

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

MONDAY, DECEMBER 12, 1983

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS -12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 2:06 p.m. Mayor Hedgecock adjourned the meeting at 3:21 p.m. to meet into Closed Session on Tuesday, December 13, 1983, at 9:00 a.m. regarding pending litigation and meet and confer.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present.
  - (1) Council Member Mitchell-present.
  - (2) Council Member Cleator-present.
  - (3) Council Member McColl-present.
  - (4) Council Member Jones-present.
  - (5) Council Member Struiksma-excused by R-259831 (illness).
  - (6) Council Member Gotch-present.
  - (7) Council Member Murphy-present.
  - (8) Council Member Martinez-present.
- Clerk-Abdelnour (jb)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

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

ITEM-10: INVOCATION

Invocation was given by Reverend Wayman Davis, Pastor of the Clairemont Church of the Nazarene.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Mitchell.

FILE LOCATION:

MINUTES

ITEM-30: PRESENTED

A presentation to the City Council by representatives of  
Amnesty International USA, Adoption Group 137.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A035-073).

ITEM-31: GRANTED HEARING

Matter of the request of Celia E. Jacobs for a hearing of an  
appeal from the decision of the Planning Commission in  
approving Planned Residential Development Permit PRD-83-0475  
which proposes to add three single-family dwelling units (one  
dwelling unit existing) and an associated private access drive  
to this

3.4-acre site. The subject property is located on the east  
side of Morena Boulevard between Avati and Jutland Drives, in  
Zone R-1-5, within the boundaries of the Clairemont Mesa  
Community Plan. The property is more particularly described as  
Parcel A of Parcel Map PM-11753 and Lot 373 of Harbor View  
Heights Unit 6, Map-5937.

(PRD-83-0475. District-6.)

(Planning Department recommended approval of the permit; was  
opposition. Planning Commission voted 5-1 to approve the permit  
with modifications.)

NOTE: Pursuant to Section 101.0900-G of the San Diego  
Municipal Code, the appellant has filed his written request for  
City Council to allow an appeal from the decision of the  
Planning Commission. No oral presentations shall be made to  
the Council by either the proponents or opponents of the  
project.

If the request to allow an appeal is granted, the project  
will be heard on Tuesday, January 3, 1984, at 2:00 p.m. An  
appeal of the companion tentative map will also be scheduled at  
that time.

FILE LOCATION:

PERM PRD-83-0475

COUNCIL ACTION: (Tape location: A074-113).

MOTION BY GOTCH TO GRANT THE HEARING. Second by Martinez.

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

ITEM-32: APPROVED

Approval of Council Minutes for the Meetings of:

11/7/83 P.M.

11/8/83 A.M. and P.M.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A114-118).

MOTION BY MARTINEZ TO APPROVE THE MINUTES. Second by McColl.

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

\* ITEM-50: (O-84-69) INTRODUCED, TO BE ADOPTED JANUARY 3, 1984

Introduction of an Ordinance amending Chapter V, Article 9,  
of the San Diego Municipal Code by amending Sections 59.5.0202,  
59.5.0204, 59.5.0206, 59.5.0401, 59.5.0404, 59.5.0501,  
59.5.0502 and 59.5.0503, and by repealing Section 59.5.0405,  
relating to noise abatement and control.

(See City Manager Report CMR-83-446.)

COMMITTEE ACTION: Reviewed by PSS on 11/23/83. Recommendation to introduce  
the Ordinance. Districts 1, 3 and 6 voted yea. Districts 4 and 8 not  
present.

FILE LOCATION:

-

COUNCIL ACTION: (Tape location: A178-182).

CONSENT MOTION BY JONES TO INTRODUCE THE ORDINANCE. Second by

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

\* ITEM-100: (R-84-800) ADOPTED AS RESOLUTION R-259755

Awarding a contract to Middleboro Fire Apparatus, Inc., for  
the purchase of one second section of 100 foot aerial ladder  
for a total cost of \$20,815.42 including tax and freight.

BID-5321 Fire Department.)

CITY MANAGER REPORT:

Damage to this ladder was discovered during the Annual Aerial

Device Certification tests conducted by Equipment Testing Company in compliance with OSHA requirements. The ladder could not be certified in this condition and therefore is out of service. There are three reserve ladder trucks to back-up our fleet of eleven first line units. One is in first line service awaiting delivery of a new truck. The second is replacing this unit with the damaged ladder. This leaves only one unit which is an inadequate number for replacement to perform both necessary normal maintenance and also less serious repairs uncovered during the ladder certification process. Funds for this request have been identified within the Auto Repair Parts Account of the Repair Facilities Budget which is within an acceptable level.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-101:

19831212

Two actions relative to awarding contracts:

Subitem-A: (R-84-801) ADOPTED AS RESOLUTION R-259756

University Ford for the purchase of 118 police cars (1984 Ford LTD with 302- V8 49 state engines) for a total cost of \$1,059,398.04, including tax, terms and adjusted trade-in allowance as follows:

Trade-in Equipment (City of San Diego)	Unit Allowance	Extension
1 each 1979 Ford Fairmount	\$810.00	\$ 810.00
2 each 1980 Chevrolet Citation	810.00	1,620.00
20 each 1980 Dodge Aspen	710.00	14,200.00
78 each 1981 Ford Fairmount	960.00	74,880.00
Maximum Total Trade-in Allowance:		\$91,510.00
Total Trade-in Allowance used for Auditor's Certificate:		\$86,710.00

(Adjusted to provide for the possibility that some of the intended trade-in vehicles may be seriously damaged in collisions.)

