

ORDINANCE NO. 10674
(New Series)

AUG 31 1971

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING, CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL BOND ELECTION TO BE HELD IN THE CITY ON NOVEMBER 2, 1971, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY ONE PROPOSITION TO INCUR GENERAL OBLIGATION BONDED INDEBTEDNESS BY THE CITY FOR CERTAIN MUNICIPAL IMPROVEMENTS AND CONSOLIDATING THE SPECIAL MUNICIPAL BOND ELECTION WITH THE GENERAL MUNICIPAL ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on August 26, 1971, being a meeting held prior to the meeting at which this ordinance is adopted, the City Council of The City of San Diego, by a vote of at least two-thirds of all its members, adopted Resolution No. 203537 determining that the public interest and necessity demand the acquisition, construction or completion of certain municipal improvements and making findings relating thereto; NOW, THEREFORE,

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

Section 1. A special municipal bond election is hereby called and ordered to be held in the City of San Diego, California, on November 2, 1971, for the purpose of submitting to the qualified voters of the City, one proposition to incur general obligation bonded indebtedness and to issue bonds of the City in the principal amount and for the objects and purposes stated in Resolution No. 203537 adopted by the Council on August 26, 1971, and as stated in the ballot proposition hereinafter set forth.

MICROFILMED

APR 28 1978

10674

00321

Section 2. The proposition to be voted upon at this special municipal bond election shall be substantially as follows:

CITY OF SAN DIEGO BALBOA PARK MUSEUM, GALLERY AND EXHIBITION FACILITIES BOND PROPOSAL: To improve, develop and expand the historical, museum, art gallery, exhibition, cultural, educational and recreational services of the City, shall the City incur a bonded indebtedness in the principal amount of two million eight hundred fifty thousand dollars to permit the acquisition, improvement, construction or completion of the Ford Building and an east wing to the Fine Arts Gallery in Balboa Park, the latter only if matching funds are available from private or other public sources?

Section 3. The estimated cost of the municipal improvements described in the foregoing ballot proposition is the principal amount of the indebtedness proposed to be incurred. The estimated cost of such municipal improvements includes the following:

- (a) Legal or other fees incidental to or connected with the authorization, issuance and sale of the bonds; and
- (b) The cost of printing the bonds and other costs and expenses incidental to or connected with the authorization, issuance and sale of the bonds.

Section 4. The maximum rate of interest to be paid on each indebtedness shall not exceed the maximum rate permitted by law (seven percent (7%) per annum), the actual rate or rates of interest on the bonds to be determined at or prior to the time of the sale or sales of the bonds. Interest shall be payable semiannually, except that interest for the first year after the date of the bonds may be payable at the end of such year.

MICROFILMED

Rev: 8/31/71
VFB:gs

APR 28 1978

10674

00322

Section 5. This proposition shall be presented and printed on the ballot and submitted to the voters in the manner and form set out in Section 7 of this ordinance.

Section 6. The polls for this special municipal bond election shall be open at 7 a.m. (local time) on November 2, 1971, and shall remain open continuously until 8 p.m. (local time) of the same day at which time the polls shall be closed except as provided in Section 14436 of the Elections Code of the State of California.

Section 7. Since this election is being consolidated with the general municipal election and since only one form of ballot is authorized, the method of voting upon these propositions shall be as provided in the Elections Code of the State of California; and, on the ballots to be used at this special municipal election, in addition to any other matters required by law, there shall be printed substantially the following:

PROPOSITION <u> A </u> . CITY OF SAN DIEGO BALBOA PARK MUSEUM, GALLERY AND EXHIBITION FACILITIES BOND PROPOSAL: To improve, develop and expand the historical, museum, art gallery, exhibition, cultural, educational and recreational services of the City, shall the City incur a bonded indebtedness in the principal amount of two million eight hundred fifty thousand dollars to permit the acquisition, improvement, con- struction or completion of the Ford Building and an east wing to the Fine Arts Gallery in Balboa Park, the latter only if matching funds are available from private or other public sources?	YES	
	NO	

MICROFILMED

Section 8. A dot (●) placed in the voting square after the word "YES" shall be counted in favor of the adoption of the proposition. A dot (●) placed in the voting square after the word "NO" shall be counted against the proposition.

Section 9. If the proposition to incur bonded indebtedness submitted by this ordinance receives the requisite number of votes, to wit: two-thirds of the votes of the qualified voters of the City voting on such proposition, general obligation bonds of the City in an amount not to exceed the principal amount stated in the proposition as set forth in this ordinance may be issued and sold for the object and purpose as contained in such proposition.

Section 10. The proposition submitted by this ordinance shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the measure as provided in Section 10231 of the Elections Code of the State of California.

Section 11. The special municipal election called for November 2, 1971, in the City of San Diego is hereby ordered consolidated with the general municipal election to be held on the same date. Precincts, polling places and officers of the election shall be the same as those provided for in the general municipal election, all as set forth in the list of election officers and polling places on file in the office of the City Clerk.

