

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, SEPTEMBER 26, 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 2:09 p.m. Mayor Hedgecock and the Council welcomed The Right Honorable Thomas Morgan, Lord Provost of Edinburgh, and his delegation, accompanied by Margaret Cook, their hostess in San Diego for the Edinburgh San Diego Sister City Society. Mayor Hedgecock adjourned the meeting at 3:54 p.m. to meet in Closed Session on Tuesday, September 27, 1983 at 9:00 a.m. in the twelfth floor conference room on pending litigation.

ATTENDANCE DURING THE MEETING:

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

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 Struiksmá-present.  
Council Member Gotch- present.  
Council Member Murphy-present.  
Council Member Martinez- present.

ITEM-10: INVOCATION

Invocation was given by Reverend Roger Gredvig, Pastor of

Peace Lutheran Church in San Diego.  
FILE LOCATION:  
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Martinez.  
FILE LOCATION:  
MINUTES

ITEM-30: (R-84-465) CONTINUED TO OCTOBER 10, 1983.

At the request of the Small Business Advisory Group, the  
City Council will present a commendation to General Dynamics.  
FILE LOCATION:  
MEET

COUNCIL ACTION: (Tape location: A094-100).

MOTION BY STRUIKSMA TO CONTINUE FOR TWO WEEKS, AT HIS REQUEST.  
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-31: PRESENTED

A proclamation by Mayor Roger Hedgecock declaring September  
24 to October 5, 1983 as "Cabrillo Festival Week."  
FILE LOCATION:  
MEET

COUNCIL ACTION: (Tape location: A036-092).

\* ITEM-50: (O-84-40) ADOPTED AS ORDINANCE O-16044 (New Series)

Amending Chapter II, Article 6 of the San Diego Municipal  
Code by amending Section 26.16 relating to the Citizens Equal  
Opportunity Commission.  
(Introduced on 9/12/83. Council voted 9-0.)

FILE LOCATION:  
MEET

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND  
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-51: (O-83-266 Rev.) ADOPTED AS ORDINANCE O-16045 (New Series)

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 as amended on 9/12/83. Council voted 9-0.)

NOTE: On 9/12/83 Section 1 of this Ordinance regarding business tax license was referred to the Public Services and Safety Committee.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND 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-52: (O-84-22) ADOPTED AS ORDINANCE O-16046 (New Series)

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:

MEET

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND 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-53: (O-84-20) ADOPTED AS ORDINANCE O-16047 (New Series)

Amending Chapter IX, Article 1, Division 6, of the San Diego Municipal Code by amending Section 91.0603, relating to demolition regulations.

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

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND 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-54: (O-84-31) ADOPTED AS ORDINANCE O-16048 (New Series)

Amending Chapter X, Article 3, Division 6, of the San Diego Municipal Code, by amending Section 103.0611, relating to the Employment Center Zone.

(District-1. Introduced on 9/13/83. Council voted 9-0.)

FILE LOCATION:

LAND North City West Planned District

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND 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-55: (O-84-28) ADOPTED AS ORDINANCE O-16049 (New Series)

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. San Ysidro Community Plan Area. District-8. Introduced on 9/12/83. Council voted 9-0.)

FILE LOCATION:

ZONE 9/26/83

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND 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-56: (O-84-27) ADOPTED AS ORDINANCE O-16050 (New Series)

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. Linda Vista Community Plan Area. District-5. Introduced on 9/12/83. Council voted 9-0.)

FILE LOCATION:

ZONE 9/26/83

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND 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-57: (O-84-42) ADOPTED AS ORDINANCE O-16051 (New Series)

Creating a cost recovery district within the Lopez Canyon Collector Sewer and Retention Basin Assessment District area. (1913 Improvement Act)  
(District-5. Introduced on 9/12/83. Council voted 9-0.)

FILE LOCATION:

STRT D-2239

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND 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-58: (O-84-45) ADOPTED AS ORDINANCE O-16052 (New Series)

Amending Ordinance O-16043 (New Series), adopted September 12, 1983, by amending Section 4, relating to gross floor area. (Introduced on 9/12/83. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A234-241).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND 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-100:

19830926

Six actions relative to awarding contracts:  
Subitem-A: (R-84-397) ADOPTED AS RESOLUTION R-259289

For the purchase of electrical components, maintenance materials, and fixtures as may be required for a period of one year beginning September 1, 1983 through August 31, 1984, for a total cost of \$201,289.86, including escalation, tax and terms

with an option to renew contract for an additional one year period, as follows: 1) Graybar Electric Company, Inc. for Sections I, II, III, IV, V and VIII; and 2) ESD Company for Sections VI and VII. BID- 5210

Subitem-B: (R-84-398) ADOPTED AS RESOLUTION R-259290

Tatt Companies International for furnishing security guard service at three operations stations and two municipal airports as may be required for a period of one year beginning October 1, 1983 through September 30, 1984, for an estimated cost for the first year of \$183,100.24, with an option to renew the contract for four additional one year periods, with price escalation not to exceed 8 percent of prices in effect at the end of each prior year. BID-5214

