

RESOLUTION NUMBER R- 308362DATE OF FINAL PASSAGE JUL 30 2013

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE PUBLIC INTEREST AND NECESSITY REQUIRE ACQUISITION OF REAL PROPERTY INTERESTS (EASEMENTS) FOR PUBLIC RIGHT-OF-WAY PURPOSES; AUTHORIZING THE CITY ATTORNEY TO COMMENCE PROCEEDINGS IN EMINENT DOMAIN THEREFOR AND TO ACQUIRE IMMEDIATE POSSESSION THEREOF.

WHEREAS, the San Diego City Council (Council) has previously adopted the Capital Improvement Program Budgets for FY2011 through FY2013, along with the annual appropriations ordinances therefor; said budgets have included the Holly Drive Street Improvements Project, CIP No. S11033 (Project); and

WHEREAS, the Project will install curbs, gutters, sidewalks, street pavement, retaining walls, street lights, fences, curb ramps, driveways, on and off-site drainage, and traffic calming speed humps on Holly Drive between South Willie James Jones Avenue and South Euclid Avenue; and

WHEREAS, in order to complete the Project and bring Holly Drive up to current City standards for a residential local street, the Project requires the acquisition of certain real property interests necessary for public right-of-way (streets, incidents and appurtenances thereto) purposes; said acquisitions impact seventeen properties fronting on Holly Drive; and

WHEREAS, of the seventeen impacted properties on Holly Drive: (a) the City has acquired twelve of the required real property interests through prior dedications and/or recent acceptance of offers; (b) the City has not reached agreements with five property owners (two on

the South side of Holly Drive and three on the North side of Holly Drive) concerning the purchase price of required real property interests over those properties; and

WHEREAS, the City is vested with the power of eminent domain by Article I, Section 19 of the California Constitution, California Government Code section 37350.5, and San Diego Charter section 220, to acquire real property interests necessary for a public purpose; and

WHEREAS, the specific real property interests sought to complete the Project are easements upon, over and across portions of APN 548-242-28 (more specifically described and depicted in Attachment 1, attached hereto, with the record owners being Eva Hum, Debbie Wong, Julie Wong, Joyce Wong and Angela Wong, at various percentages of ownership); APN 548-242-29 (more specifically described and depicted in Attachment 2, attached hereto, with the record owners being Horacio Garcia and Maria S. Garcia, Trustees); APN 548-250-03 (more specifically described and depicted in Attachment 3, attached hereto, with the record owners being George Yim Tom, Jerry Yim Tom, David Yim Tom, and Connie Tom, as Joint Tenants); APN 548-250-13 (more specifically described and depicted in Attachment 4, attached hereto, with the record owners being Wayne P. Morton and Shauna M. Peck, Trustees); and APN 548-242-03 (more specifically described and depicted in Attachment 5, attached hereto, with the record owners being Philip L. Lawton and Joseph S. Lawton, as Joint Tenants); and

WHEREAS, offers to purchase the real property interests described herein were made to the record owners, or their representatives, of said real property, at an amount that is not less than the appraised fair market value, in compliance with California Government Code section 7267.2(a), and said property owners have not accepted said offers or otherwise conveyed the property rights to City as of the date of this Resolution; and

WHEREAS, on June 24, 2013, City mailed a notice of hearing, and of its intent to adopt a resolution of necessity, to the record owners of the affected real property, and all other persons who may have an ownership interest in the property interests sought; which notice of hearing advised said persons of their right to appear and be heard on the matters referred to therein, on the date and at the time and place stated therein, and that a waiver of their right to appear and be heard will result upon their failure to file a written request to appear and be heard within 15 days after the notice was mailed, all in compliance with California Code of Civil Procedure section 1245.235; and

WHEREAS, the hearing set out in said notice of hearing was held on July 16, 2013, at the time and place stated in the notice, and all interested parties were given an opportunity to appear and be heard on the following matters: (a) whether the public interest and necessity require the Project; (b) whether the Project is planned or located in a manner which is most compatible with the greatest public good and the least private injury; (c) whether the property interests proposed to be acquired are necessary for the Project; (d) whether the offer meeting the requirements of California Government Code section 7267.2 has been given; and (e) whether all other prerequisites for the exercise of eminent domain to acquire the property rights have been met; and

WHEREAS, the Council, as a result of such hearing, has determined that the public health, safety, and welfare require the City to acquire the property interests described herein for the stated purposes; and

WHEREAS, the Project was determined to be exempt from CEQA in accordance with CEQA Guidelines section 15303 (New Construction or Conversion of Small Structures) by the City's Development Services Department on March 27, 2012. A Notice of Right to Appeal

regarding that environmental determination was posted on March 21, 2013, and no appeals were filed. The exemption allows for the construction and location of limited numbers of new small facilities or structures; and where the exceptions listed in Section 15300.2 would not apply; and

WHEREAS, under Charter section 280(a)(2), this resolution is not subject to veto by the Mayor because this matter requires the Council to act as a quasi-judicial body; NOW, THEREFORE,

BE IT RESOLVED, that the public interest, convenience and necessity of the City of San Diego, and the inhabitants thereof, require the acquisition of the following real property interests:

- a) An easement for public right-of-way purposes upon, over and across that portion of APN 548-242-28 (more specifically described and depicted in Attachment 1, attached hereto); and
- b) An easement for public right-of-way purposes upon, over and across that portion of APN 548-242-29 (more specifically described and depicted in Attachment 2, attached hereto); and
- c) An easement for public right-of-way purposes upon, over and across that portion of APN 548-250-03 (more specifically described and depicted in Attachment 3, attached hereto); and
- d) An easement for public right-of-way purposes upon, over and across that portion of APN 548-250-13 (more specifically described and depicted in Attachment 4, attached hereto); and
- e) An easement for public right-of-way purposes upon, over and across that portion of APN 548-242-03 (more specifically described and depicted in Attachment 5, attached hereto).

