

(R-89-2045)

RESOLUTION NUMBER R- 274398

ADOPTED ON SFP 181989

WHEREAS, The City of San Diego is the owner of certain portions of real property, being a portion of Kearny Villa Road; and

WHEREAS, the Property Department has requested that the City quitclaim to THE UNITED STATES OF AMERICA and its assigns, its interest in and to said right-of-way; and

WHEREAS, the herein-described property is surplus to City needs; and

WHEREAS, this action is exempt from the provisions of the California Environmental Quality Act of 1970 under City guidelines for implementation of said Act, as amended; and

WHEREAS, the City desires to negotiate the sale of said right-of-way to THE UNITED STATES OF AMERICA and its assigns, under the provisions of Section 22.0902 of the San Diego Municipal Code, which permit the sale of real property belonging to The City of San Diego by negotiation; and

WHEREAS, the sale of such an interest in real property as this may reasonably be accomplished by negotiation; and

WHEREAS, the value of the property, as determined by staff appraisal on December 16, 1988, is \$570,000; and

WHEREAS, no real estate broker's commission shall be paid; and

WHEREAS, the sale of the aforementioned property is consistent with the public interest; NOW, THEREFORE,

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

1. That that certain real property right described in that quitclaim deed on file in the office of the City Clerk as Document No. RR-274398, be, and the same is hereby determined to be surplus and is hereby authorized to be sold in exchange for a 163,400-square-foot easement interest in the newly constructed Ruffin Road right-of-way, to the UNITED STATES OF AMERICA for and on behalf of the Department of the Navy.

2. That the Mayor and City Clerk of said City be, and they are hereby authorized and empowered to execute, for and on behalf of The City of San Diego, a quitclaim deed, which is on file in the office of the City Clerk as Document No. RR-274398, quitclaiming to the UNITED STATES OF AMERICA, for and on behalf of the Department of the Navy, that certain right-of-way, as more particularly described in said quitclaim deed.

3. That no broker's commission shall be paid by City on the herein described negotiated sale.

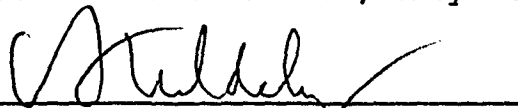
4. That the City Manager is authorized and directed to withhold delivery of said quitclaim deed until receipt of an easement deed or other document establishing the City's rights for the above described approximately 163,400 square feet of right-of-way area, in a form satisfactory to the City Manager and the City Attorney.

5. That the City Manager is hereby authorized to accept said easement deed or other document on behalf of the City.

6. That the City Clerk is hereby authorized and directed to deliver said quitclaim deed and a certified copy of this resolution, attested by him under seal, to the Property Director for further handling.

APPROVED: JOHN W. WITT, City Attorney

By

  
Harold O. Valderhaug  
Deputy City Attorney

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04/18/89  
04/28/89 COR.COPY  
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SEP 18 1989

Passed and adopted by the Council of The City of San Diego on.....  
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"/>
Ron Roberts	<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"/>
H. Wes Pratt	<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"/>
J. Bruce Henderson	<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"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 *Blonde R. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-274398* Adopted *SEP 18 1989*

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