

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF

MONDAY, SEPTEMBER 12, 1983

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 2:08 p.m. Mayor Hedgecock adjourned the meeting at 4:25 p.m. to meet at 9:00 a.m., Tuesday, September 13, 1983, in closed session in the twelfth floor conference room on pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock.
  - (1) Council Member Mitchell-present.
  - (2) Council Member Cleator-present.
  - (3) Council Member McColl-present.
  - (4) Council Member Jones-present.
  - (5) Council Member Struiksma-present.
  - (6) Council Member Gotch-present.
  - (7) Council Member Murphy-present.
  - (8) Council Member Martinez-present.
- Clerk-Abdelnour (eb)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:  
Mayor Hedgecock-present.  
Council Member Mitchell-present.  
Council Member Cleator-present.  
Council Member McColl-present.  
Council Member Jones-present.  
Council Member Struiksma-present.  
Council Member Gotch- present.  
Council Member Murphy-present.  
Council Member Martinez- present.

ITEM-10: INVOCATION

Invocation was given by Sister Winnie Smith of God's  
Extended Hand Rescue Mission.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Mitchell.

FILE LOCATION:

MINUTES

ITEM-30: GRANTED REQUEST FOR HEARING OCTOBER 11, 1983, 2:30 P.M.

Matter of the request of Chilcote, Inc., by David P. Cunnings for a hearing from the decision of the Planning Commission in denying Planned Residential Development Permit PRD-82-0589 which proposes the construction of 62 dwelling units. The subject property is described as Lots 1-21, Friedrick Manor, Map- 9197 and is located north and west of the intersection of Whaley Avenue and Friedrick Drive in Zone R-1-5 (HR), in the Park North-East Community Plan and Greater Golden Hill Precise Plan areas.

(PRD-82-0589. District-8.)

Today's action is a motion granting or denying the request for a hearing of the appeal.

FILE LOCATION:

PERM PRD-82-0589

COUNCIL ACTION: (Tape location: A041-047).

MOTION BY MARTINEZ TO GRANT THE REQUEST FOR HEARING. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

08/01/83 P.M.

08/02/83 A.M. and P.M.

08/08/83 P.M.

08/09/83 A.M. and P.M.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: A048-052).

MOTION BY GOTCH TO APPROVE. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-50: (O-84-32) ADOPTED AS ORDINANCE O-16032 (New Series)

Amending Chapter II, Article 2, Division 1 of the San Diego Municipal Code by amending Section 22.0101 relating to the permanent rules of the City Council.

(Introduced on 8/22/83. Council voted 7-1. District 1 voted nay. District 5 not present.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A190-242).

MOTION BY JONES TO DISPENSE WITH THE READING AND ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-51: (O-83-267) ADOPTED AS ORDINANCE O-16033 (New Series)

Amending Chapter IV, Article 2, of the San Diego Municipal Code by adding Section 42.0123 prohibiting the opening and replacing of food and beverage packages.

(Introduced on 8/15/83. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-52: (O-83-262) ADOPTED AS ORDINANCE O-16034 (New Series)

Amending Chapter X, Article 1, Division 4, Section 101.0455 of the San Diego Municipal Code regarding the Small Lot Overlay Zone to permit detached single-family dwelling units as well as attached single-family dwelling units.

(Introduced on 8/16/83. Council voted 5-0. Districts 1, 2, 3 and 8 not present.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-53:  
19830912

Two actions relative to amending the San Diego Municipal Code regarding companion units (granny flats ordinance):

Subitem-A: (O-84-24 Rev.) ADOPTED AS ORDINANCE O-16035 (New Series)

Amending Chapter X, Article 1, Divisions 1 and 5, of the San Diego Municipal Code by adding Sections 101.0101.12.1 and 101.0101.40.1 relating to definitions; amending Section 101.0506 relating to conditional use permits; adding Section 101.0506.3 relating to conditional use permits for companion units.

(Introduced as amended on 8/23/83. Council voted 9-0.)

Subitem-B: (O-84-33 Rev.) ADOPTED AS ORDINANCE O-16036 (New Series)

Amending Chapter X, Article 1, Division 5, of the San Diego Municipal Code by adding Section 101.0506.5 relating to the exclusion of companion units.

(Introduced on 8/23/83. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-54: (O-84-18) ADOPTED AS ORDINANCE O-16037 (New Series)

Incorporating a portion of Section 33, Township 14 South, Range 3 West, SBBM (approximately 13 acres), located on a ridge line, north of Lopez Canyon, approximately one mile north of the intersection of Lusk Boulevard and Mira Mesa Boulevard, into R-1-5 Zone.

(Case-83-0304. Mira Mesa Community Plan Area. District-5. Introduced on 8/23/83. Council voted 8-0. District 4 not present.)

FILE LOCATION:

ZONE 9/12/83

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND

ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-55: (O-84-12) ADOPTED AS ORDINANCE O-16038 (New Series)

Amending Section 1 of Ordinance O-15584 (New Series), adopted September 14, 1981, incorporating Lot 2, Ocheltree Subdivision, Resubdivision of Lot 15; portions of Lots 12 and 13, Ocheltree Subdivision Unit 1; a portion of Section 27, Township 18 South, Range 2 West, S.B.B.M.; and a portion of Outer Road to be vacated, located at the northeast intersection of Interstate 5 and Coronado Avenue, into CR Zone; extension of time to May 24, 1988.

(Case-83-0394/EOT1. Otay Mesa-Nestor Community Plan. District-8. Introduced on 8/15/83. Council voted 9-0.)

FILE LOCATION:

ZONE 9/12/83

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-56: (O-84-11) ADOPTED AS ORDINANCE O-16039 (New Series)

Amending Section 1 of Ordinance O-15503 (New Series), adopted May 26, 1981, incorporating the Southeast 1/4 of the Southwest 1/4 of Section 20 and the East 1/2 of the Northwest 1/4 of the Northwest 1/4 and the Northeast 1/4 of the Northwest 1/4 of Section 29, Township 14 South, Range 2 West, S.B.B.M. (approximately 70.2 acres), located on the west side of Interstate 15 at Mercy Road, into R-1-10 and CA Zones; extension of time to June 25, 1986.

(Case-83-0395/EOT1. Mira Mesa Community Area. District-5. Introduced on 8/15/83. Council voted 9-0.)

FILE LOCATION:

ZONE 9/12/83

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-57: (O-84-29) ADOPTED AS ORDINANCE O-16040 (New Series)

Approving the Pardee North City West Development Agreement to develop approximately 483 acres in the North City West community, generally located east of Interstate 5 and north of Carmel Valley Road.

(District-1. Introduced on 8/23/83. Council voted 9-0.)

FILE LOCATION:

DEVL Pardee North City West

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-58: (O-84-16) ADOPTED AS ORDINANCE O-16041 (New Series)

Approving the Regents Park development agreement between the City of San Diego, Lomas Santa Fe, Inc., and Theodore E. Gildred.

(District-1. Introduced on 8/16/83. Council voted 9-0.)

FILE LOCATION:

DEVL Regents Park

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-59: (O-84-5) ADOPTED AS ORDINANCE O-16042 (New Series)

Amending Ordinance O-15213 (New Series), which granted to American Television and Communications Corporation (Southwestern Cable) the nonexclusive right, privilege and franchise to lay and use lines, wires, coaxial cable and appurtenances for transmitting, distributing and supplying radio and cable television service within certain areas of San Diego, by extending the franchise for an additional ten years.

(Introduced on 8/16/83. Council voted 5-0. Districts 1, 2, 4 and Mayor not present.)

FILE LOCATION:

FRAN Southwestern Cable

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND

ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-60: (O-84-28) INTRODUCED, TO BE ADOPTED SEPTEMBER 26, 1983

Introduction of an Ordinance amending Section 1 of Ordinance O-15602 (New Series), adopted October 26, 1981, incorporating a portion of the Northeast 1/4 of the Southwest 1/4 of Section 35, Township 18 South, Range 2 West, S.B.B.M., located on the west side of Dairy Mart Road and northeast side of San Ysidro Boulevard, into CN and CR Zones; extension of time to July 16, 1985.

(Case-83-0408/EOT1. See Planning Department Report PDR-83-362. San Ysidro Community Plan Area. District-8.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A242-246).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-61: (O-84-27) INTRODUCED, TO BE ADOPTED SEPTEMBER 26, 1983

Introduction of an Ordinance amending Section 1 of Ordinance O-15521 (New Series), adopted June 15, 1981, incorporating a portion of Pueblo Lot 1174, Miscellaneous Map-36, and Lot 1 Mission Valley Ball Park, Map-3755, located on the northwest corner of Ulric Street and Friars Road, into CO Zone; extension of time to July 15, 1985.

(Case-83-0420/EOT1. See Planning Department Report PDR-83-363. Linda Vista Community Plan Area. District-5.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A242-246).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-62: (O-84-42) INTRODUCED, TO BE ADOPTED SEPTEMBER 26, 1983

Introduction of an Ordinance to create a cost recovery district within the Lopez Canyon Collector Sewer and Retention Basin Assessment District area. (1913 Improvement Act)  
(See City Manager Report CMR-83-364. Mira Mesa Community

Area. District- 5.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A242-246).

CONSENT MOTION BY GOTCH TO INTRODUCE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-100: (R-84-277) ADOPTED AS RESOLUTION R-259151

Awarding a contract to Cascio & Son, Inc. for furnishing complete palm trimming service for two-thirds of approximately 23,681 palm trees (Cocos and Washingtonias), as may be required for the period of one year beginning September 1, 1983 through August 31, 1984, for an estimated cost of \$193,394.81, including terms, with options to renew the contract for two additional one year periods, with cost escalation not to exceed 15 percent each year. BID-5191

CITY MANAGER REPORT:

This trimming service is requested by the Central Division of the Park and Recreation Department. This is a City-wide contract which specifies trimming two-thirds of the palm trees the first year of the contract and the second year of the contract trimming the remaining one-third plus one-third of the palms that were trimmed the first year. This contract was with Cascio & Son, Inc. for the past year. The cost of this bid is 20.4 percent higher for trimming the Coco palms and 10.4 percent higher for trimming the Washingtonia palms than on the previous contract.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-101: (R-84-275) ADOPTED AS RESOLUTION R-259152

Awarding a contract to Morton Equipment & Supply Co. for the purchase of stadium seats and seat replacement parts, as may be required for a period of one year beginning September 1, 1983 through August 31, 1984, for an estimated cost of \$63,140.30, including tax and terms, with an option to renew the contract for two additional one year periods. BID-5208

(District-5.)