BE IT FURTHER RESOLVED, that the City of San Diego has the power of eminent domain pursuant to, inter alia, Charter section 220; California Code of Civil Procedure sections 1240.010, 1240.110, 1240.120, 1240.140, 1240.510, 1240.610 and 1255.410; California Government Code sections 37350.5, 37353, and 40404; and California Streets and Highway Code Sections 5101, 5102, 5023 and 5023.1.

BE IT FURTHER RESOLVED, that the taking and acquiring of the easement interests described herein are deemed necessary for the construction, improvement, operation and maintenance of a public street and incidents and appurtenances thereto to serve the City of San Diego and the inhabitants thereof, for municipal purposes; that such use is a public use authorized by law (inter alia, Charter section 220; California Code of Civil Procedure sections 1240.010, 1240.110, 1240.120, 1240.140, 1240.510, 1240.610 and 1255.410; California Government Code sections 37350.5, 37353, and 40404; and California Streets and Highway Code Sections 5101, 5102, 5023 and 5023.1); that for such public use, it is necessary that the City of San Diego condemn and acquire said real property interests to ensure the completion of the Project.

BE IT FURTHER RESOLVED, that the Project for which these acquisitions are being sought is the Holly Drive Street Improvements Project, and that the acquisitions will enable the City of San Diego to provide a safer, more efficient street system for the community in the subject area.

BE IT FURTHER RESOLVED, that the taking and acquisition of the real property interests sought and described herein are necessary in order to proceed with the construction, improvement, operation and maintenance of the Project and incidents and appurtenances thereto,

and are planned and located in a manner most compatible with the greatest public good and the least private injury.

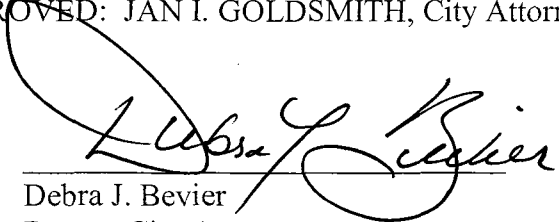
BE IT FURTHER RESOLVED, that an offer to acquire the real property interests, pursuant to California Government Code section 7267.2, at the appraised fair market value, has been made to each party claiming an interest(s) in the property interests sought.

BE IT FURTHER RESOLVED, that the City Attorney of the City of San Diego is hereby authorized and directed to commence an action in the Superior Court of the State of California, in and for the County of San Diego, in the name of and on behalf of the City of San Diego, against all claimants with any interest(s) in the above-described real property interests, and to seek immediate possession of said real property interests pursuant to California Code of Civil Procedure section 1255.410.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend funds in the amount of \$20,500.00 from CIP S-11033, Holly Drive Street Improvements Project, Fund No. 600001, State Grant No. 1000292-2010, Prop. 1B Grant Funds – Round 2, to acquire the Easements found necessary for the Project, and for deposit into the State Treasury's State Condemnation Fund. This is the probable amount of compensation to be paid by the City for the necessary Easements to be acquired.

APPROVED: JAN I. GOLDSMITH, City Attorney

By


Debra J. Bevier
Deputy City Attorney

DJB:mcm


6/27/2013

Or. Dept: Real Estate Assets Dept.

Doc. No. 587884

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 16 2013

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: _____

7/20/13
(date)


BOB FILNER, Mayor

Vetoed: _____

(date)

BOB FILNER, Mayor

This resolution, as passed by the Council on July 16, 2013, is effective July 30, 2013, which represents the day this resolution was returned to the Office of the City Clerk with the Mayor's signature of approval.

EXHIBIT "A"
STREET DEDICATION

APN: 548-242-28

All that portion of Lot 53 of Horton's Purchase, in the City of San Diego, County of San Diego, State of California, according to the Map thereof No. 283, filed in the Office of the County Recorder of said County of San Diego on March 9, 1878, being more particularly described as follows:

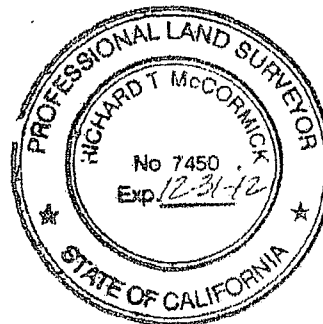
Beginning at a point on the easterly sideline of the westerly 5.00 feet as granted per deed recorded on January 27, 1982, as File/Page No. 82-22874 in the said Office of the County Recorder, said point also being on the northerly line of that certain deed granted to Belous recorded on April 15, 2004, as Document No. 2004-0328861 in the said Office of the County Recorder; Thence leaving the said easterly sideline and continuing along the said northerly line of Belous deed South 89°30'56" East 144.20 feet to a point on the east line of the said Belous deed; Thence continuing on the said east line of Belous deed South 00°43'42" West 7.00 feet; Thence leaving the said east line of Belous deed North 89°30'56" West 135.55 feet; Thence South 45°58'10" West 8.01 feet to the beginning of a tangent 10.00 foot radius curve, concave southeasterly; Thence southwesterly and southerly along the arc of said curve through a central angle of 45°14'28" a distance of 7.90 feet to a point of cusp, a radial bears North 89°16'18" West, said point being on the said easterly sideline of the westerly 5.00 feet; Thence continuing along the said easterly sideline of the westerly 5.00 feet North 00°43'42" East 19.70 feet to the **point of beginning**.

