

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, NOVEMBER 21, 1983
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Cleator at 2:06 p.m. The meeting was recessed by Deputy Mayor Cleator at 3:33 p.m. The meeting was reconvened by Deputy Mayor Cleator at 3:37 p.m. with Mayor Hedgecock and Council Member Jones not present. Deputy Mayor Cleator adjourned the meeting at 5:46 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-excused by R-259754 (City business in the Orient.)
- (1) Council Member Mitchell-present.
- (2) Council Member Cleator-present.
- (3) Council Member McColl-present.
- (4) Council Member Jones-not present. Excused by R-259665 (vacation)
- (5) Council Member Struiksmma-present.
- (6) Council Member Gotch-present.
- (7) Council Member Murphy-present.
- (8) Council Member Martinez-present.
Clerk-Abdelnour (bb)

FILE LOCATION:
MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:
Mayor Hedgecock-not present.
Council Member Mitchell-not present.
Council Member Cleator-present.
Council Member McColl-present.
Council Member Jones-not present.
Council Member Struiksmma-not present.
Council Member Gotch-present.
Council Member Murphy-present.
Council Member Martinez-present.

ITEM-10: INVOCATION

Invocation was given by Chaplain W. R. Begg, Senior Navy

Base Chaplain, San Diego.
FILE LOCATION:
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

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

* ITEM-50: (O-84-89) INTRODUCED, TO BE ADOPTED DECEMBER 5, 1983

Introduction of an Ordinance amending Chapter IV, Article 4, Division 3 of the San Diego Municipal Code by amending Section 44.0300 relating to animal control and regulation, and more specifically vicious dogs, responsibility therefor and administrative hearing requirements related thereto.

CITY MANAGER REPORT:

In 1971 the City and the County entered into an agreement under which the County provides animal control services in the City, and in 1974 the San Diego City Council began the practice of "adopting by reference" the County code sections pertaining to animal control. Adoption of the County code simplifies public information and enforcement and also facilitates public understanding and compliance with the regulations, since they tend to be uniform not only in the County and the City, but also in other cities which similarly contract with the County for animal control. Last year the County Board of Supervisors amended the section of the County code pertaining to vicious dogs, strengthening the County's ability to require confinement or surrender of dogs legally declared to be vicious. The language also attempts to re-emphasize the fact that the owner is responsible for the actions of the dog. Review of the County code section was initiated after three separate incidents of vicious attacks on City and County residents.

The County Department of Animal Control is requesting the cities with which it contracts to adopt by reference the revised County section and the City Manager concurs with this request. The basic differences between the old and new provisions are that under the new section, the County has the authority to declare a dog to be vicious as a result of only one "vicious" bite or attack rather than two bites in a 48-month period. Once a dog has been declared vicious, the County may require that it be surrendered, or conditions may be set forth (bond, confinement, etc.) under which the dog can be kept. The ordinance provides for administrative hearings, and the Department's decision is subject to review by the courts.

FILE LOCATION:

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COUNCIL ACTION: (Tape location: A031-032).

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

* ITEM-100: (R-84-849) ADOPTED AS RESOLUTION R-259621

Declaring the results of the General and Special Municipal
Elections held in the City of San Diego, San Diego Unified
School District, the San Diego Community College District, and
the La Jolla Landscape District on Tuesday, November 8, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

ITEM-101:

19831121

Three actions relative to awarding contracts:

Subitem-A: (R-84-728) ADOPTED AS RESOLUTION R-259622

For the purchase of Communications Equipment as may be
required for the period of one year beginning October 1, 1983

through September 30, 1984 for a total estimated cost of
\$160,583.43, including tax and terms as follows: 1) General
Electric Company for Items 1, 2, 6, 7, 16, 17, 18, 19, 22, 25,
26, 33, 34, 35, 36, 40, 41 and 42 with an option to renew
contract for an additional one year period; 2) Gifford
Engineering, Inc. for Items 15, 41 and 42; 3) Motorola C and E,
Inc. for Items 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 20, 21, 23,
24, 27, 28, 29, 30, 31, 32, 38, 39, 41 and 42 with an option to
renew contract for an additional one year period. BID-5224

Subitem-B: (R-84-788) ADOPTED AS RESOLUTION R-259623

For the purchase of photographic processing service as may
be required for the period of one year beginning November 1,

1983 through October 31, 1984 for an estimated cost of \$37,697.26, including tax and terms, with an option to renew the contracts for one additional year as follows: 1) Dean's Photo Service dba Pro Lab for Schedule I (Color Film Processing); 2) Camera Mart for Schedule II (Black and White Processing with Limited Color Processing). BID- 5328
Subitem-C: (R-84-727) ADOPTED AS RESOLUTION R-259624

Montgomery Engineers for furnishing heavy metals and nutrients analysis as may be required for a period of one year beginning January 1, 1984 through December 31, 1984 for an estimated cost of \$26,600. BID-3241A

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E396-411).

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

* ITEM-102: (R-84-791) ADOPTED AS RESOLUTION R-259625

Inviting bids for the Point Loma Wastewater Treatment Facilities Accelerated Projects, Installation of Exhaust Catalyst Systems, Sewer Grant 530 Project on Work Order No. 147200; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer within Sewer Revenue Fund 41506, \$623,043 from CIP-46-075, Point Loma - Methanol Plant, General Program Expense 70292 to CIP-46-070, Sewer Grant 530 Project, General Program Expense 70292; authorizing the expenditure of \$628,043 from Sewer Revenue Fund 41506, not to exceed \$623,043 from CIP-46-070, Sewer Grant 530 Project; and not to exceed \$5,000 from CIP-46-009 South Bay - Point Loma Wastewater Treatment Plant 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-5378
(Harbor Community Area. District-2.)