Subitem-C: (R-84-396) ADOPTED AS RESOLUTION R-259291

Carpenter/Offutt Paper, Inc. for furnishing bond xerographic high speed premium copy paper as may be required for a period of six months beginning October 1, 1983 through March 31, 1984 for an estimated total cost of \$58,451.19, including tax and terms. BID-5168

Subitem-D: (R-84-286) ADOPTED AS RESOLUTION R-259292

Fischer and Porter for furnishing preventive maintenance and emergency service on control and monitoring equipment at three filtration plants as may be required for a period of one year beginning October 1, 1983 through September 30, 1984 for an estimated cost of \$47,712, with an option to renew the contract for two additional one year periods at price escalation not to exceed 8 percent of the price in effect at the end of each prior year. BID- 5194

Subitem-E: (R-84-389) ADOPTED AS RESOLUTION R-259293

D.J. Repair and Service Co., Inc. for furnishing emergency repair service for twelve progressive cavity pumps as may be required for a period of one year beginning October 1, 1983 through September 30, 1984 for an estimated cost of \$46,650, including terms, with an option to renew the contract for an additional one year period with a price escalation not to exceed 15 percent of the bid price. BID-5211

Subitem-F: (R-84-285) ADOPTED AS RESOLUTION R-259294

For the purchase of office furniture as may be required for a period of one year beginning October 1, 1983 through September 30, 1984 as follows: Arenson Office Furniture for Section I, Section II and Section IV for an estimated cost of

\$29,245.82, including tax and terms; Fischer Off. Int. for Section III and Section IV, for an estimated cost of \$9,306.22 including tax and terms; Seal Furniture and Systems, Inc. for Section IV, San Diego Office Supply for Section IV, and Southwest Business Interiors for Section IV. BID-5212

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-101: (R-84-399) ADOPTED AS RESOLUTION R-259295

Inviting bids for the construction of East Mission Bay Storm Drain Interceptor System-Phase I on Work Order No. 164061; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$272,000 from Environmental Growth Fund 10505, CIP-22-050, Mission Bay Water Quality, for said project and related costs; authorizing the Auditor and Comptroller upon advice from the Engineering and Development Department, to retain excess budgeted funds, if any, in CIP-22-050. BID-5284 (Mission Bay Park Community Area. District-6.)

CITY MANAGER REPORT:

On May 9, 1983, the City Council accepted the report of Tetra Tech, Inc. on the Mission Bay Water Quality Study and approved an amendment to Tetra Tech's contract for design of interceptor systems to transfer low flows from nine storm drains and Rose and Tecolote Creeks to the sanitary sewer system. Design of the first phase of this contract, located in the northeast or DeAnza Cove area of Mission Bay Park, has been completed and is ready to advertise for construction.

WU-ED-84-030.

FILE LOCATION:

W.O. 164061

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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:

19830926

Four actions relative to the final subdivision map of the Resubdivision of The Plaza at La Jolla Village Unit No. 1, a 7-lot subdivision located northeasterly of La Jolla Village Drive and Genesee Avenue:

(University Community Area. District-1.)

Subitem-A: (R-84-429) ADOPTED AS RESOLUTION R-259296

Authorizing the execution of an agreement with The Plaza at La Jolla Village Associates for the installation and completion of improvements.

Subitem-B: (R-84-428) ADOPTED AS RESOLUTION R-259297

Approving the final map of the Resubdivision of The Plaza at La Jolla Village Unit No. 1.

Subitem-C: (R-84-430) ADOPTED AS RESOLUTION R-259298

Terminating the subdivision improvement agreement with The Plaza at La Jolla Village, dated December 17, 1979; releasing Performance Bond No. 5190117, issued by the American Insurance Company, guaranteeing the improvements in the subdivision known as The Plaza at La Jolla Village.

Subitem-D: (R-84-439) ADOPTED AS RESOLUTION R-259299

Authorizing the execution of a quitclaim deed, quitclaiming to The Plaza at La Jolla Village Associates, all the City's right, title and interest in water, drainage, access and non-motor vehicular and pedestrian easements.

CITY MANAGER REPORT:

The Plaza at La Jolla Village is being resubdivided which, in addition to the routine items associated with final approval, requires the quitclaim of water, drainage, access and non-motor vehicular and pedestrian easements, termination of the subdivision agreement for The Plaza at La Jolla Village and release of the subdivision surety. No work has been done under the subdivision agreement for The Plaza at La Jolla Village. A new bond has been posted to cover the work under the new agreement. All easements being abandoned were acquired at no cost and are no longer needed. Since the easements were acquired at no cost, the easements will be abandoned for processing costs.

FILE LOCATION: Subitem-A, B and C SUBD The Plaza at La Jolla Village Unit No. 1; Subitem-D DEED F-2078

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-84-447) ADOPTED AS RESOLUTION R-259300

Vacating Benfield Court west of 45th Street adjacent to Lots 1-14, Fortune Homes Unit 1, Map-9568, all within the boundaries of North Creek Homes Unit 1 Subdivision (TM-83-0233), under the procedure for the summary vacation of streets and public service easements, where a portion of 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 North Creek Homes Unit 1 Subdivision has been approved by Council action; in the event that the final map is not approved by May 16, 1986, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(Southeast San Diego Community Area. District-4.)

