(R-95-592)

## RESOLUTION NUMBER R-284782 OCT 1 71994

BE IT RESOLVED, by the Council of The City of San Diego, that the expenditure of an amount not to exceed \$4,452,800 from the Mira Mesa Facilities Benefit Assessment Fund 79006, (C.I.P. 29-653.0 and 29-654.0) for the acquisition of property rights and related costs for the Carroll and Breen park sites as approved in the Memorandum of Understanding, December 8, 1992, by Resolution No. R-281240 between the City of San Diego and the San Diego Unified School District, is hereby authorized and approved.

BE IT FURTHER RESOLVED, that the \$4,452,800 funds shall be expended in the following manner:

	C.I.P. 29-653.0	C.I.P. 29-654.0
1995	\$2,072,000	
1995	93,000	\$ 86,600
1996	1,093,000	86,600
1997	· .	1,021,600
	\$3,258,000	\$1,194,800

BE IT FURTHER RESOLVED, that the funds from Fiscal Years 1996-1997 are contingent upon City Council approval for each year's consecutive budget.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to execute a Promissory Note to the San Diego Unified School District as security for the balance of payment of funds for the two park sites, a copy of which Promissory Note is on

file in the office of the City Clerk as Document RR- 284782.

BE IT FURTHER RESOLVED, that payments under such Promissory Note shall be limited solely and exclusively to funds available from facilities benefit assessments and if amounts required for payment are not available from facilities benefit assessment funds, then solely and exclusively from lease income from the long term City lease with the Torrey Pines Hotel Associates.

APPROVED: JOHN W. WITT, City Attorney

Ву

Harold O. Valderhaug

Chief Deputy City Attorney

HOV:ps 10/04/94 Or.Dept:REA Job:521564 R-95-592

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Aud cert. 9500308

## The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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	AUDITOR AND COMPTROLLER'S DEPARTMENT								
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