

RESOLUTION NUMBER R- 292956

ADOPTED ON APR 10 2000

WHEREAS, on April 26, 1994, the City Council adopted Resolution No. R-283762 approving Vesting Tentative Map No. 87-1038 for the Monarch Pointe Subdivision; and

WHEREAS, as a condition of the approval, the subdivider, The Newland Group, Inc., was required to deed to the City 35.78 acres of land as biological mitigation/open space preserve, known as the Camino Park mitigation site, northerly and westerly of the intersection of Camino Ruiz and Calle Cristobal in Mira Mesa; and

WHEREAS, concurrent with the transfer of title to the mitigation parcel, an adjacent 11.41 acre site owned by the Newland Group, was considered for acquisition by the City to serve as a neighborhood park; NOW, THEREFORE,

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

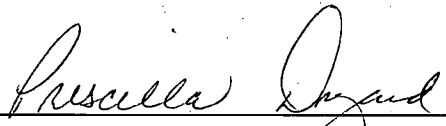
1. That the City Auditor and Comptroller is authorized to expend an amount not to exceed \$1,600,000 from Fund No. 79006, CIP No. 29-652.0 (Camino Ruiz Neighborhood Park - Acquisition) for acquisition of property rights, and related acquisition costs, to acquire parcels required for the design and construction of the proposed neighborhood park.

2. That the information contained in Environmental Impact Report No. 87-1038, on file in the office of the City Clerk, has been reviewed and considered by this Council and it is determined that no substantial changes or new information of substantial importance within the meaning of CEQA Guideline section 15162 would warrant any additional environmental review in connection with approval of the acquisition of property for the Camino Ruiz Neighborhood

Park.

3. That the City Clerk is authorized and directed to deliver a certified copy of this resolution, attested by him under seal, to the Real Estate Assets Department, Attention Steve L. Geitz, for further handling.

APPROVED: CASEY GWINN, City Attorney

By 

Prescilla Dugard
Deputy City Attorney

PD:cdk
03/13/2000
Job:522396
Or.Dept:REA
Aud.Cert.2000869
R-2000-1056
Form=salenr.frm

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO.: AC 2000869
070

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 1,600,000.00 Fund 30244

Purpose Authorizing the expenditure of funds for the acquisition of Camino Ruiz Neighborhood Park..

Date March 10, 2000

By: *[Signature]*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
01	0	30244	30244	105	4638	296520				\$1,600,000.00
TOTAL AMOUNT										\$1,600,000.00

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 \$ _____

Vendor _____

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

Sheet 22 from Sta. 218+60 to Sta. 220+50.
Sheet 23 from Sta. 220+50 to Sta. 229+00.
Sheet 24 from Sta. 229+00 to Sta. 237+30.
Sheet 28 from Sta. 62+95.41 to Sta. 69+00;
from Sta. 1+00 to Sta. 1+95.95;
from Sta. 1+00 to Sta. 1+96.14.
Sheet 29 from Sta. 69+00 to Sta. 16+45.42;
from Sta. 1+00 to Sta. 1+95.57;
from Sta. 1+00 to Sta. 1+95.41.
Sheet 31 from Sta. 88+97.30 to Sta. 90+95.

b. Evaluation

In the event that cultural resources are discovered, the archaeologist shall have the authority to divert or temporarily halt ground disturbance operations in the area of discovery to allow evaluation of potentially significant cultural resources. **THE ARCHAEOLOGIST SHALL CONTACT EAS AT THE TIME OF DISCOVERY.** The significance of the discovered resources shall be determined by the archaeologist, in consultation with EAS. EAS must concur with the evaluation procedures to be performed before construction activities are allowed to resume. For significant cultural resources, a Research Design and Data Recovery Program shall be prepared and carried out to mitigate impacts. Any human bones of Native American origin shall be turned over to the appropriate Native American group for reburial.

c. Analysis

All collected cultural remains shall be cleaned, cataloged, 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. Specialty studies shall be completed as appropriate.

d. Report Preparation

A monitoring results report with appropriate graphics, which describes the results, analyses, and conclusions of the above program shall be prepared and submitted to EAS within three months following termination of the cultural resources program. Also, any sites or features encountered shall be recorded with the South Coastal Information Center at San

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Diego State University and with the San Diego Museum of Man.

THE PROJECT MANAGER SHALL NOTIFY EAS STAFF OF ANY PRECONSTRUCTION MEETING DATES AND OF THE START AND END OF CONSTRUCTION.

Implementation of the above measures will reduce impacts to cultural resources resulting from construction of this project to below a level of significance.

Paleontological Resources

1. Prior to construction activities, the Water Utilities Department Project Manager shall provide verification that a qualified paleontologist and/or paleontological monitor has been retained to implement the paleontological monitoring program. This verification shall be in the form of a letter from the Project Manager to the Principal Planner of the Public Project unit of the Environmental Analysis Section (EAS) of the Development Services Department.

