

(R-83-93)

RESOLUTION NUMBER R- 256936

Adopted on AUG 03 1982

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO ELECTING TO PAY OUT OF MUNICIPAL FUNDS ONE HUNDRED PERCENT (100%) OF AN AMOUNT IN LIEU OF TAXES WHICH WOULD OTHERWISE BE LEVIED UPON PROPERTY WITHIN THE CITY BY THE SAN DIEGO COUNTY WATER AUTHORITY FOR THE FISCAL YEAR BEGINNING JULY 1, 1982, AND ENDING JUNE 30, 1983.

WHEREAS, The Board of Directors of the San Diego County Water Authority ("Authority") will levy a tax upon taxable property within the Authority's jurisdiction for the fiscal year beginning July 1, 1982 and ending June 30, 1983 for the following purposes:

1. Meeting the interest and sinking fund requirements on all outstanding bonded indebtedness of the Authority, including the payment of principal and interest on any outstanding refunding bonds, as well as any unissued bonds, which may have been authorized by the electors of the Authority and which in the judgment of the Board of Directors will be issued prior to the time that money to service such bonds would be available from the next subsequent tax levy;

2. Meeting the obligations of the Authority to the United States of America and any board, department or agency thereof;

3. Meeting special taxes levied upon property in the City pursuant to Section 9 of the County Water Authority Act as prescribed by the terms of the applicable resolution of the Board of Directors fixing conditions for annexation of such area to the Authority;

4. All other Authority purposes; and

WHEREAS, this Council did on the 10th day of August 1981 adopt Resolution No. R-254793 by which the Council declared its intention to pay out of municipal funds one hundred percent (100%) of an amount in lieu of taxes which would otherwise be levied by the Authority upon property within the City for the fiscal year commencing July 1, 1982 and ending June 30, 1983; and

WHEREAS, there is now available or will be available on the date required, in the appropriate fund of The City of San Diego, a sum sufficient to pay one hundred percent (100%) of the in-lieu amount; NOW, THEREFORE,

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

Section 1. The Council hereby elects to pay out of the appropriate fund of the City, the sum not to exceed \$4,400,000.00 and hereby appropriates such sum as payment of one hundred percent (100%) of an amount in lieu of taxes which would otherwise be levied upon property within the City by the San Diego County Water Authority for the fiscal year commencing July 1, 1982 and ending June 30, 1983.

Section 2. Payment of the in-lieu amount shall be made on the dates and in the amounts indicated in Section 3 of this resolution for the following purposes:

a. The sum not to exceed \$4,400,000.00 representing one hundred percent (100%) of the in-lieu amount to be paid for the purpose of meeting the interest and sinking fund requirements on outstanding bonded indebtedness, including payment of the principal and interest on any outstanding refunding bonds, as well as any unissued bonds, which may have been authorized by the electors of the Authority and which in the judgment of the Board of Directors will be issued prior to the time that money to service such bonds would be available from the next subsequent tax levy.

b. The sum not to exceed \$4,400,000.00 representing one hundred percent (100%) of the in-lieu amount to be paid for the purpose of meeting the obligations of the Authority to the United States of America and any board, department or agency thereof, and for all other Authority purposes.

Section 3. The following is the schedule of payments to be made:

August 27, 1982 not to exceed	\$1,100,000.00
November 10, 1982 not to exceed	\$1,100,000.00
February 10, 1983 not to exceed	\$1,100,000.00
May 10, 1983 not to exceed	\$1,100,000.00

Section 4. The City Clerk is hereby directed to file immediately with the Comptroller of the Authority a certified copy of this resolution with financial statements of the Water Utilities Department and of the City as required by law to be furnished by the City to the Authority.

APPROVED: John W. Witt, City Attorney

By *C. M. Fitzpatrick*
C. M. Fitzpatrick
Senior Chief Deputy City Attorney

CMF:v1:453
07/15/82
Or.Dept:W.Util.
Aud.Cert.No. 83011
R-83-93
Form=r.none

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

7-15-82

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.

NOTE: CONTINGENT UPON APPROVAL OF THE FISCAL 1983 APPROPRIATIONS ORDINANCE

Not to exceed \$ 3,561,000.00

Dated 24 June, 19 82

W. B. Sage
Auditor and Comptroller of
The City of San Diego, Calif.

BY *Don McMan*

* FUND/ DEPT.	ORG. NO.	ACCOUNT	JOB ORDER	BENEFITING DEPARTMENT	FACILITY
<u>700</u>	<u>208</u>	<u>4859</u>			

PURPOSE In lieu taxes

VENDOR San Diego County Water Authority

* 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 **AUG 03 1982**,
 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-256936** Adopted **AUG 03 1982**