CITY MANAGER REPORT:

These seats and seat replacement parts replace stadium seats that wear out or are broken. Morton Equipment is the San Diego County representative for American Desk which is the company that originally installed the seats sixteen years ago. There is no other known source whose equipment is compatible with the existing seating standards. This is the first City contract for stadium seat parts since replacement has not been needed on a large scale prior to this year. After sixteen years, the stadium is anticipating the purchase of approximately 3,270 seats and backs.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-102:  
19830912

Four actions relative to awarding contracts:

Subitem-A: (R-84-274) ADOPTED AS RESOLUTION R-259153

Western Micrographics for furnishing microfilm and processing service, as may be required for a period of one year beginning August 1, 1983 through July 31, 1984, for an estimated cost of \$37,090.35, including tax and terms, with an option to renew the contract for an additional one year period.  
BID-5145A

Subitem-B: (R-84-233) ADOPTED AS RESOLUTION R-259154

Modular Space Corporation for the lease of two mobile office trailers, as may be required for a period of one year beginning approximately November 1, 1983 through October 31, 1984, for an actual cost for the first year of \$38,478, including set-up, tear-down, delivery and tax, with an option to renew the contract for four additional one year periods and an option to purchase one or both units at the end of each contract year.  
BID-5152

Subitem-C: (R-84-234) ADOPTED AS RESOLUTION R-259155

Sunbelt Distributing for the purchase of automotive belts, hoses, fuses, spark plugs, miniature lamps and lights, as may be required for a period of one year beginning September 1, 1983 through August 31, 1984, for an estimated cost of \$15,749.60, including tax and terms, with an option to renew the contract for two additional one year periods. BID-5157

Subitem-D: (R-84-232) ADOPTED AS RESOLUTION R-259156

Accu-Rate, c/o Allen H. Jones Co., for the purchase of two dry chemical feeders with PVC vortex mixers, for an actual cost of \$14,705.92, including tax and estimated freight. BID-5179Q

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-103: (R-84-279) ADOPTED AS RESOLUTION R-259157

Inviting bids for maintenance surfacing of various City streets - Group "T;" authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the total expenditure of \$3,936,517, not to exceed \$3,584,817 from Gas Tax Fund 30219, \$271,000 from Water Utility Operating Fund 41500, and \$80,700 from Sewer Revenue Fund 41506 for said project and related costs. BID-5254

CITY MANAGER REPORT:

The proposed contract is for the annual street maintenance program of surfacing various City streets. Under the program standards, asphalt streets should receive this resurfacing treatment every 21 years. Specific streets to be resurfaced are selected on the basis of an annual survey using the following criteria: Age, oxidation, cracking, amount of patching, nature of use and avoiding conflict with planned underground utility work. For the third year this contract will include an alternate proposal for recycling. The base bid will consist of approximately 87 miles of street resurfacing and designated base repairs. The alternate bid will consist of approximately nine miles (included in the base bid of 87 miles) that has been designated for recycling rather than resurfacing if this option proves to be less costly.

Recycling techniques have advanced rapidly over the past few years. The advantages for utilizing this process not only supports conservation considerations but preserves or improves street surface profiles and reduces the problem of pavement buildup at the

curbline. The following is a summary of the miles of streets by neighborhood: Golden Hill/Logan Heights - 4 miles; Normal Heights/  
North Park/Hillcrest - 14 miles; Center City - 4 miles; East San Diego - 4 miles; Point Loma/Mission Hills/Old Town - 11 miles; Mission Bay/Pacific Beach/La Jolla - 27 miles; Clairemont - 9 miles; Allied Gardens/San Carlos - 10 miles; South Bay - 3 miles; and Rancho Bernardo - 1 mile.

WU-M-84-016.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-104:  
19830912

Two actions relative to Pump Station 64 Expansion:  
(University Community Area. District-1.)

Subitem-A: (R-84-258) ADOPTED AS RESOLUTION R-259158

Authorizing the execution of an agreement with Pardee Construction Company for engineering services for Pump Station 64 Expansion.

Subitem-B: (R-84-336) ADOPTED AS RESOLUTION R-259159

Approving the plans and specifications for furnishing of all labor, material, tools, equipment, transportation and other expense necessary or incidental for construction of Pump Station 64 Expansion; inviting bids for the construction of Pump Station 64 Expansion on Work Order No. 148167; authorizing the Purchasing Agent to proceed to publish in accordance with the law, notice to contractors calling for bids for the above project; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of not to exceed \$400,300 from Sewer Revenue Fund 41506, CIP-46-049, Pump Station Number 64, for said project and and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

BID-5077

CITY MANAGER REPORT:

This project involves installing four pumping units with associated controls in an existing sewer pump station. This pump station is located in Sorrento Valley and is referred to as Pump Station 64. Two new pumping units are needed for stand-by purposes and two are needed to handle new sewage flow from new development. Pardee Construction Company has agreed to pay for the cost of installing two pumping units as a requirement for their development. The City will pay for the cost of installing the other two units through a current CIP allocation. A participation agreement has been drawn up to cover this joint venture. The agreement covers the City's and Pardee's responsibilities and states that the City shall be responsible for one half of the total project cost estimated to be \$400,300 as well as Pardee being responsible for the other half. The total project cost is estimated to be \$800,600.

WU-P-83-770.

FILE LOCATION: Subitem A MEET; Subitem B W.O. 148167

COUNCIL ACTION: (Tape location: A270-277, B225-259).

MOTION BY STRUIKSMA TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-105: (R-84-280) ADOPTED AS RESOLUTION R-259160

Inviting bids for Tierrasanta Community Park additional improvements, on Work Order No. 118409; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to add CIP-23-590.4, Tierrasanta Community Park Additional Improvements, to the FY 1984 Capital Improvements Program; authorizing the City Auditor and Comptroller to transfer \$41,000 from Park Service District Fund 11340 to CIP- 23-590.4, Tierrasanta Community Park Additional Improvements; authorizing the expenditure of not to exceed \$41,000 from Park Service District Fund 11340, CIP-23-590.4, Tierrasanta Community Park Additional Improvements, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5253

(Tierrasanta Community Area. District-7.)

CITY MANAGER REPORT:

Tierrasanta Community Park is located at 11220 Clairemont Mesa Boulevard. The first phase improvements were completed on July 24, 1981. The second construction contract was completed on December 3,

1982. Early this year, the temporary Tierrasanta Library was moved to the park as part of the construction contract for the new library. The temporary library will be used as a recreation center when the new library is completed. The proposed additional improvements include: 1) A new handrail and stairs for the building; 2) Paving and irrigation system modifications around the building; 3) Small children's play area modifications which will minimize the amount of sand tracked on to the tennis courts; and 4) Modifications to a retaining wall and the replacement of a concrete bleacher pad at the west side of the park.

FILE LOCATION:

W.O. Order 118409

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-106: (R-84-281) ADOPTED AS RESOLUTION R-259161

Rejecting all bids received on June 7, 1983, pursuant to publication of notice calling for bids for construction of the Civic Theatre Lighting Control System; approving the plans and specifications for the furnishing of all labor, material, tools, equipment, transportation and other expenses necessary or incidental for construction of the Civic Theatre Lighting Control System; inviting bids for the construction of the Civic Theatre Lighting Control System on Work Order No. 118147; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer \$19,999.77 from Convention and Performing Arts Center Fund 10320 to CIP-34-042, Civic Theatre Lighting Control Booth; authorizing the expenditure of not to exceed \$287,500 from Convention and Performing Arts Center Fund 10320, CIP-34-042, Civic Theatre Lighting Control Booth, to supplement funds previously authorized by Resolution R-258402, adopted on May 9, 1983, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-4931A

(Centre City Community Area. District-8.)

CITY MANAGER REPORT:

This project, CIP-34-042, is scheduled to construct a lighting control booth at the rear of the mezzanine seating area in the Civic Theatre, and the acquisition of a new computerized lighting control

board and associated equipment. Council Resolution R-257003 authorized the professional services to prepare plans and specifications for the control booth and lighting control system. Resolution R-258409 authorized advertising for bids. Twenty-three bid packages were issued and two bids were received on June 7, 1983. The low bid was 11.3 percent over the estimate. Subsequent discussions with bidders and potential bidders revealed possible changes which should allow bids to be within the budget.

FILE LOCATION:

W.O. 118147

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-107: (R-84-278) ADOPTED AS RESOLUTION R-259162

Authorizing the Purchasing Agent to advertise for sale 21 light duty vehicles and 9 heavy duty vehicles from the General Services Department, Equipment Division, which are so used, obsolete or depreciated as to be unfit or undesirable for use or retention by the City; expenses in connection with the sale of said vehicles shall be deducted from the proceeds received from the sale thereof. BID-5249L

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-108: CONTINUED TO SEPTEMBER 19, 1983  
19830912

Three actions relative to the final subdivision map of Del Cerro Mesa, a 21-lot subdivision located easterly of Camino Largo and Ridge Manor Avenue:  
(Navajo Community Area. District-7.)

Subitem-A: (R-83-204)

Authorizing the execution of an agreement with Carma

Developers, Inc., for the installation and completion of improvements.

Subitem-B: (R-83-203)

Approving the final map.

Subitem-C: (R-83-208)

Dedicating a portion of Lot 285, reserved for future street as and for a public street and naming the same Camino Largo.

FILE LOCATION: SUBD Del Cerro Mesa; Subitem C DEED F-2034

COUNCIL ACTION: (Tape location: A084-110).

MOTION BY MURPHY TO CONTINUE TO SEPTEMBER 19, 1983, AT HIS REQUEST TO MEET WITH REPRESENTATIVES OF PLANNING DEPARTMENT AND CITY

MANAGER'S OFFICE. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-109:

Two actions relative to the final subdivision map of Genesee Colony, a one-lot subdivision located westerly of Genesee Avenue and Genesee Court East:  
(Clairemont Mesa Community Area.)

Subitem-A: (R-84-350) ADOPTED AS RESOLUTION R-259163

Authorizing the execution of an agreement with Genesee Colony Associates for the installation and completion of improvements.

Subitem-B: (R-84-349) ADOPTED AS RESOLUTION R-259164  
(for=map)

Approving the final map.

FILE LOCATION:

SUB Genesee Colony

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-110: (R-84-261) ADOPTED AS RESOLUTION R-259165

Granting an extension of time to June 22, 1985 to Harry L. Summers, Inc., subdivider, to complete the improvements required in Governor Drive Business Park Unit No. 1.

(Located southwesterly of Governor Drive and I-805. University City Community Area. District-5.)

FILE LOCATION:

SUBD Governor Drive Business Park Unit No. 1

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-111: (R-84-321) ADOPTED AS RESOLUTION R-259166

Granting an extension of time to August 23, 1984 to Shapell Industries of San Diego, Inc., subdivider, to complete the improvements required in Hilltop subdivision.

(Located northeasterly of I-15 and Friars Road. Tierrasanta Community Area. District-7.)

