

(R-93-792)

RESOLUTION NUMBER R- 281139

ADOPTED ON NOV 23 1992

WHEREAS, The City of San Diego (the "City") has issued \$5,800,000 initial principal amount of City of San Diego Industrial Development Revenue Bonds (Carmel Mountain Healthcare Center Project), Series 1986 (the "Bonds") pursuant to an Indenture, dated as of December 1, 1986 (the "Indenture"), between the City and United States National Bank of Oregon, as trustee (the Trustee); and

WHEREAS, Section 2.09(a) of the Indenture grants The Gene E. Lynn Carmel Mountain United Partnership, a Washington limited partnership (the "Borrower") the option to cause the Bonds to bear a fixed rate of interest to their maturity upon delivery of an opinion of counsel referred to in Section 2.09(a) of the Indenture to the Trustee (the "Opinion"), and the preparation of a supplement to the Indenture implementing the fixed rate provision (the "Supplement"); and

WHEREAS, the Borrower has delivered the Opinion to the Trustee as required by the Indenture and has caused to be prepared and presented to the Trustee and the City the Supplement, and Section 2.09(d) of the Indenture provides that the Supplement (i) shall be approved as to form by the City and

the Trustee no later than thirty (30) days prior to December 1, 1992, and the Trustee has so approved the form of the Supplement and (ii) shall be executed on or prior to December 1, 1992, by the Trustee and the City; and

WHEREAS, this City Council, with the aid of City staff and consultants, has reviewed the Supplement and now desires to approve the execution and delivery of the Supplement; NOW, THEREFORE,

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

1. That the Supplement, in the form on file in the office of the City Clerk as Document No. RR-281139, is hereby approved, and the City Manager or any authorized deputy or designee thereof is hereby authorized and directed to execute the Supplement in substantially said form, with such additions thereto or changes therein as are recommended or approved by the person executing the Supplement for the City upon consultation with counsel to the City, the approval of such additions or changes to be conclusively evidenced by the execution and delivery by the City of the Supplement, and the City Clerk or any authorized deputy or designee thereof is authorized to attest the Supplement and to impress the City's seal thereon.

2. That the City Manager, the City Attorney, the City Clerk and any authorized deputy or designee of the City Manager, the City Attorney or the City Clerk, are hereby authorized and directed, for and in the name and on behalf of the City, to take

Corrected page  
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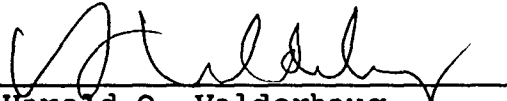
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any and all actions and execute any and all documents which they, or any of them, deem necessary or advisable in order to consummate the transactions contemplated by the Supplement.

3. That this resolution shall take effect immediately.

APPROVED: JOHN W. WITT, City Attorney

By

  
Harold O. Valderhaug  
Chief Deputy City Attorney

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Passed and adopted by the Council of The City of San Diego on NOV 23 1992,  
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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 , Deputy.

Office of the City Clerk, San Diego, California

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