BID-5323

Subitem-B: (R-84-802) ADOPTED AS RESOLUTION R-259757

Hawthorne Machinery Co., for providing all parts and labor required to rebuild the undercarriage of a caterpillar 955 loader (S/N 85J10758) for a total cost of \$11,979.39, including tax and terms. BID-5356

(Three bids received. Requested by the General Services Department, Equipment Division.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A206-220 & B326-357).

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

\* ITEM-102: (R-84-803) ADOPTED AS RESOLUTION R-259758

Inviting bids for the construction of traffic signal and street lighting systems at Governor Drive and Scripps Street on Work Order No. 122409; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of \$72,000 from CIP-62-234, Governor Drive and Scripps Street, not to exceed \$30,000 from Capital Outlay Fund 30245 and \$42,000 from Gas Tax Fund 30219 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-5397 (South University Community Area. District-1.)

CITY MANAGER REPORT:

This project will provide for the installation of traffic signal and street lighting systems at Governor Drive and Scripps Street. Governor Drive is a major street carrying approximately 14,000 vehicles per day. Scripps Street provides access to a residential area south of Governor Drive, and a driveway provides access to a shopping center north of Governor Drive. The proposed traffic signal will improve capacity by properly assigning right-of-way to vehicles and pedestrians entering the intersection. An emergency vehicle preemption feature will be provided for fire and ambulance equipment.

FILE LOCATION:

W.O. 122409

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-103: (R-84-799) ADOPTED AS RESOLUTION R-259759

Inviting bids for the construction of Miramar Filtration Plant Laboratory renovations on Work Order No. 147199; 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, \$28,152 from CIP- 46-080, Metro Pretreatment Laboratory (70292) to the Industrial Waste Control Program (70215); authorizing the expenditure of \$28,152 from the Industrial Waste Control Program (70215) 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-5392

(Scripps Miramar Ranch Community Area. District-5.)

CITY MANAGER REPORT:

This project consists of modifications to the present industrial waste laboratory in order to accommodate approximately \$250,000 worth of State required lab equipment that will be purchased in the near future under an EPA grant. The modifications consist of: 1) installation of mounted and walk-in hoods, lab benches, island counter, vent pipes, roof blowers, and weather caps; 2) the air, gas and water piping for the equipment; and 3) the electrical wiring and transformer installations.

WU-U-84-029.

FILE LOCATION:

W.O. 147199

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-104: (R-84-919) ADOPTED AS RESOLUTION R-259760

Approving the final subdivision map of Bay Colony, a one-lot subdivision located easterly of Crown Point Drive and Fortuna Avenue.

(Mission-Pacific Community Area. District-6.)

FILE LOCATION:

SUBD Bay Colony

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-105:

19831212

Two actions relative to the final subdivision map of Bay Terraces East Unit No. 4, a 148-lot subdivision located easterly of Briarwood Road and Goode Street:

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

Subitem-A: (R-84-934) ADOPTED AS RESOLUTION R-259761

Authorizing the execution of an agreement with Donald L. Bren Company for the installation and completion of improvements.

Subitem-B: (R-84-933) ADOPTED AS RESOLUTION R-259762

Approving the final map.

FILE LOCATION: SUBD Bay Terraces East Unit No. 4

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-106:

19831212

Two actions relative to the final subdivision map of Bay Terraces East Unit No. 5, a 165-lot subdivision located

easterly of Briarwood Road and Goode Street:

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

Subitem-A: (R-84-932) ADOPTED AS RESOLUTION R-259763

Authorizing the execution of an agreement with Donald L. Bren Company for the installation and completion of improvements.

Subitem-B: (R-84-931) ADOPTED AS RESOLUTION R-259764

Approving the final map.

FILE LOCATION: SUBD Bay Terraces East Unit No. 5

COUNCIL ACTION: (Tape location: A183-206).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed

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

\* ITEM-107:

19831212

Two actions relative to the final subdivision map of Bernardo Heights Unit No. 25, a 58-lot subdivision located northerly of Bernardo Heights Parkway and Avenida Villaha: (Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-84-921) ADOPTED AS RESOLUTION R-259765

Authorizing the execution of an agreement with Villa Creek for the installation and completion of improvements.

Subitem-B: (R-84-920) ADOPTED AS RESOLUTION R-259766

Approving the final map.

FILE LOCATION: SUBD Bernardo Heights Unit No. 25

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-108:

19831212

Three actions relative to the final subdivision map of Black Mountain Vistas Unit No. 1, a 171-lot subdivision located northerly of Sundance Avenue and Thunderhead Street: (Penasquitos East Community Area. District-1.)

Subitem-A: (R-84-990) ADOPTED AS RESOLUTION R-259767

Authorizing the execution of an agreement with Fidelity Funding Inc. for the installation and completion of improvements.

