

R. 75-770

RESOLUTION NO. 211786

OCT 17 1974

WHEREAS, The City of San Diego heretofore entered into an agreement with B & S INVESTMENTS, INC., a corporation, 8500 Broadway, La Mesa, California 92041, and HAROLD J. O'BRIEN, 10927 Explorer Road, La Mesa, California 92041, to construct certain improvements in LA JOLLA MESA VILLAS subdivision, which agreement is filed in the office of the City Clerk as Document No. 740533; and

WHEREAS, in connection with the performance of said agreement, a performance bond was issued by American Fidelity Fire Insurance Company; and

WHEREAS, subdivider has not complied with the terms and provisions of said agreement; NOW, THEREFORE,

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

1. That B & S INVESTMENTS, INC., a corporation, and HAROLD J. O'BRIEN are hereby DECLARED TO BE IN DEFAULT of the terms and conditions of the agreement filed in the office of the City Clerk as Document No. 740533 on July 10, 1972, relating to the improvement of LA JOLLA MESA VILLAS subdivision.

2. That the City Attorney shall cause notice of this declaration of default to be given to the said B & S INVESTMENTS, INC., HAROLD J. O'BRIEN and American Fidelity Fire Insurance Company.

3. That the City Manager is authorized to complete, or cause to be completed, said public work and improvements in accordance with the terms of said agreement.

4. That the City Clerk is hereby directed to forward a certified copy of this resolution to the County Recorder.

APPROVED: JOHN W. WITT, City Attorney

BY


C. Alan Sumption, Deputy

CAS:cs
9-30-74

Passed and adopted by the Council of The City of San Diego on **OCT 17 1974**,
 by the following vote:

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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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.

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

By *Patricia Polam*, Deputy.

(Seal)

RECEIVED
 CITY CLERK'S OFFICE
 1974 OCT 17 AM 10:59
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number **211786** Adopted **OCT 17 1974**