

(R-94-475)

RESOLUTION NUMBER R- 282756

ADOPTED ON OCT 11 1993

RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY OR GENERAL WELFARE REQUIRES THE FORMATION OF AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE LA JOLLA SHORES DRIVE (CALLE FRESCOTA TO RUETTE MONTE CARLO) UNDERGROUND UTILITY DISTRICT.

WHEREAS, Chapter VI, Article 1, Division 5 of the San Diego Municipal Code establishes a procedure for the creation of underground utility districts and requires as an initial step in such procedure the holding of a public hearing to determine whether the public health, safety or general welfare requires removal of poles, overhead wires and associated structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in any such district; and

WHEREAS, it has been recommended that such an underground utility district, hereinafter called "the District," be formed as more particularly shown on Drawing No. 26615-d entitled "LA JOLLA SHORES DRIVE (CALLE FRESCOTA TO RUETTE MONTE CARLO) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR- 282756; and

WHEREAS, this action is exempt from the provisions of the California Environmental Quality Act of 1970 under City guidelines for implementation of said Act, as amended; NOW, THEREFORE,

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

1. Notice is hereby given that a public hearing will be held by the Council of The City of San Diego on NOV 09 1993, at the hour of 10:00 A.M. in the Council Chambers of the City Administration Building, 202 C Street, San Diego, California, to determine whether the public health, safety or general welfare requires the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in the District described above.

2. At such hearing all persons interested shall be given an opportunity to be heard and said hearing may be continued from time to time as may be determined by the City Council. The decision of the City Council as to the formation of the District as described above shall be final and conclusive.

3. The City Clerk shall notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code and each utility company concerned of the time and

place of the hearing by following the procedure set forth in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code.

APPROVED: JOHN W. WITT, City Attorney

By

  
\_\_\_\_\_  
John K. Riess  
Deputy City Attorney

JKR:pev  
09/27/93  
Or. Dept: E&D  
R-94-475  
Form=r.ucal

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Passed and adopted by the Council of The City of San Diego on  
by the following vote:

OCT 11 1993

| 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"/> |
| Juan Vargas         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mayor Susan Golding | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

AUTHENTICATED BY:

(Seal)

SUSAN GOLDING  
Mayor of The City of San Diego, California.

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

By *Maybell G. Ponce*, Deputy.

Office of the City Clerk, San Diego, California

Resolution *R-282756* OCT 11 1993  
Number..... Adopted.....

RECEIVED

93 SEP 29 PM 1:16

CITY CLERKS OFFICE  
SAN DIEGO, CA

**CERTIFICATE OF PUBLICATION**

93 OCT 23 11:19:03  
SAN DIEGO, CALIF.

OFFICE OF THE CITY CLERK  
2ND FLOOR  
CITY ADMINISTRATION BUILDING  
202 C STREET  
SAN DIEGO, CA 92101

IN THE MATTER OF

NO.

A RESOLUTION DECLARING THE RESULTS OF THE MUNICIPAL...

**RESOLUTION NUMBER R-282757**

**A RESOLUTION DECLARING THE RESULTS OF THE MUNICIPAL PRIMARY ELECTION AND THE SPECIAL MUNICIPAL PRIMARY ELECTION HELD IN THE CITY OF SAN DIEGO, ON SEPTEMBER 21, 1993.**

WHEREAS, a municipal primary election was held in the City of San Diego on Tuesday, September 21, 1993; pursuant to the provisions of Ordinance No. 0-17932 (New Series) adopted June 14, 1993, for the purpose of nominating candidates; and

WHEREAS, a special municipal primary election was held in Council District 3 on the same date pursuant to the provisions of Ordinance No. 0-17932 (New Series) adopted June 14, 1993, for the purpose of nominating candidates; and

WHEREAS, a copy of the certificate of the Registrar of Voters of San Diego County canvassing the returns of the municipal primary election, and the special municipal election, as certified to the City Clerk, has been duly received; and

WHEREAS, a canvass of these elections has been completed and the City Clerk has certified the results to the City Council; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Council finds and determines, pursuant to the provisions of Section 27.2206 of the San Diego Municipal Code, as follows:

The whole number of votes cast in the City was 77,406.

The total vote received by each municipal candidate at the municipal primary election is as follows:

A. FOR COUNCIL DISTRICT NO. 1 (Three-year term):

|                   |       |
|-------------------|-------|
| HARRY MATHIS      | 9,009 |
| PETER NAVARRO     | 8,732 |
| DEANNA "DEE" RICH | 3,108 |

HARRY MATHIS and PETER NAVARRO are hereby declared to be the candidates for the office of Council District No. 1 in the general municipal election.

B. FOR COUNCIL DISTRICT NO. 3 (Three-year term):

|                         |       |
|-------------------------|-------|
| CHRISTINE KEHOE         | 4,623 |
| EVONNE SCHULZE          | 3,444 |
| BEN KILLINGSWORTH       | 2,897 |
| TOM FOX                 | 1,575 |
| KIMBERLY MCMANUS        | 1,349 |
| JON ENGLEHARDT          | 496   |
| ROGER UTT               | 461   |
| RICH FAMIgliETTI        | 202   |
| JIM TURNER              | 157   |
| ROBERT ANTHONY REED III | 117   |

CHRISTINE KEWHOE and EVONNE SCHULZE are hereby declared to be the candidates for the office of Council District No. 3 in the general municipal election.

C. FOR COUNCIL DISTRICT NO. 5 (three-year term):

|                |       |
|----------------|-------|
| BARBARA WARDEN | 6,298 |
| FRED H. COLBY  | 4,252 |
| VILLA MILLS    | 3,078 |
| BARRY HUMPHREY | 2,715 |
| MITCH LIZAR    | 425   |
| BOB O'DWYER    | 321   |

BARBARA WARDEN and FRED COLBY are hereby declared to be the candidates for the office of Council District No. 5 in the general municipal election.

I, Corey Donahue, am a citizen of the United States and a resident of the county aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

RESOLUTION NUMBER R-282757

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

OCT. 25

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 25th day of OCT., 1993.

*Corey Donahue*

(Signature)

73 1 02

8 3/4" x 2 = \$235.52

D. FOR COUNCIL DISTRICT NO. 7 (three-year term):

|                 |        |
|-----------------|--------|
| JUDY McCARTY    | 11,121 |
| APRIL BOLING    | 5,802  |
| MARCO LI MANDRI | 2,305  |

Pursuant to Section 10 of the City Charter, JUDY McCARTY, having received a majority of all votes cast in the Primary Election is hereby declared elected to the office of the Councilmember District No. 7.

E. FOR COUNCIL DISTRICT NO. 8 (two-year term):

|             |       |
|-------------|-------|
| JUAN VARGAS | 2,778 |
|-------------|-------|

Pursuant to Section 10 of the City Charter, JUAN VARGAS, having received a majority of all votes cast in the Primary Election, is hereby declared elected to the office of the Councilmember District No. 8.

III

The number of votes in each precinct cast for each person is recorded in the Election Returns Book, which book is a part of the records of this Council.

IV

The City Clerk shall make public the results of the canvass of the municipal primary election and special municipal primary election by publication of a copy of this resolution.

Passed and adopted by the Council of The City of San Diego on OCT 11 1993 by the following vote:

YEAS: Wolshamer, Roberts, Hartley, Stevens, Behr, Stallings, McCarty, Vargas, Mayor Golding.

NAYS: None.

NOT PRESENT: None.

AUTHENTICATED BY:  
 SUSAN GOLDING  
 Mayor of The City of San Diego, California

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

Pub. Oct. 25 224032

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8 3/4" x 2 = \$ 235.52