FILE LOCATION:

SUBD Hilltop Subdivision

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-112: (R-84-260) ADOPTED AS RESOLUTION R-259167

Granting an extension of time to May 1, 1984 to Lion Miramar Industrial Park, subdivider, to complete the improvements required in Lion Miramar Industrial Park Unit No. 2.

(Located northwesterly of Gildred Drive and Miramar Road. Mira Mesa Community Area. District-5.)

FILE LOCATION:

SUBD Lion Miramar Industrial Park Unit No. 2

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor

Hedgecock-yea.

\* ITEM-113:  
19830912

Eight actions relative to Sandy Olson Subdivisions, located easterly of Wardlow Avenue and International Road:  
(Tia Juana River Valley Community Area. District-8.)

Subitem-A: (R-84-331) ADOPTED AS RESOLUTION R-259168

Authorizing the execution of an agreement with Robinhood Homes, Inc., for the installation and completion of improvements in the subdivision to be known as Sandy Olson Subdivision Unit No. 1.

Subitem-B: (R-84-332) ADOPTED AS RESOLUTION R-259169

Authorizing the execution of an agreement with Robinhood Homes, Inc., for the installation and completion of improvements in the subdivision to be known as Sandy Olson Subdivision Unit No. 2.

Subitem-C: (R-84-333) ADOPTED AS RESOLUTION R-259170

Authorizing the execution of an agreement with Robinhood Homes, Inc., for the installation and completion of improvements in the subdivision to be known as Sandy Olson Subdivision Unit No. 3.

Subitem-D: (R-84-334) ADOPTED AS RESOLUTION R-259171

Authorizing the execution of an agreement with Robinhood Homes, Inc., for the installation and completion of improvements in the subdivision to be known as Sandy Olson Subdivision Unit No. 4.

Subitem-E: (R-84-327) ADOPTED AS RESOLUTION R-259172

Terminating the Deferred Improvement Agreement of July 12, 1982 with Irvin Olson and Rita A. Olson, subdividers of Sandy Olson Subdivision Unit No. 1.

Subitem-F: (R-84-328) ADOPTED AS RESOLUTION R-259173

Terminating the Deferred Improvement Agreement of July 12,

1982 with Irvin Olson and Rita A. Olson, subdividers of Sandy Olson Subdivision Unit No. 2.

Subitem-G: (R-84-329) ADOPTED AS RESOLUTION R-259174

Terminating the Deferred Improvement Agreement of July 12, 1982 with Irvin Olson and Rita A. Olson, subdividers of Sandy Olson Subdivision Unit No. 3.

Subitem-H: (R-84-330) ADOPTED AS RESOLUTION R-259175

Terminating the Deferred Improvement Agreement of July 12, 1982 with Irvin Olson and Rita A. Olson, subdividers of Sandy Olson Subdivision Unit No. 4.

CITY MANAGER REPORT:

On July 12, 1982 the City entered into Deferred Improvement Agreements with Mr. and Mrs. Olson for the Sandy Olson Subdivision, Unit Nos. 1, 2, 3 and 4. The property has been sold to Robinhood Homes, Inc. The new owner desires to enter into new agreements for the work to be done in Units 1 thru 4. Robinhood Homes, Inc. has posted the performance bonds and paid all necessary fees as required.

FILE LOCATION: SUBD Sandy Olson Subdivision; Subitems A & E Unit No. 1;

Subitems B & F Unit No. 2; Subitems C & G Unit No. 3;

Subitems D & H Unit No. 4

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-114: (R-84-351) ADOPTED AS RESOLUTION R-259176

Authorizing the execution of an amendment to the subdivision agreement for Murphy Canyon Business Park, to provide for the substitution of McKellar Development of La Jolla, a subsidiary of McKellar Development Corporation, as subdivider; declaring that the improvements to be constructed pursuant to the aforementioned subdivision agreement shall be completed by McKellar Development Corporation, as provided by the amendment; accepting Performance Bond No. 5240 8102, in the amount of \$1,856,234, issued by Transamerica Insurance Company; releasing Performance Bond No. 731-22-38, in the amount of \$1,856,234, issued by the American Insurance Company.

(Located southwesterly of Clairemont Mesa Boulevard and

I-

15. Serra Mesa Community Area. District-5.)

CITY MANAGER REPORT:

On February 22, 1983 the City entered into an agreement with the Daley Corporation for the construction of public improvements for Murphy Canyon Business Park. The project has been sold and McKellar Development of La Jolla is the new owner. McKellar has agreed to assume the obligation of the agreement and complete the required improvements. McKellar has provided a new subdivision surety in the amount of \$1,856,234. The existing bond to be released is from the American Insurance Company No. 731-22-38 in the amount of \$1,856,234.

FILE LOCATION:

SUBD Murphy Canyon Business Park

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-115: (R-84-161) ADOPTED AS RESOLUTION R-259177

Vacating Black Mountain Road east of Interstate 5, in the East Half of Section 13, Township 4 South, Range 4 West, S.B.M., and adjacent to Lot 45 and Parcel "C" of N.C.W. Neighborhood 3, Unit 1, Map-10395, under the procedure for the summary vacation of streets and public service easements where the portion of a street to be vacated consists of a portion of street or highway that lies within property under one ownership and does not continue through such ownership or end touching property of another; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature pursuant to said resolution; reserving and excepting from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof, at any time, or from time to time, to construct, maintain, operate, replace, remove, renew, and enlarge overhead or underground lines of pipe, conduits, cables, wires, poles, and other structures, equipment, and fixtures for the transportation and distribution of electrical or electronic energy and natural gas; declaring that the easements reserved herein are in, under, over, upon, along and across Black Mountain Road east of

Interstate 5, in the East Half of Section 13, Township 14 South, Range 4 West, S.B.M., and adjacent to Lot 45 and Parcel "C" of N.C.W. Neighborhood 3, Unit 1, Map-10395.

(North City West Community Area. District-1.)

**CITY MANAGER REPORT:**

Black Mountain Road to be vacated is located immediately east of the I-5 right-of-way and was quitclaimed to the City in fee by CalTrans in 1963. Black Mountain Road easterly of the proposed vacation was vacated by Council action in conjunction with the North City West Neighborhood 3, Unit 1, Subdivision in 1982. The abutting property owner has petitioned for the closure to facilitate development of this same property. The right-of-way is unimproved but contains electric and telephone facilities. A general utility easement has been reserved to service and maintain these facilities. The closure is bounded by Interstate 5 on the west and private property in all other directions, which precludes its use for either access or circulation to adjacent properties.

The petitioner has proposed to purchase the City's fee ownership of the vacated right-of-way. The sale will be considered as a separate item on this docket. Staff has concluded that the

right-

of-way is no longer needed for present or prospective public use and can be summarily vacated, subject to the easement reservation and land sale approval cited above. This action was processed in accordance with Council Policy 600-15.

**FILE LOCATION:**

DEED F-2035, STRT J-2488

**COUNCIL ACTION:** (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-116: (R-84-160) ADOPTED AS RESOLUTION R-259178

Vacating the unnamed right-of-way in the Southwest Quarter of the Southwest Quarter of Section 18, and the Northwest Quarter of the Northwest Quarter of Section 19, Township 14 South, Range 3 West, S.B.M., within the boundaries of the Employment Center Development Unit 2B (TM-02-037-B), under the procedure for the summary vacation of streets and public service easements where a street or highway lies within property under one ownership and does not continue through such ownership or end touching property of another; declaring that this resolution shall not become effective unless and until the

final subdivision map for the Employment Center Development Unit 2B Subdivision (TM-02-037-B) has been approved by Council action; declaring that in the event that the final map is not approved by October 1, 1986, this resolution shall become void and of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(North City West Community Area. District-1.)

**CITY MANAGER REPORT:**

The subject right-of-way was acquired for public use by easement in 1893. The right-of-way lies within the parcel of land being developed as Employment Center Development Unit 2B, but the exact location of the easement was not designated. The property owner has petitioned for the closure to unencumber his land to facilitate its development. The right-of-way to be vacated is unimproved and contains no public facilities. El Camino Real, classified as a

six-

lane major street adjacent to the subdivision, will provide access to the adjacent properties and circulation for through traffic. The improvements for El Camino Real will be bonded for and constructed with the proposed subdivision. Staff has concluded that the right-of-way can be summarily vacated, conditioned upon the Employment Center Development Unit 2B (TM-02-037-B) being approved and recorded. This action was processed in accordance with Council Policy 600-15.

**FILE LOCATION:**

DEED F-2036, STRT J-2489

**COUNCIL ACTION:** (Tape location: A248-266).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-117: (R-84-347) ADOPTED AS RESOLUTION R-259179

Authorizing the execution of a deed conveying to San Diego Gas and Electric Company, an easement for overhead electrical facilities in a portion of Rancho San Bernardo.

(San Pasqual Community Area. District-1.)

**CITY MANAGER REPORT:**

Pinery Tree Farms is subleasing 60 acres of the Witman Ranch leasehold in San Pasqual to grow pine trees and Christmas trees on a commercial basis. The sublease, which commenced on January 1, 1980 for a terms of 13 years, has been approved by the City Manager. To extend electrical power to several irrigation pumps at the tree

farm, SDG&E requires an easement from the City. The electrical service will be overhead, consisting of the installation of five cable poles, one stub pole, and six anchors, all at no expense to the City. The electrical installation will be entirely within the bounds of the sublease premises. The easement covers a 12-foot wide strip of land for a total of 22,739 square feet. The approval of the Water Utilities Department has been obtained.

WU-PR-84-011.

FILE LOCATION:

DEED F-2037

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-118: (R-84-335) ADOPTED AS RESOLUTION R-259180

Authorizing the execution of a deed conveying to San Diego Gas and Electric Company, an easement for underground electrical facilities and appurtenances affecting a portion of Villa Lot 195 of Normal Heights.

(Mid-City Community Area. District-3.)

CITY MANAGER REPORT:

SDG&E requests this easement from the City as a result of the City-initiated underground utility district on Adams Avenue. In undergrounding the lines on Adams Avenue near Interstate 15, SDG&E found that the sidewalk was too narrow to place its transformer and handholes completely within the right-of-way without encroaching slightly onto the adjacent vacant City-owned lot. Hence, SDG&E needs a 2-foot-wide easement along a portion of the City property's street frontage primarily as a buffer area to allow repairs and maintenance to be made to the electrical structures in the public right-of-way.

This transformer system feeds two City street lights at the nearby 40th Street bridge and three CalTrans lights below the bridge. Due to the City benefit, no processing fees have been assessed to SDG&E for this easement grant. However, SDG&E is bearing the undergrounding costs. The proposed easement contains 48 square feet.

FILE LOCATION:

DEED F-2038

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-119: (R-84-357) ADOPTED AS RESOLUTION R-259181

Authorizing the execution of a quitclaim deed, quitclaiming to Donald M. Bren Company, all the City's right, title and interest in drainage and general utility easements in the subdivision known as La Jolla Colony Unit No. 1.

