

ORDINANCE NO. 11663
(New Series)

O. 76-19

AUG 21 1975

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 4, 1975, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY A PROPOSITION TO INCUR GENERAL OBLIGATION BONDED INDEBTEDNESS BY THE CITY FOR CERTAIN MUNICIPAL IMPROVEMENTS AND CONSOLIDATING THE SPECIAL MUNICIPAL BOND ELECTION WITH THE GENERAL MUNICIPAL ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on August 20, 1975, 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. 214058 determining that the public interest and necessity demands the acquisition of certain municipal improvements, to wit: to acquire in fee simple by immediate purchase from bond funds of those certain properties commonly known as the Community Concourse properties and consisting of the City Administration Building, the Civic Theatre, the Convention Center and the Exhibit Hall and Parking Garage, all of which constitute a City Plan, now being leased to the City pursuant to leases between The City of San Diego and the San Diego City Employees' Retirement System; 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

MICROFILMED

MAY 8 1978

00413

November 4, 1975, for the purpose of submitting to the qualified voters of the City a 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. 214058, adopted by the Council on August 20, 1975, 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:

CITY OF SAN DIEGO BOND PROPOSAL FOR THE PURCHASE OF CERTAIN COMMUNITY CONCOURSE PROPERTIES: To achieve savings in overall financing costs and to increase funds available for capital projects, shall the City incur a bonded indebtedness in the principal amount of Eleven Million Six Hundred Fifty Thousand Dollars to accomplish the immediate purchase from bond funds of certain Community Concourse properties which constitute a City Plan?

This proposition requires a two-thirds vote.

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; 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.

MICROFILMED

MAY 8 1978

-2-

11663 00414

Section 4. The maximum rate of interest to be paid on each indebtedness shall not exceed the maximum rate permitted by law (eight percent (8%) 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 4, 1975, 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 proposition to incur indebtedness and issue bonds shall be the same as provided in the City of San Diego by law for the City general municipal election to be held November 4, 1975, in the City.

Section 7. If the proposition to incur bonded indebtedness submitted by this ordinance receives the requisite number of votes, to wit: approval by a two-thirds majority of the votes of the qualified voters of the City voting on such proposition as required by law, general obligation bonds of the City in an

MICROFILMED

MAY 8 1978

-3-

11663

00415

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 8. 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 9. The special municipal bond election called for November 4, 1975, is hereby ordered consolidated with the general municipal 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 general municipal election. The City Clerk 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 City Clerk 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.

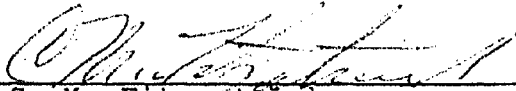
MICROFILMED
MAY 8 1978

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

Section 12. This ordinance shall take effect on August 21, 1975, being the day of its introduction and passage, pursuant to Sections 16 and 17 of the Charter.

APPROVED: JOHN W. WITT, City Attorney

By



C. M. Fitzpatrick
Senior Chief Deputy

CMF:vl:930.32
8/11/75
Or. Dept.:

RECEIVED

1975 AUG 20 AM 9:25

SAN DIEGO, CALIF.

MICROFILMED

MAY 8 1978

-5-

11663

00417

Passed and adopted by the Council of The City of San Diego on AUG 21 1975,
 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"/>
Jess D. Haro	<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.

(Seal)

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

By Kathleen Martinez, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on
AUG 21 1975, 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 Kathleen Martinez, Deputy.

