

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

MONDAY, OCTOBER 10, 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 2:07 p.m.

Mayor Hedgecock announced that the regular Council meetings of October 3 and 4, 1983, had been adjourned to this date and time and that, for the purposes of the record, the roll call taken was for calling those meetings to order.

Without objections, Mayor Hedgecock stated that those meetings will stand adjourned.

Mayor Hedgecock adjourned the meeting at 3:08 p.m. into Closed Session at 9:30 a.m., Tuesday, October 11, 1983, in the twelfth floor conference room regarding pending litigation.

ATTENDANCE DURING THE MEETING:

(M) Mayor Hedgecock-present.

(1) Council Member Mitchell-excused by R-259320 (vacation).

(2) Council Member Cleator-present.

(3) Council Member McColl-present.

(4) Council Member Jones-present.

(5) Council Member Struiksmma-present.

(6) Council Member Gotch-present.

(7) Council Member Murphy-present.

(8) Council Member Martinez-present.

Clerk-Abdelnour (mp)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

Mayor Hedgecock-present.

Council Member Mitchell-not present.

Council Member Cleator-not present.

Council Member McColl-present.

Council Member Jones-present.

Council Member Struiksmma-not present.

Council Member Gotch-present.

Council Member Murphy-present.

Council Member Martinez-not present.

ITEM-10: INVOCATION

Invocation was given by Father Justin Langille of Our Mother of Confidence church.

FILE LOCATION:
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member McColl.

FILE LOCATION:
MINUTES

ITEM-30: (R-84-465) CONTINUED TO OCTOBER 17, 1983

(Continued from the meeting of September 26, 1983 at the City Manager's request.)

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: A040-043).

MOTION BY STRUIKSMA TO CONTINUE FOR ONE WEEK BECAUSE THE PEOPLE

INVOLVED COULD NOT BE PRESENT. Second by McColl. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-yea, Jones-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-31: PRESENTATION MADE

A special presentation by the Citizens Advisory Board on Women summarizing the past year's activities and highlighting the upcoming Women's Opportunity Week, October 17 - October 22, 1983.

FILE LOCATION:
MEET

COUNCIL ACTION: (Tape location: A044-098).

ITEM-32: DENIED REQUEST FOR A HEARING

Matter of the request of Meyer Investment Properties, Inc., by Tim Meissner, for a hearing of an appeal from the decision of the Planning Commission in denying an amendment to Planned Industrial Development Permit PID-83-0330 (old PID No. 6) to incorporate mini warehousing facilities along with previously approved office, warehousing and manufacturing uses on a 15.9 acre site in Zone M-1B. This site is located on the south side

of Main Street between Hollister Street and Interstate 5, in the Otay Mesa-Nestor Community Plan area and is further described as Lots 1-26, Big Sky Industrial Park, Map-9993. (PID-83-0330. District-8.)

FILE LOCATION:

PERM PID No. 6

COUNCIL ACTION: (Tape location: A099-186).

MOTION BY MARTINEZ TO DENY THE REQUEST FOR A HEARING OF THE APPEAL. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-nay, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-33: MINUTES APPROVED

Approval of Council Minutes for the Meetings of:

08/22/83 P.M.

08/23/83 A.M.

08/23/83 A.M. Special

08/29/83 P.M.

08/30/83 A.M. and P.M.

09/05/83 P.M.

09/06/83 A.M. and P.M.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A187-193).

MOTION BY GOTCH TO APPROVE THE MINUTES. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-50: (O-84-41) ADOPTED AS ORDINANCE O-16056 (New Series)

Amending Chapter X, Article 3, Division 2, of the San Diego Municipal Code by amending Sections 103.0202.2, 103.0207.2, 103.0207.3, 103.0207.4 and 103.0207.5 relating to the Old San Diego Planned District Ordinance.

(District-2. Introduced on 9/27/83. Council voted 9-0.)

FILE LOCATION:

LAND Old San Diego Planned District

COUNCIL ACTION: (Tape location: A195-208).

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

Second by Cleator. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-51: (O-84-37) ADOPTED AS ORDINANCE O-16057 (New Series)

Incorporating Lots 35 through 48, Block 51, City Heights, Map-1007 (approximately 1.12 acres), located at the southwest corner of University and Marlborough Avenues, into CC Zone.

(Case-83-0427. Mid-City Community Area. District-3. Introduced on 9/27/83. Council voted 7-0. Districts 4 and 5 not present.)

FILE LOCATION:

ZONE 10/10/83

COUNCIL ACTION: (Tape location: A195-208).

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

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

* ITEM-52: (O-84-36) ADOPTED AS ORDINANCE O-16058 (New Series)

Incorporating a portion of Lot 6, Block H, Fanita Rancho Revised, Map-688 (approximately 79.88 acres), located south of Father Junipero Serra Trail, approximately 1600 feet westerly of Mission Gorge Road, into A-1-10 Zone.

(Case-83-0449. Navajo Community Area. District-7. Introduced on 9/27/83. Council voted 7-0. Districts 4 and 5 not present.)

FILE LOCATION:

ZONE 10/10/83

COUNCIL ACTION: (Tape location: A195-208).

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

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

* ITEM-53: (O-84-38) ADOPTED AS ORDINANCE O-16059 (New Series)

Incorporating a portion of Lot 78, Rancho Mission of San Diego, Map-348 (approximately 0.95 acres), located approximately 400 feet north of the westerly end of Convoy Court, east of I-805, into M-1A Zone.

(Case-83-0450. Serra Mesa Community Area. District-5. Introduced on 9/27/83. Council voted 8-0. District 4 not present.)

FILE LOCATION:

ZONE 10/10/83

COUNCIL ACTION: (Tape location: A195-208).

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

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

* ITEM-54: (O-84-49) ADOPTED AS ORDINANCE O-16060 (New Series)

Authorizing one or more agreements with Southwest Marine, Inc. and one or more trust agreements with a trustee or trustees to be selected in connection with the issuance of City of San Diego Industrial Development Revenue Bonds (Southwest Marine, Inc. project) in an aggregate amount not to exceed \$7,000,000.

(Barrio Logan Community Area. District-8. Introduced on 9/27/83. Council voted 6-0. Districts 4, 5 and 8 not present.)

NOTE: Six votes required.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A195-208).

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

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

* ITEM-55: (O-84-60) ADOPTED AS ORDINANCE O-16061 (New Series)

Approving the Fairbanks Country Club Development Agreement between the City of San Diego and Watt Industries/San Diego, Inc.

(North City West Community Area. District-1. Introduced on 9/27/83. Council voted 8-1. District 6 voted nay.)

FILE LOCATION:

DEVL Fairbanks Country Club Development Agreement

COUNCIL ACTION: (Tape location: A195-208).

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

Second by Cleator. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-nay, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-56: (O-84-48) INTRODUCED, TO BE ADOPTED OCTOBER 24, 1983

Introduction of an Ordinance 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, by adding language which incorporates the practice of quarterly night Council meetings to be held in various community facilities throughout the City.

(See Committee Consultant Analysis RULES-83-9.)

COMMITTEE ACTION: Reviewed by RULES on 9/19/83. Recommendation to introduce the Ordinance. Districts 2, 5, 6, 7 and Mayor voted yea.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A209-212).