(Located southwesterly of Regents Road and Arriba Street. University North Community Area. District-1.)

FILE LOCATION:

DEED F-2039

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-120: (R-84-320) ADOPTED AS RESOLUTION R-259182

Approving the acceptance by the City Manager of that deed of Lion Miramar Industrial Park, conveying to the City a drainage easement in a portion of Lot 3 of Lion Miramar Industrial Park Unit No. 1; authorizing the execution of a quitclaim deed, quitclaiming to Lion Miramar Industrial Park all the City's right, title and interest in a drainage easement in a portion of Lot 3 of Lion Miramar Industrial Park Unit No. 1.

(Located westerly of Gildred Drive, northerly of Miramar Road. Mira Mesa Community Planning Area. District-5.)

FILE LOCATION:

DEED F-2040

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-121: (R-84-359) ADOPTED AS RESOLUTION R-259183

Approving the acceptance by the City Manager of those street and drainage easement deeds of Ponderosa Homes, Helix Land Co., Ltd., Helix 1960, Ltd., and the San Diego Unified School

District of San Diego County, granting to the City easements for a public street and drainage purposes in a portion of the Southwest Quarter of Section 32, Township 14 South, Range 2 West, S.B.M., and a portion of Lot 8 in Scripps Miramar Ranch Business Park; dedicating said land as and for a public street and naming the same Scripps Ranch Boulevard.

(Located northwesterly of Scripps Ranch Boulevard and Carroll Canyon Road. Scripps Miramar Ranch Community Area. District-5.)

FILE LOCATION:

DEED F-2041

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-122: (R-84-358) ADOPTED AS RESOLUTION R-259184

Approving the acceptance by the City Manager of that street easement deed of William Van Cisco and Miriam Gail Simpson, granting to the City an easement for public street purposes in Lot 2 of La Jolla Knoll Unit No. 2, Map-4481; dedicating said land as and for a public street and naming the same Country Club Drive.

(Located southeasterly of La Jolla Knoll and Country Club Drive. La Jolla Community Area. District-1.)

FILE LOCATION:

DEED F-2042

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-123: (R-84-269) CONTINUED TO SEPTEMBER 19, 1983

Dedicating a portion of Lot 49, Rancho Mission, as and for public streets and naming the same Admiral Baker Road and Santo Road.

(Located at the southerly terminus of Santo Road just north of Friars Road. Tierrasanta Community Area. District-7.)

CITY MANAGER REPORT:

In 1968 the City acquired a portion of Lot 49, Rancho Mission, by

condemnation. A portion of the land acquired was to be used for the proposed Admiral Baker Road. This land was never dedicated, but a portion of it was subsequently improved to allow access into the Admiral Baker Golf Course area. The developer of some adjacent property (Hilltop Subdivision) has been required to realign and improve a portion of the existing street to allow for a more safe intersection of Santo Road and Friars Road. To accomplish this, it is required that the previously undedicated street be dedicated, as well as the realigned portion of the new street.

FILE LOCATION:

DEED F-2043

COUNCIL ACTION: (Tape location: A084-110).

MOTION BY MURPHY TO CONTINUE TO SEPTEMBER 19, 1983, AT HIS REQUEST TO MEET WITH REPRESENTATIVES OF THE PLANNING DEPARTMENT AND

THE CITY MANAGER'S OFFICE. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-124: (R-84-348) ADOPTED AS RESOLUTION R-259185

Dedicating a portion of Pueblo Lot 1288 as and for a public street and naming the same Ardath Lane.

(Located on the easterly side of Ardath Lane between Torrey Pines Road and Ardath Road. La Jolla Community Area. District-1.)

CITY MANAGER REPORT:

In January 1956, the City acquired a parcel of land for the Ardath Lane Street improvement. When the street was dedicated and improved to its ultimate width in connection with the subdivision improvements of the adjacent land, an 85-square-foot triangle remained as surplus to the right-of-way needs. This parcel is too small for any type of development and the adjacent land has 22 owners, creating problems in selling to the adjacent owners. The Property Department, therefore, recommends the parcel be dedicated and used as street right-of-way. The Engineering Department concurs in this recommendation.

FILE LOCATION:

DEED F-2044

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor

Hedgecock-yea.

\* ITEM-125: (R-84-374) ADOPTED AS RESOLUTION R-259186

19830912

Setting aside and dedicating a portion of street reservation in Lot 1, Block 22, and Lot 16, Block 24, Linda Vista Unit 6, Map-3135, as and for an unnamed public street.

(Kearny Vista Community Plan Area. District-5.)

**CITY MANAGER REPORT:**

An irrevocable offer of dedication was made by the Federal Government and rejected by the City when the Linda Vista Unit 6 Subdivision Map-3135 was recorded in 1954. The property owner of Lot 16, Block 24, has initiated legal action to quiet the title to his portion of the reservation, as it has not been dedicated. The Tecolote Canyon Natural Park Master Plan, which was approved by Council on May 24, 1983, designates this location as a neighborhood entrance to the park. Staff, with the advice of the City Attorney, has concluded that the proposed dedication is necessary to retain this designated entrance to Tecolote Canyon Natural Park in accordance with the adopted Master Plan. The 56-foot-wide reservation contains no public facilities. However, a private driveway, fence, and other miscellaneous improvements have been constructed within the reservation by the two adjacent property owners. The 15-foot dedication, consisting of 7.5 feet from each lot, is considered by staff to adequately satisfy existing needs for pedestrian and emergency vehicular use. No improvement of this right-of-way is proposed at this time. Staff, however, is currently formulating a program which will improve various access points to Tecolote Natural Park. The timing of the improvement of this access point will depend upon the priority assigned within the overall program. As an adjunct to this dedication, the property owners will be advised to remove their improvements from this dedicated right-of-way or enter into an encroachment agreement which will provide for the removal at the time the improvement is proposed by the City.

**FILE LOCATION:** DEED F-2045

**COUNCIL ACTION:** (Tape location: A248-266).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-126: (R-84-56) ADOPTED AS RESOLUTION R-259187

Authorizing the sale by negotiation of a portion of Section 13, Township 14 South, Range 4 West for the sum of \$12,500 to Pardee Construction Company; authorizing the execution of a grant deed, granting to Pardee Construction Company said property; determining that no broker's commission shall be paid by the City on said negotiated sale.

(North City West Community Area. District-1.)

**CITY MANAGER REPORT:**

The subject parcel, located at the westerly terminus of Black Mountain Road and abutting the right-of-way for Interstate 5, was acquired through state relinquishment for street purposes in connection with Black Mountain Road. An inquiry regarding the sale of the property was received by the only adjacent owner, Pardee Construction Company, for inclusion in their subdivision. Since the parcel is a dedicated street, a street closure is being processed concurrently with the sale. The parcel is square in shape, consisting of approximately 7,061 square feet of vacant, generally level land in the A-1-5 Zone. The parcel is not developable on its own due to lack of access. The City has no reservations or easements on the property.

**FILE LOCATION:**

DEED F-2046

**COUNCIL ACTION:** (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

**\* ITEM-127: (R-84-346) ADOPTED AS RESOLUTION R-259188**

Authorizing the expenditure of an amount not to exceed \$12,000 from Community Development Block Grant Fund 18517, Department 5988, Organization 8814, for the purpose of acquiring fee title and dedicating for alley purposes various unnumbered lots in Blocks 44 and 45 of H.P. Whitney's Addition adjacent to Blocks 324 and 339 of Choate's Addition.

(Located on Greely Avenue between 30th and 32nd Street, south of Ocean View Boulevard. Logan Heights Community Area. District-4.)

**CITY MANAGER REPORT:**

The Engineering and Development Department has completed construction plans for paving two unimproved alleys in Logan Heights, between Greely and Logan Avenues, 30th and 32nd Street. An assessment district will be established with Block Grant funds providing assistance to property owners who qualify.

5- In conjunction with this project, it is recommended that two foot-wide remnant strips of land be purchased and dedicated for public use. The strips are 500 feet long in Block 324 and 275 feet long in Block 339. Both strips lie contiguous to the north side of the existing alleys, and effectively prevent the establishment of an assessment district, since the ten owners of record have no other property in the area and would not benefit from the improvements.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-128: (R-84-303) ADOPTED AS RESOLUTION R-259189

Endorsing and supporting the proposal of conducting night Council meetings in the community at large, as set forth in the August 12, 1983 memorandum to the Mayor and Rules Committee from Council Member William Jones; directing that these meetings be scheduled and conducted on a quarterly basis beginning October 1983.

(See Rules Committee Consultant Analysis Rules-83-7 and Memorandum from Council Member William Jones dated 8/12/83.)

COMMITTEE ACTION: Reviewed by RULES on 8/15/83. Recommendation to adopt the Resolution. Districts 2, 5, 6, 7 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A280-338).

MOTION BY JONES TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-129: (R-84-273) ADOPTED AS RESOLUTION R-259190

Declaring that the City Council expresses support for the idea of a new or expanded Central Library as soon as possible and referring the question to the City Manager for further study.

(See Memorandum from Bill Sannwald dated 8/10/83.)

COMMITTEE ACTION: Reviewed by PSS on 8/24/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 6 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-130: (R-84-305) ADOPTED AS RESOLUTION R-259191

Declaring that after consideration of the background and discussion contained in Intergovernmental Relations Department Report IRD-83-60, dated August 10, 1983, the City Council hereby expresses support for Assembly Bill 2176 (Peace) concerning tomato labeling.

(See Intergovernmental Relations Department Report

IRD-

83-60.)

COMMITTEE ACTION: Reviewed by RULES on 8/15/83. Recommendation to adopt the Resolution. Districts 2, 5, 6, 7 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-131: (R-84-306) ADOPTED AS RESOLUTION R-259192

Directing the Director of Intergovernmental Relations to instruct the City of San Diego's Washington, D. C. legislative representative to lobby for full appropriation of block grant funds to state and local government in connection with proposed reimbursement actions associated with Federal Immigration Reform, as discussed in Intergovernmental Relations Department Report IRD-83-61, dated August 10, 1983.

(See Intergovernmental Relations Department Report

IRD-

83-61.)

COMMITTEE ACTION: Reviewed by RULES on 8/15/83. Recommendation to adopt the Resolution. Districts 2, 5, 6, 7 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-132: (R-84-304) ADOPTED AS RESOLUTION R-259193

Directing the Director of Intergovernmental Relations to include in the City of San Diego's legislative program the following legislation: AB 1651 (Katz) Small Business Development Centers, AB 1652 (Katz) Secondary Market for Small Business Loans, AB 1592 (Katz) California Small Business Office of Advocacy; directing the City's legislative representative to actively support the above cited bills; directing the Director of Intergovernmental Relations to report to the Rules Committee, as needed, on the status of the above cited bills.

