

(R-85-408)

RESOLUTION NUMBER R- **261505**

ADOPTED ON SEP 10 1984

WHEREAS, on December 17, 1970, by Ordinances No. 10465 (New Series) and No. 10466 (New Series), The City of San Diego entered into franchise agreements with SAN DIEGO GAS & ELECTRIC (SDG&E) which require, among other things, that SDG&E deliver to the City the franchise fee on certain dates on a quarterly basis; and

WHEREAS, on or about May 25, 1984, said SDG&E failed to deliver said fee on a timely basis; and

WHEREAS, said ordinances call for a penalty in the event of a late payment; and

WHEREAS, the City and SDG&E determined to resolve their differences regarding said franchise agreements and the late payment; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is hereby authorized to enter into that certain settlement agreement with SDG&E, a copy of which is on file in the office of the City Clerk as Document No. RR- **261505**, which settlement agreement provides in part as follows:

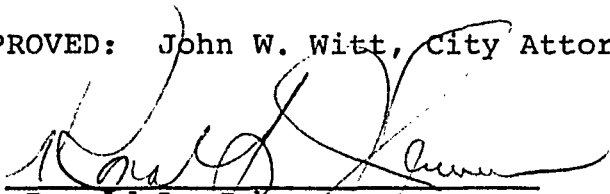
1. That SDG&E shall agree to deliver all future payments required pursuant to said franchise agreements no later than 12:00 o'clock noon of the date due.

2. That the payment shall be in the form of a check drawn against an account of a Federal Reserve member bank having a branch in downtown San Diego.

3. That SDG&E shall pay to The City of San Diego, not later than ten (10) days following execution of said settlement agreement, the sum of \$6,000 as payment for interest income lost due to said late payment.

APPROVED: John W. Witt, City Attorney

By


Ronald L. Johnson
Senior Chief Deputy

RLJ:ps:480.3
8/30/84
Or.Dept:Treas.
R-85-408
Form=r.none

SEP 10 1984

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"/>
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 Struiksmma	<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

Resolution R-261505 Adopted SEP 10 1984
Number _____

RECEIVED
CITY CLERK'S OFFICE

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SEP 10 1984

SAN DIEGO, CALIF.

SEP 10 1984

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