**CITY MANAGER REPORT:**

Benfield Court to be vacated was dedicated by the Fortune Homes Unit 1 Subdivision in 1980. The abutting property owners have petitioned for the vacation to resubdivide and develop their property as the North Creek Homes Unit 1 Subdivision, a Planned Residential Development (PRD-83-0233). The street improvements required by the Fortune Homes Unit 1 Subdivision were not constructed; therefore, the subject right-of-way is unimproved and contains no public facilities. The North Creek Homes Unit 1 Subdivision (TM-83-0233) dedicates a new street which provides access to all properties within the subdivision. The street improvements for this right-of-way will be bonded for and constructed with the proposed subdivision. Staff has concluded that the right-of-way to be vacated is no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the North Creek Homes Unit 1 Subdivision (TM-83-0233) being approved and recorded. This action was processed in accordance with the provisions of Council Policy 600-15 and has been reviewed by the Southeast Economic Development Corporation (SEDC).

**FILE LOCATION:**

STRT J-2490 and DEED F-2079

**COUNCIL ACTION:** (Tape location: A242-271).

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

\* ITEM-104:

19830926

Two actions relative to a portion of Main Street and Schley Street:

(Barrio Logan/Harbor 101 Community Area. District-8.)  
Subitem-A: (R-84-448) ADOPTED AS RESOLUTION R-259301

Vacating a portion of Main Street adjacent to Lots 15-24, Block 21, Reed and Hubbell's Addition, Map-327, and the unnamed access road between Main and Schley Streets, under the procedure for the summary vacation of an excess right-of-way of a street or highway not required for street or highway purposes, and where a portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that 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; declaring that the City reserves and excepts from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; the easements reserved herein are in, under, over, upon, along and across the unnamed access road adjacent to Lots 15 and 24, Block 21, Reed and Hubbell's Addition, Map-327, and Lots 1, 2, and 41-48, Block 77, San Diego Land and Town Company's Addition to San Diego, Map-379; declaring that this resolution shall not become effective unless and until the Main and Schley Street improvements, as more particularly shown on City Engineer Drawing No. 20865-1-3-D and as authorized by Engineering Permit No. W-26557 have been completed, accepted, and opened to public use; in the event that the aforementioned street improvements have not been completed, accepted, and opened to public use by October 1, 1984, this resolution shall become void and of no further force or effect; directing the City Engineer to advise the City Clerk when the aforementioned street improvements have been completed, accepted, and opened to public use.

Subitem-B: (R-84-437) ADOPTED AS RESOLUTION R-259302

Approving the acceptance by the City Manager of that street easement deed of National Steel and Shipbuilding Company, granting to the City an easement for public street purposes in portions of Lots 1, 47 and 48 of Block 77 of San Diego Land and Town Company's Addition to San Diego, Map-379; dedicating said land as and for a public street, and naming the same Schley

Street.

**CITY MANAGER REPORT:**

The portion of Main Street to be vacated was dedicated by subdivision in 1886. The unnamed access road was acquired by CalTrans for the construction of Harbor Drive South and quitclaimed to the City in 1944. NASSCO, the abutting property owner, has petitioned for the closure to provide much-needed off-street parking. MTDB supports the closing, because it will improve safety conditions for their light-rail track crossing at Schley Street.

Main Street is classified as a collector street in the Barrio Logan Community Plan. The portion of street to be closed is unimproved and does not contain any public facilities. Sufficient right-of-way will be retained to allow for the future improvement of Main Street to its ultimate design width. The unnamed access road closure is fully improved and contains an electric facility. A general utility easement has been reserved to service and maintain this facility.

A traffic report was prepared by Barton-Ashman and Associates which concluded that existing and anticipated traffic needs could be accommodated by use of Main and Schley Streets provided certain modifications to the existing improvements were made. Staff concurs with the report's findings. The petitioner has bonded for and obtained a permit to construct the necessary street improvements which generally consist of channelization and median improvements. The Schley Street dedication will provide the additional right-of-way needed for these modifications.

A companion item on the docket is the sale of a portion of the Main Street closing owned in fee by the City.

Staff has concluded that the rights-of-way are no longer needed for present or prospective public use and can be summarily vacated. This application has been processed in accordance with Council Policy 600-15.

NOTE: See Item 108.

FILE LOCATION: Subitem-A STRT J-2491 and DEED F-2080; Subitem-B DEED F-2081

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-105: (R-84-444) ADOPTED AS RESOLUTION R-259303

Approving the additional expenditure of \$395,000 of unexpended Federal Comprehensive Employment and Training Act (CETA) funds (Fund 94815) from the current (CETA) program

for transfer to the Regional Employment and Training Consortium (RETC) Cost Pool to be used for Management Information Service Computer needs.

**CITY MANAGER REPORT:**

The Regional Employment and Training Consortium (RETC) Policy Board has requested the City Council and the Board of Supervisors, in accordance with the Joint Exercise of Powers Agreement, to approve a \$395,000 increase in the total costs for closing out the Comprehensive Employment and Training Act (CETA).