(See Memorandum from Mayor Hedgecock dated 8/15/83.)

COMMITTEE ACTION: Reviewed by RULES on 8/15/83. Recommendation to adopt the Resolution. Districts 2, 5, 6, 7 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-133: (R-84-375) ADOPTED AS RESOLUTION R-259194

Establishing Council Policy 000-26 regarding City Funds Commission Reports.

(See Rules Committee Consultant Analysis Rules-83-8.)

COMMITTEE ACTION: Reviewed by RULES on 8/15/83. Recommendation to adopt the Resolution. Districts 2, 5, 6, 7 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-134: (R-84-409) ADOPTED AS RESOLUTION R-259195

Authorizing the Auditor and Comptroller to transfer an amount not to exceed \$1,262,500 from 1983 Community Development Block Grant Fund 18519, to the Redevelopment Agency of the City of San Diego, for the purpose of enabling the Southeast Economic Development Corporation (SEDC) to implement projects previously identified and approved in its FY 1984 budget.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-135: (R-84-372) ADOPTED AS RESOLUTION R-259196

Authorizing the transfer of an amount not to exceed \$131,500 from the Capital Outlay Fund Unallocated Reserve (CIP-90-245) to CIP-37-250; authorizing the expenditure of an amount not to exceed \$131,500 from CIP-37-250 for the professional services of Woodward-Clyde Consultants, to perform site assessment of the Mission Bay Landfill; declaring that the expenditure of \$131,500 is in addition to the \$180,000 expenditure for professional services and related costs authorized by Resolution R-259046.

(See City Manager Report CMR-83-369. Mission Bay Community Area. District- 6.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-136: (R-84-93) ADOPTED AS RESOLUTION R-259197

Authorizing the City Manager to transfer rents received from July 1, 1983 through the termination date of the aforementioned holdover tenancy, to the Balboa Tennis Club, to be used exclusively to further the purposes of the Club in a manner beneficial to the premises and/or programs offered at the

Morley Field tennis courts; authorizing the City Manager to transfer revenues received from the Morley Field Tennis Pro Shop operation (Love Tennis Center, Inc.) from July 1, 1983 until termination of the lease in November 1984, to the Balboa Tennis Club, to be used exclusively to further the purposes of the Club in a manner beneficial to the premises and/or programs offered at the Morley Field tennis courts; authorizing the City Manager to transfer revenues received from the July 1983 Friars Team Tennis Matches at Morley Field, to the San Diego Tennis Association, to be used exclusively to further the purposes of the Association in a manner beneficial to the premises and/or programs offered at the unsponsored City tennis courts by the Association.

(See City Manager Report CMR-83-293.)

COMMITTEE ACTION: Reviewed by PFR on 7/20/83. Recommendation to adopt the Resolution. Districts 3, 7 and 8 voted yea. Districts 1 and 4 not present.

CITY MANAGER REPORT:

Pending the transfer of the tennis operation to the tennis organizations, the Ohler lease for operation of the snack bar at Morley Field was put on a month-to-month holdover. Revenues received from Love Tennis Center, Inc. are to be retained in a holding account-trust account and disbursed to the Balboa Tennis Club. The operating permit issued to the Balboa Tennis Club specifies that all "funds collected by the permittee from the operation of the premises shall be used to further the purpose of the permittee in a manner beneficial to the premises and/or programs offered on the premises."

FILE LOCATION:

LEAS Balboa Tennis Club

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-137: (R-84-342) ADOPTED AS RESOLUTION R-259198

A Resolution adopted by the City Council in Closed Session on Tuesday, August 23, 1983 by the following vote:

Mitchell-

yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

Authorizing the City Manager to pay the total sum of \$15,000 in the settlement of each and every claim against the City, its

agents and employees, resulting from the personal injury to Kevin Harris (United States Court Case No. 83-0350-G(H), Kevin Harris v. Derek Alan Mesnard, et al.); authorizing the City Auditor and Comptroller to issue a warrant check in the total amount of \$15,000 made payable to Kevin Harris and his attorney Jeffrey E. Estes, in full settlement of the lawsuit and all claims.

**CITY MANAGER REPORT:**

This constitutes complete and final settlement of Kevin Harris's personal injuries of March 9, 1982.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A248-266).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

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\* ITEM-138: (R-84-291) ADOPTED AS RESOLUTION R-259199

Prohibiting parking of vehicles at all times daily on and along Fairmount Avenue from Interstate 8 to Montezuma Road, Montezuma Road from Fairmount Avenue to 55th Street excepting the south side from Collwood Boulevard to a point 200 feet easterly, 55th Street from Montezuma Road to Remington Road, and Remington Road from 55th Street to Hewlett Drive; authorizing the installation of the necessary signs and markings on said streets to prohibit parking of vehicles to permit the establishment of bicycle lanes; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(Mid-City and State University Community Areas. Districts-3 and 7.)

**CITY MANAGER REPORT:**

Bikeway striping is proposed that will provide marked bike lanes on both sides of the following streets: 1) Fairmount Avenue from

I-

8 to Montezuma Road; 2) Montezuma Road from Fairmount Avenue to 55th Street; 3) 55th Street from Montezuma Road to Remington Road; and 4) Remington Road from 55th Street to Hewlett Drive.

Implementation of the bikeways will require the prohibition of all adjacent on-street parking except in a 200-foot long widened section on the southerly side of Montezuma Road just easterly of Collwood Boulevard.

Most of the vehicles to be displaced by the proposed parking prohibitions are those of students and others associated with San Diego State University. All property owners with developed property taking access from the street involved were contacted. None are opposed to the parking prohibition. The project and its associated parking prohibitions are concurred in by the principal of the Hardy Elementary School, San Diego State University and the College Area Coordinating Council. San Diego State University has stated that there will be sufficient off-street parking available in the fall semester to accommodate the student vehicles that will be displaced as a result of the bikeway proposal.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-139: (R-84-302) ADOPTED AS RESOLUTION R-259208

Requesting the City Manager to cause the installation of an all way stop sign at the intersection of Alta View Drive and Doriana Street and sufficient guardrail of the sidewalk at the southeast corner to protect the safety of pedestrians and property; waiving the provisions of Council Policy 200-8 regarding the installation of all way stop signs so as to permit the above described installation; requesting the City Manager to cause selective enforcement of the speed limits in the vicinity of Alta View Drive and Doriana Street; authorizing the transfer of \$6,500 within the Capital Outlay Fund 30245 from Capital Outlay Fund Reserve (CIP-90-245) to Annual Allocation - High Accident Locations (CIP-62-001); authorizing the expenditure of \$6,500 from Annual Allocation - High Accident Locations (CIP-62-001).

(Bay Terraces Community Area. District-4.)

COMMITTEE ACTION: Initiated by TLU on 8/22/83. Recommendation to adopt the Resolution. Districts 2, 4, 5 and 8 voted yea. District 3 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A339-376).

MOTION BY JONES TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-140: (R-84-354) ADOPTED AS RESOLUTION R-259201

Making applications to the Local Agency Formation Commission for a proposed reorganization to include annexation of approximately 4000 acres of presently unincorporated land in Otay Mesa and for detachment of that land from the San Diego County Flood Control District - Zone 4; certifying that the City Council has reviewed and considered Environmental Impact Report EIR-770712 with respect to the annexation proposed for Otay Mesa.

CITY MANAGER REPORT:

On August 22, 1983, the City Council approved the recommendation of the joint City/County task force for City annexation of Otay Mesa. One of the task force recommendations was to reduce the area of phase one of such annexation to those unincorporated areas in the Otay Mesa Community Plan designated for industrial and commercial uses including the second border crossing. This action would initiate the appropriate proceedings with the Local Agency Formation Commission and certify that the City Council has reviewed and considered Environmental Impact Report EIR-770712 with respect to such annexation.

FILE LOCATION:

ANNX Otay Mesa

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-141: (R-84-294) ADOPTED AS RESOLUTION R-259202

Authorizing the execution of an agreement with Atkinson, Johnson & Spurrier to provide Phase II engineering services in connection with the improvement of Sorrento Valley Road from Sorrento Valley Boulevard to 3,300 feet northerly; authorizing the transfer of \$7,000 from CIP-90-245, Capital Outlay Fund Reserve, to CIP-52-099.4, Sorrento Valley Road - Sorrento Valley Boulevard to 3,300 Feet Northerly; authorizing the expenditure of \$91,000 from CIP-52-099.4, Sorrento Valley Boulevard to 3,300 Feet Northerly, for the above purpose.

(North University City Community Area. District-1.)

CITY MANAGER REPORT:

This agreement is the second of two contracts to be awarded to Atkinson, Johnson & Spurrier, Inc. for services regarding Sorrento Valley Road. The first agreement provided preliminary engineering

and environmental documents for the project. This second agreement will provide for the preparation of final construction documents and estimates.

The project provides for the widening of Sorrento Valley Road from Sorrento Valley Boulevard to 3,300 feet northerly to four-lane major street standards, and includes construction of a new bridge over the Los Penasquitos Creek. The project schedule calls for right-of-way acquisition in FY 1986 and construction in FY 1987. The total obligation for Phase II engineering services will not exceed \$91,000. The total basic fee for both phases is \$184,000. The consultant, Atkinson, Johnson & Spurrier, Inc. was chosen in accordance with Council Policy 300-7.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-142: (R-84-289) ADOPTED AS RESOLUTION R-259203

Authorizing the execution of an agreement with CalTrans to provide construction engineering services and to advertise, award, and administer the construction contract for provision of bicycle facilities along portions of Fairmount Avenue and Montezuma Road; authorizing the City Manager to reimburse CalTrans from Local Transportation Funds in the amount not to exceed \$234,000 for the construction of the Fairmount Avenue/

Montezuma Road bikeway project (CIP-58-036).

(Mid-City and State University Community Areas. Districts 3 and 7.)

CITY MANAGER REPORT:

Execution of this agreement will provide for construction of a bikeway on Fairmount Avenue from Camino del Rio South to Montezuma Road and on Montezuma Road from Fairmount Avenue to 55th Street. The bikeway was authorized by the City Council in May 1982, with the project to be paid for with Local Transportation Funds (LTF) administered by SANDAG, which has allocated \$267,000 for the project. Under Agreement No. 11-0277, executed in June 1981, CalTrans has provided the design and cost estimates for constructing the Fairmount/Montezuma bikeway. To expedite construction of the project, it will be beneficial to have CalTrans provide all the additional engineering services, including administering the

construction contracts that are required. CalTrans estimates the cost of constructing the bikeway to be \$194,000, plus construction engineering services at \$40,000. Total cost, including previously authorized design services of \$33,000 is \$267,000.