CONSENT MOTION BY JONES TO INTRODUCE THE ORDINANCE. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock- yea.

* ITEM-100: (R-84-536) ADOPTED AS RESOLUTION R-259345

Declaring the results of the Municipal Primary Election held in the City of San Diego, in the San Diego Unified School District, and in the San Diego Community College District, on Tuesday, September 20, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-101:

19831010

Three actions relative to awarding contracts:

Subitem-A: (R-84-483) ADOPTED AS RESOLUTION R-259346

Carus Chemical Company, Division of Carus Corporation, for the purchase of approximately 100,217 pounds of potassium permanganate free flowing cairox as may be required for a period of one year beginning November 1, 1983 through October 31, 1984, at a cost of \$0.9156 per pound for an estimated cost of \$103,718.43, including tax and freight. BID-5251

Subitem-B: (R-84-401) ADOPTED AS RESOLUTION R-259347

Environ. Maint. Service Spec. (Schedule I) and Ellis Building Maintenance of Southern California (Schedule II) for furnishing janitorial services at various City facilities as may be required for a period of one year beginning October 1, 1983 through September 30, 1984, for an estimated cost for Environ. Maint. Service Spec. of \$66,011.80, with an option to renew contract for four additional one-year periods at a price escalation not to exceed 12 percent of prices in effect at the end of the year, and an estimated cost of \$48,479.45 for Ellis Building Maintenance of Southern California, with an option to renew contract for four additional one-year periods at a price escalation not to exceed 5 percent of prices in effect at the end of the prior year, for a combined total of \$114,491.25.
BID-5228

Subitem-C: (R-84-400) ADOPTED AS RESOLUTION R-259348

American Processing Co. Inc. for furnishing collection and disposal of grease and oil from the sedimentation tanks at Point Loma Sewage Treatment Plant (Alternate A) as may be required for a period of one year beginning October 1, 1983 through September 30, 1984, at a cost of \$28.60 per hour for a total estimated cost \$82,676.88, including terms, with an option to renew the contract for an additional one year period at a price increase not to exceed 25 percent of bid price.
BID-5232

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-102:

19831010

Four actions relative to awarding contracts:
Subitem-A: (R-84-487) ADOPTED AS RESOLUTION R-259349

U.S. Industries Supply Co. for Section I - galvanized pipe and fittings; Section II - black pipe and fittings; Section III - pipe and fittings, ABS; Section IV - copper tube, brass pipe, fittings; Section V, items 7 through 23 - miscellaneous plumbing supplies; Keenan Supply Inc. for Section V, items 1 through 6 - miscellaneous plumbing supplies, both for a period of one year beginning September 1, 1983 through August 31, 1984

for an estimated cost of \$99,740.93, including tax, terms and escalation prices, with options to renew the contracts for an additional one year period not to exceed 8 percent for U.S. Industries Supply Co. and 15 percent for Keenan Supply Inc. of the prices in effect at the end of the contract year. BID-5193
Subitem-B: (R-84-484) ADOPTED AS RESOLUTION R-259350

Calgon Corporation for the purchase of liquid polymer for the Metro Wastewater Treatment Plant as may be required for a period of six months beginning November 1, 1983 through May 31, 1984 for an estimated cost of \$52,913.80, including tax and terms with an option to renew the contract for an additional six-month period at a price increase not to exceed 15 percent of the bid price. BID-5235
Subitem-C: (R-84-490) ADOPTED AS RESOLUTION R-259351

Environmental Care, Inc. for furnishing complete turf and landscape maintenance of six park sites as may be required for a period of twelve months beginning October 16, 1983 through October 15, 1984 for an estimated cost of \$17,861.19, including terms with an option to renew the contract for two additional twelve-month periods with escalation prices not to exceed 12 percent for the first option period and 10 percent for the second option period. BID- 5252
(Districts-1 and 2.)
Subitem-D: (R-84-403) ADOPTED AS RESOLUTION R-259352

San Diego Rotary Broom Co. Inc. for the purchase of twenty thousand pounds of polypropylene broom bristles for an estimated cost of \$11,342.00 including tax and terms. BID-5233

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-103:

19831010

Two actions relative to the construction of Sewer and Water Main Replacement Group 59:
(Mission Beach Community Area. District-6.)
Subitem-A: (R-84-488) ADOPTED AS RESOLUTION R-259353

Inviting bids for the construction of Sewer and Water Main Replacement Group 59 on Work Order No. 147140/68211; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the total expenditure of \$874,585, not to exceed \$754,430 from Sewer Revenue Fund 41506, CIP-44-001 Annual Allocation - Sewer Main Replacements and \$120,155 from Water Revenue Fund 41502, CIP-73-083 Annual Allocation - Water Main Replacements 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-5295

Subitem-B: (R-84-489) ADOPTED AS RESOLUTION R-259354

Authorizing the use of City Forces to do all the work to make connections and perform operational checks as required in connection with the above; declaring that the cost of said work shall not exceed \$51,200.

CITY MANAGER REPORT:

This project consists of constructing sewer and water mains to replace existing deteriorating concrete and cast iron mains in the Mission Beach area. Replacement lengths are as follows: 1) 1,609 feet of 6-inch water mains; 2) 3,795 feet of 6-inch and 8-inch sewer mains; 3) 1,810 feet of 10-inch, 12-inch, and 15-inch sewer mains.

WU-P-84-019.

FILE LOCATION: W. O. 147140

COUNCIL ACTION: (Tape location: A213-250).

CONSENT MOTION BY JONES TO ADOPT THE RESOLUTIONS. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-104: (R-84-491) ADOPTED AS RESOLUTION R-259355

Inviting bids for the construction of Highland and Landis Community Park reconstruction of recreation facilities on Work Order No. 117857; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer to CIP-29-271, Highland and Landis Community Park Acquisition and Development \$13,770 from Park Service District Fund 15583; \$45,617 from Park Service District Fund 15620; \$54,807 from Park Service District Fund 15630; and \$5,569 from Park Service District Fund 15640; authorizing the total expenditure of \$630,000 from CIP-29-271, Highland and Landis Community Park Acquisition and Development, not to exceed \$100,000 from CDBG Fund 18519, Dept.

5715, Org. 1502; \$13,770 from Park Service District Fund 15583; \$45,617 from Park Service District Fund 15620; \$54,807 from Park Service District Fund 15630; \$5,569 from Park Service District Fund 15640; and \$410,237 from Capital Outlay Fund 30245 for providing funds 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-5296

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

CITY MANAGER REPORT:

This project is located in a fully developed and densely populated neighborhood with marginal existing facilities at 44th Street and Wightman Street in the Mid-City community area. The proposed development consists of reconstruction of two existing buildings. These buildings and 0.9 acres of land adjacent to the community park were purchased and incorporated in the park site in FY 1982. Reconstruction will provide a combination gymnasium/auditorium, weight lifting-fitness room, crafts room with ceramic kiln, numerous multi-purpose rooms suitable for a variety of recreational programs, day care room for children, interior restrooms, kitchen, auditorium with stage, office spaces, central reception area, and modifications to comply with current building, fire, and handicapped-facilities codes. Community Development Block Grant funds will be used to provide an elevator for access by the handicapped. The buildings will be serviced by one elevator abutting both buildings providing access to all levels of both buildings. There are two levels in one building and three in the other with a combined total of approximately 24,600 square feet.