Above described street dedication containing 1048.51 Square Feet, 0.0241 Acres.

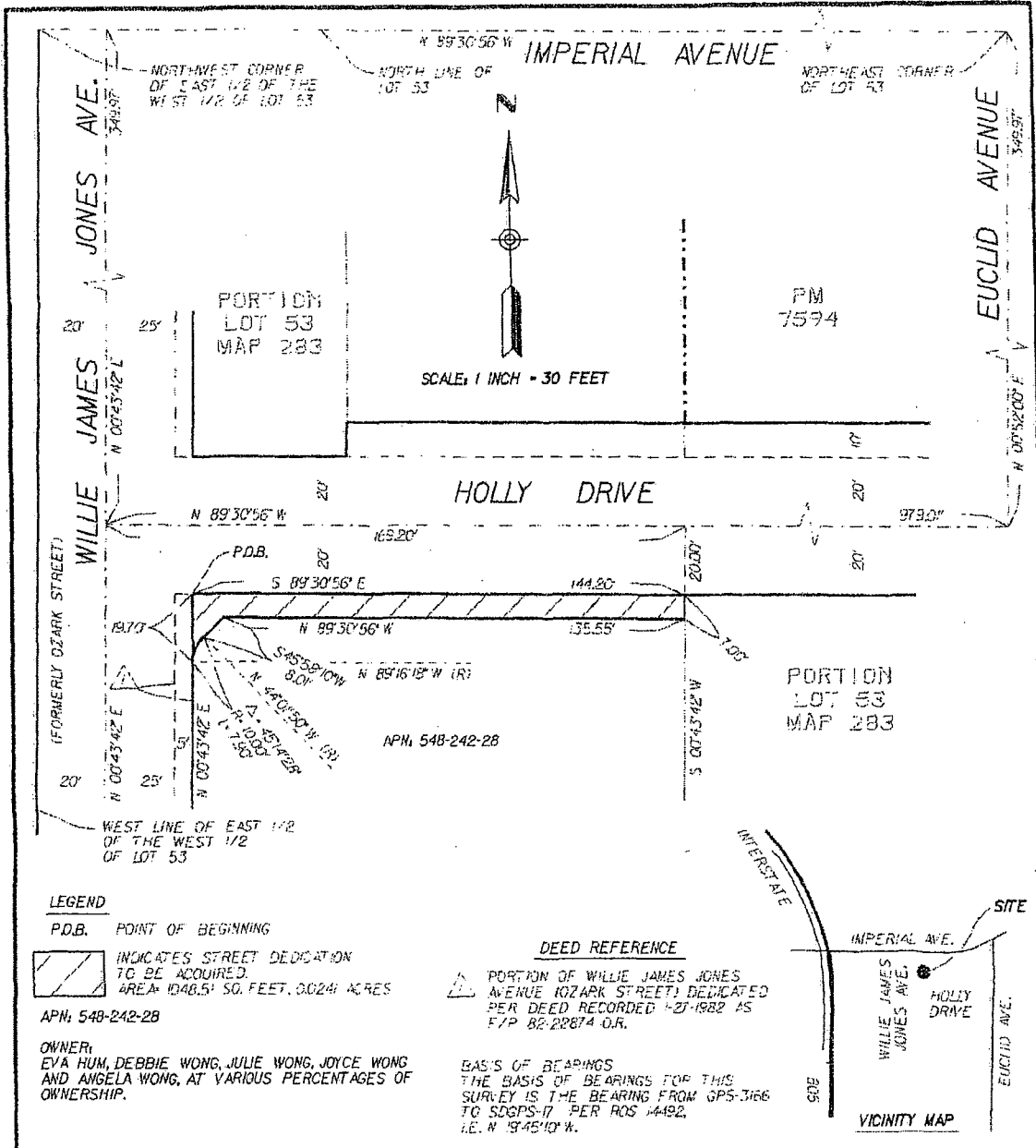
Exhibit 'B' (City of San Diego Drawing No. 36743-B) attached and by this reference is made a part hereto.

Richard T. McCormick 12-20-2011

Richard T. McCormick, LS 7450 Date
Associate Land Surveyor, Field Engineering
City of San Diego
My Registration Expires 12-31-2012



File: West of 4985 Holly_legal.doc
WBS S-11033.03.01- November 2011



PREPARED BY:
 CITY OF SAN DIEGO ENGINEERING DEPARTMENT,
 FIELD DIVISION - SURVEY SECTION, UNDER THE
 DIRECTION OF RICHARD T. McCORMICK, LS 7450,
 ASSOCIATE LAND SURVEYOR.