Implementing the bikeway will require the prohibition of all parking on Montezuma Road except on the south side in the widened section just east of Collwood Blvd. Most of the vehicles to be displaced are those of students or others associated with San Diego State University, which has stated that the loss of parking spaces will be more than compensated for by planned additions to campus parking lots. City Council concurrence will be requested prior to prohibiting parking on Montezuma Road.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-143: (R-84-326) ADOPTED AS RESOLUTION R-259204

Authorizing the City Manager to execute an agreement with Freilich and Leitner, P.C., for consulting and legal services to the City with respect to the City's Progress Guide and General Plan and Growth Management Program, for a 12-month period commencing July 1, 1983 through June 30, 1984; authorizing the expenditure of the sum of \$15,000 from Department 065, Account 4222, for the purpose of providing funds for the above program.

CITY MANAGER REPORT:

The firm of Freilich and Leitner has provided consultant services related to the planning and implementation of the Growth Management Program as contained in the City's Progress Guide and General Plan. Dr. Freilich is a nationally recognized legal authority on municipal land use planning and with his expertise has guided the City in its Growth Management and Implementation Program. The agreement will extend his and his firm's services on an as-needed hourly basis to both the Engineering and Development and Planning Departments to June 30, 1984.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-144: (R-84-290) ADOPTED AS RESOLUTION R-259205

Authorizing the execution of an agreement with Graves Engineering, Inc. to provide professional engineering services for the Imperial Beach Gardens Drainage Study; authorizing the City Auditor and Comptroller to transfer the sum of \$20,000 from Fund 18518, Dept. 5613, Org. 1305, CY '82 year, CDBG Funds for the San Ysidro Boulevard widening project to Fund 18518, Dept. 5613, Org. 1311 Imperial Beach Gardens Drainage Study, CIP-12-023; authorizing the expenditure of the sum of \$20,000 from Fund 18518, Dept. 5613, Org. 1311, CIP- 12-023, Imperial Beach Gardens Drainage Study and \$860 from CIP-58-007 Overhead and Other Costs for Projects Funded by Federal Grants, Fund 30245 for the purpose of providing funds for the above program; authorizing the City Auditor and Comptroller to add CIP-12-023, Imperial Beach Gardens Drainage Study, to the FY '84 CIP Program.

(See City Manager Report CMR-83-358. Otay Mesa-Nestor Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PSS on 8/24/83. Recommendation to adopt the Resolution. Districts 1, 4 and 6 voted yea. Districts 3 and 8 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-145: (R-84-295) CONTINUED TO OCTOBER 10, 1983

Authorizing the execution of an agreement with Klagge, Stevens and Associates, Inc. for design consultant services in connection with the improvement of Lisbon Street - Jamacha Road and Meadowbrook Drive; authorizing the expenditure of \$62,000 from CIP-52-200.0, "Lisbon Street - Jamacha Road," for the purpose of providing funds for the above project.

(East Encanto Community Area. District-4.)

CITY MANAGER REPORT:

The FY 1980 Capital Improvement Program identified a long-range project to provide for an ultimate connection of Meadowbrook Drive

to Jamacha Road. On June 30, 1980, the City entered into an agreement with Klagge, Stevens and Associates, Inc. to provide preliminary engineering for the referenced project. An extensive drainage study of the area was also a requirement of the agreement.

This proposed engineering service agreement provides for the subsequent preparation of final construction documents to connect Meadowbrook Drive to Jamacha Road and includes the design of a traffic signal on Jamacha Road at the new intersection.

In addition, the proposed agreement includes the design of drainage facilities on Jamacha Road between Glencoe Drive and Beacon Drive. This long term drainage problem has been the subject of continuous complaints by the citizens of the area.

The consultant, Klagge, Stevens and Associates, Inc., was chosen in accordance with Council Policy 300-7.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A165-172).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-146: (R-84-193) ADOPTED AS RESOLUTION R-259206

Authorizing the execution of an agreement with M. Rosenblatt and Son, Inc., for architecture and marine engineering services for predesign of a small oceanographic vessel to replace existing vessel, Monitor II; authorizing the expenditure of the sum of \$20,000 from Sewer Revenue Fund (41506), CIP-46-099 "Point Loma Wastewater Treatment Plant--Ocean Monitoring Vessel" for the above purpose.

(See City Manager Report CMR-83-343. Peninsula Community Area. District- 2.)

COMMITTEE ACTION: Reviewed by PFR on 8/17/83. Recommendation to adopt the Resolution. Districts 4, 7 and 8 voted yea. Districts 1 and 3 not present.

WU-U-83-819.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A424-488).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-147: (R-84-300) ADOPTED AS RESOLUTION R-259207

Authorizing the City Manager to execute two agreements with San Diego Regional Employment and Training Consortium (RETC) to allow the City to operate the Regional Youth Employment Program (REGY) through June 1984, and to perform contract closeouts for Fiscal Year 1983 programs.

**CITY MANAGER REPORT:**

Since 1972 the City's Regional Youth Employment Program has operated programs providing disadvantaged youth with job training and work experience. The current programs under the Comprehensive Employment and Training Act (CETA) will be completed October 31, 1983. The CETA Act expires on October 31, 1983 and has been replaced with a new Federal Law titled the Job Training Partnership Act (JTPA). This change will require a close out of FY 83 contracts funded under CETA, and implementation of a new contract under JTPA.

The Policy Board of the Regional Employment and Training Consortium (RETC) will meet on September 12, 1983 and is expected to approve two agreements as follows: 1) Funding in the amount of \$88,772 to conduct a U.S. Department of Labor required closeout and audit of FY 83 CETA programs; 2) Funding in the amount of \$494,853 from the recently enacted Job Training Partnership Act to implement the FY 84 REGY Program through June 30, 1984.

Approximately 210 youths will be served by the new REGY Program. Continuing an effort begun last year to provide youth with more thorough career training, REGY will work closely with Opportunities Industrialization Center (OIC) to provide comprehensive skills assessment and training readiness services. On the basis of these assessments, REGY will place youth in appropriate activities (which will include private sector tryout employment, class room training and on the job training) designed to prepare them for meaningful, unsubsidized employment.

In accordance with Federal regulations, all participating youth will be between 16-21 years of age and economically disadvantaged.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A248-266).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-148: (R-84-271) ADOPTED AS RESOLUTION R-259200

Authorizing the execution of Amendment No. 1 to the City's agreement with Ernest W. Hahn, Inc., involving the construction of a shopping center in the City of Escondido on lands formerly

owned by the City of San Diego, which provided for the payment of \$100,000 per year plus five percent of defined overages to the City of San Diego, and which specifies that said \$100,000 per year payments shall commence July 1, 1983.

(Located at Via Rancho Parkway and I-163.)

**CITY MANAGER REPORT:**

In March of 1980, the City of San Diego and Ernest W. Hahn, Inc., executed an agreement to settle litigation between the Cities of San Diego and Escondido concerning property rights claims made by San Diego against property owned by Escondido on which a shopping center is to be built. This agreement provided that the City of San Diego would receive \$100,000 annually on January 1, 1983, or upon the issuance of necessary permits, whichever occurs later. The permits have not been issued, but they could be obtained so the Hahn Company has agreed to commence payment.

Amendment No. 1 to this agreement provides for payments to commence on July 1, 1983, and clarifies several ambiguities in the legal terminology of the agreement. Ernest W. Hahn, Inc., has submitted the July and August payments of \$8,333 per month.

This amendment also acknowledges City of San Diego review and approval of a similar amendment to the original ground lease between the City of Escondido and Ernest W. Hahn, Inc., executed February 2, 1981. All other terms and conditions of the City of San Diego agreement with Ernest W. Hahn, Inc., are to remain the same.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A248-266).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

**ITEM-149: (R-84-323) CONTINUED TO SEPTEMBER 19, 1983**

Authorizing the execution of a fourth amendment to the agreement with Tetra Tech, Inc., for engineering consultant services for the Mission Bay Water Quality Project; authorizing the expenditure of \$5,000 from CIP-22-050 for the purpose of providing funds for the above project.

(Mission Bay Park Community Area. District-6.)

**CITY MANAGER REPORT:**

Tetra Tech has performed numerical and physical model studies on Mission Bay to determine the effects of various bay configurations on circulation and flushing to improve water quality. The studies did not include the proposed Army Corps of Engineers offshore

breakwater at the entrance to Mission Bay. To address the Corp's project impact, a numerical model study to determine whether the breakwater will have any adverse effects on water circulation is needed at this time. The results of the study will be compared to previous results obtained by Tetra Tech to insure that the breakwater does not degrade circulation patterns within the bay.

Prior studies have shown that circulation problems experienced in the bay are inherent and not subject to correction by reconfiguration of islands or shoreline. It is important to obtain data which will show that the design used for the offshore breakwater, as badly needed as it is to reduce dangerous surge, will not adversely affect tidal action needed to maintain the best possible water quality in the bay.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A053-070).

MOTION BY GOTCH TO CONTINUE TO SEPTEMBER 19, 1983, AT CITY MANAGER'S REQUEST FOR FURTHER REVIEW. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-150: (R-84-177) ADOPTED AS RESOLUTION R-259209

Authorizing the execution of a fifth amendment to the agreement with Woodward-Clyde Consultants for additional design, inspection and surveying of the Sunset Cliffs Shoreline Protection Project; authorizing the expenditure of the sum of \$22,203 from CIP-13-002 for the above purpose; authorizing an amendment to Assessment Roll-3975 which will reduce assessments in the total amount of \$17,400 for work which was deleted from the original plans of the Sunset Cliffs Shoreline Protection Project; authorizing the expenditure of the sum of \$19,322 from CIP-13-002 for making refunds and paying bonds in connection with the revised assessment roll for the Sunset Cliffs Shoreline Project; authorizing the transfer of \$216,325 from Capital Outlay Unallocated Reserve, CIP-90-245 to CIP-13-002 for the Sunset Cliffs Shoreline Project.

(See City Manager Report CMR-83-345. Ocean Beach Community Area. District- 2.)

COMMITTEE ACTION: Reviewed by PSS on 8/24/83. Recommendation to adopt the Resolution. Districts 1, 3, 4 and 6 voted yea. District 8 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-151: (R-83-2134) ADOPTED AS RESOLUTION R-259210

Authorizing the City Manager to execute a 5-year lease agreement with Mustang Aviation, Inc. for a portion of Building 2002 (1,465 square feet) and 41,900 square feet of ramp space at Brown Field, on a percentage lease with a minimum annual rent of \$9,177.

(See City Manager Report CMR-83-333. Otay Mesa Community Area. District- 8.)

COMMITTEE ACTION: Reviewed by PF&R on 8/17/83. Recommendation to adopt the Resolution. Districts 3, 4, 7, and 8 voted yea. District 1 not present.

FILE LOCATION:

LEAS Mustang Aviation, Inc.

