

(R-99-1333)

RESOLUTION NUMBER R- 291863

ADOPTED ON JUN 28 1999

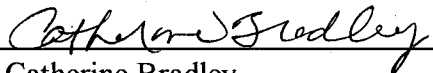
BE IT RESOLVED, by the Council of The City of San Diego, that it is hereby certified that Mitigated Negative Declaration LDR No. 99-0175, on file in the office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 21000 et seq.), as amended, and the State guidelines thereto (California Code of Regulations section 15000 et seq.), that the declaration reflects the independent judgment of The City of San Diego as Lead Agency and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of DEERFIELD WATER PUMP PLANT AND TRANSMISSION PIPELINES.

BE IT FURTHER RESOLVED, that the Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore, that said Mitigated Negative Declaration, a copy of which is on file in the office of the City Clerk and incorporated by reference, is hereby approved.

BE IT FURTHER RESOLVED, that pursuant to California Public Resources Code section 21081.6, the Council hereby adopts the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the project as required by this body in order to mitigate or

avoid significant effects on the environment, a copy of which is attached hereto and incorporated herein by reference.

APPROVED: CASEY GWINN, City Attorney

By   
Catherine Bradley  
Deputy City Attorney

CB:aw:pev

6/15/99

Or.Dept:Contract Serv.

Bid No: K99256C

R-99-1333

Form=mndr.frm

## EXHIBIT A

### MITIGATION, MONITORING AND REPORTING PROGRAM

#### DEERFIELD PUMP PLANT CAPITAL IMPROVEMENT PROJECT NO. 73-268.0 LDR NO. 99-0175

This Mitigation, Monitoring and Reporting Program is designed to ensure compliance with Public Resources Code Section 21081.6 during implementation of mitigation measures. This program identifies at a minimum: the department responsible for the monitoring, what is to be monitored, how the monitoring shall be accomplished, the monitoring and reporting schedule, and completion requirements. A record of the Mitigation, Monitoring and Reporting Program will be maintained at the offices of the Land Development Review Division, 1222 First Avenue, fifth floor, San Diego, CA 92101. All mitigation measures contained in the Mitigated Negative Declaration (LDR No. 99-0175) shall be made conditions of the Resource Protection Ordinance Permit and shall be made a part of the construction plans and specifications for Capital Improvement Project No. 73-268.0.

#### Land Use (City of San Diego MSCP Subarea Plan Land Use Adjacency Guidelines)

1. The drainage plan for the pump station site shall ~~ensure that site drainage is directed away from the MHPA and into the existing storm drain system in Mission Gorge Road~~ protect the existing drainage swale extending into the MHPA through provision of an energy dissipation system to prevent erosion and which shall include filter fabric to prevent the introduction of toxic materials into the MHPA.
2. Fuel and other toxic materials shall be stored only at predesignated sites outside of areas that could drain into the MHPA. Refueling of construction equipment shall be done outside of areas that could drain into the MHPA.
3. The landscape plan shall contain only transitional and native plantings in areas adjacent to the MHPA. Invasive plant species shall not be included in the landscape palette.
4. Landscape maintenance in the areas immediately adjacent to the preserve shall avoid the use of chemicals for fertilization and pest control.
5. The lighting for the pump station shall be directed away from the MHPA.

#### Biological Resources:

6. The Water Department project manager shall provide verification that a qualified biologist has been retained to implement the biological mitigation program. This verification shall be presented to the Environmental Review Manager (ERM) of the Land Development Review (LDR) Division. A qualified biologist, in this case, is one who is familiar with survey techniques related to the California gnatcatcher and its habitat, coastal sage scrub.
7. The qualified biologist shall be approved by the ERM of LDR at least 30 days prior to the preconstruction meeting, and shall attend the meeting.

R 291863

8. The qualified biologist shall supervise the temporary fencing of the pump station site so that construction activities do not intrude upon the adjacent coastal sage scrub.
9. For pump plant construction activities occurring between March 1 and August 15 (that is, during the breeding season of the California gnatcatcher) the Water Department shall retain a qualified acoustical engineer to monitor noise levels. Construction noise levels shall not exceed 60 dBA or existing traffic noise levels (whichever is higher) at the edge of the coastal sage scrub.
10. If construction noise levels exceed existing traffic noise levels or 60 dBA, noise reducing measures shall be implemented. These may include but not be limited to placement of a noise and line of sight barrier between the habitat and the construction activities, relocation and/or enclosure of equipment and operation restrictions (i.e., not allowing simultaneous operation) on certain pieces of equipment such as generators and forklifts.