Richard T. McCormick, LS 7450
 RICHARD T. McCORMICK, LS 7450 DATE



RESOLUTION No. _____

ADOPTED: _____

DOC. No. _____

RECORDED: _____

**STREET DEDICATION (WEST OF #4985 HOLLY DRIVE):
 IN A PORTION OF LOT 53, MAP 283 HORTON'S PURCHASE**

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA	T.M.L.
ORIGINAL	RTMc	[Signature]	11-11		SHEET 1 OF 1 SHEET	S-11033.03.01
					<i>Donabel S. Costa</i> 12-22-2011 FOR CITY ENGINEER DATE	
						196-1743 LAMBERT COORDINATES
						36743-B

EXHIBIT "A"
STREET DEDICATION

APN: 548-242-29

All that portion of Lot 53 of Horton's Purchase, in the City of San Diego, County of San Diego, State of California, according to the Map thereof No. 283, filed in the Office of the County Recorder of said County of San Diego on March 9, 1878, being more particularly described as follows:

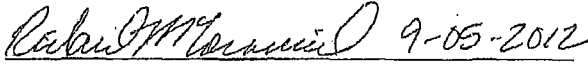
The northerly 5.00 feet of that certain parcel of land as described in deed recorded December 18, 1974, as File/Page No. 74-327635 in the said office of the County Recorder.

Together with the southerly 1.5 feet of the northerly 6.5 feet of the easterly 74.68 feet as described in said deed.

Excepting therefrom the easterly 67.68 feet.

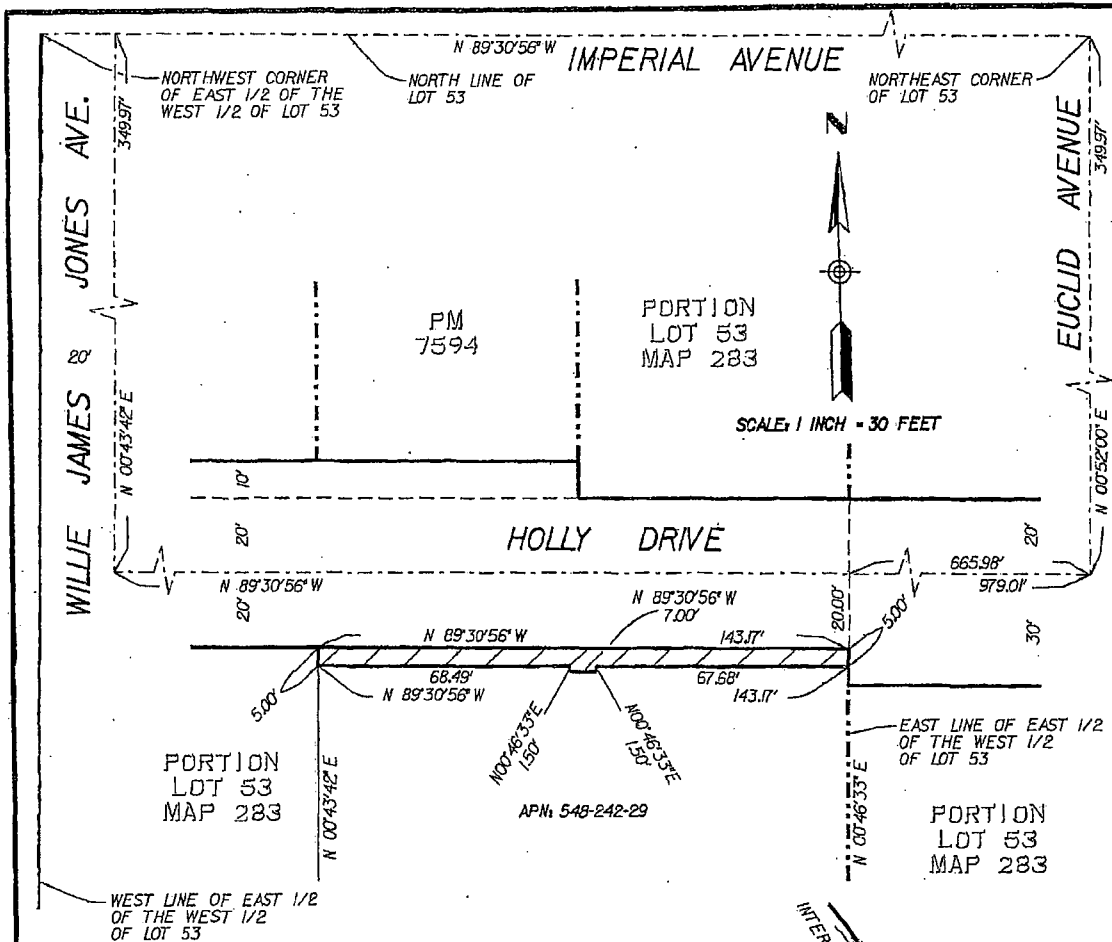
Above described street dedication containing 726.34 Square Feet, 0.0167 Acres.

Exhibit 'B' (City of San Diego Drawing No. 36742-B) attached and by this reference is made a part hereto.



