

RESOLUTION NO. R-251764 (R.80-2117)

**MAY 5 1980**

WHEREAS, by Agreement dated March 26, 1979, the City agreed to sell Lot 5, South San Diego Industrial Park, Unit No. 1, to Thomas A. and C. Gail Moore for the sum of \$174,250; and

WHEREAS, as additional consideration the Agreement required the purchaser to commence construction of an industrial building by September 13, 1979, and said Agreement provided that the City had the absolute right to repurchase the property in the event of failure to commence construction by that date; and

WHEREAS, construction was not commenced by September 13, 1979, and the purchaser requested that City amend the Agreement to allow the commencement of construction date to be extended to April 17, 1980, which amendment further provided that the repurchase price in the event of failure to commence construction would be \$161,844; and

WHEREAS, construction did not commence by April 17, 1980, and the City Manager has given notice to purchaser that the City intends to exercise its right to repurchase the property;  
NOW, THEREFORE,

BE IT RESOLVED, that the City Manager's determination to repurchase Lot 5, South San Diego Industrial Park, Unit No. 1, at the agreed price of \$161,844 less any amounts needed to satisfy any outstanding liens or encumbrances, is hereby confirmed and approved.

BE IT FURTHER RESOLVED, that the City Attorney is hereby

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authorized and directed to take all appropriate actions necessary to protect the City's interest and to require the reconveyance of the property.

APPROVED: JOHN W. WITT, City Attorney

By   
Harold O. Valderhaug, Deputy

HOV:ps:751  
5/1/80  
Or.Dept. Property

R-251764

Passed and adopted by the Council of The City of San Diego on MAY 5 1980,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Ellen Bovard Deputy.

Office of the City Clerk, San Diego, California

Resolution **R-251764** Adopted **MAY 5 1980**

Number \_\_\_\_\_