

(R.79-1079)  
(REV.)

RESOLUTION NO. 222447 DEC 18 1978

A RESOLUTION PROVIDING FOR THE ISSUANCE OF  
\$15,000,000 OPEN SPACE PARK BONDS OF 1978, SERIES 78A

RESOLVED, by the City Council of the City of San Diego,  
California, as follows:

1. Series 78A Bonds. Bonds shall be issued in the total principal amount of \$15,000,000 entitled Open Space Park Bonds of 1978, Series 78A, of the denomination of \$5,000 each, to be dated as provided in the notice of sale thereof, to be numbered consecutively beginning with number one in the first year of their maturity, to mature on January 1 in the years, numbers and amounts provided in Exhibit "A" hereto attached and by this reference made a part hereof.
2. Callable Bonds. Bonds are subject to call and redemption, at the option of the District, in whole or in part, in inverse order of their maturity and by lot within a single maturity, on January 1, 1989, or on any interest payment date thereafter and prior to their maturity date or dates. Each Bond so called shall be redeemed at a redemption price equal to the principal amount thereof and interest to the date of redemption, plus a premium equal to one-fourth of one percent (1/4 of 1%) of such principal amount for each year or fraction thereof between the date of redemption and maturity, not to exceed two percent (2%).
3. Interest Coupons. The Bonds of each maturity shall bear interest from their date to maturity, at not to exceed eight percent

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(8%) per annum, payable on January 1, 1980, and semiannually thereafter on January 1 and July 1 of each year, represented by coupons attached to bearer bonds at the time of their issuance, numbered consecutively as to each bond and having indicated thereon the Issue, Series and Bond number to which they apply.

4. Paying Agent. The term "Paying Agent" includes both the Bank of America National Trust and Savings Association, and such other correspondent paying agents as the City or said Paying Agent may designate from time to time.

5. Bond Form. The forms of the Bonds and coupons and for registration thereon shall be substantially as set forth in Exhibit "B" hereto attached and by this reference made a part hereof, with such changes therein as may be approved by Bond Counsel. Temporary Bonds (in denominations of \$5,000 or any integral multiple thereof) may be used to consummate any sale of bonds.

6. Bond Resolution. Excepting as herein otherwise provided, the provisions of Resolution No. 222446 (R. T. 78-1080) entitled A Resolution Providing for the Issuance of \$65,000,000 Open Space Park Bonds of 1978 of the San Diego Open Space Park Facilities District No. 1, adopted December 18, 1978, shall apply.

APPROVED: JOHN W. WITT, City Attorney

By H. Valderhaug  
Harold O. Valderhaug, Deputy

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SAN DIEGO OPEN SPACE PARK FACILITIES DISTRICT NO. 1

\$65,000,000 OPEN SPACE PARK BONDS OF 1978

SERIES 78A \$15,000,000

Maturity Schedule

<u>Year of Maturity</u>	<u>Annual Principal</u>	<u>Bond Numbers</u>
1994	\$ 500,000	1 - 100
1995	500,000	101 - 200
1996	500,000	201 - 300
1997	500,000	301 - 400
1998	750,000	401 - 550
1999	750,000	551 - 700
2000	750,000	701 - 850
2001	750,000	851 - 1000
2002	1,000,000	1001 - 1200
2003	1,000,000	1201 - 1400
2004	1,000,000	1401 - 1600
2005	1,000,000	1601 - 1800
2006	1,500,000	1801 - 2100
2007	1,500,000	2101 - 2400
2008	1,500,000	2401 - 2700
2009	1,500,000	2701 - 3000

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EXHIBIT "A"

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UNITED STATES OF AMERICA  
STATE OF CALIFORNIA  
COUNTY OF SAN DIEGO  
CITY OF SAN DIEGO

SAN DIEGO OPEN SPACE PARK FACILITIES DISTRICT NO. 1

OPEN SPACE PARK BOND OF 1978, SERIES 78A

No.

\$5,000

THE CITY OF SAN DIEGO (the "City"), a municipal corporation, organized and existing under the Constitution and laws of the State of California, for the San Diego Open Space Park Facilities District No. 1 (the "District"), hereby acknowledges the District to be indebted and, for value received, promises to pay to the bearer, or if this Bond be registered, to the registered owner hereof, on the 1st day of January, 19 ,

FIVE THOUSAND DOLLARS (\$5,000),

together with interest hereon from date at the rate of            percent ( %) per annum, said interest to be payable on            , 19 , and semiannually thereafter on the 1st day of January and July of each year, represented by coupons attached hereto at the time of issuance.

Unless this Bond is registered, such interest, prior to maturity, shall be payable only on presentation and surrender of the proper interest coupons as they respectively become due.

The principal of and interest on this Bond are payable in lawful money of the United States of America at the principal office

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EXHIBIT "B"  
(i)

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of the Bank of America National Trust and Savings Association, San Francisco, California, the Paying Agent of the City, and such other correspondent paying agent as the City or such Paying Agent may designate from time to time.

If, upon presentation at maturity, or if redeemable and duly called for redemption, payment of this Bond or of any interest coupons is not made in full accordance with the terms hereof, this Bond or such coupon, or both, shall continue to bear interest at the rate stated herein until paid in full.

This Bond is negotiable and title thereto, unless registered, shall pass by physical delivery thereof. This Bond may be registered, deregistered, reregistered and the ownership hereof transferred, in the manner provided by the resolutions pursuant to which it is issued.

