

RESOLUTION NO. 213178

MAY 1 1975

WHEREAS, the Park and Recreation Department has since 1968 conducted a recreational program on reservoirs utilized by the Water Utilities Department for the impounding and storage of water; and

WHEREAS, the Utilities Department and the Park and Recreation Department are not legal entities which can enter into a binding contract with each other; and

WHEREAS, the use of Utilities Department revenues and assets is subject to certain terms and conditions, some of which require a segregation of water and sewer revenues and assets from General Fund revenues and assets, which conditions form a part of various contracts between the City and its revenue bondholders; and

WHEREAS, Council Resolution No. 201932, approved on February 16, 1971, granted to the Park and Recreation Department the nonexclusive use and occupancy of the land and water surface of eight (8) reservoirs as shown on Exhibits 1 through 6 and 8 which are on file in the office of the City Clerk as Document No. 734912, for recreational purposes; and

WHEREAS, an amount in lieu of rent for the use and occupancy of the land, including the water surface, and for the use and possession of personal property as listed on Exhibit 9 which is on file in the office of the City Clerk as

Document No. 734913, was to be transferred from the General Fund to the Water Utility Operating Fund at the rate of \$16,886 per year, payable annually commencing January, 1971, and ending December, 1977; and

WHEREAS, the Park and Recreation Department and the Water Utilities Department desire to amend the provisions of the above mentioned resolution; NOW, THEREFORE, in consideration of the foregoing;

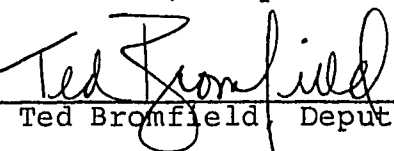
BE IT RESOLVED, by the Council of The City of San Diego that Council Resolution No. 201932 be amended as follows:

1. That paragraph 1 be amended to provide that such use and occupancy shall continue for a period of fifteen (15) years commencing January 1, 1971, and ending December 31, 1985.

2. That paragraph 2 be amended to provide that the Recreation Department shall have the use and possession of the personal property for a period of fifteen (15) years commencing January 1, 1971, and ending December 31, 1985.

3. That paragraph 4 be amended to provide that an amount in lieu of rent for the use and occupancy of the land, including the water surface, and for the use and possession of the personal property, shall be transferred from the General Fund to the Water Utility Operating Fund at the rate of \$5,065 per year payable annually beginning on July 1, 1975.

APPROVED: JOHN W. WITT, City Attorney

By 
Ted Bromfield, Deputy

TB:lc:260
3/31/75
REVISED 4/29/75
Or.Dept.:Park

Passed and adopted by the Council of The City of San Diego on MAY 1 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Bob Martinet	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jim Ellis	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Patricia Polens, Deputy.

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Office of the City Clerk, San Diego, California

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