(R-92-2156)

RESOLUTION NUMBER RESOLUTION N

WHEREAS, on November 28, 1988, the City of San Diego executed the original Agreement with the University of San Diego Law School (USD) to develop an 18 month pilot project to: 1) use mediation and other dispute resolution methods to resolve appropriate code enforcement cases; and 2) study the feasibility of creating an Environmental Court to hear government initiated criminal and civil actions in the field of municipal and land-use law; and

WHEREAS, the City and USD in satisfaction of the original Agreement established the Environmental Mediation Program (EMP) and have executed annual contracts to continue the Mediation Program for the past two fiscal years; and

WHEREAS, the Environmental Mediation Program has conducted 401 mediations and conciliations since September 1989, of which 92% resulted in a written agreement between the City and alleged violator and 68% of these written agreements have resulted in complete compliance with the Municipal Code; and

WHEREAS, the City and USD wish to continue this program for fiscal year 1993 without interruption as 90 active cases are ready to be scheduled for mediation or need further monitoring; and

WHEREAS, on June 30, 1992, the City Council approved \$111,000 for the Mediation Program as part of its annual budget for fiscal year 1993; and

WHEREAS, the City and USD have agreed to carry forward an estimated \$3,000 from the Mediation Program's existing budget from fiscal year 1992, to be used for mediations in fiscal year 1993; thus bringing the Mediation Program's total budget to \$114,000; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego that the City Manager is hereby authorized and empowered to execute, for and on behalf of the City, an Agreement with the University of San Diego Law School to operate the Environmental Mediation Program to resolve appropriate municipal disputes by using various dispute resolution methods, as set forth in the terms and conditions of the Agreement, on file in the office of the City Clerk as Document No. RR- $\frac{280432}{2000}$:

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to expend an amount not to exceed \$111,000 for fiscal year 1993, to the University of San Diego Law School for purposes of the above Agreement from the following sources, Building Inspection Enterprise Fund (\$22,500), Non-Departmental Account (\$33,000), and the Neighborhood Code Compliance Department Account (\$55,500).

APPROVED: JOHN W. WITT, City Attorney

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Joseph M. Schilling Deputy City Attorney

JMS: 1mk

Date: 07/23/92 Or.Dept:Atty

Aud.Cert: 9300050

R-92-2156 Form=r-t

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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Passed and adopted by the Council of by the following vote:	The City of S			JUL 27 1992
Council Members Abbe Wolfsheimer Ron Roberts John Hartley George Stevens Tom Behr Valerie Stallings Judy McCarty Bob Filner Mayor Maureen O'Connor	Yeas De la	Nays	Not Present	Ineligible
AUTHENTICATED BY: (Seal)		City	\	Diego, California.

Office of the City Clerk, San Diego, California

Resolution P-280432
Number Adopted

CC-1276 (Rev. 11/91)

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