CITY MANAGER REPORT:

As part of the Point Loma Accelerated Projects, a digester gas utilization facility which will use digester gas to generate electricity is currently being constructed. The facility will utilize digester gas that is currently being burned in waste gas flares to fuel two 1350-KW engine generators that will produce

electricity which will be sold to SDG&E. One condition of the County of San Diego Air Pollution Control District (APCD) authority to construct was that the City install a catalytic reactor on each engine to reduce nitrogen oxide emissions. To meet this condition, Council authorized a contract for the purchase of one NOx Selective Catalytic Reduction System from Joy Manufacturing Company on February 22, 1983. On this date, Council also authorized Task Order No. 16 to the Master Agreement with CH2M Hill to provide engineering services for installation of the NOx Catalytic Reduction System (catalytic converter). The plans and specifications for this installation contract have been completed. This authorization will hire a contractor to complete this work.

WU-P-84-041.

FILE LOCATION:

W. O. 147200

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-103:

19831121

Five actions relative to the final subdivision map of Black Mountain Glen, a 214-lot subdivision located northwesterly of Black Mountain Road and Westvale Street:

(Penasquitos East Community Area. District-1.)

Subitem-A: (R-84-812) ADOPTED AS RESOLUTION R-259626

Authorizing the execution of an agreement with Signal Landmark, Inc., for the installation and completion of improvements.

Subitem-B: (R-84-811) ADOPTED AS RESOLUTION R-259627

Approving the final map.

Subitem-C: (R-84-825) ADOPTED AS RESOLUTION R-259628

Approving the acceptance of that deed of Signal Landmark,

Inc., granting to City that real property situated in Lots 211, 212 and 214 of Black Mountain Glen.

Subitem-D: (R-84-813) ADOPTED AS RESOLUTION R-259629

Authorizing the execution of an agreement with Signal Landmark, Inc., for the development and maintenance of Lots 211, 212 and 214 in the subdivision to be known as Black Mountain Glen.

Subitem-E: (R-84-826) ADOPTED AS RESOLUTION R-259630

Authorizing the execution of a quitclaim deed, quitclaiming to Signal Landmark, Inc., all the City's right, title and interest in a water easement.

CITY MANAGER REPORT:

In addition to the routine items associated with the approval of the map are the acceptance of a grant deed, entering into a development and maintenance agreement, and quitclaiming an unneeded water easement. As a condition of map approval, the developer must grant the City fee title to Lots 211, 212, and 214 for open space purposes. These lots, totaling 10.426 acres, will become an addition to the Los Penasquitos Trails Open Space system. No park fee credits will be given for this action.

The developer is also required to enter into an agreement for the development and maintenance of the three lots. The agreement stipulates that the developer will maintain the open space areas, including landscaping, irrigation and other appurtenances. On commencement of construction, the developer will post a \$35,000 bond to be used in the event the developer fails to maintain the lots in a manner satisfactory to the City. The City will assume maintenance responsibility for the lots two years after the date the improvements have been accepted by the City and at that time the \$35,000 bond will be released. The water easement being abandoned was acquired in 1965 at no cost, and the City has no fee interest. The easement is no longer needed. The map will grant the City new easement as required.

FILE LOCATION: Subitems-A, B and D SUBD Black Mountain Glen;

Subitem-C DEED F-2171; Subitem-E DEED F-2172

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-104:

19831121

Three actions relative to the final subdivision map of Fairbanks Country Club Unit No. 2, a 6-lot subdivision located northeasterly of San Dieguito Road and Derby Farms Road:

(San Dieguito River Basin Community Area. District-1.)
Subitem-A: (R-84-834) ADOPTED AS RESOLUTION R-259631

Authorizing the execution of an agreement with Watt Industries/San Diego, Inc., for the installation and completion of improvements.
Subitem-B: (R-84-833) ADOPTED AS RESOLUTION R-259632

Approving the final map.
Subitem-C: (R-84-837) ADOPTED AS RESOLUTION R-259633

Approving the acceptance of that deed of Watt Industries/San Diego, Inc., granting to City Lots 2 and 3 of Fairbanks Country Club Unit No. 2.
FILE LOCATION: Subitem-A and B SUBD Fairbanks Country Club Unit No. 2;

Subitem-C DEED F-2173
COUNCIL ACTION: (Tape location: A111-129).
CONSENT MOTION BY GOTCH TO ADOPT. Second by McColl. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-not present.

* ITEM-105:

19831121

Two actions relative to the final subdivision map of Valley Breeze, a 1-lot subdivision located northwesterly of Oro Vista Road and Iris Avenue:
(Otay Nestor Community Area. District-8.)
Subitem-A: (R-84-752) ADOPTED AS RESOLUTION R-259634

Authorizing the execution of a lien agreement with Norman C. Roberts for the installation and completion of improvements.
Subitem-B: (R-84-751) ADOPTED AS RESOLUTION R-259635

Approving the final map.
CITY MANAGER REPORT:

A "Lien Agreement" in accordance with Council Policy 800-10 is proposed for the completion of the improvements for this subdivision. According to the agreement, the subdivider is permitted to file the map at this time, but is not required to pay fees, place deposits (except to cover immediate costs), or provide a bond until he is ready to proceed with the construction; however, he cannot proceed until all such fees and deposits are paid and a bond provided. The agreement will be recorded and will become a lien against the property. If the subdivider does not proceed within 2 years, the City has the right to file a revisionary map or the City can foreclose on the lien and force the sale of property to obtain the funds necessary to complete the land development and public

improvements. The agreement also provides that lots cannot be sold separately and that no building permit shall be issued until all the applicable fees are paid, deposits made, and bonds provided.

