

(R-92-1664)

RESOLUTION NUMBER R- 280149

ADOPTED ON JUN 16 1992

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN  
DIEGO, AUTHORIZING CERTAIN ASSESSMENT  
DISTRICT BONDS TO BE SOLD AT A PUBLIC SALE  
AND DIRECTING A CALL FOR SEALED BIDS.

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

WHEREAS, the Council of The City of San Diego, California (the "Council"), has previously initiated proceedings 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, and declared its intention to issue bonds pursuant to the provisions of the "Improvement Bond Act of 1915," being Division 10 of said Code, in a special 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, at this time, this legislative body is desirous to proceed to authorize that said bonds shall be sold on sealed proposals to the highest bidder, all in the form as authorized by 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 this legislative body does hereby call for sealed bids through a competitive sale for bonds to be issued to represent unpaid assessments within the Assessment District, said bonds to be issued in the form and provisions of the "Improvement Bond Act of 1915," being Division 10 of the Street and Highways Code of the State of California.

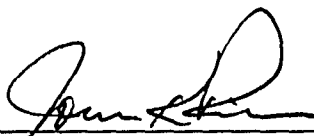
3. That the interest rate on said bonds shall not exceed the current legal maximum interest rate of 12% per annum, and said bonds shall be subject to all of the terms and provisions relating to bonds as set forth in the Resolution of Intention for those proceedings.

4. That the designated Financial Consultant, KADIE-JENSEN, JOHNSON & BODNAR, is hereby directed and authorized to proceed at this time to call for sealed bids and solicit proposals for the sale of bonds to represent all unpaid assessments on privately owned property within the boundaries of the Assessment District.

5. That there will be furnished the legal opinion of BROWN, DIVEN & HENTSCHKE, Attorneys at Law, approving the validity of the proceedings and the enforceability of said bonds.

APPROVED: JOHN W. WITT, City Attorney

By



John K. Riess  
Deputy City Attorney

JKR:pev  
04/16/92  
Or.Dept:E&D  
R-92-1664  
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JUN 16 1992

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 type="checkbox"/>            | <input type="checkbox"/> | <input checked="" 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 type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Tom Behr               | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" 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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