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-152: (R-83-2135) ADOPTED AS RESOLUTION R-259211

Authorizing the execution of a three year lease agreement with South Bay Airport Company for the east half of Building 2048 (2,278 square feet) and 2.23 acres of ramp space and vacant land at Brown Field, on a percentage lease with a minimum annual rent of \$6,466.

(See City Manager Report CMR-83-334. Otay Mesa Community Area. District- 8.)

COMMITTEE ACTION: Reviewed by PFR on 8/17/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yea. District 1 not present.

FILE LOCATION:

LEAS South Bay Airport Company

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-153: (R-84-270) ADOPTED AS RESOLUTION R-259212

Authorizing the execution of a lease agreement with the United States of America, Department of Justice, for continued use of the former San Diego Police Department Juvenile Check Station at San Ysidro for a Border Patrol Station, with an initial monthly rental to the City of \$2,260, for a term commencing October 1, 1982 and extending to September 30, 1987, on property located at the northwest corner of Interstate 5 and the International Boundary composed of 1.34 acres of land and a 2,812 square-foot building.

(San Ysidro Community Area. District-8.)

CITY MANAGER REPORT:

The United States Department of Justice (Border Patrol) has leased the subject building since 1975 for a Border Patrol Station. The proposed lease contains the same basic terms and conditions as the previous agreements, except that the monthly rent has been increased from \$1,300 to \$2,260. Upon approval, the term will begin retroactive to October 1, 1982 and terminate September 30, 1983, to coincide with the U.S. Government's fiscal year. The lease is then renewable for four successive one-year terms through September 30, 1987, subject to renegotiation at that time. The rent equates to 80 cents per square foot per month based on 2,812 square feet of rentable space, or \$2,260 per month, subject to yearly Consumer Price Index increases. The City will continue to maintain the exterior of the building and replace major plumbing and structural items only. The lessee will be responsible for all other maintenance and pay for all utilities and insurance.

FILE LOCATION:

LEAS USA Bureau of Immigration and Naturalization; I-5 and International Boundary, San Ysidro

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-154: (R-84-235) ADOPTED AS RESOLUTION R-259213

Authorizing the execution of an authorization to proceed with Task Order No. 7 of the agreement with Brown and Caldwell-

Heery for construction management services for Point Loma Accelerated Projects; authorizing the expenditure of the sum of \$340,374 from Sewer Revenue Fund 41506, CIP-46-009, South Bay -

Point Loma Sewage Treatment Plant, for the above purpose.

(Point Loma Community Area. District-2.)

CITY MANAGER REPORT:

On May 12, 1980 Council authorized a Master Agreement with Brown & Caldwell-Heery, a joint venture, to provide construction management services for the Point Loma Accelerated Projects. Task Orders 1 through 6 provided these services and extended the dates of work. Task Order No. 7 provides for further construction management services related to digester roof repair (C-2-S), the engine generator and catalytic converter, the warranty provisions and the continuing close-out of the accelerated projects. Task Order No. 7 also extends Brown & Caldwell-Heery's services through November 30, 1984.

WU-U-84-006.

FILE LOCATION:

CONT Brown and Caldwell-Heery

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-155: (R-83-2073 Rev.) ADOPTED AS RESOLUTION R-259214

Authorizing the execution of two ten-year right of entry permits with Duane A. Nelles, Jr. and Gail G. Nelles, and Stanley L. Vermeers and Linda Vermeers for the purposes of fencing and landscaping portions of Coral Reef Estates Unit 2, Lot 47.

(See City Manager Report CMR-83-346. Located on the north side of Bayview Reservoir. La Jolla Community Area.

District-

1.)

COMMITTEE ACTION: Reviewed by PFR on 8/17/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yea. District 1 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-156: (R-84-377) ADOPTED AS RESOLUTION R-259215

Approving the concept of the proposed inter-agency Construction Operation and Reimbursement Agreement for construction of a trunk sewer to provide service to Otay Mesa as generally described in City Manager Report CMR-83-319; authorizing and directing the City Manager to negotiate the necessary inter-agency agreements to provide service to Otay Mesa as soon as possible; declaring that it is the intention of the City Council that allocation of capacity provided by the transmission system shall be limited to lands annexed to the City of San Diego within the Otay Mesa Community Plan, dated April 27, 1981 and lands of the State of California except that: 1) Otay International shall be allocated 1.6 mgd; and 2) Chula Vista shall be allocated 0.65 mgd.

(See City Manager Reports CMR-83-347 and CMR-83-319.)

COMMITTEE ACTION: Reviewed by RULES on 8/15/83. Recommendation to adopt the Resolution. Districts 2, 5, 6, 7 and Mayor voted yea.

WU-PR-84-010.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-157: (R-84-244) ADOPTED AS RESOLUTION R-259216

Approving and adopting the Bylaws of the San Diego Transit Corporation as amended.

CITY MANAGER REPORT:

At its meeting on June 29, 1983, the Board of Directors of the San Diego Transit Corporation adopted a resolution recommending that the City, acting as sole member of the Corporation, approve and adopt a proposed amendment to the bylaws of the Corporation.

This amendment would allow a \$50 compensation per director for each official meeting of the Board or its committees with no limit on the total amount of compensation to be received by a director in a given calendar month. Presently the directors are entitled to receive a fee of \$50 for each meeting they attend, but not in excess of \$100 per director during any calendar month.

The Board of Directors felt it more appropriate to lift the limit on the amount to be received by a director in a calendar month rather than to increase their compensation fees. The meeting schedule of the Board of Directors and its committees fluctuates from month to month depending upon the amount of business that needs

to be discussed. The revised compensation structure is more equitable because it is based on the actual level of activity. San Diego Transit Corporation estimates based on FY 83 experience that compensation for an average of one additional meeting per month (12 person meetings per year) would be required for an estimated \$600.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-158: (R-84-353) ADOPTED AS RESOLUTION R-259217

Requesting the Director of the County of San Diego Department of Health Services to require any person responsible for the clean-up operation at an abandoned hazardous waste disposal site to develop a site clean-up operations plan for review prior to starting operations; such plan should include beginning and ending dates of operation, hours of operations, and emergency procedures; requesting the Director of the County of San Diego Department of Health Services to submit a copy of this site clean-up operations plan to the City Manager for review and recommendations prior to the commencement of the clean-up operation unless considerations dictate otherwise; further requesting that following the submission of the

clean-

up plan to the City Manager, the Director of the County of San Diego Department of Health Services shall contact the Police Department, Fire Department and other appropriate agencies to convene a meeting to develop an emergency contingency plan prior to the commencement of the clean-up operation. It is desired that the emergency contingency plan shall include but not be limited to provisions for: 1) Notifying area residents and businesses of the clean-up operations prior to commencement; 2) A warning system that will alert area residents and businesses in the event of an emergency; and 3) On-site safety monitoring approved or conducted by the County Department of Health Services; requesting any person responsible for the clean-up operation to provide a final report following the conclusion of the clean-up operation and to deliver a copy of said report to the City Manager upon his request.

COMMITTEE ACTION: Reviewed by PSS on 8/24/83. Recommendation to adopt the

Resolution. Districts 1, 3, 4, 6 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A248-266).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-160: (O-84-20) INTRODUCED, TO BE ADOPTED SEPTEMBER 26, 1983

(Continued from the meeting of August 15, 1983 at Anita Stroman's request.)

Introduction of an Ordinance amending Chapter IX, Article 1, Division 6 of the San Diego Municipal Code by amending Section 91.0603 to provide that applicants for demolition permits notify tenants of multi-family structures of the owner's intent to apply for a demolition permit and to provide that such permits shall not be issued sooner than 60 days from the date of application unless declared to be unsafe or a public nuisance.

(See Planning Department Report PDR-83-359 and Committee Consultant Analysis TLU-83-16.)

COMMITTEE ACTION: Initiated by TLU on 7/25/83. Recommendation to introduce the Ordinance. Districts 2, 3, 4, 5 and 8 voted yea.

COMMITTEE REPORT:

This ordinance is recommended by the Transportation and Land Use Committee as a response to the communication of Mr. Maurice Bolduc, representing the Community Planners Committee (CPC). The CPC communication requested the City to regulate demolition of residential structures by: 1) providing adequate notice; 2) establishing right to appeal to elected officials; and 3) providing relocation assistance.

The Committee considered a number of alternatives from the status quo to provisions similar to the City's Condominium Conversion Ordinance. The Committee recommends providing 60 days notice by requiring applicants for demolition permits to notify tenants of multi-family residential structures (four units or more) of the owners intent to apply for the permit. The notice would be by mail or personal delivery. The permit would not be issued sooner than 60 days from the date of application. The form of the notice would be prescribed by the Building Inspection Department and would include a brief listing of non-profit and private sector rental referral listing services.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A501-618).

MOTION BY MARTINEZ TO INTRODUCE. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-161: (O-84-22)

Introduction of an Ordinance amending Chapter V, Article 6, of the San Diego Municipal Code by adding Section 56.56 relating to possession of alcoholic beverage containers on posted premises.

(Introduced on 9/12/83. Council voted 9-0.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A620-B219)

MOTION BY JONES TO INTRODUCE. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-200: (O-84-40) INTRODUCED, TO BE ADOPTED SEPTEMBER 26, 1983

Introduction of an Ordinance amending Chapter II, Article 6 of the San Diego Municipal Code by amending Section 26.16 relating to the Citizens Equal Opportunity Commission increasing the commission from nine to eleven members.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B400-405).

MOTION BY STRUIKSMA TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-201: (O-84-45) INTRODUCED, TO BE ADOPTED SEPTEMBER 26, 1983

(Continued from the meeting of August 23, 1983 at Mayor Hedgecock's request.)

Introduction of an Ordinance amending the gross floor area definition contained in the La Jolla Office Building Moratorium Ordinance.

COMMITTEE ACTION: Initiated by TLU on 8/22/83. Recommendation to introduce the Ordinance. Districts 2, 4, 5 and 8 voted yea. District 3 not present.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B405-649).

MOTION BY MITCHELL TO INTRODUCE. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-202: (O-83-266) INTRODUCED AS AMENDED, TO BE ADOPTED SEPTEMBER 26, 1983

(Continued from the meeting of August 22, 1983 at Council Member Martinez's request.)

Amending Chapter III, Article 1, Division 3 of the San Diego Municipal Code by amending Section 31.0371, and amending Chapter III, Article 3, Division 8 of the San Diego Municipal Code by repealing Sections 33.0801 through 33.0806, 33.0809, 33.0810 and 33.0811, relating to auctioneers and auction houses.

(Introduced on 8/8/83. Council voted 8-0. District 2 not present.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B289-399).

MOTION BY MARTINEZ TO AMEND ORDINANCE TO APPROVE SECTION 2, INTRODUCE ORDINANCE AS AMENDED, AND REFER SECTION 1, BUSINESS LICENSE TAX TO PUBLIC SERVICES AND SAFETY COMMITTEE FOR HEARING.

Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-203: (R-84-226) ADOPTED AS AMENDED AS RESOLUTION R-259218

(Continued from the meeting of August 22, 1983 at Council Member Martinez's request.)

Authorizing the Purchasing Agent to advertise for sale 3,000 surplus bleacher seats from San Diego Jack Murphy Stadium which are no longer needed for City purposes; all expenses in connection with the sale of said bleacher seats shall be deducted from the proceeds received from the sale thereof.

BID-5231L

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B653-700).

MOTION BY STRUIKSMA TO AMEND TO AUTHORIZE SALE OF 2,000 SURPLUS

BLEACHER SEATS AND ADOPT AS AMENDED. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-204:  
19830912

(Continued from the meeting of August 22, 1983 at the City Manager's Request.)

Three actions relative to the final subdivision map of Victoria Manor, a 13-lot subdivision located northeasterly of Tonawanda Drive and Marmil Way:

(South Bay Terraces Community Area. District-4.)

Subitem-A: (R-84-251) ADOPTED AS RESOLUTION R-259219

Authorizing the execution of an agreement with Victoria Manor for the installation and completion of improvements.

Subitem-B: (R-84-250) ADOPTED AS RESOLUTION R-259220

Approving the final map.

Subitem-C: (R-84-253) ADOPTED AS RESOLUTION R-259221

Dedicating a portion of Parcel B reserved for future street on the Map of Marmil Terrace, Map-5180 as and for a public street and naming the same Cameron Court.

FILE LOCATION: Subitem-A and B SUBD Victoria Manor; Subitem-C DEED F-2047

COUNCIL ACTION: (Tape location: C015-030).

MOTION BY JONES TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-205: (R-84-313) RETURNED TO CITY MANAGER

(Continued from the meeting of August 22, 1983 at the City Manager's request.)

Approving the acceptance by the City Manager of that grant deed executed by the San Diego Housing Commission, affecting a portion of Lot 1 of Horton's Purchase in the Ex-Mission Lands of San Diego, according to Map-283; authorizing the expenditure of an amount not to exceed \$834,283 from Capital Outlay Fund

30245, CIP-39-080, Euclid Avenue, and \$236,203 from General Fund 100, Department 605, Unallocated Reserve for the Euclid Avenue site acquisition; authorizing the City Manager to solicit bids for the purchase of the Euclid Avenue site and bring the high bid to the City Council for approval.

(See City Manager Report CMR-83-359. Mid-City Community Area. District-3.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A070-083).

MOTION BY STRUIKSMA TO RETURN TO CITY MANAGER AT CITY MANAGER'S

REQUEST TO REVIEW ALTERNATE SOURCES OF FUNDING. Second by McColl.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-206: (R-84-309) ADOPTED AS RESOLUTION R-259222

Supporting the redocumentation of the Cunard Princess and the Cunard Countess as United States Flag vessels, thereby permitting them to operate in United States coastwise trade as provided for in Senate Bill 1197 and House of Representatives Bill 2883.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B264-285).

MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-207: (R-84-352 Rev.) ADOPTED AS AMENDED AS RESOLUTION R-259223

Adoption of a Resolution concerning the issuance of Revenue Bonds to finance the construction of multi-family housing developments in an amount not to exceed \$109,325,000.

(See Housing Commission Report HCR-83-014CC.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-135; C493-570).

Motion by Martinez to continue to September 12, 1983, at the request of Ruth Schneider to meet with Council Member Martinez. Second by Gotch. Passed. Yeas: 1,2,3,4,5,6,7,8,M. Nays: None.

Motion by Jones to reconsider Council's action to continue.  
Second by Gotch. Passed. Yeas: 1,2,3,4,5,6,7,8,M. Nays: None.

MOTION BY MARTINEZ TO ADOPT WITH AMENDED EXHIBIT A TO DELETE  
THE  
PALM VISTA AND PALM RIDGE APARTMENTS DEVELOPMENTS AND  
CONTINUE THE

MATTER OF THE TWO DEVELOPMENTS TO SEPTEMBER 19, 1983. Second by  
Jones. Passed by the following vote: Mitchell-yea, Cleator-yea,  
McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor Hedgecock-yea.

ITEM-208: (R-84-373) ADOPTED AS RESOLUTION R-259224

Authorizing the City Manager to execute an offer to purchase  
real estate with the United States of America, General Services  
Administration, for the purchase of the former Tierrasanta  
Prison Site located on the southerly side of Clairemont Mesa  
Boulevard, east of Mound Avenue, north of Mission Gorge and  
west of Jackson Drive in the Tierrasanta area.

(Tierrasanta Community Area. District-7.)

CITY MANAGER REPORT:

On July 19, 1983, the City Council adopted Resolution R-258907  
authorizing the City Manager to acquire approximately 206 acres of  
surplus Federal land in the Tierrasanta area for open space park  
purposes. The resolution also authorized an expenditure of not to  
exceed \$5.5 million for the land. The City Manager executed an  
offer to purchase agreement and deposited a 10 percent earnest money  
deposit with the Federal Government. The Federal Government has now  
revised the offer to purchase agreement, making substantial changes  
from the original agreement. The three most significant points in  
the new agreement are: 1) If the offer is withdrawn by the City,  
the earnest money deposit may be, at seller's option, retained by  
the Federal Government as liquidated damages; 2) If the property or  
any part of it is sold within 5 years, all profits on the sale shall  
be remitted to the Federal Government; and 3) The City covenants  
that any construction is prohibited unless a determination of no  
hazard to air navigation is issued by the Federal Aviation  
Administration. These three significant points should be approved  
by the Council before the City Manager executes the revised  
agreement. It should be also noted that the agreement calls for a  
price adjustment of \$26,675 per acre if a survey reveals a  
difference in the actual acreage being acquired. Engineering  
calculations of the acreage shown on the maps furnished by the  
Federal Government indicate that there are less than the 206.19  
acres set out in the agreement. City staff is negotiating with the  
Federal Government to resolve this issue which could result in a

purchase price less than the \$5.5 million.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C058-085).

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-209: (R-84-369) ADOPTED AS RESOLUTION R-259225

Granting Cal-West Diversified a six-month extension of its exclusive right to negotiate on a 23-acre City-owned site located at Cottonwood and Bolton Hall Road, Site-133/476; authorizing the San Diego Housing Commission to negotiate the terms of the option and lease subject to Council approval.

(See Housing Commission Report HCR-83-015CC. District-8.)

FILE LOCATION:

LEAS Cal-West Diversified

COUNCIL ACTION: (Tape location: C031-057).

MOTION BY MARTINEZ TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-210: (R-84-339) CONTINUED TO SEPTEMBER 26, 1983

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION

Determining and declaring that the public interest, convenience and necessity of the City of San Diego require the construction, reconstruction, maintenance, operation and repair of a drain or drains including any and all appurtenances thereto, together with the right of ingress and egress, over, under, along and across that portion of Parcel "00," Lot 19, of Rancho Mission of San Diego for the Las Chollas Creek drainage channel; declaring that the public interest, convenience and necessity demand the acquisition of said property for said drain or drains and any and all appurtenance thereto; declaring the intention of the City to acquire said property under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property and acquiring immediate possession thereof.

(Six votes required)

(See City Manager Report CMR-83-368. Located southeasterly

of the intersection of College Avenue and University Avenue.  
Mid-City Community Area. District-3.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C090-384).

Hearing began 3:10 p.m. and halted 3:32 p.m.

Testimony in opposition by E. S. Russell.

Motion by Cleator to adopt. No second.

MOTION BY McCOLL TO CONTINUE TO SEPTEMBER 26, 1983, FOR STAFF TO  
MEET WITH OWNERS TO WORK OUT PURCHASE PRICE. Second by Martinez.

Passed by the following vote: Mitchell-yea, Cleator-yea,

McColl-

yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea,

Martinez-

yea, Mayor Hedgecock-yea.

ITEM-S400: (O-84-34) DEFEATED

First of two public hearings amending Ordinance O-16007 (New Series), entitled "An Ordinance adopting the Annual Budget for the Fiscal Year 1983-84 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year" by amending Documents No. 00-16007-1 and No. 00-16007-2, as amended and adopted therein, by adding to the personnel authorization of the Planning Department (065) 0.50 Associate Planner and 0.50 Zoning Representative; transferring within the General Fund 100, the sum of \$34,556 from unallocated reserve (605) to the Planning Department (065) for the purpose of administering the City's companion unit (granny flats) housing Ordinance.

CITY MANAGER REPORT:

The Companion Unit Ordinance introduced by City Council contains many restrictions upon development of companion units in the City. These restrictions will result in fewer applications than would be expected under the other alternatives considered by the Council. It is estimated that there would be a need for 0.5 Associate Planner to handle all applications and respond to public inquiries. The proposed companion unit occupancy limitations would require 0.25 Zoning Representative to conduct inspection programs and respond to complaints. The owner-occupancy requirement would require 0.25 Zoning Representative for enforcement.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C396-485).

MOTION BY STRUIKSMA TO DENY THE AUTHORIZATION FOR ADDITIONAL  
PERSONNEL. Second by Jones. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea,  
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-S401: (O-84-23) ADOPTED AS ORDINANCE O-16043 (New Series)

Limiting for a period of one year, the issuance of building  
permits for structures in commercial zones in the La Jolla Area  
of the City of San Diego.

(Introduced on 8/16/83. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A172-190).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND  
ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea,  
Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea,  
Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-1: (R-84-452) ADOPTED AS RESOLUTION R-259226

A Resolution presented to the City Council with UNANIMOUS  
CONSENT:

Expressing outrage over the slaughter of 269 innocent  
people, including 61 Americans, on Korean Flight 007 by a  
premeditated act of the Soviet Union and does hereby condemn  
such act, setting aside and recognizing September 17, 1983 as a  
day of remembrance to honor those who perished; expressing  
support for a peaceful rally scheduled on September 17, 1983 at  
the West Terminal of Lindbergh Field at 11:00 a.m., sponsored  
by the Young Americans for Freedom, Polish Solidarity, the  
Korean Association of San Diego, the Afghanistan Freedom  
Society, and the Vietnamese Community Action Committee.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C576-600).

MOTION BY MITCHELL TO ADOPT. Second by Martinez. Passed by the  
following vote: Mitchell-yea Cleator-yea McColl-yea Jones-yea  
Struiksmayea Gotch-yea Murphy-yea Martinez-yea Mayor  
Hedgecock-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 4:25 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: C571-575; C600).

MOTION BY MARTINEZ TO ADJOURN IN HONOR OF THE MEMORY OF  
JEWELL

MITROVICH. Second by Gotch. Passed by the following vote:  
Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea,  
Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.