

(R-92-934)

RESOLUTION NUMBER R-279181

ADOPTED ON DECEMBER 10, 1991

WHEREAS, the litigation entitled Kreisner v. The City of San Diego, U.S. District Court No. 89-0820-GT, questioned the constitutionality of the Mt. Soledad Memorial Cross; and

WHEREAS, on December 3, 1991, the court issued a judgment ordering the removal of the Mt. Soledad Memorial Cross within three months; and

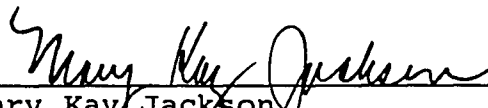
WHEREAS, the Council of The City of San Diego wishes to appeal such judgment; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Attorney is hereby directed to file an appeal of the district court's ruling with the Ninth Circuit Court of Appeal, and to research possible methods of conveying a parcel of the public park on which the Memorial is located to a non-profit organization, and to research the possible need for voter approval of such conveyance.

BE IT FURTHER RESOLVED, that the City Attorney is further directed to report to the Council in January 1992 on the results of such research.

APPROVED: JOHN W. WITT, City Attorney

By

  
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Mary Kay Jackson  
Deputy City Attorney

MKJ:mb  
12/19/91  
Or.Dept:Clerk  
R-92-934  
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Passed and adopted by the Council of The City of San Diego on DEC 10 1991  
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"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<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.

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

(Seal)

By Mary Cepeda, Deputy.

Office of the City Clerk, San Diego, California

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