

ORDINANCE NO. 11820
(New Series)

MAR 24 1976

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 OF SAN DIEGO ON JUNE 8, 1976 FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY A PROPOSITION TO INCUR GENERAL OBLIGATION BONDED INDEBTEDNESS OF THE CITY FOR CERTAIN MUNICIPAL IMPROVEMENTS AND CONSOLIDATING THE SPECIAL MUNICIPAL BOND ELECTION WITH THE STATEWIDE PRIMARY ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, this Council has commenced proceedings and intends to call a special municipal bond election in the City to be held on June 8, 1976 for the purpose of submitting to the qualified voters of the City a general obligation proposition as set forth in this ordinance; and

WHEREAS, at a meeting held on March 17, 1976, 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. 215546 determining that the public interest and necessity demand 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

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between The City of San Diego and the San Diego City Employees' Retirement System; and

WHEREAS, it is desirable that this special municipal bond election be consolidated with the statewide primary election to be held on the same date and that within the City the election precincts, polling places, voting booths and election officials for the two elections be the same, and that the Board of Supervisors of the County of San Diego be authorized to canvass the returns of the special municipal bond election and that this special municipal bond election and the statewide primary election be held in all respects as if there were only one election; and

WHEREAS, at a meeting held on March 24, 1976, the Council of The City of San Diego adopted Resolution No. 215603 requesting the Board of Supervisors of the County of San Diego to order the consolidation of the special municipal bond election to be held on June 8, 1976, with the statewide primary election to be held on the same date; and

WHEREAS, the Board of Supervisors of the County of San Diego is expected to grant the request and order the consolidation of the two elections; 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 June 8, 1976, for the purpose of submitting

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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. 215546, adopted by the Council on March 17, 1976; and as stated in the ballot proposition hereinafter set forth.

Section 2. The exact form of the proposition to be voted upon at the special municipal bond election as such proposition shall appear on the ballot is as follows:

<p>PROPOSITION ____ . CITY OF SAN DIEGO BOND PROPOSAL FOR THE PURCHASE OF CERTAIN COMMUNITY CONCOURSE PROPERTIES:</p> <p>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 Five Hundred Thousand Dollars to accomplish the immediate purchase from bond funds of certain Community Concourse properties which constitute a City Plan?</p> <p>This Proposition requires a two-thirds vote.</p>	YES	
	NO	

The proposition 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 10219 of the Elections Code of the State of California.

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:

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(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.

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 June 8, 1976, 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. Except as provided otherwise in this ordinance, the manner of holding the special municipal bond election and the procedure for voting for or against the proposition to incur bonded indebtedness and issue bonds shall be the same as provided by law for other municipal elections of the City.

Section 7. If the proposition to incur bonded indebtedness submitted by this ordinance receives the requisite number of

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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. This special municipal bond election called for June 8, 1976, in the City of San Diego is hereby ordered consolidated with the statewide primary election to be held on the same date. Within the City of San Diego, the precincts, polling places, voting booths and officers of the election for the special municipal bond election shall be the same as those provided for the statewide primary election.

Section 9. The Board of Supervisors of the County of San Diego is hereby authorized to canvass the returns of the special municipal bond election and these elections shall be held as if there were only one election and, within the City, only one form of ballot shall be used. The Board of Supervisors 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. The City Clerk shall cause this ordinance to be published in those languages required by law once a day for at least seven days in the official City newspaper. No other notice of such election need be given.

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Section 11. This ordinance shall take effect on MAR 24 1976
1976, 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 Jack Katz
Jack Katz
Chief Deputy City Attorney

JK:k:930.34
3-22-76
Or.Dept.: Council

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Passed and adopted by the Council of The City of San Diego on MAR 24 1976,
 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"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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 MAR 24 1976, 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.
 By Kathleen Martinez, Deputy.

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 1976 MAR 23 PM 4:11
 SAN DIEGO, CALIF. (Seal)

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Office of the City Clerk, San Diego, California

Ordinance Number 11820 Adopted MAR 24 1976

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