Section 12. The City Clerk of The City of San Diego is hereby authorized to canvass the returns of the special municipal election and these elections shall be held in all respects as if there were only one election, and within the City only one form of ballot shall be used.

The City Clerk shall certify the results of the canvass of the returns of this special municipal election to the Council of The City of San Diego which shall then declare the results of the election.

Section 13. Except as otherwise provided in this ordinance, the special municipal bond election shall be conducted as provided by law for other municipal elections of the City.

Section 14. The City Clerk shall cause this ordinance to be published once a day for at least seven (7) days in the official City newspaper. No other notice of such election need be given.

Section 15. This ordinance shall take effect on August 31, 1971, being the day of its introduction and passage, pursuant to Sections 16 and 17 of the Charter of The City of San Diego.

APPROVED: JOHN W. WITT, City Attorney

By 
Vincent F. Biundo, Jr., Deputy

VFB:gs
8/27/71

MICROFILMED

00325

APR 28 1978

-5-

10674

AUGUST 31, 1971

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

RECEIVED
CITY CLERK'S OFFICE
1971 AUG 31 AM 8:09
SAN DIEGO, CALIF.

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Schaefer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Frank Curran	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

(Seal)

FRANK CURRAN
Mayor of The City of San Diego, California.

EDWARD NIELSEN
~~JOHN LOCKWOOD~~
City Clerk of The City of San Diego, California.

By Laverne E. Miller Deputy.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on
August 31, 1971, said ordinance being of the kind and character
authorized for passage on its introduction by Section 16 of the Charter.

~~I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not
less than a majority of the members elected to the Council, and that there was available for the consideration
of each member of the Council and the public prior to the day of its passage a written or printed copy of said
ordinance.

(Seal)

EDWARD NIELSEN
~~JOHN LOCKWOOD~~
City Clerk of The City of San Diego, California.

By Laverne E. Miller Deputy.

Office of the City Clerk, San Diego, California	
Ordinance Number <u>10674</u>	Adopted <u>August 31, 1971</u>

FORM CC-1255-B (1-70)

MICROFILMED

APR 28 1978

00326

KA

* City of San Diego
202 "C" Street
Community Concourse
San Diego, California 92101

RECEIVED
CITY CLERK'S OFFICE
1971 SEP 29 AM 8:44
SAN DIEGO, CALIF.

CERTIFICATE OF PUBLICATION

No.

IN THE MATTER OF

SPECIAL MUNICIPAL BOND ELECTION

ORDINANCE NO. 10674
(NEW SERIES)

AN ORDINANCE OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING CALLING, PROVIDING FOR AND GIVING NOTICE OF A SPECIAL MUNICIPAL BOND ELECTION TO BE HELD IN THE CITY ON NOVEMBER 2, 1971, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY ONE PROPOSITION TO INCUR GENERAL OBLIGATION BONDED INDEBTEDNESS BY THE CITY FOR CERTAIN MUNICIPAL IMPROVEMENTS AND CONSOLIDATING THE SPECIAL MUNICIPAL BOND ELECTION WITH THE GENERAL MUNICIPAL BOND ELECTION TO BE HELD ON THE SAME DATE.

WHEREAS, at a meeting held on August 26, 1971, being a meeting held in accordance with the Charter of the City of San Diego, at which this ordinance is adopted, the City Council of the City of San Diego, by a vote of at least two-thirds of all its members, has adopted Resolution No. 20987 determining that the public interest and necessity require the acquisition, construction or completion of certain municipal improvements and making findings relating thereto; NOW, THEREFORE, the Council of the City of San Diego, California, has adopted the following:

Section 1. A special municipal bond election is hereby called and ordered to be held in the City of San Diego, California, on November 2, 1971, for the purpose of submitting to the qualified voters of the City one proposition to incur general obligation bonded indebtedness and to issue bonds of the City in the principal amount and for the objects and purposes stated in Resolution No. 20987 adopted by the Council on August 26, 1971, and as stated in the ordinance heretofore set forth.

Section 2. The proposition to be voted upon at this special municipal bond election shall be substantially as follows:

CITY OF SAN DIEGO BALBOA PARK MUSEUM, GALLERY AND EXHIBITION FACILITIES BOND PROPOSAL: To improve, develop and expand the historical, museum, art gallery, exhibition, cultural, educational and recreational services of the City, shall the City incur a bonded indebtedness in the principal amount of two million eight hundred fifty thousand dollars to permit the acquisition, improvement, construction or completion of the Ford Building and an annex wing to the Fine Arts Gallery in Balboa Park, the latter only if matching funds are available from private or other public sources?

Section 3. The estimated cost of the municipal improvements described in the foregoing ballot proposition is the principal amount of the indebtedness to be incurred. The estimated cost of such municipal improvements shall be as follows:

(a) Legal or other fees incidental to or connected with the authorization, issuance and sale of the bonds; and

(b) The cost of printing the bonds and other costs and expenses incidental to or connected with the authorization, issuance and sale of the bonds.

