

RESOLUTION NUMBER R-275070

ADOPTED ON FEB 05 1990

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA, APPROVING AND
AUTHORIZING EXECUTION OF CERTAIN AGREEMENTS IN
A SPECIAL ASSESSMENT DISTRICT.

(Assessment District No. 4021
[De La Fuente Business Park, Phase II])

WHEREAS, the City Council of The City of San Diego,
California is considering the formation of a special assessment
district under 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 acquisition of
certain public works of improvement in a special assessment
district, said assessment district known and designated as
ASSESSMENT DISTRICT NO. 4021 (DE LA FUENTE BUSINESS PARK, PHASE
II) (hereinafter referred to as the "Assessment District"); and

WHEREAS, the Streets and Highways Code of the State of
California, specifically the "Municipal Improvement Act of 1913,"
expressly authorizes the acquisition of any improvements that are
authorized to be constructed under said law, and the property
owner, in order to proceed in a timely way with his development,
desires to commence construction and/or cause the construction of
certain of the works of improvement prior to the formation of the
Assessment District; and

WHEREAS, at this time there has been submitted to this City
Council for review and approval, certain consulting agreements

and a Reimbursement Agreement setting forth certain terms and conditions for consulting services to be performed and advances to be made in connection with this Assessment District; NOW, THEREFORE,

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

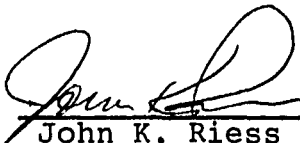
1. That the above recitals are all true and correct.
2. That this legislative body hereby accepts from De La Fuente Business Park, Inc. the sum of \$104,500 as a cash advance for consulting services and City advances.
3. That the Assessment District Reimbursement Agreement, as submitted herewith, Document No. D2283-2, by and between the City and De La Fuente Business Park, Inc., is hereby approved, and the City Manager is hereby authorized to execute said Agreement on behalf of the City.
4. That the Acquisition/Financing Agreement, as submitted herewith, Document No. D2283-6, by and between the City and De La Fuente Business Park, Inc., is hereby approved, and the City Manager is hereby authorized to execute said Agreement on behalf of the City.
5. That the Agreement for Assessment Engineering Services, as submitted herewith, Document No. D2283-5, by and between the City and Willdan Associates, a California corporation, is hereby approved, and the City Manager is hereby authorized to execute said Agreement on behalf of the City.
6. That the Agreement for Financial Consultant Services, as submitted herewith, Document No. D2283-4, by and between the

City and Kadie-Jensen & Johnson Municipal Financing Consultants, Inc., a California corporation, is hereby approved, and the City Manager is hereby authorized to execute said Agreement on behalf of the City.

7. That the Special Counsel Agreement for Bond Counsel Services as submitted herewith, Document No. D2283-3, by and between the City and Brown & Diven, is hereby approved, and the City Attorney is hereby authorized to execute said Agreement on behalf of the City.

8. That the Auditor/Comptroller is hereby authorized to establish the De La Fuente Business Park Phase II, Assessment Fund No. 79620, and to make appropriate payments therefrom.

APPROVED: John W. Witt, City Attorney

By 

John K. Riess
Deputy City Attorney

JKR:pev
01/10/90
Or.Dept:E&D
R-90-1069
Form=r.apagr

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FEB 05 1990

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"/>
John Hartley	<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"/>
Linda Bernhardt	<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 *Blonda R. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-275070** Adopted..... **FEB 05 1990**

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SAN DIEGO, CA