Subitem-B: (R-84-989) ADOPTED AS RESOLUTION R-259768

Approving the final map.  
Subitem-C: (R-84-961) ADOPTED AS RESOLUTION R-259769

Approving the acceptance by the City Manager of those street and drainage easement deeds of Stafford Hannon, Alice Lee Gregg Ingledue, Alice Lee Gregg Ingledue, as trustee under the will of J. Lee Gregg, and Twin Trails Partnership, granting to City easements for public street and drainage purposes in portions of the Northeast Quarter of Section 13, Township 14 South, Range 3 West, San Bernardino Meridian; dedicating said land as and for a public street, and naming the same Carmel Mountain Road.

FILE LOCATION: Subitem-A and B SUBD Black Mountain Vistas Unit No. 1;

Subitem-C DEED F-2207  
COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-109:

19831212

Two actions relative to the final subdivision map of Black Mountain Vistas Unit No. 2, a 156-lot subdivision located southwesterly of Carmel Mountain Road and Twin Trails Drive: (Penasquitos East Community Area. District-1.)  
Subitem-A: (R-84-992) ADOPTED AS RESOLUTION R-259770

Authorizing the execution of an agreement with Fidelity Funding Inc., for the installation and completion of improvements.  
Subitem-B: (R-84-991) ADOPTED AS RESOLUTION R-259771

Approving the final map.  
FILE LOCATION: SUBD Black Mountain Vistas Unit No. 2  
COUNCIL ACTION: (Tape location: A183-206).

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

831212

\* ITEM-110:

19831212

Three actions relative to the final subdivision map of Canyon Pointe, a six-lot subdivision located northwesterly of Menkar Road and Hadar Drive:

(Mira Mesa Community Area. District-5.)

Subitem-A: (R-84-946) ADOPTED AS RESOLUTION R-259772

Authorizing the execution of an agreement with Canyon Pointe Ltd. for the installation and completion of improvements.

Subitem-B: (R-84-945) ADOPTED AS RESOLUTION R-259773

Approving the final map.

Subitem-C: (R-84-955) ADOPTED AS RESOLUTION R-259774

Approving the acceptance by the City Manager of that deed of Canyon Pointe, Ltd., granting to City Lots 6 and 7 of Canyon Pointe.

FILE LOCATION: Subitem-A and B SUBD Canyon Pointe;

Subitem-C DEED F-2208

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-111:

19831212

Two actions relative to the final subdivision map of El Dorado Racquet Club a four-lot subdivision located southeasterly of Tierrasanta Boulevard and Colina Dorado Drive:

(Tierrasanta Community Area. District-7.)

Subitem-A: (R-84-929) ADOPTED AS RESOLUTION R-259775

Approving the final map.

Subitem-B: (R-84-930) ADOPTED AS RESOLUTION R-259776

Authorizing the Mayor to sign the final map of El Dorado Racquet Club.

**CITY MANAGER REPORT:**

Ordinance O-15746 adopted May 3, 1982 established the legal framework for the Multi-Family Housing Bond Program. The ordinance authorizes the City to issue tax exempt revenue bonds for multi-family, rental housing projects. Under the program, the

private sector provides the apartments with the only Government role being to provide below market rate financing. The program is supported and administered by the Housing Commission.

In April, 1983 approximately \$17.8 million in bonds were issued for the developers, El Dorado Partners & Sorrento Partners, to construct approximately 448 multi-family units. The subdivision of El Dorado Racquet Club will provide approximately 208 of those units. The developer must produce multi-family rental housing where at least 20 percent of the dwelling units in each project must be held available for occupancy by low or moderate income families for a ten-year period commencing when the units are first available for occupancy. The remaining 80 percent of the dwelling units in each project are market rate dwelling units. All units within the project must be available as rentals for a minimum period of ten years from occupancy.

An Apartment Building Development and Administration Agreement has been executed between the City and the developer. The covenants and restrictions of the agreement "run with the land" thereby binding any successors in interest to the terms of the agreement. This was accomplished by a simultaneous conveyance of the property to the City and a reconveyance by the City to the developer, with the City retaining a future interest called a "right of entry." If the developer or its successors breaches certain covenants of the agreement, the City has the right to take full possession and title of the property. Since the City has an interest that can, under certain conditions, "ripen" into a fee ownership, the City must sign the map consenting to its preparation and filing.

FILE LOCATION: SUBD El Dorado Racquet Club

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-112:

19831212

Three actions relative to the final subdivision map of Fairbanks Country Club Unit No. 5, a four-lot subdivision located southerly of San Dieguito Road and Derby Farms Road:

(San Dieguito River Basin Community Area. District-1.)

Subitem-A: (R-84-994) ADOPTED AS RESOLUTION R-259777

Authorizing the execution of an agreement with Watt Industries/San Diego Incorporated for the installation and completion of improvements.

Subitem-B: (R-84-993) ADOPTED AS RESOLUTION R-259778

Approving the final map.

Subitem-C: (R-84-956) ADOPTED AS RESOLUTION R-259779

Approving the acceptance by the City Manager of that street easement deed of Watt Industries/San Diego, Inc., granting to City an easement for public street purposes in a portion of Parcel 6 of Parcel Map PM-12638; dedicating said land as and for a public street, and naming the same Derby Farms Road.

FILE LOCATION: Subitem-A and B SUBD Fairbanks Country Club Unit No. 5;

Subitem-C DEED F-2209

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-113:

19831212

Two actions relative to the final subdivision map of Hillsborough Unit No. 2, a 38-lot subdivision located southeasterly of Paradise Valley Road and Deep Dell Road:

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

Subitem-A: (R-84-853) ADOPTED AS RESOLUTION R-259780

Authorizing the execution of an agreement with Treetops Unlimited for the installation and completion of improvements.

