

283740

RESOLUTION NUMBER R-

ADOPTED ON APR 25 1994

WHEREAS, on January 23, 1989, the San Diego City Council adopted Resolution No. R-272733, which ordered the acquisition of certain improvements in De La Fuente Business Park - Phase I Assessment District No. 4011, pursuant to the California Municipal Improvement Act of 1913 (California Streets and Highways Code section 10,000 et seq.); and

WHEREAS, assessments against property benefitted by the acquisition were confirmed by the San Diego City Council on February 28, 1989; and

WHEREAS pursuant to Part 7 of the San Diego Improvement District Procedural Ordinance of 1982 and provisions of the California Improvement Bond Act of 1913, improvement bonds were issued to represent the unpaid assessments in the total amount of Four Million Eight Hundred Nine-Six Thousand Seven Hundred Eleven Dollars and Forty-Four Cents (\$4,896,711.44); and

WHEREAS, on March 16, 1992, the San Diego City Council adopted Resolution No. R-279521, which ordered the construction of certain improvements in De La Fuente Business Park - Phase II Assessment District No. 4021, pursuant to the California Municipal Improvement Act of 1913 (California Streets and Highways Code section 10,000 et seq.); and

WHEREAS, assessments against property benefitted by the construction were confirmed by the San Diego City Council on June 16, 1992; and

WHEREAS pursuant to Part 7 of the San Diego Improvement District Procedural Ordinance of 1982 and provisions of the California Improvement Bond Act of 1913, improvement bonds were issued to represent the unpaid assessments in the total amount of Five Million Nine Hundred Eighty-Seven Thousand One Hundred Fifty-Four Dollars and Forty Cents (\$5,987,154.40); and

WHEREAS, the obligation of the owner of each parcel to make installments on the assessments is secured by a lien against the parcel; and

WHEREAS, the lien may be foreclosed by The City of San Diego, pursuant to California Street and Highways Code section 8830 et seq. in the event of delinquencies; and

WHEREAS, the delinquent installments for December 10, 1993 are as follows:

1. De La Fuente Business Park - Phase I

| <u>Parcel Number</u> | <u>Amount</u> | <u>Parcel Number</u> | <u>Amount</u> |
|----------------------|---------------|----------------------|---------------|
| 646-210-05 | \$ 852.65 | 646-210-06 | \$ 758.15 |
| 646-210-07 | \$ 687.26 | 646-210-08 | \$ 687.26 |
| 646-210-09 | \$ 687.26 | 646-210-30 | \$ 899.90 |
| 646-210-31 | \$ 958.97 | | |
| | | TOTAL | \$5,531.45 |

2. De La Fuente Business Park - Phase II

| <u>Parcel Number</u> | <u>Amount</u> | <u>Parcel Number</u> | <u>Amount</u> |
|----------------------|---------------|----------------------|---------------|
| 646-120-30 | \$12,503.72 | 646-120-39 | \$ 28,818.92 |
| 646-210-01 | \$ 4,995.54 | 646-210-05 | \$ 4,514.69 |
| 646-210-06 | \$ 4,010.45 | 646-210-07 | \$ 3,632.26 |
| 646-210-08 | \$ 3,632.26 | 646-210-09 | \$ 3,632.26 |
| 646-210-10 | \$ 5,074.70 | 646-210-11 | \$ 3,649.69 |
| 646-210-12 | \$ 3,649.69 | 646-210-13 | \$ 3,649.69 |
| 646-210-14 | \$ 4,362.20 | 646-210-15 | \$ 5,114.29 |
| 646-210-16 | \$ 5,510.13 | 646-210-19 | \$ 3,649.69 |
| 646-210-20 | \$ 4,560.11 | 646-210-21 | \$ 4,678.87 |
| 646-210-22 | \$ 3,649.69 | 646-210-23 | \$ 5,114.29 |
| 646-210-24 | \$ 6,578.88 | 646-210-25 | \$ 6,341.38 |
| 646-210-26 | \$ 5,074.70 | 646-210-30 | \$ 4,766.81 |
| 646-210-31 | \$ 5,081.97 | 646-210-32 | \$ 15,326.87 |
| 646-210-33 | \$21,858.17 | 646-210-34 | \$ 16,118.54 |
| 646-210-35 | \$ 4,005.94 | 646-261-01 | \$ 1,403.95 |
| 646-261-02 | \$ 1,520.28 | 646-261-03 | \$ 1,617.22 |
| 646-261-04 | \$ 1,597.83 | 646-261-05 | \$ 1,568.75 |
| 646-261-07 | \$ 1,559.06 | | |

TOTAL \$212,823.49;

and

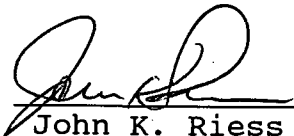
WHEREAS, the legislative body, pursuant to California Streets and Highways Code section 8834, must order an action be brought to the Superior Court of San Diego County to foreclose the assessment lien against delinquent parcels of land; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Council hereby authorizes the City Attorney to bring an action in the Superior Court of San Diego County to foreclose the assessment lien against the delinquent parcels of land in De La

Fuente Business Park - Phase I Assessment District No. 4011 and
De La Fuente Business Park - Phase II Assessment District
No. 4021.

APPROVED: JOHN W. WITT, City Attorney

By



John K. Riess
Deputy City Attorney

JKR:pev
03/18/94
Or.Dept:Treas.
R-94-1395
Form=r-t