FILE LOCATION: Subitem-A and B SUBD Valley Breeze

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-106:

19831121

Eight actions relative to amending subdivision agreements and granting extensions of time for High Country West Units No. 5, 6, 7 and 8:

(Located easterly of Camino del Norte and Bernardo Center Drive. Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-84-814) ADOPTED AS RESOLUTION R-259636

Authorizing the execution of an amendment to the subdivision agreement for High Country West Unit No. 5 to provide for the substitution of Rancho Bernardo Development Company, for Avco Community Developers, Inc., subdivider; authorizing the completion of improvements by Rancho Bernardo Development Company; accepting Bond No. 39 85 83 issued by Insurance Company of the West, in the amount of \$968,328 as the surety for the required improvements in said subdivision; and releasing Bond No. YS 842 7545 issued by Industrial Indemnity

Company, in the amount of \$968,328.

Subitem-B: (R-84-816) ADOPTED AS RESOLUTION R-259637

Authorizing the execution of an amendment to the subdivision agreement for High Country West Unit No. 6 to provide for the substitution of Rancho Bernardo Development Company, for Avco Community Developers, Inc., subdivider; authorizing the completion of improvements by Rancho Bernardo Development Company; accepting Bond No. 39 85 85 issued by Insurance Company of the West, in the amount of \$1,270,445 as the surety for the required improvements in said subdivision; releasing Bond No. YS 843 7178 issued by Industrial Indemnity Company, in the amount of \$1,270,445.

Subitem-C: (R-84-818) ADOPTED AS RESOLUTION R-259638

Authorizing the execution of an amendment to the subdivision agreement for High Country West Unit No. 7 to provide for the substitution of Rancho Bernardo Development Company, for Avco Community Developers, Inc., subdivider; authorizing the completion of improvements by Rancho Bernardo Development Company; accepting Bond No. 39 85 86 issued by Insurance

Company of the West, in the amount of \$884,782 as the surety for the required improvements in said subdivision; and releasing Bond No. YS 843 7183 issued by Industrial Indemnity Company, in the amount of \$884,782.

Subitem-D: (R-84-820) ADOPTED AS RESOLUTION R-259639

Authorizing the execution of an amendment to the subdivision agreement for High Country West Unit No. 8 to provide for the substitution of Rancho Bernardo Development Company, for Avco Community Developers, Inc., subdivider; authorizing the completion of improvements by Rancho Bernardo Development Company; accepting Bond No. 39 85 87 issued by Insurance Company of the West, in the amount of \$147,793 as the surety for the required improvements in said subdivision; releasing Bond No. YS 843 7184 issued by Industrial Indemnity Company, in the amount of \$147,793.

Subitem-E: (R-84-815) ADOPTED AS RESOLUTION R-259640

Granting an extension of time to October 1, 1985 to Rancho Bernardo Development Company, subdivider, to complete the improvements required in High Country West Unit No. 5.

Subitem-F: (R-84-817) ADOPTED AS RESOLUTION R-259641

Granting an extension of time to October 1, 1985 to Rancho Bernardo Development Company, subdivider, to complete the improvements required in High Country West Unit No. 6.
Subitem-G: (R-84-819) ADOPTED AS RESOLUTION R-259642

Granting an extension of time to October 1, 1985 to Rancho Bernardo Development Company, subdivider, to complete the improvements required in High Country West Unit No. 7.
Subitem-H: (R-84-821) ADOPTED AS RESOLUTION R-259643

Granting an extension of time to October 1, 1985 to Rancho Bernardo Development Company, subdivider, to complete the improvements required in High Country West Unit No. 8.

CITY MANAGER REPORT:

In 1982 the City of San Diego entered into agreements with Avco Community Developers, Inc. for the construction of public improvements for High Country West Units No. 5, 6, 7 and 8. The property has been sold and Rancho Bernardo Development Company is the new owner. The new owner has agreed to assume the obligations of the agreements and complete the required improvements. The Rancho Bernardo Development Company has provided new subdivision sureties in the same amount as those being released. The bonds to be released are from the Industrial Indemnity Company. Bond numbers and amounts are as follows:

	NUMBER	AMOUNT
Unit No. 5	YS 842 7545	\$ 968,328
Unit No. 6	YS 843 7178	1,270,445
Unit No. 7	YS 843 7183	884,782
Unit No. 8	YS 843 7184	147,793

Rancho Bernardo Development Company has also requested an extension of time in which to complete the work to October 1, 1985.

FILE LOCATION: Subitem-A SUBD High Country West Unit No. 5;

Subitem-B SUBD High Country West Unit No 6;

Subitem-C SUBD High Country West Unit No. 7;

Subitem-D SUBD High Country West Unit No. 8;

Subitem-E SUBD High Country West Unit No. 5;

Subitem-F SUBD High Country West Unit No. 6;

Subitem-G SUBD High Country West Unit No. 7;

Subitem-H SUBD High Country West Unit No. 8
COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-107: (R-84-828) ADOPTED AS RESOLUTION R-259644

Granting an extension of time to April 1, 1984 to Chilcote, Inc., subdivider, to complete the improvements required for Friedrich Manor.

(Located west of I-15 and North of Cedar Street.

District-8.)