The City Council approved a RETC Policy Board request on July 5, 1983 to reserve \$1,060,000 for activities associated with closing out the old CETA Program. This additional 395,000 will provide funds to upgrade the RETC computer. The upgrading of the computer is necessary due to the extensive records which must be maintained in closing out the CETA Program. The computer upgrade will also assist in implementing the new CETA replacement legislation known as the Job Training Partnership Act (JTPA) and expand the computer capability for RETC staff and vendors under contract with RETC.

This request is in accordance with the Joint Exercise of Powers Agreement and RETC Board policy and is recommended for approval.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A242-271).

**CONSENT MOTION BY GOTCH 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-106: (R-84-425) ADOPTED AS RESOLUTION R-259304**

A Resolution adopted by the City Council in Closed Session on Monday, September 12, 1983 by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

Authorizing the City Manager to pay the total sum of \$157,000 in the settlement of each and every claim against the City resulting from increased costs and losses incurred by the contractor, Wal-Con Construction Co. and John M. Artukovich, a joint venture, in the contract for the construction of the 30th Street Pipeline, and which are the subject of San Diego Superior Court Case No. 476647; authorizing the City Auditor and Comptroller to issue a warrant check in the total amount of \$157,000 made payable to Wal-Con Construction Co. and John M. Artukovich, a joint venture, in full settlement of all claims; authorizing the City Auditor and Comptroller to transfer the

sum of \$157,000 from the Water Revenue Fund (41502) Unallocated Reserve (70679) to the Water Operating Fund (41500) Main Maintenance Program (70540).

WU-U-84-026.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-107: (R-84-421) ADOPTED AS RESOLUTION R-259305

Authorizing and approving payment-in-lieu of the issuance of a bond to Bank of America N.T. & S.A., San Francisco, to replace Bond No. 30144, due June 1, 2001, from City of San Diego 1961 Sewer Revenue Bond, which has been lost, mislaid, destroyed or stolen.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-108: (R-84-192) ADOPTED AS RESOLUTION R-259306

Authorizing the sale by negotiation of a portion of Main Street between Schley and 27th Streets for the sum of \$7,900 to National Steel and Shipbuilding Company; authorizing the execution of a grant deed, granting to National Steel and Shipbuilding Company said property; declaring that no broker's commission shall be paid by the City on said negotiated sale.

(Barrio Logan/Harbor 101 Community Area. District-8.)

CITY MANAGER REPORT:

The subject parcel, which consists of a portion of Main Street, is located between Schley and 27th Streets. The portion of Main Street to be sold was dedicated by subdivision in the late 1800s. An inquiry regarding the sale of the property was received by the abutting property owner and only user for this property, NASSCO, to provide much needed off-street parking for their employees and to alleviate neighborhood parking problems. Since the parcel is a dedicated street, a street closure is being processed concurrently with the sale. The parcel is triangular in shape, consisting of

1,057 square feet of vacant, level land in the M-2 zone. There are no reservations or easements on the property.

NOTE: See Item 104.

FILE LOCATION:

DEED F-2082

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-109: (R-84-446) ADOPTED AS RESOLUTION R-259307

Authorizing the execution of an agreement with Bayside Settlement House, Inc. for the operation of a social service program in Linda Vista; authorizing the execution of an agreement with Clairemont Friendship Center to provide Senior Emergency Alert Systems; authorizing the expenditure of the sum of \$39,733 from Fund 185191, Dept. 5732, Org. 3202 and \$60,000 from Fund 185191, Dept. 5732, Org. 3201 for the above programs.

CITY MANAGER REPORT:

In action taken on August 15, 1983, the City Council approved the City Manager's request to execute an agreement with the Department of Housing and Urban Development for Jobs Bill money. Included in that agreement were two social service programs: Bayside Settlement House, Inc. (\$39,733) and Clairemont Friendship Center (\$60,000). The Bayside Settlement House, Inc. project will provide community services to residents of the Linda Vista community with special emphasis being placed on the Vietnamese, Hmong and frail elderly. The Clairemont Friendship Center project will purchase and identify eligible recipients for 78 Senior Emergency Alert Systems.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-110: (R-84-434) ADOPTED AS RESOLUTION R-259308

Authorizing the execution of a third amendment to agreement with Calbiochem for the purchase of Lot 2, Torrey Pines Science Park.

(Located on the northwest corner of Science Park Road and Torreyana Road. Torrey Pines Community Area. District-1.)

CITY MANAGER REPORT:

The City in 1968 sold Lot 1 and an option to purchase on Lot 2 of the Torrey Pines Science Park to Calbiochem. Calbiochem exercised its option and purchased Lot 2 in 1975.

The sales agreement with Calbiochem contained various provisions whereby the City retained rights of first purchase on Lots 1 and 2. These various City rights have expired with the exception of the right of first purchase on an improved Lot 2. In 1971 and in conjunction with the financing by Calbiochem, the City modified the conditions on Lot 1, which seemed to preclude a lender from foreclosing on a mortgage. Calbiochem is currently contemplating the sale of Lot 2 as it is no longer needed for their corporate expansion. They have, therefore, requested a similar modification for this lot.

The City Attorney's Office has indicated that this is an appropriate request, since without the modification the City could effectively preclude financing of improvements on Lot 2, thereby affecting the marketability of the property. The City retains architectural control over Lot 2, and the right to approve any lender involved with a purchase or development. Without the amendment, Calbiochem would likely not be able to assign or finance improvements on Lot 2 until after 1985.

