

RESOLUTION NUMBER R- 256160

Adopted on APR 5 1982

WHEREAS, on September 29, 1981, NUCORP ENERGY, INC. purchased Lot 16, Torrey Pines Science Park Unit 3, pursuant to an agreement on file in the office of the City Clerk as Document No. RR-254565-1; and

WHEREAS, Nucorp has indicated that it is unable to meet the development commitments contained in said agreement and has requested that the City repurchase the property pursuant to Paragraph C.10 of said agreement; and

WHEREAS, said property has appreciated in value and it is in the City's best interest to reacquire Lot 16; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is authorized and empowered to exercise the City's right to repurchase Lot 16, Torrey Pines Science Park Unit 3, pursuant to the above specified agreement provided that said property is subsequently to be resold by negotiated sale.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized and empowered to accept a deed reconveying said Lot 16 to the City.

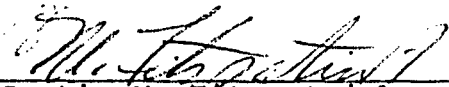
BE IT FURTHER RESOLVED, that the addition of CIP 39-060 to the FY 1982 Capital Improvement Program (Repurchase of Lot 16, Torrey Pines Science Park) is hereby authorized and directed.

BE IT FURTHER RESOLVED, that the funds authorized by Resolution No. 252676, adopted September 15, 1980, for land

acquisition and related costs, presently in CIP 39-016.4, Torrey Pines Science Park Unit 2, Lot 10, Repurchase, is hereby reduced by the amount \$190,000.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is hereby authorized and directed to transfer \$2,316,291 in the Industrial Development Fund (30248) from CIP 39-032.3 - \$398,318; CIP 39-032.4 - \$62,873; CIP 39-034.1 - \$100,000; CIP 39-016.4 - \$190,000; Unappropriated Land Sale Revenue - \$1,439,867; and Unappropriated Fund Balance - \$125,233, to CIP 39-060, Repurchase of Lot 16, Torrey Pines Science Park.

APPROVED: John W. Witt, City Attorney

By   
Curtis M. Fitzpatrick  
Senior Chief Deputy City Attorney

CMF:smm:754  
3/16/82  
4/6/82 REVISED  
Or.Dept:Prop.  
Job: 900003  
Aud.Cert.  
R-82-1589  
Form=r.none

# 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 \$ 876,424.00 CIP Construction  
1,439,867.00 Fund Unappropriated Revenue

Purpose Authorizing expenditure of funds for re-purchase of Lot 16, Torrey Pines Science Park from Nucorp Energy, Inc.

[Signature]  
Auditor and Comptroller of  
The City of San Diego, Calif.

Date 16 March, 19 82

By [Signature]

## 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 \$ \_\_\_\_\_

Dated \_\_\_\_\_, 19 \_\_\_\_\_

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

BY \_\_\_\_\_

* FUND/ DEPT.	ORG. NO.	ACCOUNT	JOB ORDER	BENEFITING DEPARTMENT
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PURPOSE \_\_\_\_\_

VENDOR \_\_\_\_\_

\* 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 5 1982,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<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"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input type="checkbox"/>	<input checked="" 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.

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

(Seal)

By Ellen Bevard, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R.256160</u>	Adopted <u>APR 5 1982</u>