

RESOLUTION NUMBER R- 258808

Adopted on JUN 28 1993

WHEREAS, the County of San Diego ("County") and The City of San Diego ("City") have been in disagreement over the City's claim to some interest in the site on which is located the County Administration Center ("CAC"); and

WHEREAS, the County and City in order to avoid litigation and in the public interest are now desirous of entering into an agreement settling the disagreement on the terms and conditions of that agreement a form of which is on file in the office of the City Clerk as Document No. RR- 258808; and

WHEREAS, paragraph 3.6 of the agreement requires the Council to authorize the execution of a deed quitclaiming all the City's right, title and interest in and to said CAC site and by resolution to abandon and vacate certain areas shown on maps of the site as "park" or "park strip"; and

WHEREAS, said "park" or "park strip" have never been dedicated to such use by ordinance of the City and never have been used for park purposes either now or at any time in the past; and

WHEREAS, Section 55 of the Charter of City permits the Council to utilize such land for any public purpose; and

WHEREAS, the Council deems the action taken herein serves a public purpose; NOW, THEREFORE,

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

1. The Mayor be and he is hereby authorized and empowered to execute for and on behalf of the City that agreement a form of which is on file in the office of the City Clerk as Document No. RR- 258808.

2. The Mayor and City Clerk are further authorized and empowered to execute for and on behalf of the City that quitclaim deed a form of which is attached to the aforementioned agreement as Exhibit "A."

3. By the adoption of this resolution the City abandons and vacates all areas on the property described in Exhibit "A" of the aforementioned agreement designated as a "park" or "park strip" as those areas are shown on the map of the Municipal Tidelands, Subdivision Tract No. 1, filed in the office of the City Clerk of The City of San Diego on or about May 18, 1916 (City Document No. 100007) and on Miscellaneous Map No. 18, filed in the office of the County Recorder of San Diego County.

4. By adoption of this resolution the City does further acknowledge and specifically affirm the fact that the aforementioned areas have not been and are not now used for park purposes.


5. By adoption of this resolution the City also intends that the quitclaim deed herein authorized shall convey and be deemed to convey any and all right, title and interest of the City in and to all of such areas designated as a "park" or "park strip" on the property described in Exhibit "A" of the aforementioned agreement.

6. The City Clerk is hereby authorized to deliver to

County the aforementioned quitclaim deed upon receipt by the
City of a copy of the aforementioned agreement fully executed by
the County and City.

APPROVED: John W. Witt, City Attorney

By


Robert S. Teaze
Assistant City Attorney

RST:rc:ib:910.9
4/5/83
Rev.1 07/08/83
Or.Dept:Prop.
Form=r.none

JUN 28 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struikma	<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 Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK

Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By Marjorie L. Poulson, Deputy.

Office of the City Clerk, San Diego, California

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