FILE LOCATION:

CONT Land Sale - Calbiochem

COUNCIL ACTION: (Tape location: A272-293).

MOTION BY MARTINEZ 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-111: (R-84-424) ADOPTED AS RESOLUTION R-259309

Authorizing the execution of an amendment to the Master Agreement with CH2M Hill, Inc., for engineering services in connection with the South Bay Wastewater System and related facilities from a cost not to exceed \$8,748,767 to a cost not to exceed \$8,775,349; authorizing the expenditure of the sum of \$26,582 from Sewer Revenue Fund 41506, CIP-46-009, "South Bay-- Point Loma Sewage Treatment Plant," for the above purpose; authorizing the City Manager to execute Amendment No. 1 to Task Order No. 16 of the Master Agreement with CH2M Hill, Inc., in connection with Point Loma Accelerated Projects for the sum of \$26,582.

(Point Loma Community Area. District-2.)

CITY MANAGER REPORT:

On February 22, 1983, the Council authorized Task Order No. 16 of

the Master Agreement with CH2M Hill, et al, a joint venture, for design services for the catalytic reactors at the Digester Gas Utilization Facility at the Point Loma Treatment Plant. The catalytic converters were required by the County Air Pollution Control District (APCD). Amendment No. 1 authorizes an additional \$26,582 for design services during construction, to prepare an O&M Manual, maintain further clerical and administrative services, review design modifications, review shop drawings, prepare camera-ready mylar drawings, and training of City personnel.

WU-U-84-017.

FILE LOCATION:

CONT CH2M Hill, Inc.

COUNCIL ACTION: (Tape location: A294-300 & C173-220).

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

ITEM-112: (R-84-414) ADOPTED AS AMENDED AS RESOLUTION R-259310

Authorizing the execution of an agreement with Deardorff and Deardorff for professional services required for the Hollywood Park Comfort Station Project; authorizing the expenditure of an amount not to exceed \$11,580 from CIP-23-147, for the above purpose and related costs; waiving Council Policy 300-7 for all projects financed by a CDBG, Jobs Bill grant.

(Mid-City Community Area. District-8.)

CITY MANAGER REPORT:

The proposed agreement with Deardorff and Deardorff will provide the professional services required for the design and construction of the Hollywood Park Comfort Station. Deardorff and Deardorff was selected for this project because the comfort station to be built at Hollywood Park will be the same as the comfort stations now being designed by this consultant for two other sites. This project is one of the 17 required professional services that will be partially financed with CDBG funds from Title I of Public Law 98-8 (Jobs Bill). A condition of that grant requires the projects to be completed in as short a time span as possible. A waiver of Council Policy 300-7, Consultant Services Selection, for all Jobs Bill projects will save about six months.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A302-366).

MOTION BY MARTINEZ TO ADOPT AS AMENDED BY WAIVING THE COUNCIL

POLICY, ONLY WHERE IT IS APPROPRIATE, FOR PROJECTS FINANCED BY A

CDBG JOBS BILL GRANT. 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: (R-84-272) ADOPTED AS RESOLUTION R-259311

Authorizing the execution of a first amendment to agreement with the City of Poway concerning the Pomerado County Water District Relief Trunk Sewer Extension, to allow the City of San Diego to utilize the unused portion of flow capacity allocated to the City of Poway; authorizing the expenditure of the sum of \$1,200 from Fund 41506, Dept. 700, Account 4222 for the above purpose.

(See City Manager Report CMR-83-385. District-1.)  
WU-U-84-004.

FILE LOCATION:

CONT Pomerado County Water District, City of Poway  
Water District (Document No. 736071 authorized by R-202732 on 5/20/71 is being amended.)

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-84-480) ADOPTED AS RESOLUTION R-259312

Authorizing the execution of agreements with Sweetwater Union High School District and Mount Carmel High School, for the purpose of providing a minimum of two San Diego Police Officers at each regular season night football game and an undetermined number of post-season playoff games between City schools during the period of September 10, 1983 through December 31, 1983; declaring that in consideration of this service, the School Districts shall pay the City an amount not less than \$240 per event.

CITY MANAGER REPORT:

In past years, the City has entered into agreements with the San Diego Unified School District, Sweetwater Union High School District and Mount Carmel High School wherein the City provided off-duty police officers to assist high school personnel with security at their regularly scheduled night football games. The latter two schools were included because, although the schools are located outside the San Diego Unified School Districts, they are within San Diego City limits. Sweetwater Union High School District and Mount Carmel High School have requested renewals of these agreements for

night games scheduled for the 1983 football season. Past experience has proven workable for all parties and the Police Department feels that continuation of services is in order. The San Diego Unified School District chose not to renew the contract.

The general conditions of the agreement are: 1) The City provides a minimum of two police officers (paid by the City) and one vehicle for each event; 2) The City receives as consideration \$240 for each four-hour assignment of two officers and \$30 for each police-officer-hour thereafter.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-84-422) ADOPTED AS RESOLUTION R-259313

Authorizing the execution of an agreement with the State of California whereby the City shall be reimbursed for electrical energy costs for eleven street lights for the period of one year, July 1, 1983 through June 30, 1984. (District-7.)