Richard T. McCormick, LS 7450 Date: 9-05-2012
Associate Land Surveyor, Field Engineering
City of San Diego
My Registration Expires 12-31-2012



File: 4985 Holly_legal.doc
WBS S-11033.03.01- revised August 2012



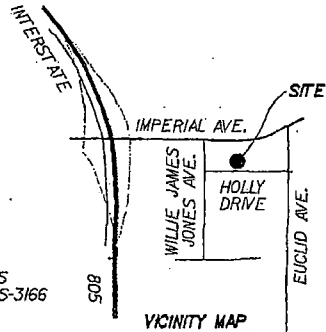
LEGEND

 INDICATES STREET DEDICATION TO BE ACQUIRED. AREA= 726.34 SQ. FEET, 0.0167 ACRES

APN: 548-242-29

OWNER:
HORACIO GARCIA AND MARIA S. GARCIA,
TRUSTEES

BASIS OF BEARINGS
THE BASIS OF BEARINGS FOR THIS SURVEY IS THE BEARING FROM GPS-3166 TO SDGPS-17 PER ROS 14492, I.E. N 19°45'10\"/>



PREPARED BY:

CITY OF SAN DIEGO ENGINEERING DEPARTMENT,
FIELD DIVISION - SURVEY SECTION, UNDER THE
DIRECTION OF RICHARD T. MCCORMICK, LS 7450,
ASSOCIATE LAND SURVEYOR.



Richard T. McCormick 9-05-2012
RICHARD T. MCCORMICK, LS 7450 DATE

RESOLUTION No. _____

ADOPTED: _____

DOC. No. _____

RECORDED: _____

**STREET DEDICATION (#4985 HOLLY DRIVE):
IN A PORTION OF LOT 53, MAP 283 HORTON'S PURCHASE**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M.
ORIGINAL	RTMo		11-'11		SHEET 1 OF 1 SHEET	S-11033.03.01
REVISED	RTMo	RTMo	8-'12		<i>Richard T. McCormick</i> 9-05-2012 FOR CITY ENGINEER DATE	
						196-1743 LAMBERT COORDINATES
						36742-B

EXHIBIT "A"
STREET DEDICATION

APN: 548-250-03

All that portion of Lot 53 of Horton's Purchase, in the City of San Diego, County of San Diego, State of California, according to the Map thereof No. 283, filed in the Office of the County Recorder of said County of San Diego on March 9, 1878, being more particularly described as follows:

The southerly 6.00 feet of that certain parcel of land as described in deed recorded September 7, 1989, as Doc. No. 89-0482196 in the said office of the County Recorder.

Above described street dedication containing 360.01 Square Feet, 0.0083 Acres.

Exhibit 'B' (City of San Diego Drawing No. 36737-B) attached and by this reference is made a part hereto.