Subitem-B: (R-84-852) ADOPTED AS RESOLUTION R-259781

Approving the final map.

FILE LOCATION: SUBD Hillsborough Unit No. 2

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-114:

19831212

Two actions relative to the final subdivision map of King Manor Unit No. 1, a 15-lot subdivision located westerly of 59th Street and Fennel Avenue:

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

Subitem-A: (R-84-923) ADOPTED AS RESOLUTION R-259782

Authorizing the execution of a lien agreement with Monopoly

for the installation and completion of improvements.

Subitem-B: (R-84-922) ADOPTED AS RESOLUTION R-259783

Approving the final map.

FILE LOCATION: SUBD King Manor Unit No. 1

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-115:

19831212

Three actions relative to the final subdivision map of Marbella Unit No. 1, a 78-lot subdivision located southeasterly of Paseo del Verano Norte and Avenida Alozdra:

(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-84-925) ADOPTED AS RESOLUTION R-259784

Authorizing the execution of an agreement with Rancho Bernardo Development Company for the installation and completion of improvements.

Subitem-B: (R-84-924) ADOPTED AS RESOLUTION R-259785

Approving the final map.

Subitem-C: (R-84-938) ADOPTED AS RESOLUTION R-259786

Authorizing the execution of a quitclaim deed, quitclaiming to Rancho Bernardo Development Company, all the City's right, title and interest in the water and drainage easements in connection with the above-mentioned subdivision.

FILE LOCATION: Subitem-A and B SUBD Marbella Unit No. 1;

Subitem-C DEED F-2210

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-116:

19831212

Two actions relative to the final subdivision map of Lusk

Industrial Park Unit No. 4, an eight-lot subdivision located easterly of Carroll Canyon Road and Scranton Road:

(Mira Mesa Community Area. District-5.)

Subitem-A: (R-84-948) ADOPTED AS RESOLUTION R-259787

Authorizing the execution of an agreement with Lusk/Mira Mesa for the installation and completion of improvements.

Subitem-B: (R-84-947) ADOPTED AS RESOLUTION R-259788

Approving the final map.

FILE LOCATION: SUBD Lusk Industrial Park Unit No. 4

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-117:

19831212

Two actions relative to the final subdivision map of N.C.W. Neighborhood 3 Unit No. 5, a 61-lot subdivision located northerly of Del Mar Heights Road and High Bluff Drive:  
(North City West Community Area. District-1.)  
Subitem-A: (R-84-996) ADOPTED AS RESOLUTION R-259789

Authorizing the execution of an agreement with Pardee Construction Company for the installation and completion of improvements.  
Subitem-B: (R-84-995) ADOPTED AS RESOLUTION R-259790

Approving the final map.  
FILE LOCATION: SUBD N.C.W. Neighborhood 3 Unit No. 5  
COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-118: (R-84-928) ADOPTED AS RESOLUTION R-259791

Authorizing the City Engineer to issue a special permit, prior to the filing of a final subdivision map by Pacific Scene Properties of San Diego, Inc., to commence grading on Carroll Ridge Business Park V to maintain continuity with the grading operation for Carroll Ridge Business Park IV, upon payment to the City of San Diego of all required fees and submission of a full surety to cover all improvements which will be included in the subdivision improvement agreement.

(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. Since this subdivision is in the HR Zone, a special permit cannot be issued unless authorized by the City Council. The subdivider has requested that he be allowed to start grading on Unit 5 in order to provide continuity with the grading operation for Unit 4 which is now underway and is expected to be completed before the first of the year.

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 are complete, and the final map is expected to be ready for Council consideration in January. Before a special permit will be 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 which will be included in the subdivision improvement agreement.

FILE LOCATION:

SUBD Ridge Business Park V

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-119: (R-84-905) ADOPTED AS RESOLUTION R-259792

Initiating proceedings for the Lower Mission Gorge Reorganization involving an annexation to the City of San Diego and a detachment from the San Diego County Flood Control District - Zone 2; setting the date and time for a public hearing.

FILE LOCATION:

ANNX Lower Mission Gorge Reorganization

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-120: (R-84-875) ADOPTED AS RESOLUTION R-259793

Vacating Pistol Range Road, also known as Road Surveys 110 and 154, all in the Northeast Quarter of Section 35, Township 18 South, Range 2 West, San Bernardino Meridian, all within or adjacent to the boundaries of the Rainbow Park South Subdivision (TM-82-0605), 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 has been superseded by relocation; 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; the easement reserved herein is in, under, over, upon, along and across Pistol Range Road, also known as Road Surveys 110 and 154, all in the Northeast Quarter of Section 35, Township 18 South, Range 2 West, San Bernardino Meridian; declaring that this resolution shall not become effective unless and until the final subdivision map for the Rainbow Park South Subdivision (TM-82-0605) has been approved by Council action; in the event that the final map is not approved by May 13, 1984, this resolution shall become void and of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(A subdivision map is required. San Ysidro Community Area. District-8.)

