price arrived at by negotiation, or (b) in any case where the only amount of the payment to the owner is in dispute, not less than 75 percent of the appraised fair value as provided by the applicant and concurred in by HUD; Not require any person lawfully occupying property to surrender possession without at least 90 days' written notice from the applicant of the date on which possession will be required.

APPROVED: JOHN W. WITT, City Attorney

By William H. Kronberger Jr.
William H. Kronberger, Jr., Deputy

Sub # 21

Passed and adopted by the Council of The City of San Diego on MAR 31 1970,
by the following vote:

RECEIVED
CITY CLERK'S OFFICE
1970 MAR 31 AM 9:02
SAN DIEGO, CALIF.

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Schaefer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Frank Curran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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 J. Hamel Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 199398 Adopted MAR 31 1970

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