

ORDINANCE NO. 11098 JUL 12 1973
(New Series)

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL PARK RESERVE BOND ELECTION TO BE HELD IN THE CITY ON SEPTEMBER 18, 1973, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY ONE PROPOSITION TO INCUR GENERAL OBLIGATION BONDED INDEBTEDNESS BY THE CITY FOR CERTAIN MUNICIPAL ACQUISITIONS AND CONSOLIDATING THE SPECIAL MUNICIPAL PARK RESERVE BOND ELECTION WITH THE MUNICIPAL PRIMARY ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on April 17, 1973, 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. 207761, determining that the public interest and necessity demand the acquisition, construction or completion of certain municipal improvements and making findings relating thereto;
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 September 18, 1973, for the purpose of submitting to the qualified voters of the City one proposition to incur general obligation bonded indebtedness and to issue bonds of the City in the principal amount and for the objects and purposes stated

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in Resolution No. 207761, adopted by the Council on April 17, 1973, and as stated in the ballot proposition hereinafter set forth.

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

PROPOSITION _____

CITY OF SAN DIEGO PARK RESERVE BOND
PROPOSITION: Two-thirds (2/3) of the City's Environmental Growth Fund, derived from gas and electric franchise fees, must be used to pay debt service on bonds used to acquire, improve, or maintain park reserve lands for park and recreation purposes.

Shall the City incur a general obligation bonded indebtedness in the principal amount of twenty-two million five hundred thousand dollars (\$22,500,000) for the acquisition and improvement of Park Reserve lands, pledging in payment of principal and interest thereon two-thirds (2/3) of the Environmental Growth Fund authorized by the Charter of The City of San Diego?

Section 3. The estimated cost of the municipal improvements described in the foregoing ballot proposition 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 in one or more series; and

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MAY 1 1978

(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 in one or more series.

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. This proposition shall be presented and printed on the ballot and submitted to the voters in the manner and form set out in Section 7 of this ordinance.

Section 6. The polls for this special municipal bond election shall be open at 7 a.m. (local time) on September 18, 1973, 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 7. Since this election is being consolidated with the municipal primary election and since only one form of ballot is authorized, the method of voting upon these propositions shall be as provided in the Elections Code of the State of California; and, on the ballots to be used at the special

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municipal election, in addition to any other matters required by law, there shall be printed substantially the following:

<p>PROPOSITION _____ . CITY OF SAN DIEGO PARK RESERVE BOND PROPOSITION: Two-thirds (2/3) of the City's Environmental Growth Fund, derived from gas and electric franchise fees, must be used to pay debt service on bonds used to acquire, improve or maintain park reserve lands for park and recreation purposes.</p>	<p>YES</p>	
<p>Shall the City incur a general obligation bonded indebtedness in the principal amount of twenty-two million five hundred thousand dollars (\$22,500,000) for the acquisition and improvement of Park Reserve lands, <u>pledging in payment of principal and interest thereon two-thirds (2/3) of the Environmental Growth Fund authorized by the Charter of The City of San Diego?</u></p>	<p>NO</p>	

Section 8. A mark placed in the voting square after the word "YES" shall be counted in favor of the adoption of the proposition. A mark placed in the voting square after the word "NO" shall be counted against the proposition.

Section 9. If the proposition to incur bonded indebtedness submitted by this ordinance receives the requisite number of votes, to wit: two-thirds of the votes of the qualified voters of the City voting on such proposition, general obligation bonds of the City in an amount not to exceed the principal amount stated in the proposition as set forth in this ordinance may be issued and sold for the object and purpose as contained in such proposition.

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03006

Section 10. The proposition 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 11. The special municipal election called for September 18, 1973, in the City of San Diego is hereby ordered consolidated with the municipal primary election to be held on the same date. Precincts, polling places and officers for the special municipal bond election shall be the same as those provided for in the municipal primary election, all as set forth in the List of Election Officers and Polling Places on file in the office of the City Clerk.

Section 12. The City Clerk of The City of San Diego is hereby authorized to canvass the returns of the special municipal 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 City Clerk shall certify the results of the canvass of the returns of this special municipal election to the Council of The City of San Diego which shall then declare the results of the election.

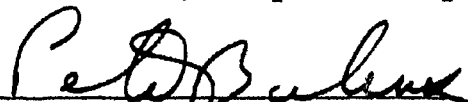
Section 13. Except as otherwise provided in this ordinance, the special municipal bond election shall be conducted as provided by law for other municipal elections of the City.

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MAY 1 1978

Section 14. 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 15. This ordinance shall take effect on July 10, 1973, being the day of its introduction and passage, pursuant to Sections 16 and 17 of the Charter of The City of San Diego.

APPROVED: JOHN W. WITT, City Attorney

By 
Peter D. Bulens, Deputy

PDB:lc
5/29/73

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MAY 1 1978

11098

03008

Passed and adopted by the Council of The City of San Diego on JUL 12 1973,
 by the following vote:

RECEIVED
 CITY CLERK'S OFFICE

1973 JUL -6 AM 11:08

SAN DIEGO, CALIF.

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Jim Bates	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

(Seal)

EDWARD NIELSEN
 City Clerk of The City of San Diego, California.

By Mary Anne Nease, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on JUL 12 1973, 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.

EDWARD NIELSEN
 City Clerk of The City of San Diego, California.

(Seal)

By Mary Anne Nease, Deputy.

