

(R-90-1920)

RESOLUTION NUMBER R- 275767

ADOPTED ON MAY 29 1990

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

(Assessment District No. 4025 [Mission Valley Heights])

WHEREAS, the City Council of The City of San Diego,
California is considering the formation of a special assessment
district, said proceedings to be conducted substantially pursuant
to the provisions of the "Municipal Improvement Act of 1913,"
being Division 12 of the Streets and Highways Code of the State of
California, except where expressly modified or amended by the
provisions of the San Diego Improvement District Procedural
Ordinance of 1982, for the construction and/or acquisition 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. 4025 (MISSION VALLEY
HEIGHTS) (hereinafter referred to as the "Assessment District");
and

WHEREAS, at this time there has been submitted to this City
Council for review and approval, an Acquisition/Financing
Agreement setting forth certain terms and conditions, as well as

estimated prices and quantities of work to be installed and financed pursuant to the said Agreement; 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:

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

2. That JOSEPH A. FRANCISCO 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.

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.

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.

5. That BSI CONSULTANTS, INC. is hereby appointed the Assessment Engineer for said proceedings, and said assessment Engineer shall perform all of the duties and responsibilities as

set forth by law as they relate to said Assessment District, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. D2273-5

6. That BARTLE WELLS ASSOCIATES is hereby appointed as the Financial Consultant, and is directed to obtain a proposal or bid for the sale of bonds to be issued in order to finance said proceedings, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. D2273-6. Said bonds are to be issued pursuant to the terms and provisions of the "Improvement Bond Act of 1915," being Division 10 of the Streets and Highways Code of the State of California.

7. That the Acquisition/Financing Agreement, as submitted herewith, Document No. D2273-4, by and between the City and H. G. FENTON MATERIAL CO., is hereby approved, and the City Manager is hereby authorized to execute said Agreement on behalf of the City.

8. 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 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:pev
05/14/90
Or.Dept:E&D
Aud.Cert: 9000975
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(a, b)

MAY 29 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 *B. Ronda R. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-275767 Adopted MAY 29 1990

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CITY CLERK'S OFFICE
SAN DIEGO, CA