RECEIVED
 1975 AUG 20 AM 8:25
 SAN DIEGO ALF.
 MICROFILMED
 MAY 8 1978
 CC-1255B (REV. 1-75)

Office of the City Clerk, San Diego, California

Ordinance Number 11663 Adopted AUG 21 1975

CO418

ATTORNEY(S)

San Diego, City of
12th Floor City Admin. Bldg.
San Diego, Ca. 92101
LaVerne E. Miller

RECEIVED
CITY CLERK'S OFFICE

1975 SEP -9 AM 10:15

SAN DIEGO, CALIF. *gsw*

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

\$11,650,000 Community Concourse Properties

SEP 9 1975 *gsw*

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; and the

ORDINANCE NO. 11663 (New Series)

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

August 29, September 1, 2, 3, 4, 5,
and September 8, 1975

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

September 8, 1975

Patricia M. Applestill

(Signature)

CO419

*22 1/2" @ 4.84 4.20 #671.85
4.42 4.00 + 15.75
\$ 672.60* *GW*

ORDINANCE NO. 11663

(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 4, 1975, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY A PROPOSITION TO INCUR GENERAL OBLIGATION BONDED INDEBTEDNESS BY THE CITY FOR CERTAIN MUNICIPAL IMPROVEMENTS AND CONSOLIDATING THE SPECIAL MUNICIPAL BOND ELECTION WITH THE GENERAL MUNICIPAL ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on August 20, 1975, 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. 214058 determining that the public interest and necessity demands the acquisition of certain municipal improvements, to wit: to acquire in fee simple by immediate purchase from bond funds of those certain properties commonly known as the Community Concourse properties and consisting of the City Administration Building, the Civic Theatre, the Convention Center and the Exhibit Hall and Parking Garage, all of which constitute a City Plan, now being leased to the City pursuant to leases between The City of San Diego and the San Diego City Employees' Retirement System; 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 4, 1975, for the purpose of submitting to the qualified voters of the City a 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. 214058, adopted by the Council on August 20, 1975, 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:

CITY OF SAN DIEGO BOND PROPOSAL FOR THE PURCHASE OF CERTAIN COMMUNITY CONCOURSE PROPERTIES: To achieve savings in overall financing costs and to increase funds available for capital projects, shall the City incur a bonded indebtedness in the principal amount of Eleven Million Six Hundred Fifty Thousand Dollars to accomplish the immediate purchase from bond funds of certain Community Concourse properties which constitute a City Plan?

This proposition requires a two-thirds vote.

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

Section 4. The maximum rate of interest to be paid on each indebtedness shall not exceed the maximum rate permitted by law (eight percent (8%) 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 4, 1975, 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 proposition to incur indebtedness and issue bonds shall be the same as provided in the City of San Diego by law for the City general municipal election to be held November 4, 1975, in the City.

Section 7. If the proposition to incur bonded indebtedness submitted by this ordinance receives the requisite number of votes, to wit: approval by a two-thirds majority of the votes of the qualified voters of the City voting on such proposition as required by law, 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 8. 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 9. The special municipal bond election called for November 4, 1975, is hereby ordered consolidated with the general municipal election to be held on the same date. Within the City, the precinct, polling places and officers of the election for the special municipal bond election shall be the same as those provided for the general municipal election. The City Clerk 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 City Clerk 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 days in the official City newspaper. No other notice of such election need be given.

Section 12. This ordinance shall take effect on August 21, 1975, being the day of its introduction and passage, pursuant to Sections 16 and 17 of the Charter.

APPROVED: JOHN W. WITT,

City Attorney

By: C. M. FITZPATRICK,

Senior Chief Deputy

Passed and adopted by the Council of The City of San Diego on

August 21, 1975, by the following vote:

YEAS: Johnson, O'Connor, Hubbard, Williams, Morrow, Ellis,

Haro, Wilson.

NAYS: None.

ABSENT: Martinet.

AUTHENTICATED BY:

PETE WILSON,

Mayor of The City of

San Diego, California,

EDWARD NIELSEN,

City Clerk of The City

of San Diego, California.

By KATHLEEN MARTINEZ,

Deputy.

(Seal)

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on August 21, 1975, said ordinance being of the kind and character authorized for passage on its introduction by Section 18 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 KATHLEEN MARTINEZ,

Deputy.

(Seal)

Pub. Aug. 29, Sept. 1, 2, 3, 4, 5 & 8 1975

LS 4190