MICROFILMED
MAY 1 1978

Office of the City Clerk, San Diego, California

Ordinance Number 11098 Adopted JUL 12 1973

03009

ATTORNEY (S)

CITY OF SAN DIEGO,
202 "C" Street
12th Floor
San Diego, California

RECORDED
1973 JUL 27 P. 1206
SAN DIEGO, CA

No.

IN THE MATTER OF

A SPECIAL MUNICIPAL PARK RESERVE
BOND ELECTION

I, Patricia M. Applestill hereby certify that San Diego 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 said newspaper; that the

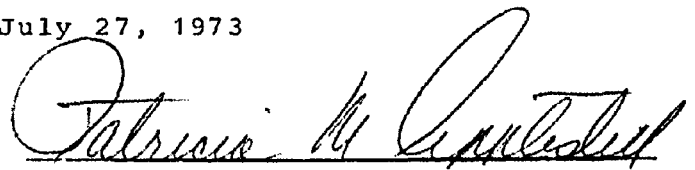
ORDINANCE NO. 11098
(NEW SERIES)

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

July 19, 20, 23, 24, 25, 26, 27, 1973

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

July 27, 1973


(Signature)

196" \$792⁴⁰

ORDINANCE NO. 11098

(New Series)

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WHEREAS, at a meeting held on April 17, 1973, 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. 207761, determining that the public interest and necessity demand the acquisition, construction or completion of certain municipal improvements and making findings relating thereto; 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 September 18, 1973, for the purpose of submitting to the qualified voters of the City one proposition 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 No. 207761, adopted by the Council on April 17, 1973, and as stated in the ballot proposition hereinafter set forth.

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

PROPOSITION
CITY OF SAN DIEGO PARK RESERVE BOND PROPOSITION:
 Two-thirds (2/3) of the City's Environmental Growth Fund, derived from gas and electric franchise fees, must be used to pay debt service on bonds used to acquire, improve, or maintain park reserve lands for park and recreation purposes.

Shall the City incur a general obligation bonded indebtedness in the principal amount of twenty-two million five hundred thousand dollars (\$22,500,000) for the acquisition and improvement of Park Reserve lands, pledging in payment of principal and interest thereon two-thirds (2/3) of the Environmental Growth Fund authorized by the Charter of The City of San Diego?

Section 3. The estimated cost of the municipal improvements described in the foregoing ballot proposition 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 in one or more series; 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 in one or more series.

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. This proposition shall be presented and printed on the ballot and submitted to the voters in the manner and form set out in Section 7 of this ordinance.

Section 6. The polls for this special municipal bond election shall be open at 7 a.m. (local time) on September 18, 1973, 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 7. Since this election is being consolidated with the municipal primary election and since only one form of ballot is authorized, the method of voting upon these propositions shall be as provided in the Elections Code of the State of California; and, on the ballots to be used at the special municipal election, in addition to any other matters required by law, there shall be printed substantially the following:

PROPOSITION CITY OF SAN DIEGO PARK RESERVE BOND PROPOSITION: Two-thirds (2/3) of the City's Environmental Growth Fund, derived from gas and electric franchise fees, must be used to pay debt service on bonds used to acquire, improve or maintain park reserve lands for park and recreation purposes. Shall the City incur a general obligation bonded indebtedness in the principal amount of twenty-two million five hundred thousand dollars (\$22,500,000) for the acquisition and improvement of Park Reserve lands, pledging in payment of principal and interest thereon two-thirds (2/3) of the Environmental Growth Fund authorized by the Charter of The City of San Diego?	YES	
	NO	

Section 8. A mark placed in the voting square after the word "YES" shall be counted in favor of the adoption of the proposition. A mark placed in the voting square after the word "NO" shall be counted against the proposition.

Section 9. If the proposition to incur bonded indebtedness submitted by this ordinance receives the requisite number of votes, to wit: two-thirds of the votes of the qualified voters of the City voting on such proposition, general obligation bonds of the City in an amount not to exceed the principal amount stated in the proposition as set forth in this ordinance may be issued and sold for the object and purpose as contained in such proposition.

Section 10. The proposition 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 11. The special municipal election called for September 18, 1973, in the City of San Diego is hereby ordered consolidated with the municipal primary election to be held on the same date. Precincts, polling places and officers for the special municipal bond election shall be the same as those provided for in the municipal primary election, all as set forth in the List of Election Officers and Polling Places on file in the office of the City Clerk.

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Section 14. 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 15. This ordinance shall take effect on July 10, 1973, being the day of its introduction and passage, pursuant to Sections 16 and 17 of the Charter of The City of San Diego.

APPROVED: JOHN W. WITT, City Attorney

By PETE BULENS, Deputy

Passed and adopted by the Council of The City of San Diego on July 12, 1973, by the following vote:

YEAS: Johnson, Landt, Williams, Morrow, Martinet, Hitch, Wilson.

NAYS: None

ABSENT: O'Connor, Bates.

AUTHENTICATED BY:

PETE WILSON
Mayor of The City of San Diego, California.
EDWARD NIELSEN,
City Clerk of The City of San Diego, California.
By MARY ANNE MEASE, Deputy.

(Seal)

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on July 12, 1973, 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.

EDWARD NIELSEN,
City Clerk of The City of San Diego, California.
By MARY ANNE MEASE, Deputy.

(Seal)

Published July 19, 20, 23, 24, 25, 26 & 27, 1973.

D-487