

RESOLUTION NUMBER R- 260198

Adopted on FEB 27 1984

WHEREAS, the City Council of The City of San Diego ("City") introduced Ordinance No. O-16180 (New Series) on FEB 27 1984, 1984, providing for the acquisition, construction and operation of the Southeastern Division Police Station on City-owned land through the issuance of Certificates of Participation ("Certificates") in an amount not to exceed \$3,200,000; and

WHEREAS, certain documents and acts require authorization in order to accomplish purposes of said Ordinance No. O-16180 (New Series) when it becomes effective; NOW, THEREFORE,

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

Section 1. The forms of the hereafter listed documents are hereby approved and their execution on behalf of the City by the City Manager is hereby authorized:

- a. The Site Lease between City and Imperial Municipal Services Group, Inc. ("Imperial") for purposes of the construction of the Southeastern Division Police Station, a form of said Site Lease is on file in the office of the City Clerk as Document No. RR 260198-1, provided, however, that to the extent that the development of the Southeastern

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Division Police Station results in excess land not needed for the Station itself, the City Manager be and is hereby directed to pursue the leasing of that acreage.

b. The Assignment Agreement by and between City, Imperial and First Interstate Bank of California ("Trustee") whereby Imperial assigns to Trustee its rights under the Lease Purchase Agreement approved under Ordinance No. O-16180 (New Series) and the aforesaid Site Lease, a form of said Assignment Agreement is on file in the office of the City Clerk as Document No. RR-260198-2

c. The Agency Agreement between City and Imperial in which Imperial appoints City as its agent to carry out all phases of the construction of the Southeastern Division Police Station, a form of said Agency Agreement is on file in the office of the City Clerk as Document No. RR-260198-3

d. The Official Statement relative to the issuance of the Certificates of Participation (Southeastern Division Police Station Project), a form of said Official Statement is on file in the office of the City Clerk as Document No. RR-260198-4

Section 2. Sealed proposals for the purchase of said Certificates of City in the amount of \$3,200,000 are hereby authorized and the City Clerk is hereby authorized and directed to publish a notice inviting such sealed proposals by one insertion in The Daily Bond Buyer at least fifteen (15) days

prior to the date of opening the sealed proposals. The form of the notice in The Daily Bond Buyer is that which is on file in the office of the City Clerk as Document No. RR-260198-5

Section 3. The City Clerk is hereby further authorized and directed to furnish to prospective bidders copies of the following:

a. The detailed notice inviting proposals in the form of such notice on file in the office of the City Clerk as Document No. RR-260198-6

b. The form on which proposals shall be accepted in that form on file in the office of the City Clerk as Document No. RR-260198-7

c. The Official Statement relating to the properties, operations and finances of said City, a form of which has hereinabove been approved.

However, failure, in whole or in part, to comply with this Section shall not in any manner affect the validity of the sale of said bonds.

Section 4. The City Manager and City Clerk are hereby also authorized, when acting on the advice of the City Attorney, to make such changes in the documents approved hereby as may be necessary or be required in order to accomplish the intent and purpose of this resolution and that of Ordinance No. O-16180 (New Series) when the same becomes effective.

Section 5. The City Manager be and he is hereby authorized and empowered to execute, for and on behalf of The City of San

Diego, a letter agreement with IMPERIAL MUNICIPAL SERVICES GROUP, INC. for services to be provided as Lessor for a sum not to exceed \$10,000, payment of which shall be made solely from the proceeds of the issuance of the Certificates of Participation, for construction of the Southeastern Division Police Station, a form of said letter agreement being on file in the office of the City Clerk as Document No. RR-260198-8

6. The City Manager be and he is hereby authorized and empowered to execute, for and on behalf of The City of San Diego, an agreement for the printing of the Official Statement and the Certificates of Participation for a sum not to exceed \$20,000, payment of which shall be made solely from the proceeds of the Certificate issue, a form of said agreement being on file in the office of the City Clerk as Document No. RR-260198-9

Section 7. The City Property Department is hereby authorized to obtain a title insurance policy as required in the Trust Indenture with respect to the issuance of the Southeastern Division Police Station Certificates of Participation and the expenditure of a sum not to exceed \$7,000 is further authorized, payment of which shall be made solely from the proceeds of the Certificate issue.

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APPROVED: John W. Witt, City Attorney

By *C. M. Fitzpatrick*
C. M. Fitzpatrick
Assistant City Attorney

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2/15/84
Or.Dept:Fin.Mgmt
Aud.Cert:84621
R-84-1392
Form=r.none

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The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATION OF UNALLOTTED BALANCE AC 84621

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 \$ 47,000.00 Fund *Certificate of Participation
 Purpose First Interstate Bank of Ca. \$10,000.00, Imperial Municipal Service Group, Inc. \$10,000.00, Printing Cost \$20,000.00, Title Insurance \$7,000.00

[Signature]
 Auditor and Comptroller
[Signature]
 By

Date February 13, 19 84

*Do not encumber - Availability of Funds is dependent on sales of Certificates of Participation.

ACCOUNTING DATA										
ACCTG LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

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 \$ _____
 Auditor and Comptroller

Dated _____, 19 _____ BY _____

PURPOSE _____

VENDOR _____

ACCOUNTING DATA										
ACCTG LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

FEB 27 1984

R-260198

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AC 84621

Passed and adopted by the Council of The City of San Diego on FEB 27 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 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 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 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 Ellen Boward, Deputy.

Office of the City Clerk, San Diego, California

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