CITY MANAGER REPORT:

On March 27, 1975 the City entered into an agreement with Chilcote, Inc. for the construction of public improvements for Friedrich Manor. On May 5, 1982 the agreement was extended to April 1, 1983. Approximately 90 percent of the work has been completed. The developer has requested another time extension to April 1, 1984. It is recommended that an additional time extension be granted since the incomplete improvements are not necessary to serve the adjacent development or the general public.

FILE LOCATION:

SUBD Friedrich Manor

COUNCIL ACTION: (Tape location: A111-129).

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

ITEM-108: (R-84-765) ADOPTED AS RESOLUTION R-259645

Vacating a portion of Union Street adjacent to Lots 2-6, Block 12, of Middletown; Maple Canyon Road in Lots 3-5, 10 and a portion of Lot 6, Block 82, a portion of Block 83, all of Middletown, and a portion of Lot I, Block 292, of Horton's Addition; Horton Avenue adjacent to Lots G-I and a portion of Lot J, Block 292, of Horton's Addition, Lot 10, Block 82, and a portion of Block 83, all of Middletown; and Curlew Street adjacent to Lots A and B, Block 291, and Lots K and L, Block 292, all of Horton's Addition, under the procedure for the summary vacation of streets and public service easements where for a period of five consecutive years the street to be vacated

has been impassable for vehicular travel and during such period no public money has been expended for maintenance; 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; easements reserved herein are in, under, over, upon, along and across Union Street adjacent to Lots 3-6, Block 82, of Middletown; Horton Avenue adjacent to Lots G-I, a portion of Lot J, Block 292, of Horton's Addition, Lot 10, Block 82, and a portion of Block 83, all of Middletown; and Curlew Street adjacent to Lots A and B, Block 291, and Lots K and L, Block 292, all of Horton's Addition; declaring that this resolution shall not become effective unless and until an Engineering Permit to construct public improvements within the right-of-way has been issued, this resolution shall not become effective unless and until a Parcel Map (TM-82- 0587) has been approved; in the event either or both of the above conditions cannot be met by October 1, 1988, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the issuance of the aforementioned Engineering Permit and the approval of the aforementioned Parcel Map.

(A parcel map is required. District-8.)

CITY MANAGER REPORT:

This street vacation action has been initiated to consolidate parcels of City-owned land. Two of the parcels (Sites 7A and 11A) have been designated for sale by the City Council, and one (the right-of-way of Curlew Street) will become part of the Maple Canyon open space. All streets to be vacated are truncated on the north by the steep slope of Maple Canyon, which makes it impossible to extend them and precludes their use for traffic circulation. With the exception of a 15-foot wide portion of Horton Avenue, all are unimproved and contain no public facilities, except for a sewer main in Horton Avenue. An easement has been reserved to service and maintain this facility. The City of San Diego is the owner of all of the properties abutting the proposed closures. The closing is conditioned upon the approval of a Parcel Map (TM-82-0587) which consolidates the closures with the adjoining properties and the issuance of an Engineering Permit to construct appropriate improvements in the remaining right of-way. This application was processed in accordance with Council Policy 600-15.

FILE LOCATION:

STRT J-2502 and DEED F-2174

COUNCIL ACTION: (Tape location: E325-395).

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

* ITEM-109: (R-84-774) ADOPTED AS RESOLUTION R-259646

A Resolution electing to proceed under the provisions of the Public Streets, Highways, and Service Easements Vacation Law, declaring the intention of the City Council to vacate "L" Street between 16th and 17th Streets, and fixing a time and place for hearing thereof.

(Centre City Community Area. District-8.)

FILE LOCATION:

STRT J-2501

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-110: (R-84-612) ADOPTED AS RESOLUTION R-259647

Resolution of Intention to acquire approximately 33.5 acres of Kensington Hillside for open space park purposes, for the San Diego Open Space Park Facilities District No. 1; setting the date and time for a public hearing in the matter of the acquisition of said property.

(See City Manager Report CMR-83-119. Mid-City Community Area. District-3.)

COMMITTEE ACTION: Reviewed by PFR on 11/2/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 7 and 8 voted yea.

CITY MANAGER REPORT:

Kensington Hillside is a canyon and hillside parcel fronting on the west side of Fairmount Avenue south of Montezuma Road. On the Open Space Retention List adopted by Council on January 8, 1979, it was ranked as Priority 13 in Category B.

City Manager's Report CMR-83-119, dated April 1, 1983, brought to the Public Facilities and Recreation Committee's attention that the property was for sale. The Committee approved in concept the acquisition of the site and requested that the appraised value be reported to them prior to acquisition. Council subsequently approved funds to have this property appraised for purposes of acquisition as open space.

This request is for \$350,000 to purchase two parcels totaling

33.5 acres, at fair market value plus funds to cover miscellaneous costs such as title, escrow, time projections, possible litigation, etc.

FILE LOCATION:

STRT OS1

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-111: (R-84-748) ADOPTED AS RESOLUTION R-259648

Approving the acceptance by the City Manager of those water, pedestrian and non-motor vehicle easement deeds of Coastal Federal Savings and Loan Association, Coast Mortgage and Realty Investors, and Coast Fed Services, granting to City easements for water, pedestrian and non-motor vehicle purposes in Lot 19 of Paradise Gardens West Unit No. 3, Map-10213.

(Located westerly of Parkland Way and Benjamin Holt Road. South Bay Terraces Community Area. District-4.)

FILE LOCATION:

DEED F-2175

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-112: (R-84-749) ADOPTED AS RESOLUTION R-259649

Approving the acceptance by the City Manager of that quitclaim deed of San Diego Gas and Electric Company conveying to City certain overhead easement rights in City-owned Southeast Quarter of Section 30, Township 12 South, Range 1 West, S.B.B.M.; authorizing the execution of a deed conveying to San Diego Gas and Electric Company an easement for overhead electrical facilities affecting City-owned Southeast Quarter of the Southeast Quarter of Section 30, Township 12 South, Range 1 West, S.B.B.M.