CITY MANAGER REPORT:

There has been a long standing agreement between the City and San Diego State University whereby the State reimburses the City for electrical energy for eleven street lights. These are ornamental lights located on dedicated City streets (55th Street and Remington Road) which substantially increase lighting levels of adjacent State-owned property by providing Lighting District level lighting. This agreement is renewed annually. The term for this year is July 1, 1983 through June 30, 1984. The estimated cost to be reimbursed is \$672. In the event actual costs exceed this amount, provision is made to allow an increase in the amount reimbursed.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-116: (R-84-312) ADOPTED AS RESOLUTION R-259314

Authorizing the execution of an agreement with the State of California to provide engineering services for the 32nd Street

Bridge over Chollas Creek; authorizing the expenditure of the sum of \$6,000 from CIP-53-033 - 32nd Street Bridge over Chollas Creek for the above purpose.

(Southeast San Diego Community Area. District-8.)

**CITY MANAGER REPORT:**

The City of San Diego has been offered funding under the Federal Bridge Replacement and Rehabilitation Program for the replacement of the 32nd Street Bridge over Chollas Creek just northerly of Harbor Drive. Funding for this project is included in the 1984 Capital Improvement Program. This project will replace the existing antiquated wooden structure, constructed in 1929, with a new concrete structure. The existing 40-foot roadway will be increased to 64 feet, which will provide four traffic lanes plus bikeway lanes. Walkways will also be provided.

This agreement with the State of California will provide for the services of a State bridge engineer for inspection of the project. City inspection personnel will assist and train under the State bridge engineer such that they can qualify for inspection of future bridge projects. It is necessary that the agreement be approved prior to advertising the project for construction in order to assure the Federal Government of available competent inspection.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A242-271).

**CONSENT MOTION BY GOTCH 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-84-442) ADOPTED AS RESOLUTION R-259315

Approving Change Order No. 6, dated August 3, 1983, issued in connection with the contract between the City of San Diego and Dyno Construction, Inc.; approving said changes amounting to a net increase in the contract price of \$29,349.04; authorizing the City Auditor and Comptroller to transfer \$29,349.04 from Dept. 30244, Org. 106, Account 4220, and Job Order 390323 for said change order.

**CITY MANAGER REPORT:**

This is the final Change Order No. 6 to CIP-39032.3, Gaslamp Quarter Phase III Public Improvements. The general contractor is Dyno Construction, Inc. The original construction contract amount was \$1,377,796.67. Prior approved Change Orders 1 through 5 totalled \$46,895.80. This Change Order No. 6 will increase the revised approved construction contract amount of \$1,424,692.47 by \$29,349.04 for a new final construction contract price of

\$1,454,041.51. This final change order increase of \$29,349.04 is the result of changes in field measured and/or counted quantities; redesign and revised costs for traffic control signs; repair of street light wiring; conversion of City-furnished electrical equipment; and the extension of the plant maintenance time period.

FILE LOCATION:

CONT Dyno Construction, Inc.

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-118: (R-84-415) ADOPTED AS RESOLUTION R-259316

Authorizing and directing the City Engineer to issue Special Permits for advance grading for the subdivision of Bay Terraces East Units No. 4 and 5.

(Located easterly of Briarwood Road and Goode Street. South Bay Terraces Community Area. District-4.)

CITY MANAGER REPORT:

Section 102.0318 of the Municipal Code authorizes the City Engineer to issue special permits to do work prior to the filing of a final subdivision map except when the subdivision is located within the Hillside Review (HR) Overlay Zone. When the subdivision is in the HR Zone, City Council authorization is necessary for the issuance of a special permit. Bay Terraces East Units 4 and 5 are located within the HR Zone and the subdivider has requested that he be allowed to start grading before Council action on the map. The request has been made in order to complete grading before the next rainy season.

The tentative map was approved by the Subdivision Board on February 11, 1980. HR Permit 195 was approved at the same time. A time extension on the tentative map was approved by the Board on February 8, 1982. The improvement plans have been completed and the final maps are expected to be ready for Council consideration in approximately three weeks. Before a special permit is issued by the City Engineer, if so authorized by Council, the subdivider will be required to pay all fees and a full surety to cover all the improvements included in the Subdivision Improvement Agreements.

FILE LOCATION:

SUBD Bay Terraces East Unit No. 4

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-119: (R-84-343) ADOPTED AS RESOLUTION R-259317

Requesting Caltrans to close or partially close the San Diego-Coronado Bay Bridge on Sunday, November 20, 1983 to allow for the running of the Sixth Annual Heart of San Diego Marathon and 10,000 Meter Run; directing the City Manager to contact store owners along the route regarding the event for traffic purposes.

(District-8.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-200: (R-84-451) ADOPTED AS RESOLUTION R-259318

Confirming the appointment by the Mayor of the City of San Diego, of Don N. Emerson to serve as a member of the La Jolla Underwater Park Advisory Committee, to represent the sports fishing category, for a two-year term ending March 1, 1985, to replace Catherine C. Miller, whose term has expired.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A379-388).

