

ORDINANCE NUMBER O- 16184 (New Series)

Adopted on MAR 19 1984

AN ORDINANCE AUTHORIZING AN OPERATING AGREEMENT WITH VILLAVIEW COMMUNITY HOSPITAL AND AN INDENTURE, A CONTRACT OF INSURANCE AND A REGULATORY AGREEMENT IN CONNECTION WITH THE ISSUANCE OF CITY OF SAN DIEGO INSURED HOSPITAL REVENUE BONDS (VILLAVIEW COMMUNITY HOSPITAL) IN A PRINCIPAL AMOUNT NOT TO EXCEED \$7,250,000.

WHEREAS, the City Council of The City of San Diego (the "City"), acting under and pursuant to the powers reserved to the City under Sections 3, 5 and 7 of Article XI of the Constitution of the State of California and Section 2 of the Charter, and The City of San Diego Health Facility Revenue Bond Law (herein called the "Law"), constituting Article 7 of Chapter IV of the Municipal Code of the City has provided for the issuance of its hospital revenue bonds to finance and refinance certain equipment and improvements at VillaView Community Hospital (the "Corporation"); and

WHEREAS, the City Council finds that the public interest and necessity require the City to enter into an operating agreement with the Corporation, an indenture between the City and a corporate trustee setting forth the terms of said bonds and providing for the payment and security thereof, and a contract of insurance and regulatory agreement among the City, the Corporation and the Office of Statewide Health Planning and Development of the State of California (the "Office") providing for the insurance of the Bonds; 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 Health Facility Revenue Bond Law, an operating agreement in substantially the same form as the form of operating agreement on file in the office of the City Clerk as Document No. RR-260238-2 with the Corporation providing for a loan to the Corporation to be funded by the issuance of hospital revenue bonds of the City in a principal amount not to exceed \$7,250,000 and for a term not to exceed forty years, an indenture in substantially the same form as the form of indenture on file in the office of the City Clerk as Document No. RR-260238-1 between the City and a corporate trustee setting forth the terms of said bonds and providing for the payment and security thereof, a contract of insurance and regulatory agreement in substantially the same form as the form of agreements on file in the office of the City Clerk as Document Nos. RR-260238-3 and RR-260238-4 among the City, the Corporation and the Office providing for the insurance of said bonds, and all necessary and appropriate documents in connection therewith; provided, however, that the final form of said agreements and of said indenture shall be submitted to the Council for approval by resolution prior to their respective execution by the City.

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 days after its final passage pursuant to Section 18 of the Charter.

Section 3. This ordinance shall take effect and be in force 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:502.1.1  
12/30/83 REV.1/20/84  
Or.Dept:Fin.Mgmt.  
O-84-136  
Form=r.none

Passed and adopted by the Council of The City of San Diego on MAR 19 1984,  
 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

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

(Seal)

By June A. Blackwell, 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 5 1984, and on MAR 19 1984.

~~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 June A. Blackwell, Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number <u>0-16184</u>	Adopted <u>MAR 19 1984</u>

CERTIFICATE OF PUBLICATION

RECEIVED  
CITY CLERK  
1984 APR -4 PM 4:11  
SAN DIEGO, CALIF. *HL*

CITY OF SAN DIEGO  
ATTN: JUNE A. BLACKNELL  
202 C St., 12th Floor  
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

ORDINANCE NO. O-16184

**ORDINANCE NO. O-16184  
(New Series)**

AN ORDINANCE AUTHORIZING AN OPERATING AGREEMENT WITH VILLAVIEW COMMUNITY HOSPITAL AND AN INDENTURE, A CONTRACT OF INSURANCE AND A REGULATORY AGREEMENT IN CONNECTION WITH THE ISSUANCE OF CITY OF SAN DIEGO INSURED HOSPITAL REVENUE BONDS (VILLAVIEW COMMUNITY HOSPITAL) IN A PRINCIPAL AMOUNT NOT TO EXCEED \$7,230,000.

This ordinance authorizes the execution of Operating Agreement with Villaview Community Hospital and an Indenture, a Contract of Insurance and a Regulatory Agreement in connection with the issuance of City of San Diego Insured Hospital Revenue Bonds (Villaview Community Hospital) in a principal amount not to exceed \$7,230,000.

A complete copy of the ordinance is available for inspection in the Office of the City Clerk of the City of San Diego, 12th floor, City Administration Building, 202 "C" Street, San Diego, California, 92101.

Passed and adopted by the Council of The City of San Diego on MARCH 19, 1984, by the following vote:

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

NAYS: None.  
NOT PRESENT: Cleator, Inelligible: McCall, Gotch.

AUTHENTICATED BY:  
ROGER HEDGECOCK,  
Mayor of The City of San Diego, California  
CHARLES G. ABDELNOUR,  
City Clerk of The City of San Diego, California

(Seal)

By JUNE A. BLACKNELL, Deputy  
I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of ORDINANCE NO. O-16184 (NEW SERIES) of the City of San Diego, California.

I FURTHER CERTIFY that said 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 5, 1984, and on MARCH 19, 1984.

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  
By JUNE A. BLACKNELL, Deputy  
Publish Apr. 2, 1984

60-3666

I, Carrie Gedeon, 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. O-16184  
(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 2, 1984

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

Dated at San Diego, California this 2nd day of Apr., 19 84.

*Carrie Gedeon*

(Signature)

9" X 8-87 = 79-83

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