

RESOLUTION NO. R. 251724

APR 28 1980

WHEREAS, in Executive Session on April 9, 1980, , the City Council, by the following vote: 9-0, approved the following; NOW, THEREFORE,

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

That the City Attorney may settle that condemnation action authorized by Resolution No. 219449 adopted October 5, 1977, entitled "The City of San Diego v. Homer A. Dumas, et al.," Superior Court No. 407361, as to Parcel 1 and stipulate to a Judgment therein in the amount of \$130,270.00 plus statutory interest (\$150,000.00).

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue a check-warrant in the amount of \$45,200.00 to JULIUS HOFER & SONS, INC. and TO ROBERT J. KLITGAARD, its attorney, in full settlement of said parcel of said condemnation.

BE IT FURTHER RESOLVED, that the City Manager be, and he is hereby authorized and empowered to execute, for and on behalf of said City a Lease Agreement with JULIUS HOFER & SONS, INC., as lessee, leasing a portion of the Southwest Quarter of the Southwest Quarter of Section 2, Township 19 South, Range 2 West, San Bernardino Meridian, and a portion of the Northeast Quarter of the Southwest Quarter of Section 2, Township 19 South, Range 2 West, San Bernardino Meridian, in the City of San Diego, County of San Diego, State of California, for a term of fifteen (15) years ending May 1, 1995, at a rental of \$25.00 per annum, for the purpose of agricultural and/or grazing, under the terms and conditions set forth in the Lease Agreement on file in the office of the City Clerk as Document No. R. 251724.

APPROVED: JOHN W. WITT, City Attorney

By 
Donald W. Detisch, Deputy

rb/4-21-80
Orig. Dept.: City Atty.
Aud. Cert. #

00533

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATION OF UNALLOTTED BALANCE

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \$ _____ Fund _____

Purpose _____

Auditor and Comptroller of
The City of San Diego, Calif.

Date _____, 19 _____

By _____

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said moneys now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to exceed \$ 45,200.00

Dated April 25, 1980

W. G. Sage

Auditor and Comptroller of
The City of San Diego, Calif.

BY *Steve Hogan*

BENEFITING
DEPARTMENT

* FUND/
DEPT.

ORG. NO.

ACCOUNT

JOB ORDER

39002

4639

002000

PURPOSE Settlement of eminent domain parcel Tia Juana River Valley Flood Control Project

VENDOR JULIUS HOFER & SONS, INC. and THEIR ATTORNEY ROBERT J. KLITGAARD

* USE FUND NO. ONLY WHEN USING GEN. LEDGER & REV. ACCTS., OTHERWISE USE DEPT. NO.

Passed and adopted by the Council of The City of San Diego on APR 28 1980,
 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"/>
Bill Cleator	<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"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
 City Clerk of The City of San Diego, California.

(Seal)

By Rita Anderson, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 12001-251724 Adopted APR 28 1980