MOTION BY STRUIKSMA 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-201: (R-84-339) ADOPTED AS RESOLUTION R-259319

(Continued from the meeting of September 12, 1983, at Council Member McColl's request.)

**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: A389-459).

Hearing began at 2:02 p.m. and halted at 2:38 p.m.

MOTION BY McCOLL TO CLOSE THE HEARING AND ADOPT. 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-202:

19830926

Two actions relative to the Euclid Avenue Site Acquisition:

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

Subitem-A: (O-84-50) HEARD BY THE COUNCIL

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 appropriating the sum of \$500,000 from General Fund 100, unappropriated revenue to the General Fund 100 Unallocated Reserve (605); authorizing the expenditure of \$241,703 from the General Fund 100, Unallocated Reserve (605) for the purpose of the Euclid Avenue Site acquisition.

Subitem-B: (R-84-441) RETURNED TO CITY MANAGER

Adoption of a Resolution approving the acceptance by the City Manager of that grant deed 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 and approving the expenditure of an amount not to exceed \$834,283 from Capital Outlay Fund 30245, CIP-39-080, Euclid Avenue, and \$241,703 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 Item 332.

FILE LOCATION: Subitem-A MEET; Subitem-B DEED F-2083

COUNCIL ACTION: (Tape location: A197-233 & A460-589).

MOTION BY McCOLL TO APPROVE SUBITEM-A FOR A SECOND PUBLIC HEARING

AND RETURN SUBITEM-B TO THE CITY MANAGER, AT THE MANAGER'S REQUEST.

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-S400: (O-83-240) INTRODUCED AND ADOPTED AS ORDINANCE O-16053 (New Series)

Calling a General Municipal Election in the City of San Diego, in the San Diego Unified School District, and in the San Diego Community College District on Tuesday, November 8, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A367-378).

MOTION BY STRUIKSMA TO INTRODUCE, DISPENSE WITH THE READING AND

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-S401: (R-84-454) ADOPTED AS RESOLUTION R-259320

Excusing Council Member Bill Mitchell from all City Council and Council Committee meetings during the period of October 10, 1983 through October 12, 1983 for the purpose of vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-S402: (R-84-495) ADOPTED AS RESOLUTION R-259321.

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, Struiksmayea, 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 Simon Covarrubias and Narciso Pizana (Superior Court Case No. 483898, Simon Covarrubias and Narciso Pizana v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue a warrant check in the total amount of \$15,000 made payable to Simon Covarrubias and Narciso Pizana and their attorney of record Domingo R. Quintero in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT:

The payment of \$15,000 represents the complete and total settlement of any and all personal injury claims arising out of the incident of July 9, 1981.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-S403: (R-84-501) ADOPTED AS RESOLUTION R-259322

Authorizing the execution of an agreement with The Epler Company for consulting services required for the design and implementation of the Flexible Benefits Plan; authorizing the expenditure of the sum of \$24,735 from Dept. 084, Account 4222, Job Order 8439 to provide funds for the above purpose.

CITY MANAGER REPORT:

During this year's Meet and Confer Session, the City's Management Team agreed to offer a Flexible Benefits Plan to all employees. Flexible Benefits Plans are relatively new and are not yet extensively utilized. A typical plan consists of a core of benefits that is the same for all employees with additional optional benefits which the employees may select. This plan will enhance the current fringe benefits package now offered City employees without directly

increasing the costs of existing employee benefits. The effective date of this plan will be February 1, 1984.

The complexity of the Flexible Benefits Plan and the short timeframe for its implementation require that consulting services be obtained. Therefore, proposals for consulting services were requested in accordance with Council Policy 300-7. Johnson & Higgins, R.M. Epler Company, and Wyatt Company submitted proposals. A Selection Committee consisting of representatives from the City and outside public/private organizations reviewed the written proposals and interviewed all three firms. The Epler Company was chosen by the Selection Committee due to its response to the City's request for proposals, cost for services, and availability of staff.

The broad areas to be addressed by the consultant include communications, plan design, actuarial services, and claims payment. The specific services and deadlines to be performed and met by the consultant are outlined in the attached agreement.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-S404: (R-84-413) ADOPTED AS RESOLUTION R-259323

Authorizing the City Manager to submit an application for SB 174 Eight Year (FY 84) funding for Canyonside Community Park under the Roberti-Z'berg Urban Open Space and Recreation Program Act (SB 174); authorizing the addition of CIP-29410.1, Canyonside Community Park Comfort Station, to the Fiscal Year 1984 Capital Improvements Program; authorizing the City Auditor and Comptroller to transfer \$80,332 from the Capital Outlay Fund Reserve (CIP-90-245) to CIP-29410.1, Canyonside Community Park Comfort Station; authorizing the City Auditor and Comptroller to reimburse the Capital Outlay Fund Reserve when the \$80,332 in SB 174 funding is received by the City Treasurer; authorizing the City Manager or his representative to perform all necessary acts to secure the funds for these projects.

(See City Manager Report CMR-83-386 and Committee Consultant Analysis PFR-83-19. Penasquitos East Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 9/21/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 7 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A242-271).

