

RESOLUTION NUMBER R-268118

ADOPTED ON APR 20 1987

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO, CALIFORNIA, MAKING APPOINTMENTS IN SPECIAL ASSESSMENT DISTRICT PROCEEDINGS AND APPROVING AGREEMENTS.

(Assessment District No. 4011 [De La Fuente Business Park])

WHEREAS, the City Council of the City of San Diego, California, is considering the formation of a special assessment district, pursuant to the terms and provisions of the "Municipal Improvement Act of 1913," being Division 12 of the Streets and Highways Code of the State of California, for the construction of certain public works of improvement, together with appurtenances and appurtenant work, said special assessment district to be known and designated as ASSESSMENT DISTRICT NO. 4011 (DE LA FUENTE BUSINESS PARK) (hereinafter referred to as the "Assessment District"); and

WHEREAS, at this time this City Council is desirous of making the required appointments and designating persons to perform certain duties, in order to allow the proceedings to go forward to completion in accordance with the provisions of law; NOW, THEREFORE,

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

SECTION 1. That the above recitals are all true and correct.

SECTION 2. That THOMAS O. MEADE is hereby appointed to

perform all of the duties and functions of the Superintendent of Streets as said duties are specified and designated in the "Municipal Improvement Act of 1913," being Division 12 of the Streets and Highways Code of the State of California, for the above-referenced Assessment District.

SECTION 3. That the place for recordation of the assessment roll and diagram shall be in the office of the Superintendent of Streets, and said assessment roll and diagram, upon recordation, shall be kept as a permanent record.

SECTION 4. That the DAILY TRANSCRIPT is hereby designated as the newspaper for all publications as required by law and as necessary for completion of this Assessment District.

SECTION 5. That WILLDAN ASSOCIATES is hereby appointed the Assessment Engineer for said proceedings, and said Assessment Engineer shall perform all of the duties and responsibilities relating to the apportionment of assessments and required functions of the Assessment Engineer.

Document No. D2265-7

SECTION 6. That F. MACKENZIE BROWN, INC., Attorneys at Law, is hereby appointed to act as Bond Counsel for the purposes of preparing proceedings and issuing an approving opinion attesting to the validity of the proceedings and the enforceability of the bonds.

Document No. D2265-2

SECTION 7. That KADIE-JENSEN & JOHNSON is hereby appointed as Financial Consultant and directed to obtain a proposal or bid for the sale of bonds to be issued in order to finance said

proceedings. Said bonds are to be issued pursuant to the terms and provisions of the City of San Diego Improvement District Procedural Ordinance of 1982 (Division 23, San Diego Municipal Code), and applicable Sections of the "Improvement Bond Act of 1915," being Division 10 of the Streets and Highways Code of the State of California. Document No. D2265-3


SECTION 8. That the ASSESSMENT DISTRICT REIMBURSEMENT Agreement, as submitted herewith, relating to the reimbursement for preliminary expenses, is hereby approved and authorized for execution. Document No. D2265-5

SECTION 9. That the ACQUISITION AGREEMENT as submitted herewith, relating to the ownership, management, maintenance and control of certain of the proposed improvements, is hereby accepted and approved for execution. Document No. D2265-6

SECTION 10. That this City Council hereby establishes a special IMPROVEMENT FUND designated by the name and number of the Assessment District, and into said fund shall be placed all proceeds from the sale of bonds and cash collections. In order to expedite the improvements or acquisition under these proceedings and as authorized by law, funds from any available source may be transferred into said special fund. Any funds transferred are a loan to the fund and shall be repaid out of the proceeds of the sale of bonds, all as required and transferred into said special fund. Any funds transferred are a loan to the fund and shall be repaid out of the proceeds of the sale of

bonds, all as required and authorized by law, and specifically
Section 10210 of the Streets and Highways Code of the State of
California.

APPROVED: John W. Witt, City Attorney

By 

John K. Riess
Deputy City Attorney

JKR:mrh
04/02/87
Or.Dept:E&D
R-87-2054
Form=r.none

Passed and adopted by the Council of The City of San Diego on APR 20 1987,
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Celia Ballesteros	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

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

By Ellen Board, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-268118 Adopted APR 20 1987

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