(Located on Highway 78 east of San Pasqual Road. San Pasqual Community Area. District-1.)

CITY MANAGER REPORT:

To alleviate traffic congestion on Highway 78 near the Wild Animal Park, CalTrans plans to realign a portion of the highway and to construct a new bridge over San Pasqual Valley Creek. These

improvements necessitate the relocation of some SDG&E power poles and lines on City property that feed a well pump serving three City-owned houses under lease to TMY Farms. The existing alignment of the power lines is covered by easements granted to SDG&E in 1948. SDG&E proposes to relocate the power lines to maintain service to the well pump and has executed a quitclaim deed in favor of the City for the easements to be abandoned. The proposed easement is preferable to the existing one in that there will be a net reduction of three power poles on City property. In terms of size, the proposed easement contains 9,805 square feet; the easement being quitclaimed about 8,436 square feet. The easement exchange has been approved by the Water Utilities Department. Since these power lines serve a City lessee, no fees have been assessed SDG&E for the new easement. SDG&E is also bearing the cost of relocating the power lines.

WU-PR-84-047.

FILE LOCATION:

DEED F-2176

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-113: (R-84-809) ADOPTED AS RESOLUTION R-259650

Authorizing the sale by negotiation of those access rights in and to West Morena Boulevard adjacent and contiguous to Lot 1, Dean Industrial Tract, Map- 4580 for the sum of \$900 to Darwin V. Dapper and Annette K. Dapper; authorizing the execution of a quitclaim deed, quitclaiming to Darwin V. Dapper and Annette K. Dapper those certain abutters rights of access mentioned above; declaring that no broker's commission shall be paid by the City of San Diego on the herein-described negotiated sale.

(Located on the easterly side of West Morena Boulevard between Tecolote Road and Morena Boulevard. Morena Community Area. District-6.)

CITY MANAGER REPORT:

The owner of a parcel of land with frontage on the east side of West Morena Boulevard has requested the revestment of 30 feet of access rights to West Morena Boulevard in order to facilitate the sale of a triangular, 3,200-square-foot portion of this parcel to the owner of adjoining land. The sale would provide the proposed purchaser with a driveway entrance from West Morena Boulevard. This property is between Morena Boulevard and Tecolote Road, across from

the railroad tracks. West Morena Boulevard has been a limited access road since its dedication in 1959. Access rights were relinquished without cost to the City of San Diego by grant deed in 1955. Various City departments, including the Traffic Engineer, have reviewed this request and do not object to this additional driveway entrance. The new owner will file a parcel map upon acquisition of the triangular parcel. It is therefore recommended that a quitclaim deed be issued to the present owner.

FILE LOCATION:

DEED F-2177

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-114: (R-84-762) ADOPTED AS RESOLUTION R-259651

Authorizing the execution of an agreement between the City of San Diego, the State of California, County of San Diego, and the San Diego Association of Governments for the San Diego Regional Ridesharing Project (Commuter Computer), for a period to expire August 31, 1984.

CITY MANAGER REPORT:

The San Diego Regional Ridesharing Project (Commuter Computer) was initiated in 1975 with a cooperative agreement among the City of San Diego, Caltrans, the County of San Diego and SANDAG. This project was subsequently extended, with Council approval, through several supplemental cooperative agreements. Caltrans has requested that the project now be extended for an additional period to August 31, 1984.

The overall purpose of the Regional Ridesharing Project is to reduce air pollution, fuel consumption, traffic congestion and parking requirements by encouraging and assisting ridesharing. Although a wide range of services are provided to encourage all ridesharing activities, the project's major emphasis is on establishing and maintaining ridesharing programs at major employment sites. More than 600 major employers throughout San Diego County receive on-going assistance from Commuter Computer.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-115: (R-84-783) ADOPTED AS RESOLUTION R-259652

Authorizing the execution of an agreement with the Jerde Partnership for a design study in connection with the revision of the Park North-East Community Plan; authorizing the expenditure of the sum of \$19,920 from Fund 18519, Department 5713, Organization 1301, for the above purpose.

(Park North-East Community Area. District-3.)

CITY MANAGER REPORT:

This study is a part of the ongoing Mid-City Commercial Revitalization Project. The study area consists of sixteen square blocks surrounding the intersection of Thirtieth Street and University Avenue, comprising the core of the North Park commercial area. The scope of work includes the design of street improvements, including trees, landscaping, ornamental paving and street furniture as appropriate and the design of private building facade improvements. Other issues to be addressed include parking and possible zoning ordinance changes. Other projects being undertaken in support of this effort are a low interest loan program, an economic analysis and various street improvements. This study will serve as the design guidelines for public improvements and for private improvements which are financed by the low interest loans.

A community coordinator consultant is soliciting business interest to support this effort, including the formation of merchant associations and business improvement districts. Similar commercial revitalization efforts are currently underway in Normal Heights and City Heights. Community Development Block Grants are the funding source of these projects. The Transportation and Land Use Committee previously approved the Request for Proposals and the Scope Services for this project (July 21, 1983; Planning Department Report

PDR-83-350).

FILE LOCATION:

LAND Park North-East Community Plan

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-116: (R-84-768) ADOPTED AS RESOLUTION R-259653

Authorizing the execution of a first amendment to agreement with Gary Rose Weber to serve as Mid-City Community Coordinator by extending the effective time of services from November 30, 1983 to June 30, 1984 and to increase the budget from \$40,000 to \$60,000 to provide for additional outreach services;

authorizing the expenditure of \$20,000 from Fund 18519, Dept. 5713, Org. 1301 for this purpose.