FILE LOCATION:

W. O. 117857

COUNCIL ACTION: (Tape location: A213-250).

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

*** ITEM-105: (R-84-402) ADOPTED AS RESOLUTION R-259356**

Authorizing the Purchasing Agent to advertise for sale seven tons of scrap brass declaring that which is 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 scrap brass shall be deducted from the proceeds received from the sale thereof. BID-5288L

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-106: (R-84-486) ADOPTED AS RESOLUTION R-259357

Designating Jack O. Thorpe, Purchasing Agent, and Ralph Shackelford, Assistant Purchasing Agent, as the individuals authorized to accept surplus Federal property on behalf on the City of San Diego. BID5294L

CITY MANAGER REPORT:

The City has participated for a number of years in the Federal Surplus Property Program. The program, authorized by the Federal Property and Administrative Services Act of 1949, as amended, makes surplus Federal property available to eligible organizations. Available property includes tools, hardware, vehicles, electronic equipment, power plants, business machines, furniture, and many other types of property. It does not include real property.

The surplus property is donated by the Federal Government for eligible agency use. The program is administered locally by the California State Agency for Surplus Property. The Agency assesses a service and handling charge for all property issued based on a percentage of the fair market value of the property. No use or sales taxes are involved.

Property will be release by the State Agency only upon the signature of a "Category I" representative designated by resolution of the governing body of the eligible organization.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-107: (R-84-470) ADOPTED AS RESOLUTION R-259358

Approving the final map of La Jolla Pacific Shores.
(Located on the easterly side of Herschel Avenue between Virginia Way and Pearl Street. La Jolla Community Area. District-1.) Park fees are not required.

FILE LOCATION:

SUBD La Jolla Pacific Shores

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-108:

19831010

Four actions relative to Oaks North Villas Units No. 3 and 4:

(Located northeasterly of Pomerado Road and Paseo del Verano. Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-84-504) ADOPTED AS RESOLUTION R-259359

Authorizing the execution of an amendment to the subdivision agreement for Oaks North Villas Unit No. 3, to provide for the substitution of Rancho Bernardo Development Company for Avco Community Developers, Inc., as subdivider; declaring that the public improvements to be constructed pursuant to the aforementioned subdivision agreement shall be completed by Rancho Bernardo Development Company as provided by the amendment to the subdivision agreement; accepting performance bond number 39-85-82, issued by Insurance Company of the West, in the amount of \$441,952, as the surety for the required improvements in said subdivision, and releasing performance bond number YS-808- 4298, issued by the Industrial Indemnity Company, in the amount of \$441,952.

Subitem-B: (R-84-505) ADOPTED AS RESOLUTION R-259360

Authorizing the execution of an amendment to the subdivision agreement for Oaks North Villas Unit No. 4, to provide for the substitution of Rancho Bernardo Development Company for Avco Community Developers, Inc., as subdivider; declaring that the public improvements to be constructed pursuant to the aforementioned subdivision agreement shall be completed by Rancho Bernardo Development Company as provided by the amendment to the subdivision agreement; accepting performance bond number 39-85-84, issued by Insurance Company of the West, in the amount of \$476,493, as the surety for the required improvements in said subdivision, and releasing performance bond number YS-843- 6771, issued by the Industrial Indemnity Company, in the amount of \$476,493.

Subitem-C: (R-84-506) ADOPTED AS RESOLUTION R-259361

Granting an extension of time to October 1, 1985 to Rancho

Bernardo Development Company, subdivider, to complete the improvements required in Oaks North Villas Unit No. 3.
Subitem-D: (R-84-507) ADOPTED AS RESOLUTION R-259362

Granting an extension of time to October 1, 1985 to Rancho Bernardo Development Company, subdivider, to complete the improvements required in Oaks North Villas Unit No. 4.

CITY MANAGER REPORT:

The City entered into agreements with Avco Community Developers, Inc. for the construction of public improvements for Oaks North Villas Units No. 3 and 4. The property has been sold and Rancho Bernardo Development Company is the new owner. Rancho Bernardo Development Company has agreed to assume the obligations of the agreements and complete the required work. The new owner has provided new subdivision sureties in the amounts of \$441,952 and \$476,493 for Units 3 and 4 respectively. The existing bonds to be released are from the Industrial Indemnity Company, Nos. YS-808-4298 and YS-843-6771.

FILE LOCATION: Subitems-A and C SUBD Oaks North Villas Unit No. 3;

Subitems-B and D SUBD Oaks North Villas Unit No. 4

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-109: (R-84-519) ADOPTED AS RESOLUTION R-259363

Granting an extension of time to April 20, 1984 to Avco Community Developers, Inc., subdivider, to complete the improvements required in Tennis Ranch Unit No. 5.

(Located southwesterly of I-395 and Pomerado Road just southerly of Lake Hodges. Rancho Bernardo Community Area. District-1.)

CITY MANAGER REPORT:

On April 20, 1981 the City entered into an agreement with Avco Community Developers, Inc. for the construction of public improvements for Tennis Ranch Unit No. 5. The agreement expired April 20, 1983. No work has been started. Due to the prevailing economic conditions in the housing market, the developer has requested a time extension to April 20, 1984.

It is recommended that the time extension be approved since the incomplete improvements are not necessary to serve adjacent developments or the general public.

FILE LOCATION:

SUBD Tennis Ranch Unit No. 5

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-110: (R-84-526) ADOPTED AS RESOLUTION R-259364

Granting an extension of time to April 20, 1984 to Avco Community Developers, Inc., subdivider, to complete the improvements required in Tennis Ranch Unit No. 6.

(Located southwesterly of I-395 and Pomerado Road just south of Lake Hodges. Rancho Bernardo Community Area. District-1.)

CITY MANAGER REPORT:

On April 20, 1981 the City entered into an agreement with Avco Community Developers, Inc. for the construction of public improvements for Tennis Ranch Unit No. 6. The agreement expired April 20, 1983. Approximately 91 percent of the work has been completed. Due to the prevailing economic conditions within the building industry, the developer has requested a time extension to April 20, 1984.

It is recommended that the time extension be approved since the incomplete improvements are not necessary to serve adjacent developments or the general public.

FILE LOCATION:

SUBD Tennis Ranch Unit No. 6

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-111: (R-84-338) ADOPTED AS RESOLUTION R-259365

Notice and Resolution of intention of the Council of the City of San Diego to sell to the highest responsible cash bidder a franchise to construct, maintain and use pipes and appurtenances for transmitting gas in a portion of North Torrey Pines Road.

(Torrey Pines and University City Community Areas. District-1.)

CITY MANAGER REPORT:

In May 1932, a 50-year franchise was granted to Southern California Gas Company for the transmission of natural gas for sale to San Diego Gas & Electric Company. Southern California has the

monopoly for "wholesale" gas sales in Southern California, and only San Diego Gas & Electric is allowed to distribute, i.e., "retail," the gas received. The franchise presently covers an area of 3.7 miles long through City-owned property paralleling North Torrey Pines Road from the City limits to Genesee Avenue.

Various State laws and court decisions set the requirements for granting of the franchise and rates to be received by the municipality for the franchise. Those decisions provide for a formula which equates to two percent payment of the gross receipts of the supplier to be paid to the City.