Section 4. The maximum rate of interest to be paid on each indebtedness shall not exceed the maximum rate permitted by law (seven percent (7%) per annum), the actual rate or rates of interest on the bonds to be determined at the time of the sale or sales of the bonds. Interest shall be payable annually, except that interest for the first year after the date of the bonds shall be payable at the end of such year.

Section 5. This proposition shall be presented and printed on the ballot submitted to the voters in the manner and form set out in Section 7 of this ordinance.

Section 6. The polls for this special municipal bond election shall be open at the local time on November 2, 1971, and shall remain open continuously at the local time of the same day at which time the polls shall be closed as provided in Section 14436 of the Elections Code of the State of California.

Section 7. Since this election is being consolidated with the general municipal election and since only one form of ballot is authorized, the method of printing these propositions shall be as provided in the Elections Code of the State of California, and of the ballots to be used at this special municipal election shall be any other matters required by law, there shall be no other matters required by law, there shall be no other matters required by law, there shall be no other matters required by law.

Patricia M. Applestill hereby certify Daily Transcript is a daily newspaper of general circulation within the provisions of the Government Code of California, printed and published in the City of San Diego, County of San Diego, State of California; that she is the principal clerk of said newspaper; that the

ORDINANCE NO. 10674 (NEW SERIES)

and correct copy of which this certificate is annexed and published in said newspaper on

September 9, 10, 13, 14, 15, 16 & 17, 1971

Patricia M. Applestill hereby certify under penalty of perjury that the foregoing is a true and correct, at San Diego, California, on

September 17, 1971

Patricia M. Applestill
(Signature)

00327

179"

\$716.55

PROPOSITION A. CITY OF SAN DIEGO BALBOA PARK MODERN GALLERY AND EXHIBITION FACILITY BOND PROPOSAL. To improve and expand the historical museum gallery exhibition cultural educational and recreational services of the City by incurring a bonded indebtedness in the principal amount of two million five hundred fifty thousand dollars to permit the acquisition, improvement, construction or completion of the Ford Building and an east wing to the Fine Arts Gallery in Balboa Park, the latter only if matching funds are available from private or other public sources.

YES	
NO	

Section 10. A dot (•) placed in the voting square after the word "YES" shall be counted in favor of the adoption of the proposition. A dot (•) placed in the voting square after the word "NO" shall be counted against the proposition.

Section 11. If the proposition to incur bonded indebtedness submitted by this ordinance receives the requisite number of votes, to wit: two-thirds of the votes of the qualified voters of the City voting on such proposition, general obligation bonds of the City in an amount not to exceed the principal amount stated in the proposition as set forth in this ordinance may be issued and sold for the use and purpose as contained in such proposition.

Section 12. The proposition submitted by this ordinance shall be designated on the ballot by a letter printed on the left margin of the square containing the description of the measure as provided in Section 10231 of the Election Code of the State of California.

Section 13. The special municipal election called for November 2, 1971, in the City of San Diego is hereby ordered consolidated with the general municipal election to be held on the same date. Precincts, polling places and officers of the election shall be the same as those provided for in the general municipal election, all as set forth in the list of election officers and polling places on file in the office of the City Clerk.

Section 14. The City Clerk of The City of San Diego is hereby authorized to canvass the returns of the special municipal election and these elections shall be held in all respects as if there were only one election and within the City shall use the form of ballot shall be used. The City Clerk shall certify the results of the canvass of the returns of this special municipal election to the Council of The City of San Diego which shall then declare the results of the election.

Section 15. Except as otherwise provided in this ordinance, the special municipal bond election shall be conducted as provided by law for other municipal elections of the City.

Section 16. The City Clerk shall cause this ordinance to be published once a day for at least seven (7) days in the official City newspaper. No other notice of such election need be given.

Section 17. This ordinance shall take effect on August 31, 1971, being the day of its introduction and passage, pursuant to Sections 16 and 17 of the Charter of The City of San Diego.

APPROVED: JOHN W. WITT, City Attorney
 EDWARD NIELSEN, Deputy
 Passed and adopted by the Council of The City of San Diego on August 31, 1971, by the following vote:
 YEAS: Bob Lotwin, Landt, Morrow, Martinet, Hitch, Schafer.
 NAYS: None.

AUGUST WILLIAMS CURRAN
 AUTHENTICATED BY:
 FRANK CURRAN,
 Mayor of The City of San Diego, California.
 EDWARD NIELSEN,
 City Clerk of The City of San Diego, California.
 By LA. VERNE E. MILLER, Deputy.

(Seal)
 I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on August 31, 1971, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

EDWARD NIELSEN,
 City Clerk of The City of San Diego, California.
 By LA. VERNE E. MILLER, Deputy.

00329