**CITY MANAGER REPORT:**

Pistol Range Road to be vacated is located immediately west of Via de la Melodia and north of Smythe Avenue. It was acquired for public use by easement prior to 1897. The abutting property owners have petitioned for the closure to facilitate development of their property as the Rainbow Park Subdivision (TM-82-0605). The right-of-way to be vacated is unimproved but contains a sewer main. An easement has been reserved to service and maintain this utility. In 1981, Smythe Avenue, classified as a four-lane major street in the San Ysidro Community Plan, was dedicated and partially improved between Beyer Boulevard and State Highway 117 as a Capital Improvement Project (CIP-52-189). When construction was completed, Smythe Avenue replaced the section of Pistol Range Road proposed for vacation. As a condition of its approval, the Rainbow Park Subdivision is required to complete the improvement of the northerly half of Smythe Avenue to its ultimate width adjacent to the subdivision. These improvements will be bonded for and constructed with the proposed subdivision. Staff has concluded that this right-of-way is no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the Rainbow Park South Subdivision being approved and recorded. This action was processed in accordance with Council Policy 600-15.

**FILE LOCATION:**

STRT J-2504 and DEED F-2211

**COUNCIL ACTION:** (Tape location: A183-206).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed

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

\* ITEM-121:

19831212

Two actions relative to Telesis Court:  
(Located northerly of Lusk Boulevard and Corporate Park Avenue. Mira Mesa Community Area. District-5.)  
Subitem-A: (R-84-997) ADOPTED AS RESOLUTION R-259794

Approving the acceptance by the City Manager of that street easement deed of California First Bank, granting to City an easement for a public street in a portion of Parcel 2 of Parcel Map PM-11508; dedicating said land as and for a public street, and naming the same Telesis Court.  
Subitem-B: (R-84-998) ADOPTED AS RESOLUTION R-259795

Dedicating a portion of Lot 7 of Wateridge 1, Map-10602, marked "reserved for future street," for a public street, and naming the same Telesis Court.  
FILE LOCATION: Subitem-A DEED F-2212; Subitem-B DEED F-2213  
COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-122: (R-84-927) ADOPTED AS RESOLUTION R-259796

Approving the acceptance by the City Manager of that deed of Lomas Santa Fe, Inc., and Theodore E. Gildred conveying to City a drainage easement in Lot 6 of Regents Park, Map-10703; authorizing the execution of a quitclaim deed, quitclaiming to Lomas Santa Fe, Inc. and Theodore E. Gildred, all of the City's right, title and interest in the drainage easement in Lot 6 of Regents Park, Map-10703.  
(Located northeasterly of La Jolla Village Drive and Regents Road. University North Community Area. District-1.)  
FILE LOCATION:

DEED F-2214

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-123: (R-84-896) ADOPTED AS RESOLUTION R-259797

Approving the acceptance of a quitclaim deed, quitclaiming to San Diego Gas & Electric Company certain underground easement rights in City-owned portion of Rancho San Bernardo; authorizing the execution of a deed conveying to San Diego Gas & Electric Company an easement for underground electrical facilities and appurtenances affecting City-owned portion of Rancho San Bernardo.

(Rancho Bernardo Community Area. District-1.)

CITY MANAGER REPORT:

In 1972 AVCO Community Developers and the City of San Diego entered into sewer agreements whereby AVCO, as the major subdivider of Rancho Bernardo, is responsible for the phased development of certain sewer facilities in that community. One of AVCO's obligations is the expansion of Pump Station No. 77 at 18700 West Bernardo Drive, including replacement of the pumps in the pump building with ones of greater capacity and enlargement of the power building to house upgraded generators and switching gears. These improvements also entail a contract with SDG&E for the installation of a fuse cabinet, handhole, an additional transformer, and realignment of the underground ducts. The realignment is necessary due to conflicts with the building addition.

SDG&E has requested an easement for the new electrical system and has executed a quitclaim deed in favor of the City for the existing easement, which the City granted in 1976. The proposed easement contains about 2,700 square feet, the one being quitclaimed about 1,550 square feet. The easement exchange has been approved by the Water Utilities Department. AVCO is bearing the cost of the SDG&E work and the other improvements to the pump station.

WU-PR-84-062.

FILE LOCATION:

DEED F-2215

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-124: (R-84-894) ADOPTED AS RESOLUTION R-259798

Authorizing the execution of a quitclaim deed, quitclaiming to William A. Corn and Helen Corn, all the City's right, title and interest in the drainage easement in Lot 236, Chollas View Subdivision, Unit No. 2, Map-3878.

(Located at Tremont Street easterly of 44th Street.  
Southeast San Diego Community Area. District-4.)

FILE LOCATION:

DEED F-2216

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-125: (R-84-960 Rev.) ADOPTED AS RESOLUTION R-259799

Authorizing the Mayor and City Clerk to execute a deed conveying to C.V. Properties, all of Lot 4, South San Diego Industrial Park; authorizing the execution of an agreement with C.V. Properties and Qualidyne Systems, Inc., with regard to the construction and operations to occur on the above specified property; approving the sale price of \$683,000 and declaring that no broker's commission shall be paid in connection with this sale, and that the City Manager is authorized to pay all expenses incurred in connection with this transaction from the proceeds of the sale.

(See City Manager Report CMR-83-210 and Committee Consultant Analysis PFR- 83-9. San Ysidro Community Area. District-8.)

COMMITTEE ACTION: Approved in concept by PFR on 6/2/83. Districts 1, 3, 4, 7 and 8 voted yea.