This action, if approved, will provide for a Resolution of the Council of the City of San Diego declaring its intention to Advertise and Sell a Franchise, Notice of Sale of Franchise, and the form of the proposed Ordinance.

FILE LOCATION:

FRAN - So. Ca. Gas & Elec. Co.

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-112:

19831010

Two actions relative to street vacation and dedication of Aero Drive:

(Serra Mesa Community Area. District-5.)

Subitem-A: (R-84-460) ADOPTED AS RESOLUTION R-259366

Vacating a portion of Aero Drive adjacent to Lots 10, 17, 24 and 31 of New Riverside Map-679, and Lot 7 of David's Subdivision, Map-707, under the procedure for the summary vacation of streets where the street to be vacated is determined to be excess right-of-way; declaring that the City reserves and excepts 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; declaring that the City reserves and excepts from vacation and abandonment, easements and rights pursuant to any existing franchise or renewals thereof, to construct, maintain, operate, replace, remove, renew and enlarge overhead or underground lines of pipe, conduits, cables, wires, poles and other structures, for the transportation or distribution of electrical or electronic

energy and natural gas; declaring that the easement reserved herein is in, under, over, upon, along and across Aero Drive adjacent to Lots 10, 17, 24 and 31 of New Riverside Map-679 and Lot 7 of David's Subdivision Map-707.

Subitem-B: (R-84-509) ADOPTED AS RESOLUTION R-259367

Dedicating a portion of Lot 20, New Riverside Map-679, as and for a public street, and naming the same Aero Drive.

CITY MANAGER REPORT:

The portion of Aero Drive to be vacated is located adjacent to Montgomery Field and was dedicated in 1959. The Airports Division of the General Services Department has initiated the vacation action to facilitate the lease/development of two sites within the Montgomery Field complex. The first site, located between Glenn Curtis Road and John J. Montgomery Drive, is currently being developed as an office/commercial complex. The second site, at the northeast corner of Aero Drive and Kearny Villa Road, is for a proposed 608 room hotel. A lease is currently being negotiated with a developer to construct this facility.

Aero Drive is classified as a six-lane major street in the Serra Mesa Community Plan. The portion of street to be closed is unimproved but contains sewer, water drain, gas, electric, and telephone facilities. Easements have been reserved to service and maintain these facilities. Sufficient right-of-way will be retained to allow for the future improvement of Aero Drive to its ultimate design width. The additional dedication being acquired will provide a smooth property-line transition between the Aero Drive and Kearny Villa Road rights-of-way. Staff has concluded that the right-of-way is 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.

FILE LOCATION: Subitem-A DEED F-2091 and STRT J-2493; Subitem-B DEED F-2092

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-113: (R-84-459) ADOPTED AS RESOLUTION R-259368

Vacating Carroll Ridge Drive adjacent to Lots 17 and 18, and the Street Reservation in Lot 14, all within Carroll Ridge Unit 1 Subdivision, Map-9411, under the procedure for the summary vacation of streets and public service easements; declaring that this resolution shall not become effective unless and

until the final subdivision map for the Carroll Ridge Business Park IV Subdivision (TM-82-0384) has been approved by Council action; declaring that in the event that the final map is not approved by September 7, 1987, 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.

(A subdivision map is required. Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT:

Carroll Ridge Drive and the street reservation to be vacated were acquired by the City as a condition of approval of the Carroll Ridge Unit 1 Subdivision, Map-9411, in 1979. The abutting property owners have now petitioned for the vacation to facilitate development of their commercial/industrial properties. Carroll Ridge Drive, classified as a local industrial street, was fully improved as a requirement of the Carroll Ridge Unit 1 Subdivision in 1979. The street reservation was not improved. At that time, it was planned that Carroll Ridge Drive would be extended through the street reservation and into the property to the north by future development. The Carroll Ridge Business Park Subdivision now proposes to develop the property to the north of Carroll Ridge Unit 1 and will dedicate and fully improve Carroll Ridge Road, but on a different alignment than was originally planned. In order to transition between the new and existing rights-of-way in accordance with City design standards, the existing Carroll Ridge Road must be realigned. The improvements necessary for the realignment will be bonded for and constructed with the proposed subdivision. The additional right-of-way needed will be dedicated with the Carroll Ridge Business Park IV Subdivision. The new alignment eliminates any need for the street reservation as well as the right-of-way for the superseded alignment of Carroll Ridge Road. Staff has concluded that the rights-of-way are no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the Carroll Ridge Business Park Subdivision IV being approved and recorded. This action was processed in accordance with Council Policy 600-15.

NOTE: See Item 115 and Item 131.

FILE LOCATION:

STRT J-2494 and DEED F-2093

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-114: (R-84-162) ADOPTED AS RESOLUTION R-259369

Vacating Coutts Street adjacent to Blocks 220 and 223, Bandini Street adjacent to Blocks 211 and 220, and Wright Street adjacent to Blocks 208 and 211, all between Hancock and Kurtz Streets; Clayton Street adjacent to Lots 1 and 12, Block 183, and Lot 7, Block 184, south of Kurtz Street, all in Middletown-Jackson Subdivision Map-4134-R; and Sigsbee Street adjacent to Lot 25, Block 47, and Lot 48, Block 48, all in Mannasse and Schiller Subdivision of Pueblo Lot 1157, Map-209, west of Harbor Drive, under the procedure for the summary vacation of streets where the 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 renewals thereof; the easement reserved herein is in, under, over, upon, along and across Coutts Street adjacent to Blocks 220 and 223, and Wright Street adjacent to Blocks 208 and 211, all between Hancock and Kurtz Streets; Clayton Street adjacent to Lots 1 and 12, Block 183, and Lot 7, Block 184, south of Kurtz Street, all in Middletown-Jackson Subdivision Map 4134-R; and Sigsbee Street adjacent to Lot 25, Block 47, and Lot 48, Block 48, all in Mannasse and Schiller Subdivision of Pueblo Lot 1157, Map-209, west of Harbor Drive.

(Pacific Highway Corridor and Harbor Drive Community Areas. Districts-2 and 8.)

CITY MANAGER REPORT:

The Coutts, Bandini, Wright, Clayton, and Sigsbee Streets rights-of-way to be vacated were dedicated by subdivision prior to 1875.

The Atchison, Topeka and Santa Fe Railway Company, the abutting property owner, has petitioned for the vacation to facilitate development of their properties. The rights-of-way to be vacated are unimproved. Coutts, Wright, Clayton and Sigsbee Streets contain sewer, water, drain, gas, and electric facilities. Easements have been reserved to service and maintain these facilities. Bandini Street contains no public facilities. The petitioner has obtained and bonded for an engineering permit to construct the public improvements required by the closures. All properties fronting on the streets proposed for vacation will retain legal access from adjacent streets. Staff has concluded that these rights-of-way are

no longer needed for present or prospective public use and can be summarily vacated subject to the easements and public improvements cited above. This action was processed in accordance with Council Policy 600-15.

FILE LOCATION:

STRT J-2492 and DEED F-2094

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-115:

19831010

Two actions relative to street vacation and dedication of Rosey Ridge Drive:

(Mira Mesa Community Area. District-5.)

