

1058
5-16-06

(R-2006-807)

301451

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE MAY 19 2006

A RESOLUTION AUTHORIZING THE SALE OF REAL
PROPERTY LOCATED AT 5439 WESTKNOLL DRIVE.

WHEREAS, the City of San Diego is the owner of real property located at 5439 Westknoll Drive, Assessor's Parcel Number 358-570-27 [Property], through a generous charitable donation in 2005 by Ms. Jane Cameron, a life time resident of La Jolla; and

WHEREAS, Ms. Cameron often used the La Jolla/Riford Branch Library, and donated the Property to the City to provide for the current and future well-being of the La Jolla/Riford Branch Library; and

WHEREAS, the Property has been appraised by a professional appraiser, for a value of one million three hundred thirty thousand dollars (\$1,330,000), as of November 11, 2005; and

WHEREAS, prior resolution, R-300338, authorized acceptance of the donation and sale of the Property, but failed to include information required by San Diego Municipal Code Section 22.0902; and

WHEREAS, the San Diego Municipal Code Section 22.0902 requires that in order for City-owned property to be sold, a resolution must be passed by an affirmative vote of five members of the Council, which shall contain the following: (a) the reason for selling such real property; (b) a description of the real property to be sold; (c) a statement of the value of such property as disclosed by an appraisal made by a qualified real estate appraiser or a qualified employee of the City of San Diego, together with the minimum amount the Council will consider

for sale of each parcel of property; (d) a statement that the City may at its discretion pay a real estate broker's commission under the provisions of Section 22.0905 for the sale of such real property; and (e) a statement that the property will be sold by negotiation or by public auction, or by sealed bids, or by a combination of public auction and sealed bids; providing, however, that in the event that such property is to be sold by negotiation, then the reasons therefore shall be included in the resolution; NOW, THEREFORE,


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

1. That the Mayor, or designee, is authorized to sell the Property located at 5439 Westknoll Drive, San Diego, CA (Assessor's Parcel Number 358-570-27), for the purpose of carrying out the direction of the donor and providing funds for the La Jolla/Riford Branch Library.
2. That the Mayor, or designee, is authorized to sell the Property through public auction, sealed bids, or a combination of both for a minimum bid of not less than one million three hundred thirty thousand dollars (\$1,330,000).
3. That the Mayor, or designee, is authorized to sell the Property at fair market value by negotiation after listing or advertising the Property, if the minimum bid at public auction or by sealed bids is not met.
4. That the Mayor, or designee, as part of the sale of the Property, is authorized to execute a grant deed conveying to the buyer fee title in the Property.
5. That the Mayor, or designee, is authorized to pay a real estate broker's commission, if any, for the sale of the Property.

6. That the Mayor, or designee, is authorized to receive the proceeds of the sale of the Property, and place said proceeds, net of costs related to the sale, in the Jane Cameron La Jolla Library Fund, Fund No. 67036, Revenue Account 78969.

BE IT FURTHER RESOLVED, that this activity is categorically exempt from CEQA pursuant to State CEQA Guidelines Section 15301 (existing facility).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

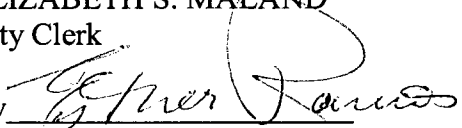
By 

Morton Park
Deputy City Attorney

MP:nda
03/14/06
Or.Dept:READ
R-2006-807
MMS#2916

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 16 2006.

ELIZABETH S. MALAND
City Clerk

By 

Deputy City Clerk

Approved: S-19-06
(date)



JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

MAY 16 2006

Passed by the Council of The City of San Diego on _____, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 19 2006

AUTHENTICATED BY:

(Seal)

JERRY SANDERS
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By Debbie Swenson-Cruz, Deputy

Office of the City Clerk, San Diego, California

R- 301451

Resolution Number _____