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

CITY MANAGER REPORT:

The proposed actions are related to continuation of community liaison services currently provided by Gary Rose Weber in relation to the Mid-City Commercial Revitalization Project. Mr. Weber is now providing services under an agreement which was approved by Council on November 22, 1982. Because the target areas are larger than expected, there is need for additional outreach and seminars. In addition, the need for coordinative/liaison services remains strong.

It is therefore recommended that the existing agreement be amended to provide an additional seven months of service (December 1, 1983 - June 30, 1984) and an additional \$20,000 expenditure, with appropriate changes to the Scope of Services. The community coordinator will continue to focus on outreach activities to merchants and property owners, promotional activities, stimulation of interest in revitalization and merchant associations, and liaison activities with the Revitalization Task Force and its subcommittees. The approved 1983 budget provides funds for the proposed \$20,000 expenditure.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

ITEM-150: (R-84-981) ADOPTED AS RESOLUTION R-259654

(Continued from the meeting of November 7, 1983 at Council Member McColl's request.)

A report to the City Council from the City Manager and Caltrans regarding all impacts of the reconstruction of the southerly portion of the I-8/I-15 interchanges, the time frame for the project, and the impact any delay would have on funding for the project. The City Manager will also report on traffic accident statistics for the intersection.

(See City Manager Report CMR-83-403.)

COMMITTEE ACTION: Reviewed by TLU on 9/26/83. Recommendation to refer to full Council for a hearing. Districts 2, 3, 4, 5 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B640-E133).

Motion by McColl to continue for one week at the request of Dorthea Edmiston. Second by Gotch. Failed. Yeas: 3,6. Nays: 2,5,7,8. Not present: 1,4,M.

Motion by McColl to have Caltrans redesign the interchange by incorporating the recommendations of the Mid-City Freeway Design Task Force, with Caltrans to work with City staff on pursuing an option of a "cut and cover" concept and to have area re-vegetated with the proper amount of plants, seeds, watering and fertilizer. Second by Martinez. Failed. Yeas: 1,3,6,8. Nays: 2,5,7. Not present: 4,M.

MOTION BY STRUIKSMA TO ACCEPT THE INTERCHANGE AS CALTRANS PRESENTED IT IN THE STAFF REPORT WITH THE PROVISIO THAT COUNCIL MEMBER McCOLL'S CONCERNS ABOUT CALTRANS WORKING WITH THE COMMUNITY

ON A "CUT AND COVER" CONCEPT BE MEMORIALIZED IN A RESOLUTION TO CALTRANS URGING THEM TO BEGIN A STUDY ON THAT CONCEPT AND THAT THEY

WORK WITH CITY STAFF AND INTERESTED MEMBERS OF THE COMMUNITY TO COME

UP WITH A LANDSCAPE PLAN THAT WOULD BE CARRIED FORWARD TO THE APPROPRIATE COUNCIL COMMITTEE FOR REVIEW AND APPROVAL. Second

by

Murphy.

VOTE ON "CUT AND COVER" CONCEPT. Mitchell-nay, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-not present.

VOTE ON 40TH STREET INTERSECTION. Mitchell-nay, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-nay, Murphy-yea, Martinez-yea, Mayor Hedgecok-not present.

ITEM-151: (R-84-842) CONTINUED TO DECEMBER 5, 1983

Authorizing the City Manager to negotiate a contract for paramedic system management and paramedic billing services with Hartson's Ambulance Service for a three year period beginning July 1, 1984.

(See City Manager Report CMR-83-404.)

COMMITTEE ACTION: Initiated by PSS on 10/26/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 6 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A130-B637).

Motion by Struiksma to form a different evaluation committee and report back to Council within 30-45 days. Second by Murphy. Failed. Yeas: 3,5,7,8. Nays: 1,2,6. Not present: 4,M.

Motion by Mitchell to adopt City Manager's recommendations.

Second by Gotch. Failed. Yeas: 1,2,6. Nays: 3,5,7,8. Not present: 4,M.

MOTION BY MITCHELL TO CONTINUE TO DECEMBER 5, 1983, FOR REVIEW BY

FULL COUNCIL AND TO COMMEND THE VOLUNTEER COMMITTEE FOR THEIR EFFORT

AND RESEARCH OF THE SUBJECT PROPOSALS. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-not present.

NOTE: RESOLUTION R-259676 WAS ADOPTED COMMENDING THE COMMITTEES FOR

THEIR EFFORT, TIME AND RESEARCH ON THE SUBJECT PROPOSALS.

ITEM-200: (O-84-81) INTRODUCED AND ADOPTED AS ORDINANCE O-16085

Introduction and adoption of an ordinance 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 Document No. 00-16007-1 and No. 00-16007-2, as amended and adopted therein, by adding to the personnel authorization of the City Attorney's Department (045) one Chief Deputy City Attorney position; transferring within the General Fund 100, the sum of \$35,078 from the unallocated reserve (605) to the City Attorney's Department (045), for the purpose of providing personnel and related non-personnel funds for the above position.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E461-500).

MOTION BY MURPHY TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT. Second by Martinez. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-not present.