CITY MANAGER REPORT:

Resolution R-258630, dated June 13, 1983, authorized the City Manager to negotiate the agreement before Council today. This agreement is to sell Lot 4 for the purchase price of \$683,000, with \$68,300 down and the balance amortized at 12 percent interest over fifteen years. City Manager's Report CMR-83-210, dated May 26, 1983, provided the parameters for the negotiations with Qualidyne Systems, Inc. The company presently occupies 10,000 square feet on a lease basis in Chula Vista and has agreed to construct a 50,000-square-foot facility on Lot 4. The initial minimum employment guarantee is 30 persons per acre or 86 jobs for the 2.88- acre lot.

Basic terms are:

Price - \$683,000

Down Payment - \$68,300 at close of escrow

Balance Amortized at 12 percent interest over 15 years  
First Payment - 18 months after close of escrow  
Minimum Employment Guarantee - 30 people per acre

FILE LOCATION:

DEED F-2217

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-126: (R-84-878) ADOPTED AS RESOLUTION R-259800

Expressing City sponsorship of legislation to amend state law to allow a city or county that has had a census taken within the preceding ten years to qualify for population based subventions on an annual basis.

(See Intergovernmental Relations Department Report

IRD-83-73.)

COMMITTEE ACTION: Reviewed by RULES on 11/7/83. Recommendation to adopt the Resolution. Districts 2, 7 and Mayor voted yea. Districts 5 and 6 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-127: (R-84-967) ADOPTED AS RESOLUTION R-259801

Declaring support for changes in Small Business Administration policies and/or legislation which increase the opportunity for the City of San Diego's Retirement System to purchase Small Business Administration-guaranteed fixed rate loans if the loans have a favorable investment yield and would benefit local small business, as more specifically set forth in the

Intergovern-

mental Relations Department Report IRD-83-72 to the Rules Committee, dated November 1, 1983.

(See Intergovernmental Relations Department Report

IRD-83-72.)

COMMITTEE ACTION: Reviewed by RULES on 11/7/83. Recommendation to adopt the Resolution. Districts 2, 7 and Mayor voted yea. Districts 5 and 6 not

present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-128:

19831212

Four actions relative to the Marks Historical Rehabilitation Financing Program:

(See City Manager Report CMR-83-494. Centre City Community Area. District- 8.)

Subitem-A: (R-84-940) ADOPTED AS RESOLUTION R-259802

A Resolution of Intention to issue a tax-exempt historic rehabilitation bond for the Grand Saddlery Hotel.

Subitem-B: (R-84-941) ADOPTED AS RESOLUTION R-259803

A Resolution of Intention to issue a tax-exempt historic rehabilitation bond for the Grand Pacific Hotel.

Subitem-C: (R-84-942) ADOPTED AS RESOLUTION R-259804

A Resolution of Intention to issue a tax-exempt historic rehabilitation bond for the City Rescue Mission.

Subitem-D: (R-84-943) ADOPTED AS RESOLUTION R-259805

A Resolution of Intention to issue a tax-exempt historic rehabilitation bond for the Hotel Sandford.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-129: (R-84-879) ADOPTED AS RESOLUTION R-259806

Authorizing the City Manager to submit a grant application to the State Coastal Commission for an amount of \$93,008 for

one-time costs associated with beginning processing of coastal area development applications; authorizing the City Manager to execute a grant award contract for \$93,008 for one-time costs associated with beginning processing of coastal development applications including any extensions or amendments thereto.

**CITY MANAGER REPORT:**

The Coastal Act of 1976 requires Local Agencies to prepare a Local Coastal Program which includes land use plans and implementing ordinances. The Planning Department has prepared this program and it is ready for submittal to the Coastal Commission for review. Upon the Coastal Commission's approval and certification, permit processing authority for development in the Coastal Zone will be returned to local agencies.

This grant request is to offset one-time startup costs associated with the beginning of permit processing by the City.

This grant is being applied for under the fourth phase of a four phase grant program to offset Local Agency costs of preparing and implementing the Local Coastal Program. The Planning Department has previously applied for and received grants totaling \$436,533 for the preparation of land use plans and implementing ordinances associated with the program.

The work program called for in the subject grant application will be accomplished by Planning Department staff as will any ongoing development permit processing in the Coastal area.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A183-206).

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

**\* ITEM-130: (R-84-876) ADOPTED AS RESOLUTION R-259807**

Authorizing the City Manager to submit for and on behalf of the City, a grant application to the Office of Criminal Justice Planning, (OCJP), for funds in the amount of \$74,849, to be made available through the Juvenile Justice and Delinquency Prevention Act of 1974 and administered by OCJP, for the purpose of funding, in part, the operations of the San Diego Street Youth Program during the period of January 1, 1984 to September 30, 1984; authorizing the City Manager to execute for and on behalf of the City a contractual agreement with OCJP, including any extensions or amendments thereto, for the purpose of performing the services described in said grant application upon approval by OCJP of the grant application submitted by the

City; declaring that grant funds received hereunder shall be expended solely and exclusively for the purpose of operating, in part, the San Diego Street Youth Program and shall not be used to supplant local juvenile justice expenditures that are controlled by the City of San Diego.

(Southeast San Diego, Logan Heights, and San Ysidro/Del Sol Community Areas. Districts-4 and 8.)