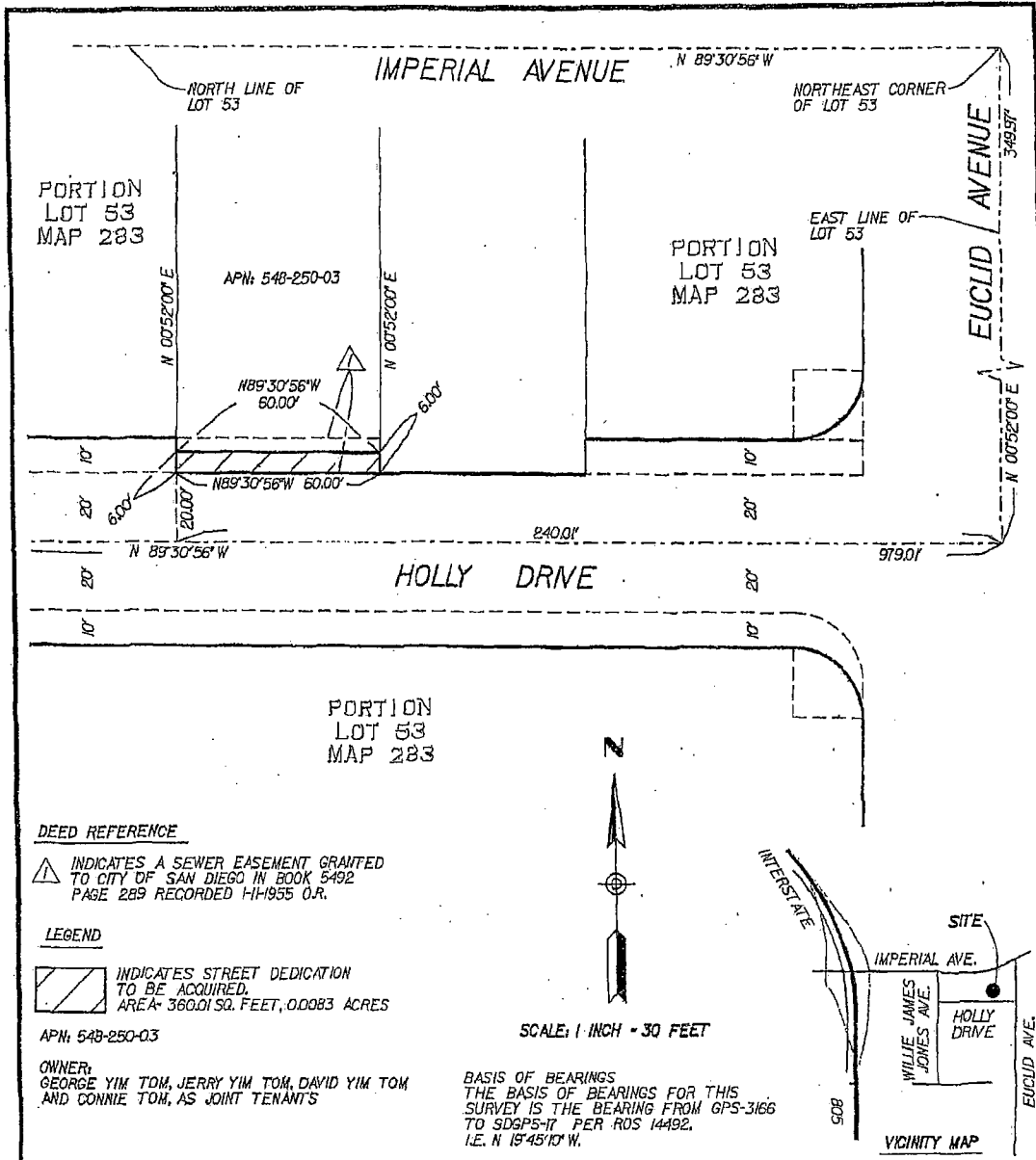
Richard T. McCormick 12-20-2011

Richard T. McCormick, LS 7450 Date
Associate Land Surveyor, Field Engineering
City of San Diego
My Registration Expires 12-31-2012



File: 5047 Churchward_legal.doc
WBS S-11033.03.01 - November 2011

EXHIBIT 'B'



PREPARED BY:
 CITY OF SAN DIEGO ENGINEERING DEPARTMENT,
 FIELD DIVISION - SURVEY SECTION, UNDER THE
 DIRECTION OF RICHARD T. McCORMICK, LS 7450,
 ASSOCIATE LAND SURVEYOR.



Richard T. McCormick 9-05-2012
 RICHARD T. McCORMICK, LS 7450 DATE

RESOLUTION No. _____
 ADOPTED: _____
 DOC. No. _____
 RECORDED: _____

**STREET DEDICATION (#5047 CHURCHWARD STREET):
 IN A PORTION OF LOT 53, MAP 283 HORTON'S PURCHASE**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M.
ORIGINAL	RTMo		11-11		SHEET 1 OF 1 SHEET	S-11033.03.01
					<i>RTMcCormick</i> 9-05-2012 FOR CITY ENGINEER DATE	
						196-1743 LAMBERT COORDINATES
						36737-B

STATUS

EXHIBIT "A"
STREET DEDICATION

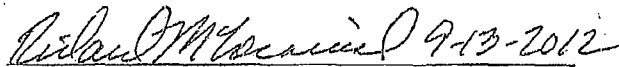
APN: 548-250-13

All that portion of Lot 53 of Horton's Purchase, in the City of San Diego, County of San Diego, State of California, according to the Map thereof No. 283, filed in the Office of the County Recorder of said County of San Diego on March 9, 1878, being more particularly described as follows:

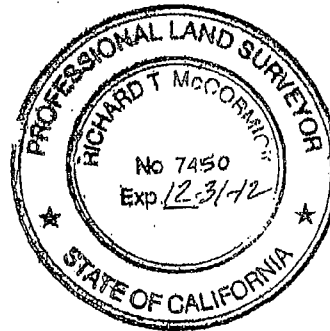
The southerly 5.00 feet of that certain parcel of land as described in deed recorded August 11, 1995, as Doc. No. 1995-0350925 in the said office of the County Recorder.

Above described street dedication containing 300.01 Square Feet, 0.0069 Acres.

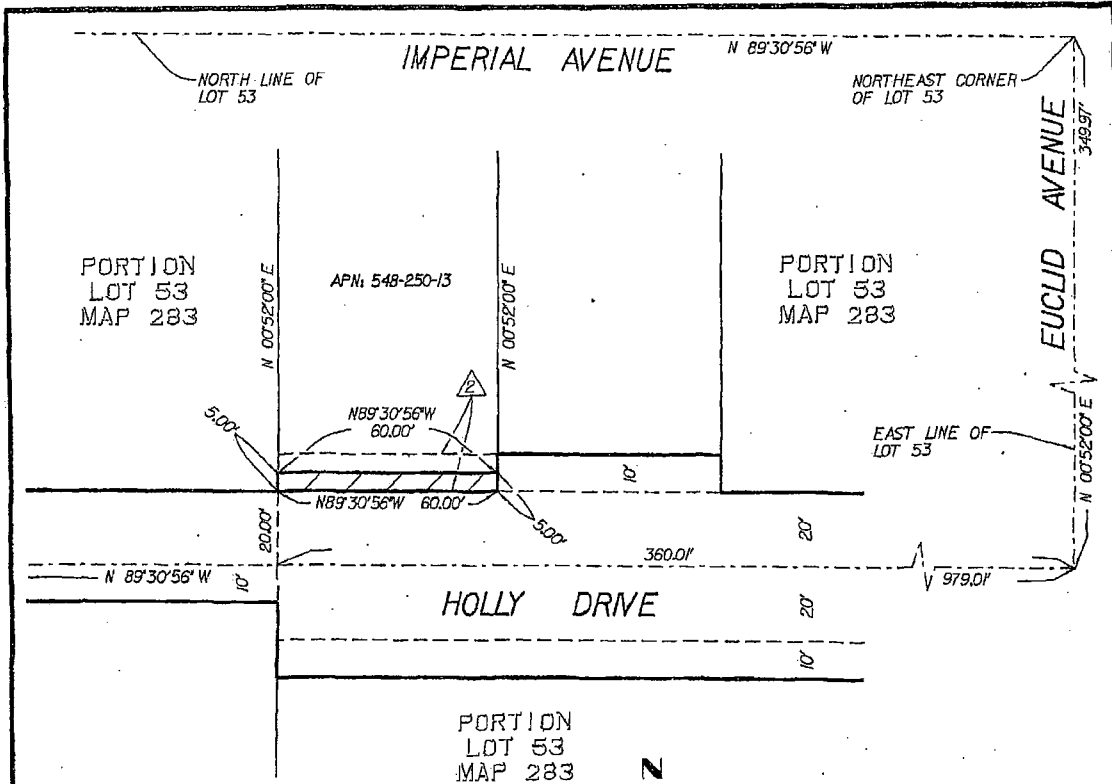
Exhibit 'B' (City of San Diego Drawing No. 36736-B) attached and by this reference is made a part hereto.