ITEM-201: (R-84-831) ADOPTED AS RESOLUTION R-259655

Ratifying the concept of a potential \$50 million bond issuance to provide low interest mortgage funds to purchasers of single family residences originally approved by Council Resolution R-222450 on December 19, 1978; authorizing the San Diego Housing Commission to proceed with the development and implementation of a \$50 million single family mortgage revenue bond program; declaring that the final proposed documents for

implementing the program and selling the bonds are subject to final approval by the Council; approving the selection of the firms of E. F. Hutton & Company, Inc., and Stone & Youngberg as the lead underwriters for the bonds, with Goldman, Sachs & Co. and Newman and Associates, Inc. serving as co-managers, subject to a condition that payment to such firms shall be made solely and exclusively from bond proceeds and pursuant to a bond purchase agreement to be submitted to the Council for approval and that unless and until bonds are sold, the City shall incur no obligation for any payment to said underwriters.

(See Housing Commission Report HCR-83-019CC.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E235-324).

Motion by Gotch to extend time of meeting past 5:30 p.m. Second by Martinez. Passed. Yeas: 1,2,3,5,6,7,8. Nays: None. Not present: 4,M.

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

ITEM-202: (R-84-807 Rev.) ADOPTED AS RESOLUTION R-259656

Authorizing an Inducement Resolution determining that it is necessary and desirable to provide construction and permanent financing by the issuance of mortgage revenue bonds for the construction of multi-family housing developments; authorizing the Mayor, the City Manager and other officers of the City to take all necessary actions to effectuate the purposes of this resolution.

(See Housing Commission Report HCR-83-017CC.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E412-430).

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

ITEM-203: (R-84-829) ADOPTED AS RESOLUTION R-259657

Authorizing the City Manager to execute a contract to approve the Offer to Purchase and Real Estate Purchase contract dated October 5, 1983, and executed by Kevin J. McInerney as buyer and by the Executive Director of the San Diego Housing

Commission for the development of units for family and elderly housing on Site 106 (Cargill and Nobel) in University City; authorizing the Executive Director of the San Diego Housing Commission to effectuate the transaction described in said Offer to Purchase and Real Estate Purchase Contract and to perform acts necessary to complete said transaction; authorizing the Mayor and the City Clerk to execute in favor of the buyer, a Municipal Corporation Grant Deed with attached restrictive covenants subject to the following restrictions: The full sale price of \$2,010,000 shall be paid to the Executive Director on behalf of the City for deposit into the appropriate Capital Outlay Fund prior to delivery of the Deed; the buyer shall be subject to an enforceable agreement to develop in a diligent manner not less than 130 apartment units for elderly citizens on the property; and the buyer shall have entered into an enforceable agreement with the Housing Commission to utilize the property for apartments for the elderly for a minimum of 10 years.

(See Housing Commission Report HCR-83-016CC. University City Community Area. District-1.)

FILE LOCATION:

F-2483

COUNCIL ACTION: (Tape location: E501-566).

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

ITEM-204: (R-84-773) UNFINISHED BUSINESS, TO BE TAKEN TUESDAY, NOVEMBER 22, 1983

Authorizing the execution of an agreement with the San Diego Housing Commission for the use of 1983-Ninth Year CDBG funds for low-income housing site acquisition, site improvements, predevelopment planning and administration, housing rehabilitation, Neighborhood Housing Services projects; authorizing the execution of an agreement with the San Diego Housing Commission for use of 1983-Ninth Year CDBG (Jobs Bill) funds for low-income housing rehabilitation; authorizing the execution of a second amendment to agreement with the San Diego Housing Commission for use of 1979-Fifth Year CDBG funds for low-income site acquisition; authorizing the execution of a second amendment to agreement with the San Diego Housing Commission for use of 1980-Sixth Year CDBG funds for low-income housing site acquisition; authorizing the City Manager to expend \$118,957 of 1979-Fifth Year, \$67,999 of 1980-Sixth Year,

and \$122,903 of 1983-Ninth Year CDBG funds to acquire two low-income housing sites, subject to HUD approval.

(See Housing Commission Report HCR-83-018CC.)

FILE LOCATION:

MEET

* ITEM-S400: (R-84-860) ADOPTED AS RESOLUTION R-259658

Authorizing the City Auditor and Comptroller to transfer to the budget of Council District 3 funds for a word processor within the General Fund 100, Department 023, from Object Account No. 2102, \$3,500 to Object Account No. 4687, \$3,500.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-S401 (R-84-846) ADOPTED AS RESOLUTION R-259659

A Resolution approved by the City Council in Closed Session on Monday, November 7, 1983 by the following vote:

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

Authorizing the City Manager to pay the total sum of \$14,500 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Eugene Matthews (United States District Court Case No. 82-0826 N(I), Eugene Matthews v. Officer P.E. Maguire, et al.); authorizing the City Auditor and Comptroller to issue a warrant check in the total amount of \$14,500 made payable to Eugene Matthews and his attorney of record George Weingarten, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT:

This constitutes the complete and final settlement of Eugene Matthews' personal injuries of October 12, 1981.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-S402: (R-84-738) ADOPTED AS RESOLUTION R-259660

A Resolution approved by the City Council in Closed Session on Monday, October 31, 1983, by the following vote:

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

Authorizing the City Manager to pay the total sum of \$12,500 in the settlement of each and every claim against the City, its agents and employees, resulting from flooding damage to Eleanor Johnston, Robert and Pat Springett, Thomas Runge, Richard Deussen and Pamela Douglas, (Superior Court Case No. N 16223, Eleanor Johnston, Robert and Pat Springett, Thomas Runge, Richard Deussen and Pamela Douglas v. County of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the amount of \$12,500 made payable to plaintiffs Eleanor Johnston, Robert and Pat Springett, Thomas Runge, Richard Deussen and Pamela Douglas and their attorney of record Roy B. Garrett, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT:

