

(O-83-187)

ORDINANCE NUMBER O- 15925 (New Series)

Adopted on APR 04 1983

AN ORDINANCE AUTHORIZING ONE OR MORE AGREEMENTS WITH SAN DIEGO GAS & ELECTRIC COMPANY AND ONE OR MORE TRUST AGREEMENTS WITH A TRUSTEE OR TRUSTEES TO BE SELECTED IN CONNECTION WITH THE ISSUANCE OF CITY OF SAN DIEGO INDUSTRIAL DEVELOPMENT REVENUE BONDS (SAN DIEGO GAS & ELECTRIC COMPANY), IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$300,000,000.

WHEREAS, the City Council of The City of San Diego (the "City") has, by Ordinance No. O-15586 (New Series), adopted by the Council on September 14, 1981, enacted an Act of The City of San Diego entitled the Economic Development Revenue Bond Law (the "Law"), amending Article 7 of Chapter IX of the Municipal Code of the City by adding Divisions 1, 2, 3 and 4, authorizing and establishing a procedure for the sale and issuance of revenue bonds or other evidences of indebtedness by the City for the purpose of providing financing to participating parties for economic development purposes; and

WHEREAS, the City Council of the City has, by Resolution No. R-255112, as amended by Resolution No. R- 258193 , adopted by the Council on September 29, 1981 and March 14, 1983, respectively, given preliminary approval for the issuance of one or more series of such bonds or other evidences of indebtedness to fund such a loan or loans to San Diego Gas & Electric Company (the "Company") to finance the acquisition and construction of generation, transmission and local distribution facilities for electric energy and gas (the "Projects") for the Company, and

authorized proper officers of the City to proceed to prepare or cause to be prepared the documentation for such purpose; and

WHEREAS, the Company has requested the City to provide financing for the Projects through the sale of such bonds in several series from time to time as needed to finance the Projects; NOW, THEREFORE,

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

Section 1. The City Manager and other proper officers of the City are authorized to prepare and to enter into, for and in the name and on behalf of the City, in accordance with The City of San Diego Economic Development Revenue Bond Law (enacted by Ordinance No. 0-15586 (New Series), from time to time as needed to finance the Projects, agreements with San Diego Gas & Electric Company providing for loans to it to be funded by the issuance of one or more series of economic development revenue bonds of the City in a principal amount not to exceed \$300,000,000 and for terms not to exceed forty years, and one or more indentures between the City and a trustee or trustees, to be selected by the Company with the approval of the City Manager, setting forth the terms of said bonds and providing for the payment and security thereof, and all necessary and appropriate documents in connection therewith. Forms of the proposed Loan Agreement, the Indenture and the Bond Purchase Agreement are on file in the office of the City Clerk as Document Nos. RR-258124-1, RR-258124-2 and RR-258124-3.

Section 2. The City Clerk is hereby authorized and directed to cause a digest or a copy of this ordinance to be published at least once in "The San Diego Daily Transcript" within fifteen (15) days after the adoption of this ordinance pursuant to Section 18 of the City Charter.

Section 3. This ordinance shall take effect on the thirtieth day from and after its passage.

APPROVED: John W. Witt, City Attorney

By Stuart H. Swett  
Stuart H. Swett  
Chief Deputy City Attorney

SHS:rc:112.4  
3/7/83  
Or.Dept:Prop.  
Form=r.none

APR 04 1983

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"/>	
Bill Cleator	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
District 3	<hr/>				VACANT
William Jones	<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"/>	
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Mayor	<hr/>				VACANT

AUTHENTICATED BY:

BILL CLEATOR  
Deputy Mayor of The City of San Diego, California.

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

(Seal)

By *Wayne L. Pontecorvo*, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

MAR 21 1983

APR 04 1983

\_\_\_\_\_, and on \_\_\_\_\_.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

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

(Seal)

By *Wayne L. Pontecorvo*, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15925 Adopted APR 04 1983

CERTIFICATE OF PUBLICATION

RECEIVED  
CITY CLERK  
1983 APR 20 PM 2:26  
SAN DIEGO, CALIF.