 9-13-2012

Richard T. McCormick, LS 7450 Date
Associate Land Surveyor, Field Engineering
City of San Diego
My Registration Expires 12-31-2012



File: 5029 Imperial_legal.doc
WBS S-11033.03.01- revised August 2012



DEED REFERENCES

- 1. INDICATES A PUBLIC UTILITIES EASEMENT GRANTED TO SDG&E IN BOOK 1890 PAGE 215 OF DEEDS RECORDED 4-28-1931 O.R. (NOT PLOTTED)
- 2. INDICATES A SEWER EASEMENT GRANTED TO CITY OF SAN DIEGO AS F/P No. 117604 RECORDED 7-10-1961 O.R.
- 3. INDICATES A STREET EASEMENT GRANTED TO CITY OF SAN DIEGO AS F/P No. 76-092245 RECORDED 3-30-1976 O.R. (NOT PLOTTED)

LEGEND

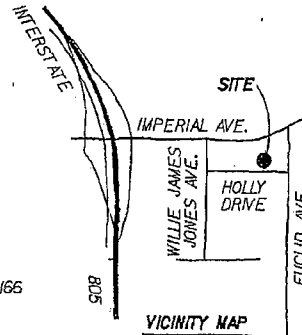
INDICATES STREET DEDICATION TO BE ACQUIRED.
AREA= 300.01 SQ. FEET, 0.0069 ACRES

APN: 548-250-13

OWNER:
WAYNE P. MORTON AND SHAUNA M. PECK,
TRUSTEES

SCALE: 1 INCH = 30 FEET

BASIS OF BEARINGS
THE BASIS OF BEARINGS FOR THIS SURVEY IS THE BEARING FROM GPS-3166 TO SDGPS-17 PER ROS 14492, I.E. N 19°45'10\"/>



PREPARED BY:

CITY OF SAN DIEGO ENGINEERING DEPARTMENT,
FIELD DIVISION - SURVEY SECTION, UNDER THE
DIRECTION OF RICHARD T. McCORMICK, LS 7450,
ASSOCIATE LAND SURVEYOR.



Richard T. McCormick 9-05-2012
RICHARD T. McCORMICK, LS 7450 DATE

RESOLUTION No. _____

ADOPTED: _____

DOC. No. _____

RECORDED: _____

**STREET DEDICATION (#5029 IMPERIAL AVENUE):
IN A PORTION OF LOT 53, MAP 283 HORTON'S PURCHASE**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M.
ORIGINAL	RTMc		11-11		SHEET 1 OF 1 SHEET	5-11033.03.01
REVISED	RTMc	RTMc	8-12		<i>Richard T. McCormick 9-05-2012</i> FOR CITY ENGINEER DATE	
						196-1743 LAMBERT COORDINATES
						36736-B
STATUS						

EXHIBIT "A"
STREET DEDICATION

APN: 548-242-03

All that portion of Lot 53 of Horton's Purchase, in the City of San Diego, County of San Diego, State of California, according to the Map thereof No. 283, filed in the Office of the County Recorder of said County of San Diego on March 9, 1878, being more particularly described as follows:

Beginning at a point on the south line of the north 120.00 feet of said Lot 53, said point being on the easterly sideline of the westerly 5.00 feet as granted per deed recorded on November 23, 1982, as Instrument No. 82-360659 in the said office of the County Recorder; Thence leaving the said south line of the north 120.00 feet and continuing along the said easterly sideline South 00°43'42" West 106.07 feet to the beginning of a non-tangent 16.50 foot radius curve, concave northeasterly, a radial bears South 66°54'00" West, said point being the **true point of beginning**; Thence leaving the said easterly sideline and continuing southeasterly along the arc of said curve through a central angle of 37°54'43" a distance of 10.92 feet to a point of non-tangency, a radial bears South 28°59'17" West; Thence South 89°30'56" East 37.71 feet to a point on the east line of that certain deed granted to Lawton, et al, recorded on June 25, 2010, as Doc. No. 2010-0320370 in the said office of the County Recorder; Thence along the said east line of Lawton deed South 00°43'42" West 6.00 feet to a point on the south line of said Lawton deed; Thence continuing along the said south line of Lawton deed North 89°30'56" West 45.00 feet to a point on the said easterly sideline of the westerly 5.00 feet; Thence leaving the said south line of Lawton deed and continuing along the said easterly sideline of the westerly 5.00 feet North 00°43'42" East 13.90 feet to the **true point of beginning**.

Above described street dedication containing 292.33 Square Feet, 0.0067 Acres.