On February 19 and 20, 1980, several properties on Abra Place in the Rancho Bernardo area were flooded by storm waters. The current litigation involves the owners of the properties suing to recover their damages. This settlement includes contributions from joint defendants in the following amounts:

Poway Unified School District	\$ 5,700
California Federal Enterprises and Butler Housing Corporation	5,700
Toup Engineering	5,700
C. W. McGrath, Inc.	5,700
City of San Diego	12,500

Total	<u>\$35,300</u>
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The County of San Diego is not a participant in this settlement. The plaintiffs will continue their action, with the County as the sole defendant. This settlement will settle all claims against the City of San Diego arising from the flooding of February 19 and 20, 1980.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-S403: (R-84-784 Rev.) ADOPTED AS RESOLUTION R-259661

Authorizing the City Manager to enter into exclusive negotiations with the American Journey Corporation for development of a regional truck center northeasterly of the intersection of Highway 94 and Home Avenue, subject to the following conditions: a) the community will be involved in and informed during the process; b) that there is to be a lease, not a sale, of City-owned property; c) that there be a sensitive solution to a new location for the Police Pistol Range; and d) that Caltrans be included in the discussions regarding the Home Avenue overcrossing.

(See City Manager Report CMR-83-461. Mid-City Community Area. District-3.)

COMMITTEE ACTION: Reviewed by PFR on 11/16/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 7 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

* ITEM-S404: (R-84-886) ADOPTED AS RESOLUTION R-259662

Approving the concept of the City's providing sewer service to approximately 3.65-acre commercial development proposed on property owned by the Echelon Group in the unincorporated area adjacent to the City's northerly boundary in the vicinity of Via de la Valle and El Camino Real in the San Dieguito Valley, subject to the property owner's entering into an appropriate agreement with the City consenting to any proposed future annexation of the property into the City of San Diego.

(See City Manager Report CMR-83-478.)

COMMITTEE ACTION: Reviewed by PFR on 11/16/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 7 and 8 voted yea.

WU-U-84-030.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

ITEM-S405: (R-84-888) ADOPTED AS RESOLUTION R-259663

Approving the proposed revised Open Space Retention List as contained in City Manager Report CMR-83-477 dated November 10, 1983; approving recommendations No. 1, 2 and 3 as contained in the Public Facilities and Recreation Committee Consultant's Analysis PFR-83-25, subject to the compliance with existing regulations and ordinances prior to any final determination regarding acquisition; approving the expenditure of an amount not to exceed \$150,000 from Open Space Bond Fund 79103 for the purpose of acquiring appraisals in preparation of potential acquisition of those properties identified in paragraphs No. 1, 2 and 3 on the above mentioned Consultant Analysis.

(See City Manager Reports CMR-83-477; CMR-83-439; and Committee Consultant Analysis PFR-83-25. Mid-City, Park North-East, Southeast San Diego, South Bay Terraces, Clairemont Mesa, East Mission Valley, Navajo, Greater Golden Hill, and Uptown Community Areas. Districts-3, 4, 6, 7 and 8.)

COMMITTEE ACTION: Reviewed by PFR on 11/16/83. Recommendation to adopt the Resolution. Districts 1, 3, 4 and 8 voted yea. District 7 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E134-234).

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

ITEM-S406: (O-84-92) HEARD

First public hearing in the matter of:

Amending Ordinance O-16007 (New Series), as amended, 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 Document No-00-16007-1, as amended and adopted therein, by adding to the personnel authorization of Council District 3 (023), one Council Representative I position; exempting said position from the classified service, and establishing a salary rate therefor.

See Item S501.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E431-460).

MOTION BY McCOLL TO HOLD FIRST HEARING. Second by Struiksmayea. Passed by the following vote: Mitchell-not present, Cleator-yea,

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

* ITEM-S408: (R-84-885) ADOPTED AS RESOLUTION R-259664

Authorizing the execution of a first amendment to agreement with Bolt Beranek and Newman, Inc., to prepare noise contours for Montgomery Field Airport; authorizing the expenditure of \$7,000 from the Airports Unallocated Reserve to the Operations Budget/Professional Services account for the above service.

(Kearny Mesa Community Area. District-5.)

COMMITTEE ACTION: Initiated by TLU on 11/14/83. Recommendation to adopt the Resolution. Districts 3, 4 and 5 voted yea. Districts 2 and 8 not present.

CITY MANAGER REPORT:

In August 1983 the City Council approved an agreement with the consulting firm of Bolt Beranek and Newman (BBN) to verify noise contours prepared by CH2M Hill as part of the Master Plan for Montgomery Field Airport. BBN made field measurements at six locations over a ten-day period in the vicinity of the airport along the 65 decibel Community Noise Equivalent Level (CNEL) contour. The 65 db contour was selected because it is the level the State recognizes as acceptable for residential use. BBN concluded that the existing contour was accurate, but that it should be displaced slightly to the south and west. When staff applied these assumptions to future contours for the year 2000, it was found that the contour could impact residential areas. Therefore, staff is recommending that the future contours be adjusted accordingly by BBN. This will also probably require a supplemental Environmental Impact Report for the Master Plan. The supplemental EIR will be prepared by the Environmental Quality Division of the Planning department using BBN's information.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A111-129).

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

ITEM-UC-1: (R-84-867) ADOPTED AS RESOLUTION R-259665

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member William Jones from the City Council meeting of November 15, 1983, morning session, due to personal illness. Also from the Council meetings of November 21 and 22,

1983, and Public Services and Safety Committee meeting of
November 23, 1983, for the purpose of vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E567-581).

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

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Cleator at 5:46
p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: E581).