CITY OF SAN DIEGO  
202 'C' Street, Twelfth Floor  
San Diego, CA 92101  
ATTN: M. PONTECORVO

IN THE MATTER OF

NO.

ORDINANCE NO. 0-15925

ORDINANCE NO. 0-15925  
(New Series)

AN ORDINANCE AUTHORIZING ONE OR MORE AGREEMENTS WITH SAN DIEGO GAS & ELECTRIC COMPANY AND ONE OR MORE TRUST AGREEMENTS WITH A TRUSTEE OR TRUSTEES TO BE SELECTED IN CONNECTION WITH THE ISSUANCE OF CITY OF SAN DIEGO INDUSTRIAL DEVELOPMENT REVENUE BONDS (SAN DIEGO GAS & ELECTRIC COMPANY), IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$300,000,000.

WHEREAS, the City Council of The City of San Diego (the "City") has, by Ordinance No. 0-15586 (New Series), adopted by the Council on September 14, 1981, enacted an Act of The City of San Diego entitled the Economic Development Revenue Bond Law (the "Law"), amending Article 7 of Chapter IX of the Municipal Code of the City by adding Divisions 1, 2, 3 and 4, authorizing and establishing a procedure for the sale and issuance of revenue bonds or other evidences of indebtedness by the City for the purpose of providing financing to participating parties for economic development purposes; and

WHEREAS, the City Council of the City has, by Resolution No. R-258112, as amended by Resolution No. R-258093, adopted by the Council on September 29, 1981 and March 14, 1983, respectively, given preliminary approval for the issuance of one or more series of such bonds or other evidences of indebtedness to fund such a loan or loans to San Diego Gas & Electric Company (the "Company") to finance the acquisition and construction of generation, transmission and local distribution facilities for electric energy and gas (the "Projects") for the Company, and authorized proper officers of the City to proceed to prepare or cause to be prepared the documentation for such purpose; and

WHEREAS, the Company has requested the City to provide financing for the Projects through the sale of such bonds in several series from time to time as needed to finance the Projects; NOW, THEREFORE,

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

Section 1. The City Manager and other proper officers of the City are authorized to prepare and to enter into, for and in the name and on behalf of the City, in accordance with The City of San Diego Economic Development Revenue Bond Law (enacted by Ordinance No. 0-15586 (New Series), from time to time as needed to finance the Projects, agreements with San Diego Gas & Electric Company providing for loans to it to be funded by the issuance of one or more series of economic development revenue bonds of the City in a principal amount not to exceed \$300,000,000 and for terms not to exceed forty years, and one or more indentures between the City and a trustee or trustees, to be selected by the Company with the approval of the City Manager, setting forth the terms of said bonds and providing for the payment and security thereof, and all necessary and appropriate documents in connection therewith. Forms of the proposed Loan Agreement, the Indenture and the Bond Purchase Agreement are on file in the office of the City Clerk as Document Nos. RR-258124-1, RR-258124-2 and RR-258124-3.

I, Charlene Land, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 0-15925  
(New Series)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

April 18, 1983

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 18th day of Apr, 19 83.

*Charlene Land*

(Signature)

00257

16" X 2X 0.875

141.92 Page 1 of 2

Section 2. The City Clerk is hereby authorized and directed to cause a digest or a copy of this ordinance to be published at least once in "The San Diego Daily Transcript" within fifteen (15) days after the adoption of this ordinance pursuant to Section 18 of the City Charter.

Section 3. This ordinance shall take effect on the thirtieth day from and after its passage.

Passed and adopted by the Council of The City of San Diego on APRIL 4, 1983, by the following vote:

YEAS: Mitchell, Jones, Struikema, Gotch, Murphy, Martinez.

NAYS: None.

NOT PRESENT: Cleator.

VACANT: District 3, Mayor.

AUTHENTICATED BY:

BILL CLEATOR Deputy Mayor of The

City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By MAYDELL L. PONTECORVO, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on MARCH 21, 1983, and on APRIL 4, 1983.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR,

City Clerk of The City of San Diego, California.

(Seal)

By MAYDELL L. PONTECORVO, Deputy.

Publish April 18, 1983

60-4284

$$16'' \times 2 \times 8.87 = 141.92$$