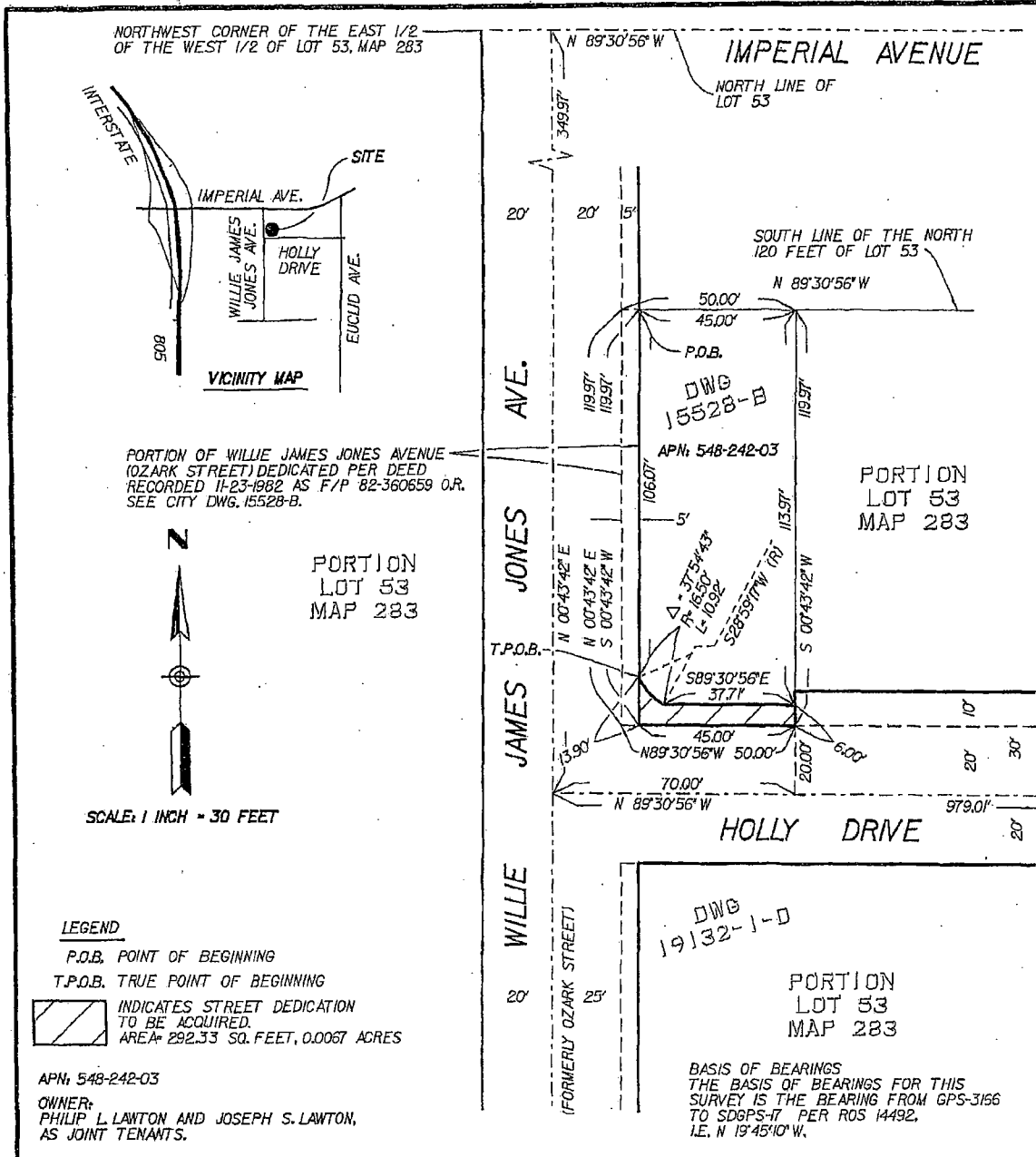
Exhibit 'B' (City of San Diego Drawing No. 36734-B) attached and by this reference is made a part hereto.

Richard T. McCormick 6-08-2012

Richard T. McCormick, LS 7450 Date
Associate Land Surveyor, Field Engineering
City of San Diego
My Registration Expires 12-31-2012



File: 4950 Holly_legal rev.doc
WBS S-11033.03.01- June 2012



PREPARED BY:
CITY OF SAN DIEGO ENGINEERING DEPARTMENT,
FIELD DIVISION - SURVEY SECTION, UNDER THE
DIRECTION OF RICHARD T. McCORMICK, LS 7450,
ASSOCIATE LAND SURVEYOR.



Richard T. McCormick 9-05-2012
RICHARD T. McCORMICK, LS 7450 DATE

RESOLUTION No. _____
ADOPTED: _____
DOC. No. _____
RECORDED: _____

**STREET DEDICATION (#4950 HOLLY DRIVE):
IN A PORTION OF LOT 53, MAP 283 HORTON'S PURCHASE**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M.
ORIGINAL	RTMo		10-11		SHEET 1 OF 1 SHEET	S-11033.03.01
REVISED	RTMo		6-12		<i>RTM</i> 9-05-2012 FOR CITY ENGINEER DATE	
STATUS						196-1743 LAMBERT COORDINATES
						36734-B

Passed by the Council of The City of San Diego on JUL 16 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<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"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

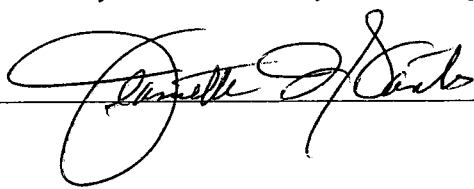
Date of final passage JUL 30 2013

AUTHENTICATED BY:

BOB FILNER
Mayor of The City of San Diego, California.

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

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 308362