A qualified paleontologist is defined as an individual with a Ph.D. or M.S. degree in paleontology or geology who is a recognized expert in the application of paleontological procedures and techniques such as screen washing of materials and identification of fossil deposits, and who has field experience in southern California.

A paleontological monitor is defined as an individual who has experience in the collection and salvage of fossil material and who is working under the direction of a qualified paleontologist.

ALL PERSONS INVOLVED IN THE PALEONTOLOGICAL MONITORING OF THIS PROJECT SHALL BE APPROVED BY EAS AT LEAST 30 DAYS PRIOR TO THE PRECONSTRUCTION MEETING.

2. The qualified paleontologist shall attend any preconstruction meetings to consult with the excavation contractor and to make comments and/or suggestions concerning the monitoring program. The paleontologist's duties shall include monitoring, salvaging, preparation of materials for deposit at a scientific institution that houses paleontological collections, and preparation of a monitoring report. These duties are defined as follows:

- a. **Monitoring**

The paleontologist or paleontological monitor shall be on site during all excavation activities in previously

110002

undisturbed formations that may contain fossilized materials (the Bay Point and Cabrillo Formations identified in the Initial Study prepared for this project). This would include the following sheets:

Sheet 2 from Sta. 1+10 to Sta. 1+40.
Sheet 17 from Sta. 158+20 to Sta. 158+50.
Sheet 18 from Sta. 158+50 to Sta. 163+00.
Sheet 28 from Sta. 62+95.41 to Sta. 69+00;
 from Sta. 1+00 to Sta. 1+95.95;
 from Sta. 1+00 to Sta. 1+96.14.
Sheet 29 from Sta. 69+00 to Sta. 16+45.42;
 from Sta. 1+00 to Sta. 1+95.57;
 from Sta. 1+00 to Sta. 1+95.41.
Sheet 31 from Sta. 88+97.30 to Sta. 90+95.

b. Salvaging

In the event that well-preserved fossils are found, the paleontologist shall have the authority to divert, direct, or temporarily halt construction activities in the area of discovery to allow recovery of fossil remains in a timely fashion. Recovery is anticipated to take from one hour to a maximum of two days. **THE PALEONTOLOGIST SHALL CONTACT EAS AT THE TIME OF DISCOVERY.** EAS must concur with the salvaging methods before construction activities are allowed to resume.

c. Fossil Preparation

Fossil remains shall be cleaned, sorted, catalogued, and then deposited in a scientific institution that houses paleontological collections (such as the San Diego Natural History Museum).

d. Report Preparation

A monitoring results report, with appropriate graphics, which summarizes the results, analysis, and conclusions of the above monitoring program shall be prepared and submitted to EAS within three months following the termination of the paleontological monitoring program.

THE PROJECT MANAGER SHALL NOTIFY EAS STAFF OF ANY PRECONSTRUCTION MEETING DATES AND OF THE START AND END OF CONSTRUCTION.

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Implementation of the above measures would reduce impacts to fossil resources resulting from construction of this project, to below a level of significance.

VI. PUBLIC REVIEW DISTRIBUTION:

Draft copies or notice of this Mitigated Negative Declaration were distributed to:

CALTRANS, District 11
California Coastal Commission
Regional Water Quality Control Board
County of San Diego:
Hazardous Materials Management Division
City of San Diego:
Councilmember Roberts, District 2
Development Services Department
Engineering Department
Library Department - Government Documents
Planning Department, Nunez
Water Utilities Department
Metropolitan Transit Development Board
San Diego Unified School District
Sierra Club
San Diego County Archaeology Society
San Diego Museum of Man
South Coastal Information Center
Ron Christman
Save Our Heritage Organization
San Diego Natural History Museum
Midway Community Planning Advisory Committee
Old San Diego Community Planning Committee
Peninsula Community Planning Board
ASL Consulting Engineers
KEA, Environmental, Inc.
Daily Transcript

VII. RESULTS OF PUBLIC REVIEW:

- () No comments were received during the public input period.
- () Comments were received but did not address the draft Mitigated Negative Declaration finding or the accuracy/completeness of the Initial Study. No response is necessary. The letters are attached.
- (x) Comments addressing the findings of the draft Mitigated Negative Declaration and/or accuracy or completeness of the Initial Study were received during the public input period. The letters and responses follow.

Copies of the draft Mitigated Negative Declaration, the Monitoring and Reporting Program and any Initial Study material are available in the office of the Development and Environmental Planning Division for review, or for purchase at the cost of reproduction.

Cathy Cabit
Cathy Cabit, Senior Planner
Development Services Department

April 25, 1995
Date of Draft Report

May 19, 1995
Date of Final Report

Analyst: Krosch

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