**CITY MANAGER REPORT:**

On June 3, 1983, the City Manager submitted a concept paper to the State Office of Criminal Justice Planning (OCJP) requesting Federal Juvenile Justice and Delinquency Prevention (JJDP) funds in the amount of \$220,000 to operate the Street Youth Program during the period of January 1, 1984 to September 30, 1984. In a letter of October 6, 1983 OCJP informed the City that the State Advisory Group on Juvenile Justice and Delinquency Prevention had met and recommended to the California Council on Criminal Justice (CCCJ) that the Street Youth Program be funded at a level of \$74,849. The CCCJ has not yet announced its decisions in regard to specific FY-84 funding allocations; however, OCJP has requested that potential recipients of JJDP funds submit a detailed application at this time to preclude any further delays.

Beginning with FY-84 OCJP will implement a three-year funding cycle for its program allocations. Those programs that accept the initial FY-84 allocation will be assured of future allocations at the rate of 85 percent the second year, and 50 percent the third year. The total three-year allocation to the Street Youth Program would be \$175,896. The City Manager is therefore requesting authorization to submit the grant application. OCJP has informed the City that the forthcoming contract will incorporate the terms and conditions of the City's grant application. In the interest of conserving time, the City Manager is also requesting authorization to execute the contract with OCJP on receipt and to execute any extensions or amendments thereto without further recourse to the City Council.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A183-206).

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

\* ITEM-131: (R-84-917) ADOPTED AS RESOLUTION R-259808

Authorizing the Auditor and Comptroller to transfer an amount not to exceed \$2,000 within the Capital Outlay Fund

30245 from CIP-90-245, "Capital Outlay Fund Reserve," to CIP-33-028, "Fire Station No. 41"; authorizing and approving the expenditure of an amount not to exceed \$2,000 from Fund 30245, CIP-33-028, to supplement funds previously authorized by Resolution R-252106, adopted June 23, 1980 for the purpose of acquiring Lot 55 of Lusk Industrial Park for a site for Fire Station No. 41.

(West Mira Mesa Community Area. District-1.)

CITY MANAGER REPORT:

On June 23, 1980, City Council authorized an option agreement with the developer of Lusk Industrial Park in the West Mira Mesa Community for the right to purchase a 1.031-acre lot for a fire station site. The agreement was a final map requirement. The purchase price was set at \$20,620 plus taxes and cost of maintenance by the subdivider to close of escrow. Based on an estimate of costs, the expenditure of \$22,000 was authorized to acquire the site.

The option was exercised May 17, 1982, but the close of escrow has been delayed until January 2, 1984 at the developer's request and upon the Fire Department's approval. As consideration for the postponement, the costs for the City to pay was limited to those which had accumulated by July 1, 1982. At that time, the cost to acquire was re-estimated at \$24,000, and \$2,000 more than the original authorized amount.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-132: (R-84-916) ADOPTED AS RESOLUTION R-259809

Authorizing a partial waiver of fees in the amount of \$3,578 for use of Golden Hall and certain meeting rooms on May 29 and 30, 1984, for the purpose of conducting the Seventh Annual Model United Nations program; authorizing the transfer of an amount not to exceed \$3,578 from the General Fund Unallocated Reserve to the Convention and Performing Arts Center Fund for the above purpose.

(See City Manager Report CMR-83-473.)

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: A183-206).

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

\* ITEM-133: (R-84-877) ADOPTED AS RESOLUTION R-259810

Establishing a parking time limit of two hours between the hours of 8:00 a.m. and 5:00 p.m., Sundays and certain holidays excepted, on the north side of Camino del Rio North between Camino del Arroyo and Camino de la Siesta; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT:

The proposed two-hour parking time limit zone was requested by petition from the property owner representing 100 percent of the affected frontage. A parking study in this area determined that the average occupancy is 75 percent and the average stay per car is over three hours. This meets the Council-approved requirements for the establishment of a two-hour parking time limit zone.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-134: (R-84-912) ADOPTED AS RESOLUTION R-259811

Authorizing the execution of a first amendment to contract with Pedus Building Services, Inc., for the purpose of providing payroll and labor contract services for the Convention and Performing Arts Center for seven months beginning January 1, 1984.

CITY MANAGER REPORT:

The subject contract for the Convention and Performing Arts Center (CPAC) is a service contract in which the contractor supplies personnel, labor and payroll services to CPAC. The current contract is for a three-year period and is to expire December 31, 1983.

The recommendation for a seven-month extension to the contract derives from the favorable public vote on November 8, 1983 for a new convention center. As planning for the new center gears up,

concurrent studies will be undertaken to determine the future uses of the CPAC convention and meeting room complex. It is the City Manager's judgement that a long-term labor contract to support CPAC operations should be deferred until consideration can be given to the specific type and duration of contract required.

The amendment to the contract provides for adjustments in billing rates due to inflation and for increased liability insurance coverage which reduces the financial risk to the City. It also provides that the uniformed security service required by the contract be furnished by Pedus Security Services, Inc., a wholly owned subsidiary of Pedus International.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-135: (R-84-926) RETURNED TO CITY MANAGER

Authorizing the execution of a lease agreement with a term of six years and two months with Rohr Industries, Inc., for fuel storage tanks at Brown Field Airport, with an initial rental to the City of \$2,247 per month.