Subitem-A: (R-84-461) ADOPTED AS RESOLUTION R-259370

Vacating Rosey Ridge Drive adjacent to Lots 14 and 15 of Carroll Ridge Unit 1 Subdivision, Map-9411, and Parcels 1 and 2 of Parcel Map PM-11036, adjacent to the Carroll Ridge Business Park Unit IV Subdivision (TM-82-0384), under 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 Carroll Ridge Business Park IV Subdivision (TM-82-0384) has been approved by Council action; declaring that in the event that the final map is not approved by September 7, 1987, this resolution shall become void and be of no further force or effect; declaring that the City Engineer shall advise the City Clerk of the approval of the aforementioned subdivision map.

(A subdivision map is required.)

Subitem-B: (R-84-508) ADOPTED AS RESOLUTION R-259371

Authorizing the acceptance by the City Manager of that street easement deed of R.E. Hazard Contracting Company, granting to City an easement for public street purposes in those portions of Lots 14 and 15, Carroll Ridge Unit 1, according to Map-9411, together with those portions of Parcels 1 and 2 according to Parcel Map PM-11036; dedicating as and for

a public street, and naming the same Rosey Ridge Drive.

CITY MANAGER REPORT:

Rosey Ridge Drive to be vacated was dedicated by the Carroll Ridge Unit 1 Subdivision, Map-9411, in 1979. The abutting property owners have petitioned for the closing to facilitate development of their adjacent industrial properties.

Rosey Ridge Drive, classified as a local industrial street was fully improved as a requirement of the Carroll Ridge Unit 1 Subdivision in 1979. At that time, it was planned that Rosey Ridge Drive would be extended by future development to serve properties to the north and west. These properties are now being developed as the Carroll Ridge Business Park Subdivision (TM-82-0384). This subdivision dedicates a new street system that provides access and local traffic circulation for the adjacent properties; therefore, the need to extend Rosey Ridge Drive is eliminated. As a condition of its approval, the Carroll Ridge Business Park Unit IV Subdivision is required to construct a permanent turnaround south of the proposed vacation in order to continue to provide access to existing properties. The improvements necessary for this turnaround will be bonded for and constructed with the proposed subdivision. The dedication will provide the additional right-of-way needed for the turnaround.

Staff has concluded that the right-of-way is no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the Carroll Ridge Business Park Unit IV Subdivision being approved and recorded.

This action was processed in accordance with the provisions of Council Policy 600-15.

NOTE: See Item 113 and Item 131.

FILE LOCATION: Subitem-A STRT J-2495 and DEED F-2095; Subitem-B DEED F-2096

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-116: (R-84-481) ADOPTED AS RESOLUTION R-259372

Approving the acceptance by the City Manager of those grant deeds of Shapell-Lomasantas Partnership granting to City Lot 16 of Eldorado Hills Unit No. 1 and Lot 306 of Eldorado Hills Unit No. 14.

(Located northerly and easterly of Tierrasanta Boulevard and Colina Dorada Drive. Tierrasanta Community Area. District-7.)

FILE LOCATION:

DEED F-2097

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-117: (R-84-475) ADOPTED AS RESOLUTION R-259373

Vacating the City's interest in an unneeded water main easement affecting Lot 5 of La Jolla Country Club Knolls.

(La Jolla Community Area. District-1.)

CITY MANAGER REPORT:

In 1950, the City of San Diego acquired without cost an easement for water main purposes over a portion of Pueblo Lot 1263 of the Pueblo Lands of San Diego. The 20-foot-wide easement now lies within the La Jolla Country Club Knolls Subdivision, immediately to the east of the Country Club. The owners of Lot 5 have applied to the Engineering and Development Department for removal of this encumbrance from the title to their property. The Water Utilities Department has determined that the existing easement has never been used, and there are no future plans to use it. It is therefore recommended that the Council pass a Resolution of Abandonment.

WU-PR-84-007.

FILE LOCATION:

DEED F-2098

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-118: (R-84-450 Rev.) ADOPTED AS RESOLUTION R-259374

Designating the City Clerk as the individual responsible for attending Closed Sessions of the City Council for the purpose of keeping a minute book to reflect the record of topics discussed and decisions made, said minute book to consist of, when necessary and desired, a tape recording of the meeting.

COMMITTEE ACTION: Reviewed by RULES on 9/19/83. Recommendation to adopt the Resolution. Districts 2, 5, 6, 7 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

CONSENT MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea,

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

* ITEM-119: (R-84-551) ADOPTED AS RESOLUTION R-259375

Approving the recommendation of the International Affairs Board to actively pursue and establish, for and on behalf of the citizens of San Diego, a Sister City relationship with the City of Taichung, Taiwan 400, Republic of China.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-120: (R-84-466) ADOPTED AS RESOLUTION R-259376

Approving the San Diego Regional Employment and Training Consortium Support Services Budget for the period of October 1, 1983 through June 30, 1984.

CITY MANAGER REPORT:

On September 19th the City Council approved the Administrative Budget for the San Diego Regional Employment and Training Consortium (RETC) for the period of October 1, 1983 through June 30, 1984 in the amount of \$630,000. It is now proposed that the Consortium Support Services Budget for the same period be approved as requested by the RETC Policy Board. The Support Services Budget is composed of the following elements:

Audit Services	\$ 3,000
Computer Services	65,000
City/County Reimbursement for Services Rendered	45,000
	\$113,000

The requested \$113,000 represents a 56 percent reduction from the amount budgeted in 1983. The City is fully reimbursed for services rendered to the consortium by the offices of the City Auditor and Comptroller, City Purchasing, City Treasurer, and City Attorney.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-121: (R-84-464) ADOPTED AS RESOLUTION R-259377

Authorizing the City Manager for and behalf of the City, to submit a claim and accept funds as a result thereof, to the San Diego Association of Governments (SANDAG), in the sum of \$11,780 in Local Transportation Funds for the continued administration of the Bicycle Commuter Promotion Program.

CITY MANAGER REPORT:

On October 24, 1980, the City of San Diego received a grant from the Federal Highway Administration in the amount of \$49,547 to conduct a bicycle promotion program. This grant was successfully completed in October 1982; the project being proposed would operate as a continuation of the completed grant.

During the original grant period, a large number of major companies in San Diego were approached with the idea of promoting bicycling commuting for their employees. In addition, promotional materials were developed (e.g., "The Commuting Alternative" brochure, the employer handbook, and the "One lane ahead" poster). As a result of this program 70 percent of those companies contacted adopted some phase of our outlined program. A total of 66,416 employees at participating companies were made aware of our program through payroll distributions, on-site workshops, newsletters, and other methods. Approximately 12,000 "Commuting Alternative" brochures and over 2,000 regional bicycle maps were distributed.

