

218650

RESOLUTION NO. _____

(R. 77-2186)

JUN 22 1977

WHEREAS, "Rancho San Carlos Unit No. 5" subdivision was declared to be in default by Resolution No. 215810 in connection with certain improvements required to be constructed pursuant to an agreement on file in the office of the City Clerk as Document No. 741170; and

WHEREAS, Hallcraft Homes, Inc., the party referred to as "Subdivider" in said agreement, has tendered a check totaling \$2,593.10 to be used for construction and completion of said improvements and in satisfaction of their obligations thereon;
NOW, THEREFORE,

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

1. That the City Manager is authorized to accept the check totaling \$2,593.10 from Hallcraft Homes, Inc., in lieu of performance of the improvements under the subdivision agreement on file in the office of the City Clerk as Document No. 741170. Said check is the total amount for the following items:
\$2,277.60 for costs to complete the defaulted work, \$15.50 for court filing fees, and \$300 for attorney's fees;
2. That the City Manager is directed to use said moneys so specified to complete the required public improvements;
3. That Council Resolution No. 215810 be rescinded and the aforesaid improvement agreement be terminated;

4. That the parties to said subdivision improvement agreement be relieved of their obligations;

5. That General Insurance Company of America be relieved of its obligations under its performance bond No. 927942;

6. That the City Clerk is hereby directed to forward a certified copy of this resolution to the County Recorder to be recorded;

7. That the City Manager be authorized to execute the mutual release of claims settlement agreement, a copy of the form of agreement is on file in the office of the City Clerk as Document No. 760446.

APPROVED: JOHN W. WITT, City Attorney

By 
Michael B. Poyner, Deputy

Passed and adopted by the Council of The City of San Diego on JUN 22 1977,
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Kathleen Martinez Deputy.

(Seal)

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Office of the City Clerk, San Diego, California	
Resolution Number 218650	Adopted JUN 22 1977