#### Historical Resources

11. Thirty days prior to the preconstruction meeting, the Water Department project manager shall provide a letter of verification to the ERM of LDR stating that a qualified archaeologist and/or archaeological monitor have been retained to implement the archaeological construction monitoring program. ALL PERSONS INVOLVED IN THE ARCHAEOLOGICAL CONSTRUCTION MONITORING OF THIS PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING.
  - a. The project archaeologist shall include a local Native American representative in the monitoring program.
  - b. The qualified archaeologist shall attend the preconstruction meeting to discuss the archaeological construction monitoring program with the contractor and City staff.
  - c. The qualified archaeologist or archaeological monitor shall be present on site full-time during grading activities at the pump station site and in Hillandale, Deerfield and Doreen Streets.
  - d. WHEN REQUESTED BY THE ARCHAEOLOGIST, THE CITY RESIDENT ENGINEER OR DESIGNEE SHALL DIVERT, DIRECT, OR TEMPORARILY HALT GROUND DISTURBANCE ACTIVITIES IN THE AREA OF DISCOVERY TO ALLOW EVALUATION OF POTENTIALLY SIGNIFICANT HISTORICAL RESOURCES. THE ARCHAEOLOGIST SHALL CONTACT LDR AT THE TIME OF DISCOVERY. The significance of the discovered resources shall be determined by the archaeologist, in consultation with LDR and the Native American community. LDR must concur with the evaluation before grading activities will be allowed to resume. For significant cultural resources, a Research Design and Data Recovery Program shall be prepared and carried out to mitigate impacts before grading activities in the area of discovery will be allowed to resume. Any human bones of Native American origin shall be given to the appropriate Native American group for reburial.
  - e. All cultural materials collected shall be cleaned, catalogued, and permanently curated with an appropriate institution. All artifacts shall be

analyzed to identify function and chronology as they relate to the history of the area. Faunal material shall be identified as to species and specialty studies shall be completed, as appropriate.

- f. Within three months following the end of the monitoring program, a monitoring report (with appropriate graphics) which describes the results, analysis, and conclusions of the archaeological monitoring program shall be submitted to and approved by the ERM of LDR.

#### Paleontological Resources

12. Thirty days prior to the preconstruction meeting, the Water Department project manager shall provide a letter of verification to the ERM of LDR stating that a qualified paleontologist and/or paleontological monitor (as defined in the City of San Diego Paleontological Guidelines) have been retained to implement the monitoring program. ALL PERSONS INVOLVED IN THE PALEONTOLOGICAL MONITORING OF THE PROJECT SHALL BE APPROVED BY LDR PRIOR TO THE START OF MONITORING.
  - a. The qualified paleontologist shall attend any preconstruction meetings to discuss the paleontological monitoring program with the construction manager.
  - b. The paleontologist or paleontological monitor shall be on site full-time during the initial cutting of previously undisturbed areas; that is, at the pump station site and in Hillandale, Deerfield and Doreen Streets. Monitoring may be increased or decreased at the discretion of the qualified paleontologist, in consultation with LDR, and will depend on the rate of excavation, the materials excavated and the abundance of fossils.
  - c. THE PALEONTOLOGIST SHALL IMMEDIATELY NOTIFY LDR STAFF OF SUCH FINDING AT THE TIME OF DISCOVERY. LDR shall approve salvaging procedures to be performed before construction activities are allowed to resume.
  - d. The paleontologist shall be responsible for preparation of fossils to a point of identification as defined in the City of San Diego Paleontological Guidelines and submittal of a letter of acceptance from a local qualified curation facility. Any discovered fossil sites shall be recorded by the paleontologist at the San Diego Natural History Museum.
  - e. Within three months following the completion of the monitoring program, a monitoring results report with appropriate graphics, summarizing the results, analysis, and conclusions of the paleontological monitoring program shall be submitted to and approved by the ERM of LDR.
13. The Water Department project manager shall notify LDR of the start and end of construction.

The City of San Diego  
 CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO.: AC 9901291  
 760

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \_\_\_\_\_ Fund \_\_\_\_\_

Purpose \_\_\_\_\_

Date \_\_\_\_\_ By: \_\_\_\_\_

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed \$ 151,756.00

Vendor John Powell & Associates

Purpose Authorizing the expenditure of funds for engineering design for the Deerfield Water Pump Plant.

Date June 11, 1999 By: *Debra K Mendoya*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	41500	760	391020	4118	180582				\$151,756.00
TOTAL AMOUNT										\$151,756.00

FUND OVERRIDE