Subsequent to the completion of the original grant effort, it became apparent that an on-going promotional effort with regard to bicycle commuting was still needed. The proposed program would continue the public contact effort with previously developed promotional materials and past organizational experiences which will improve the cost-effectiveness of the new program. The follow-up bicycle commuting program will involve a coordinated effort between the City of San Diego, Caltrans and the San Diego Council of Governments. The responsibilities for the program will be broken down accordingly between agencies: SANDAG - responsible for funding source (ie., T.D.A. air quality reserve funds), technical advice and phone surveys; Caltrans - responsible for major employer contact lists and distribution of materials; City of San Diego - responsible for design of marketing strategy, development and implementation of work program.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

ITEM-122: (R-84-525) ADOPTED AS RESOLUTION R-259378

Authorizing the expenditure of not to exceed \$170,665 solely and exclusively to increase weed and litter maintenance of City-owned property and center islands; authorizing the City Auditor and Comptroller to transfer funds in the amount of \$170,665 from the Environmental Growth Reserve Fund, No. 93272 to the Litter Control Fund, No. 93228, for the work described above; authorizing and directing the Purchasing Agent to proceed to publish in accordance with law, notice calling for bids for the purchase, by the City, of two used passenger vans and two pick-up trucks with spray equipment, costs not to exceed \$42,000 for the work described above, in accordance with the specifications to be submitted to the Purchasing Agent; authorizing the City Manager to award a contract for the purchase of the above mentioned vehicles to the lowest responsible bidder, costs not to exceed \$42,000.

(See City Manager Report CMR-83-381.)

COMMITTEE ACTION: Initiated by PS&S on 9/14/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 6 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A252-381).

MOTION BY JONES TO ADOPT AND TO REFER TO THE PF&R COMMITTEE FOR A

REPORT FROM THE CITY MANAGER RELATING TO ALTERNATIVES TO BLACKTOPPING CENTER ISLANDS. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-123: (R-84-549) ADOPTED AS RESOLUTION R-259379

Creating and establishing four taxicab stands on 43rd Street and University Avenue on the northeast curb adjacent to the Food Basket Market; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(Southeast San Diego Community Area. District-3.)

CITY MANAGER REPORT:

In accordance with the San Diego Municipal Code Section 75.0205 Yellow Cab Corporation has deposited funds in the amount of \$200 for the purpose of establishing four taxicab stands at 43rd Street and University Avenue. Currently there are no taxicab stands located in the area of East San Diego bounded by Adams Avenue/El Cajon

Boulevard on the north, 54th Street on the east, Redwood Street on the South and 35th Street on the west.

Until recently taxicabs have used a private parking lot to wait for service calls in this area. The property owner has withdrawn permission to use the lot for that purpose and there remains need for a waiting area. The three largest taxicab fleets report an estimated 11,700 service calls per month for this area.

Investigation by staff indicates that this area is need of taxicab stands, based both upon size and number of service calls. It further indicates that the site at 43rd Street and University Avenue is the best location for taxicab stands in this area. The manager of the Food Basket Market adjacent to this proposed stand has approved of this action.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-124:

19831010

Three actions relative to the Mission Trails Parkway:
(Tierrasanta Community Area. District-7.)

Subitem-A: (R-84-456) ADOPTED AS RESOLUTION R-259380

Adoption of a Resolution certifying that the information contained in the Environmental Impact Report EIR-82-0657, as amended, in connection with route adoption of Mission Trails Parkway - Santo Road to Highway 67, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-84-457) ADOPTED AS RESOLUTION R-259381

Adoption of a Resolution containing findings of feasibility of the mitigating measures and project alternatives contained in Environmental Impact Report EIR-82-0657 for the route adoption of Mission Trails Parkway - Santo Road to Highway 67.

Subitem-C: (R-84-458) ADOPTED AS RESOLUTION R-259382

Adopting the proposed Route A-B-A from Santo Road to the easterly City limits north of Mission Gorge Road as the

recommended route for Mission Trails Parkway.

(See City Manager Report CMR-83-374.)

COMMITTEE ACTION: Reviewed by TLU on 9/12/83. Recommendation to adopt the Resolutions. Districts 2, 3, 4, and 5 voted yeas. District 8 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A213-250).

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

ITEM-125: (R-84-531 Rev.) ADOPTED AS RESOLUTION R-259383

Requesting Caltrans to provide and maintain a safe and adequate temporary northbound to eastbound ramp from I-15 to Clairemont Mesa Boulevard during the construction of the new Clairemont Mesa Boulevard/I-15 interchange.

(District-7.)

COMMITTEE ACTION:

Initiated by TLU on 9/26/83. Recommendation to adopt the Resolution. Districts 2, 3, 4, 5 and 8 voted yeas.

CITY MANAGER REPORT:

On September 28, 1983 Caltrans approved the award of a contract for the construction of I-15 in the vicinity of the Tierrasanta Community. This project which will complete the last remaining link of the I-15 freeway in the County of San Diego includes the reconstruction of the I-15/Clairemont Mesa Boulevard interchange. This freeway contract (work has already commenced) will require the closing of the I-15/Clairemont Mesa Boulevard interchange to all traffic for approximately 12 to 15 months. Because the closure, as proposed, would increase response time for police, fire and paramedic services to the northern part of the Tierrasanta Community, Caltrans is requested to provide a temporary safe and adequate ramp from I-15 northbound to Clairemont Mesa Boulevard eastbound to the extent possible during the 12 to 15-month period that the Clairemont Mesa Boulevard interchange is reconstructed. There will be times, however, for safety and construction reasons, when it will be necessary to close the temporary ramp. The entire cost for providing the ramp will be borne by Caltrans.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A383-458).

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

* ITEM-126: (R-84-427) ADOPTED AS RESOLUTION R-259384

Authorizing the execution of amendments to agreements between the City of San Diego and the California State Police Division, Metropolitan Transit Development Board, San Diego Unified School District, San Diego Community College District, San Diego Unified Port District, San Diego County, Poway Unified School District, and California State Department of Parks and Recreation; authorizing the City to collect fees for the processing of parking violation notices and distribute any State imposed surcharges on those notices.

CITY MANAGER REPORT:

The City of San Diego took over the processing of parking violation notices from the Municipal Court in March, 1979. Currently, there are ten agencies for which the City provides this service. Eight of the agencies are under formal agreements authorizing the City to retain 35 percent of the revenue as a processing fee. Two agencies, the California Highway Patrol and the Santa Fe Railroad Police, are covered by letters of agreement authorizing the City to retain all revenue collected. These agreements remain in force until June 30, 1985, with the provision that the percentage of fees retained by the City will be renegotiated annually. For Fiscal 1983, the City processed 470,000 citations, of which 91,000 or 19.5 percent were for these other agencies. We estimate that the number of citations processed for other agencies for Fiscal 1984 will be approximately 70,000.

As part of the annual review of fees, an analysis of the cost and revenue was made, and it was determined that by reducing the fee to other agencies to 30 percent of collections, the City will still adequately recover the cost of processing the citations. This is possible due to the July 1, 1983 increase in parking violation fees. Therefore, it is recommended that the agreements be amended to reflect a reduction in the processing charge from 35 percent to 30 percent for one year, with another annual review to take place in Fiscal 1985. In addition to the processing charge amendment, we have added a provision which would automatically put any state mandated surcharges and administrative costs for collection into effect. All other provisions of the agreements remain the same, and all agreements contain a 30-day termination clause which can be exercised by either party.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

Hedgecock-yea.

* ITEM-127:

19831010

Four actions relative to the execution of agreements with the following agencies in conjunction with the construction of Otay Mesa Road:

(Otay Mesa Community Area. District-8.)

Subitem-A: (R-84-467) ADOPTED AS RESOLUTION R-259385

California Department of Transportation (CALTRANS) for construction engineering services and commercial products testing and inspection services; authorizing the expenditure of the sum of \$100,000 from Dept. 30244, Org. 107, Account 4222, for the above project.

