

RESOLUTION NUMBER R- 289097

ADOPTED ON AUG 12 1997

WHEREAS, on December 8, 1986, The City of San Diego entered into a Subdivision Improvement Agreement with MV Associates for the installation and completion of certain public improvements for the subdivision known as Mission City Unit No. 3, a copy of the Subdivision Improvement Agreement is on file in the office of the City Clerk as Document No. RR-267161; NOW, THEREFORE,

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

1. That the City Manager be and he is hereby authorized to execute, for and on behalf of The City of San Diego, an Amendment to Subdivision Improvement Agreement with MV Associates and JPI Texas Development, Inc. for Mission City Unit No. 3, to provide for the substitution of JPI Texas Development, Inc. for MV Associates, as subdivider; the Amendment to Subdivision Improvement Agreement is on file in the office of the City Clerk as Document No. RR- 289097.

2. That the public improvements to be constructed pursuant to the aforementioned subdivision improvement agreement shall be completed by JPI Texas Development, Inc., as provided in the Amendment to Subdivision Improvement Agreement.

3. That Performance Bond No. 3SM 908 138 00, issued by American Motorists Insurance Company, in the amount of \$1,084,740 is hereby accepted as the surety for the required improvements in the subdivision, is substituted as Exhibit C to the agreement, and Bond No. 30 33 49, issued by Insurance Company of the West, in the amount of \$1,084,740, is hereby

released.

APPROVED: CASEY GWINN, City Attorney

By *Prescilla Dugard*
Prescilla Dugard
Deputy City Attorney

PD:cdk
07/28/97
Or.Dept:Dev.Svcs.
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