CONSENT MOTION BY GOTCH 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-S405: (R-84-394 Rev.) ADOPTED AS RESOLUTION R-259324

(Continued from the meeting of September 19, 1983 at the City Manager's request.)

Inviting bids for the irrigation reconstruction of the 9-hole golf course in Balboa Park on Work Order No. 117517; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer \$166,300 from Balboa Park Golf Course Fund 10531 CIP-21-004.2 Municipal Golf Course - Irrigation System; authorizing the total expenditure of \$450,000 from CIP-21-004.2 Municipal Golf Course Irrigation System, not to exceed \$283,700 from Capital Outlay Fund 30245 and \$166,300 from Balboa Park Golf Course Fund 10531, and authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves; authorizing the City Auditor and Comptroller to reimburse Capital Outlay Fund 30245 an amount not to exceed 50 percent of the total project cost from Balboa Park Golf Course Fund 10531 less \$166,300 previously transferred from Balboa Park Golf Course Fund 10531 to CIP-21-004.2 Municipal Golf Course - Irrigation System.

BID-5255

(Balboa Park Community Area. District-8.)

CITY MANAGER REPORT:

This project will completely reconstruct the existing manually operated Balboa Park 9-hole golf course irrigation system to a fully automatically controlled system. The proposed improvements will eliminate an irrigation water pumping system, provide an accurately controlled automatic irrigation system, improve irrigation sprinkler coverage and reduce course operating costs. Project reconstruction work will replace an inadequate system that has deteriorated beyond the point that economical repair is possible. The reconstruction work will significantly reduce maintenance expenses while improving the condition of the golf course.

FILE LOCATION:

W. O. 117517

COUNCIL ACTION: (Tape location: A590-680).

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-S406: (R-84-453) ADOPTED AS RESOLUTION R-259325

Approving participation in the 1983-84 State/Local Partnership program of the California Arts Council; designating COMBO as the City's contractor with the California Arts Council; grant contract with the California Arts Council authorizing COMBO to execute a combined California Arts Council (CAC) grant contract in the amount of \$22,233.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A683-B090).

MOTION BY GOTCH TO ADOPT. 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-S407: (R-84-419) ADOPTED AS RESOLUTION R-259326

(Continued from the meeting of September 20, 1983 at Council Member Jones's request.)

Accepting the bid of Louetto Construction in the amount of \$5,775,000 for the construction of improvements to San Diego Jack Murphy Stadium; authorizing the execution of a contract therefor subject to the receipt by the San Diego Stadium Authority of the proceeds of the San Diego Stadium Authority Revenue Bonds, Series 1983.

(District-5.)

FILE LOCATION:

CONT Louetto Construction

COUNCIL ACTION: (Tape location: B091-C162).

MOTION BY JONES TO APPROVE THE CONTRACT FOR LOUETTO CONSTRUCTION

FOR THE AMOUNT INDICATED AND DIRECT THE CITY MANAGER TO RESPOND TO

THE EQUAL OPPORTUNITY POLICY REQUIREMENTS FOR REPORTING TO THE RULES

COMMITTEE ON THE STATUS OF EQUAL OPPORTUNITY IN THE CITY WITH RESPECT TO NOT ONLY THE HIRING OF LONG-TERM EMPLOYEES, BUT ALSO CONTRACTING WITH MINORITY BUSINESS ENTREPRENEURS. ALSO

INCLUDE IN

THIS REPORT THE AGENCIES THAT DO NOT COME UNDER THE MANAGER'S

JURISDICTION, I.E. CCDC AND ANY OTHER CORPORATION OR DEPARTMENT.  
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-S408: (O-84-63) HEARD BY THE COUNCIL

First public hearing of an Ordinance amending Ordinance 0-16007 (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 00-16007-1 and 00-16007-2, as amended and adopted therein, by transferring from the Council Administration Division (029) and adding to the personnel authorization of the Office of the Mayor (010) one Senior Committee Consultant and one Administrative Secretary position; transferring within the General Fund 100, the sum of \$82,297 from the Council Administration Division (029) to the Mayor's Office (010), for the purpose of providing personnel and related non-personnel funds for the above positions.

MAYOR REPORT:

On September 12, 1983, the Council adopted a series of changes to the Permanent Rules of the Council (Municipal Code Section 22.0101). These changes (Ordinance 0-16032) included restoring the positions of Senior Committee Consultant and Administrative Secretary to the Office of the Mayor (Rule 15). These positions and the related non-personnel expenses had previously been transferred to the Committee Consultant Activity of the Council Administrative Division.

See Item S500.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: C163-172).

MOTION BY JONES TO APPROVE THE FIRST PUBLIC HEARING. 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-UC-1:

Two Resolutions presented to the City Council with UNANIMOUS CONSENT:

19830926

Subitem-A: (R-84-502) ADOPTED AS RESOLUTION R-259327

Approving the final subdivision map of Paradise Plaza.

Subitem-B: (R-84-503) ADOPTED AS RESOLUTION R-259344

Authorizing the execution of an agreement with Paradise  
Plaza for the installation and completion of improvements.

FILE LOCATION: SUBD - PARADISE PLAZA

COUNCIL ACTION: (Tape location: C221-229).

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.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 3:54 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: C230-231).