Subitem-B: (R-84-468) ADOPTED AS RESOLUTION R-259386

Otay Municipal Water District for relocating various water system facilities; authorizing the expenditure of the sum of \$26,424 from Dept. 30244, Org. 107, Account 4222, for the above project.

Subitem-C: (R-84-547) ADOPTED AS RESOLUTION R-259387

San Diego Gas and Electric Company for relocating various electrical facilities; authorizing the expenditure of the sum of \$94,343 from Dept. 30244, Org. 107, Account 4222, for the above project.

Subitem-D: (R-84-548) ADOPTED AS RESOLUTION R-259388

San Diego Gas and Electric Company for joint use operation of company facilities within the Otay Mesa Road right-of-way and City-owned property.

CITY MANAGER REPORT:

The Otay Mesa Road project (which extends State Highway 117 to the Second International Border Station) requires several agency and utility agreements to coordinate construction and inspection, and to comply with Federal regulations and guidelines. The CALTRANS agreement will supplement City inspection staffing required for the project's Federal funding sources. The Otay Municipal Water District agreement will provide for the relocation of various water system facilities necessitated by this project. The remaining two agreements are with the San Diego Gas and Electric Company. One agreement defines financial responsibilities regarding the San Diego Gas and Electric Company-owned facilities displaced by this project.

The final agreement covers the joint use operation of San Diego Gas and Electric Company facilities within the Otay Mesa Road right-of-way and City-owned property. These various agreements must be executed before the City can proceed with this project.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A213-250).

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

ITEM-128: (R-84-455) ADOPTED AS RESOLUTION R-259389

Authorizing the execution of an agreement with the City Heights Community Development Corporation for specified economic development activities; authorizing the expenditure in the sum of \$25,000 from Fund 18519, Dept. 5717, Org. 1706 (CDBG '83 funds) contingent upon availability of funds from the United States Department of Housing and Urban Development for the above program; approving the expenditure of \$19,000 from Fund 185191, Dept. 5733, Org. 3301 (Jobs Bill) for economic development activities in City Heights.

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

CITY MANAGER REPORT:

During the 1983 Community Development Block Grant appropriation cycle, the City Heights Community Development Corporation requested \$44,000 for economic and community development purposes. \$25,000 was allocated from the City's 1983 entitlement grant. An additional \$19,000 was allocated from the City's Jobs Bill funds for a total of \$44,000. Because the City did not receive its entire 1983 CDBG allocation from HUD, the 1983 funds for this project (\$25,000) are not yet available. The recommended action will authorize an agreement with the City Heights Community Development Corporation and the expenditure of \$44,000 thereunder with a provision that expenditure of the \$25,000 may not occur until such time as that money has been received by the City and is available for this project.

The project will be administered by the Economic Development Division in conjunction with the Mid-City Commercial Revitalization Project. Major activities will include a survey of City Heights residents and publication of a community newsletter as a means of promoting economic development within the neighborhood and providing a linkage between area businesses and residents.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A460-483).

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

ITEM-129: (R-83-1718) ADOPTED AS RESOLUTION R-259390

Authorizing the execution of an agreement with the Committee of 100 for the repair and preservation of selected ornamentation of the west entry facade of the House of Hospitality in Balboa Park, solely at the Committee's expense; publicly expressing, for and on behalf of all citizens of the City of San Diego, appreciation and gratitude for such extraordinary display of civic generosity by the Committee of 100.

(See City Manager Reports CMR-83-412 and CMR-83-292. Balboa Park Community Area. District-8.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A484-660).

MOTION BY MARTINEZ TO ADOPT AND TO DIRECT THE CITY MANAGER TO SUBMIT A REPORT TO THE PF&R COMMITTEE EXPLAINING THE CONDITION OF THE BALBOA PARK BUILDINGS AND WHAT, IF ANY, PLANS EXIST FOR EITHER

REMOVAL OR RESTORATION OF THESE BUILDINGS. Second by Cleator. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-130: (R-84-423) ADOPTED AS RESOLUTION R-259391

Authorizing the execution of an agreement with the Federal Aviation Administration to hold harmless the Federal Aviation Administration regarding the operation of the runway lights at Brown Field during any period when the airport traffic control tower is closed and non-operational; cancelling the Letter of Agreement adopted on June 22, 1971, as City Council Resolution R- 202996.

(Otay Mesa Community Area. District-8.)

CITY MANAGER REPORT:

The Federal Aviation Administration (FAA) requires that airport proprietors hold the FAA harmless regarding the operation of the airport lighting systems during those hours that the control tower is not in operation. At Brown Field the City recently completed a full lighting project which includes new runway and taxiway lights

and navigational aids. Therefore, the previous Letter of Agreement regarding the old lighting system is being cancelled and a new agreement was prepared. The new letter also includes procedures the City wants the tower to follow for setting light switches when they close the tower.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A213-250).

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

* ITEM-131: (R-84-527) ADOPTED AS RESOLUTION R-259392

Authorizing the City Engineer to issue a special permit for advance grading for the subdivision of Carroll Ridge Business Park IV.

(Located northerly of Nancy Ridge Road and Carroll Road. Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT:

Section 102.0318 of the San Diego 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 must authorize the issuance of a special permit to allow work to start before the final map is filed. The subdivider has requested that he be allowed to start grading immediately so that he can complete the grading before the next rainy season.

The tentative map was approved by the Subdivision Board on September 7, 1982. HR Permit 820384 was approved at the same time. The improvement plans have been completed and the final map is expected to be ready for Council consideration in approximately 4 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 provide a full surety to cover all the improvements included in the Subdivision Improvement Agreement.

NOTE: See Item 113 and Item 115.

FILE LOCATION:

SUBD Carroll Ridge Business Park IV

COUNCIL ACTION: (Tape location: A213-250).

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

ITEM-150: (O-84-46) INTRODUCED, TO BE ADOPTED OCTOBER 24, 1983

Introduction of an Ordinance amending Chapter VI, Article 1, Division 19, of the San Diego Municipal Code by adding Section 61.1906.1 and amending Sections 61.1902, 61.1903, 61.1908.1 and 61.1911 regarding assessment deferral options for low income property owners.

(See City Manager Report CMR-83-377.)

COMMITTEE ACTION: Reviewed by PSS on 9/14/83. Recommendation to introduce the Ordinance. Districts 3, 4, 6 and 8 voted yea. District 1 voted nay.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A664-679).

MOTION BY JONES TO INTRODUCE THE ORDINANCE. Second by Martinez. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-200: (O-84-19) INTRODUCED, TO BE ADOPTED OCTOBER 24, 1983

Introduction of an Ordinance granting a franchise for the nonexclusive right and privilege to lay and use lines, wires, coaxial cable and appurtenances for transmitting, distributing and supplying radio and cable television service to Cabrillo Heights Naval Housing.

(See City Manager Report CMR-83-302 and Committee Consultant Analysis TLU- 83-18. Linda Vista Community Area. District-5.)

NOTE: In City Manager Report CMR-83-202 the City Manager recommended denial of the application of Coastside Cable.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: B033-134).

MOTION BY JONES TO INTRODUCE THE ORDINANCE. Second by Martinez. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-201: (R-84-552) ADOPTED AS RESOLUTION R-259393

Appointing Mayor Roger Hedgecock to serve as the Council representative to the Metropolitan Transit Development Board for a period ending December 31, 1983 to replace Maureen O'Connor, who has resigned.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B136-140).