Bonds are subject to call and redemption, at the option of the District, in whole or in part, in inverse order of their maturity and by lot within a single maturity, on January 1, 1989, or on any interest payment date thereafter and prior to their maturity date or dates. If this Bond is so redeemed, the redemption price shall be the principal amount hereof and interest to the date of redemption, plus a premium equal to one-fourth of one percent (1/4 of 1%) of such principal amount for each year or fraction thereof between the date of redemption and the date of maturity, not to exceed two percent (2%).

At least thirty (30) days prior to the call date of any Bonds, the Treasurer or a Deputy Treasurer shall publish notice of

redemption at least once in a financial newspaper or journal customarily circulated on each trading day in San Diego, California, and New York, New York, and shall endeavor to mail by certified mail to the last known holder or holders of any bearer Bonds and to the registered owner or owners of registered Bonds so called.

This Bond is one of Series 78A, in the principal amount of Fifteen Million Dollars (\$15,000,000), of an authorized Issue of Bonds aggregating \$65,000,000 in principal amount, all of like date and tenor (except for such variations as may be required to designate varying series, dates, number, maturity dates, interest rates, place of payment, provisions for redemption and/or other permitted variations), and is issued on behalf of the San Diego Open Space Park Facilities District No. 1, created pursuant to the San Diego Park Facilities District Procedural Ordinance (Sections 61.2000 through 61.2071 of the San Diego Municipal Code), and proceedings of said City duly adopted and taken and a vote and assent of more than a majority of all the qualified electors of said District voting on the proposition therefor at an election duly called and held in said District.

The Bonds of the Issue were authorized pursuant to Resolution No. ~~222446~~ (R. T. 78-1080), entitled A Resolution Providing for the Issuance of \$65,000,000 Open Space Park Bonds of 1978 of the San Diego Open Space Park Facilities District No. 1, and the Bonds of this Series were authorized pursuant to Resolution No. ~~222447~~ (R. T. 78-1079), entitled A Resolution Providing for the

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EXHIBIT "B"  
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Issuance of \$15,000,000 Open Space Park Bonds of Series, Series 78A, adopted DEC 18 1978, 1978.

The Bonds and the interest thereon are payable solely out of the special Bond Fund created and to be maintained therefor, the income and receipts of which shall be derived from (i) the annual levy and collection of taxes (unlimited as to rate and amount) on the taxable properties within the District and (ii) other funds which have been or may be appropriated or otherwise made available for the payment of principal or interest on the Bonds. Any taxes required to make all payments of principal and interest on the Bonds when due will be levied at the times and in the manner provided for the levy and collection of other City taxes, all as contemplated by the City's Master Open Space Park Bond Resolution and the California Community Facilities Law of 1911.

It is hereby certified, recited and declared that all acts, conditions and things required by law to exist, happen and to be performed precedent to and in the issuance of this Bond have existed, happened and been performed in due time, form and manner required by law, and that the amount of this Bond, together with all other indebtedness of said District, does not exceed any limit prescribed by the Constitution and laws of the State of California or the Charter or ordinances of the City, and that provision has been made as required thereby, for the levy and collection of such annual tax, without limit as to rate or amount. The full faith and credit of said District are hereby pledged for the punctual payment of the principal and interest of this Bond.

EXHIBIT "B"  
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IN WITNESS WHEREOF, the City of San Diego on behalf of the San Diego Open Space Park Facilities District No. 1, has caused the signatures of its Mayor and its Treasurer and its Official Seal to be placed hereon in facsimile and the signature of its Treasurer to be placed in facsimile on each interest coupon attached hereto, and the City Clerk or a Deputy Clerk has manually countersigned this Bond, all at the City of San Diego, this            day of            , 1979.

\_\_\_\_\_  
Mayor, City of San Diego

\_\_\_\_\_  
Treasurer, City of San Diego

COUNTERSIGNED:

\_\_\_\_\_  
Clerk or Deputy Clerk, City of San Diego

(SEAL)

EXHIBIT "B"  
(v)

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COUPONS

City of San Diego, California  
San Diego Open Space Park  
Facilities District No. 1  
Open Space Park Bonds of 1978  
Series No.  
Dated: ,

Due ,  
\$  
Coupon No.  
Bond No.

The sum shown hereon, being semiannual interest, is payable to bearer (unless the bond is registered) in lawful money of the United States, at the principal office of

, California,  
Paying Agent of the City, or at the principal office of the  
, correspondent(s)  
of the Paying Agent.

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Treasurer, City of San Diego

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EXHIBIT "B"  
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REGISTRATION

This Bond is registered in the name of the registered owner whose name appears last in the space below and both the principal of and interest on this bond are payable to such registered owner, unless it is registered as to principal only, in which case only the principal is so payable.

Note: There must be no writing in the space below except by the City Treasurer.

Date of Registry	Type of Registration*	Name of Registered Owner	Signature of Treasurer
	Principal Only and Interest		
	Principal Only and Interest		
	Principal Only and Interest		
	Principal Only and Interest		

\*In the event registration is as to principal only, strike the words "and Interest"; if as to principal and interest, strike the word "only".

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EXHIBIT "B"  
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DEC 18 1978

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_, by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<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"/>
Bill Lowery	<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"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<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)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By Betty A. Huesling Deputy.

RECEIVED  
CITY CLERK'S OFFICE  
JAN -4 AM 8:43  
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number 222447 Adopted DEC 18 1978

CC-1276 (REV. 10-78)

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