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

ITEM-202: (R-84-550) ADOPTED AS RESOLUTION R-259394

Confirming the appointments and reappointments by the Mayor of the following persons to serve as members of the Advisory Board on Women for terms expiring as indicated:

NAME	TERM EXPIRES
Marjorie M. Lee (Reappointment)	March 1, 1985
Katherine L. Cline (Reappointment)	March 1, 1985
A. Kittie Johnson (Reappointment)	March 1, 1985
Darlene G. Davies (Reappointment)	March 1, 1985
Marilyn J. Boxer (To replace Christina C. DiSalvo, whose term has expired)	March 1, 1985
Margarita I. Carmona (To serve the unexpired term of M. Kathy Goebel, who has resigned)	March 1, 1984
Kim A. McAlister (To replace Margaret Sellers, whose term has expired)	March 1, 1984

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B143-146).

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

ITEM-203: (R-84-443) ADOPTED AS RESOLUTION R-259395

Confirming the appointments and reappointments by the Mayor of the following persons to serve as members of the Citizens Equal Opportunity Commission in categories and for terms expiring as indicated:

NAME	REPRESENTING	TERM EXPIRES
Randlett R. Edmonds	American Indian	Jan. 1, 1985
Robert P. Ito	Asian/Oriental	Jan. 1, 1985
Glenn L. Barroga	Filipino	Jan. 1, 1985
Irma Castro	Mexican/American	Jan. 1, 1985
Robert C. Ard	Black	Jan. 1, 1985
Raymond R. Uzeta	City at Large	Jan. 1, 1984
Timothy J. Winters	City at Large	Jan. 1, 1984
Augustine S. Chavez	City at Large	Jan. 1, 1984
Alwin B. Holman	City at Large	Jan. 1, 1984

Carol Council City at Large Jan. 1, 1984
S. Michele Fort City at Large Jan. 1, 1984

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B147-156).

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

ITEM-204: (R-84-553) ADOPTED AS RESOLUTION R-259396

Confirming the appointment by the Mayor of Bruce A. Kamerling to serve as a member of the Historical Site Board for a term expiring March 1, 1984, to replace Paul E. Robinson, who has resigned.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B157-162).

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

ITEM-205: (R-84-153) CONTINUED TO TUESDAY, OCTOBER 11, 1983, A.M.

(Continued from the meeting of August 8, 1983, at the City Manager's request.)

Authorizing the execution of an agreement with CDC and Associates for one year, with two one-year mutual options, for stadium advertising at San Diego Jack Murphy Stadium.

(See City Manager Report CMR-83-411. Mission Valley Community Area. District-5.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B163-190).

MOTION BY MARTINEZ TO CONTINUE TO TUESDAY, OCTOBER 11, 1983, A.M., AT THE CITY MANAGER'S REQUEST BECAUSE STAFF WAS OUT OF TOWN ON

OFFICIAL BUSINESS. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-206: (R-84-295) ADOPTED AS RESOLUTION R-259397

(Continued from the meeting of September 12, 1983 at Council

Member Jones's request.)

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: B192-205).

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

ITEM-S400: (R-84-565) ADOPTED AS RESOLUTION R-259398

Determining unpaid assessments and providing for the issuance of bonds for the Lopez Canyon Sewer and Retention Basin, Assessment District No. 3990. (1913 Improvement Act)
(Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT:

The City Council approved the formation of the Lopez Canyon Sewer and Retention Basin Assessment District and confirmed the assessments at the public hearing held on August 16, 1983. During the ensuing 30-day period the property owners were notified of their assessments and given the opportunity to pay all or any portion of their assessment. The 30-day cash payment period expired on

September 19, 1983. As a part of the assessment proceedings, it is necessary that the Council make a determination of the unpaid assessments and authorize the issuance of the improvement bonds to represent the unpaid assessments levied against the property in the district. The final unpaid assessment amount is \$2,560,693.22.

NOTE: See Item S402.

FILE LOCATION:

STRT D-2239

COUNCIL ACTION: (Tape location: B013-030).

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

ITEM-S401: (R-84-558) ADOPTED AS RESOLUTION R-259399

Appointing Council Member Mike Gotch and Council Member Uvaldo Martinez as the City of San Diego's representative and alternate, respectively, to the Local Agency Formation Commission, for a term commencing January 1, 1984 and expiring the first Monday in May 1988.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B208-214).

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

ITEM-S402: (R-84-561) ADOPTED AS RESOLUTION R-259400

Authorizing the temporary transfer of \$423,355.51 from CIP Unallocated Reserve CIP-90-245, Fund 30245 to Assessment District No. 3990, to be repaid to the CIP Unallocated Reserve upon the receipt of cash from the sale of bonds; amending section 3 of Resolution R-259103, adopted August 16, 1983, to remove any conditions requiring receipt of funds from the sale of bonds as a precondition to the award of contract for the Lopez Canyon Sewer and Retention Basin; authorizing the City Manager to pay for the work performed by the contractor, Assessment District No. 3990.

(Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT:

Construction bids for this project were opened on June 30, 1983 in anticipation of a Public Hearing being held on July 12 followed by an award of contract in mid-August.

Under normal procedures, the period between the Public Hearing and award of contract is used to collect cash payments of assessments and to schedule receipt of bond proceeds for the remainder. Prior to the Public Hearing for this project however, it became necessary to modify the spread of costs to the assessment district. Because of this change, a re-noticing of all property owners was required which delayed the Public Hearing from July 12 to August 16. Since the construction bidders on this \$1,700,000 project had been required to hold their bids good for a period of 60 days from the bid opening date of June 30, any delay in awarding the construction contract threatened to require that the project be re-bid. Re-bidding was not desirable in light of the favorable bids already received and the fact that re-bidding would force construction into the rainy season. Award of contract, therefore, was recommended at the Public Hearing on August 16 prior to the 30-day cash collection period and the scheduled receipt of bond proceeds.

The contractor has diligently pursued the work in order to avoid the rainy season and is now entitled to his first progress payment. Since it is anticipated that the bond proceeds will not be available until October 20, it is recommended that Council authorize an advance of funds in the amount of \$423,355.51 in order to satisfy the contractor's first progress payment request and to avoid any hardship that a delay in payment may cause.

NOTE: See Item S400.

FILE LOCATION:

STRT D-2239

COUNCIL ACTION: (Tape location: B013-030).

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

ITEM-S403: (R-83-2042) CONTINUED TO TUESDAY, OCTOBER 11, 1983, A.M.

Authorizing the execution of a first amendment to agreement with Otay Municipal Water District for emergency use of the San Diego Metropolitan Sewerage System.

(See City Manager Report CMR-83-410.)

WU-U-83-803.

FILE LOCATION:

WATER - Otay Water District

COUNCIL ACTION: (Tape location: B163-190).

MOTION BY MARTINEZ TO CONTINUE TO TUESDAY, OCTOBER 11, 1983, A.M., AT THE CITY MANAGER'S REQUEST BECAUSE STAFF WAS OUT OF TOWN ON

OFFICIAL BUSINESS. Second by Murphy. Passed by the following vote:
Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea,
Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor
Hedgecock at 3:08 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: B215).