(Otay Mesa Community Area. District-8.)

CITY MANAGER REPORT:

A two-year lease agreement was negotiated with Rohr in October of 1979 for five fuel tanks at Brown Field Airport with a total capacity of 200,000 gallons at a rental rate of \$1,800 per month. As additional consideration, Rohr spent \$139,000 to restore the fuel tanks for jet fuel storage in conjunction with their jet engine test facility on the north side of the airport. This agreement was entered into after the City, in July of 1979, advertised the availability of the tanks for a fuel storage user at Brown Field and received only one response from Rohr Industries. The lease was subsequently put on holdover at the end of the lease term, and in April of 1982 the rental consideration was increased to \$2,100 per month. Considerable negotiations transpired and this proposed lease is the result of those negotiations.

Rohr proposes to extend the lease on the fuel storage tanks to January of 1989, when its test site lease at Brown Field is scheduled to expire. The term of the new lease is a period of six years and two months, with a one-year mutual cancellation clause. The rental rate is \$2,247 per month with an annual cost of living adjustment not to exceed 8 percent per year. A new lease agreement

was negotiated with Rohr because the results of a survey of potential users showed that there was no demand for fuel storage facilities at Brown Field.

FILE LOCATION:

LEAS Rohr Industries, Inc.

COUNCIL ACTION: (Tape location: A119-172).

MOTION BY McCOLL TO RETURN TO CITY MANAGER, AT HIS REQUEST.

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

\* ITEM-136: (R-84-911) ADOPTED AS RESOLUTION R-259812

Approving the Southeast Regional Reclamation Authority on behalf of Project Committee 17 for associate membership in the Southern California Coastal Water Research Project Authority.

(Harbor Community Area. District-2.)

CITY MANAGER REPORT:

The Southern California Coastal Water Research Project Authority (SCCWRP) is an agency which tests and monitors the ocean floor off Southern California. The Southeast Regional Reclamation Authority on behalf of Project Committee 17 has asked for and been given permission to join the member agencies subject to the approval of existing agencies. The action will affirm the City of San Diego's acceptance of the Southeast Regional Reclamation Authority on behalf of Project Committee 17 into SCCWRP.

WU-U-84-059.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

ITEM-150: (R-84-965) ADOPTED AS RESOLUTION R-259813

Acknowledging and supporting the purpose and effect of Assembly Bill 1016 (Killea) and expressing the intent of the City to exercise all rights and privileges attendant with membership in the Local Area Formation Commission (LAFCO) as provided for and contained in Assembly Bill 1016 (Killea) and now codified in Section 54773, et seq. of the California Government Code.

COMMITTEE ACTION: Reviewed by RULES on 11/7/83. Recommendation to adopt the Resolution. Districts 2, 7 and Mayor voted yea. Districts 5 and 6 not

present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A655-B036).

MOTION BY MURPHY TO ADOPT AND DIRECT STAFF TO REQUEST THAT  
LAFCO

(LOCAL AREA FORMATION COMMISSION) RECONSIDER THEIR ACTION, AND  
COME UP WITH A MORE EQUITABLE VOTING FORMULA OTHER THAN THAT  
WHICH

PERMITS THREE MEMBERS OF THEIR EIGHT-MEMBER BODY TO CONDUCT  
BUSINESS. Second by Martinez. Passed by the following vote:  
Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not  
present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-151: (O-84-96) INTRODUCED, TO BE ADOPTED JANUARY 3, 1984

Introduction of an Ordinance amending Chapter III, Article  
3, Division 37, of the San Diego Municipal Code by amending  
Sections 33.3701(h), 33.3706.2, 33.3708, 33.3709, 33.3709.1 and  
by adding Section 33.3715, relating to enforcement of burglary,  
robbery and emergency alarm systems.

(See City Manager Report CMR-83-474.)

COMMITTEE ACTION: Reviewed by PSS on 11/23/83. Recommendation to introduce  
the Ordinance. Districts 1, 3 and 6 voted yea. Districts 4 and 8 not  
present.

FILE LOCATION:

-

COUNCIL ACTION: (Tape location: A531-655).

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

ITEM-152: (R-84-935) ADOPTED AS RESOLUTION R-259814

Authorizing the execution of a lease amendment with Sea  
World, Inc., adding approximately 25 acres of land and  
approximately 7.2 acres of water to its leasehold premises,  
providing for certain rent adjustment provisions commencing 10  
years after the date of the lease amendment, extending the term  
of the lease from 35 to 50 years, and specifying that up to  
\$750,000 of the additional rent be utilized for development of  
park improvements in the South Shores area of Mission Bay.

(See City Manager Report CMR-83-480. Mission Bay Community  
Area. District- 6.)

COMMITTEE ACTION: Reviewed by PSS on 11/23/83. Recommendation to adopt the

Resolution. Districts 1, 3 and 6 voted yea. Districts 4 and 8 not present.

FILE LOCATION:

LEAS Sea World, Inc.

COUNCIL ACTION: (Tape location: A531-655).

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

ITEM-153: (R-84-529) ADOPTED AS RESOLUTION R-259815

Authorizing the Planning Director and City Manager to proceed with the work plan for encouraging energy conservation and the protection of solar access in the land development approval process as set forth on pages 4 through 8 of the Energy and the Land Development Approval Process Study dated August 1983.

(See Planning Department Report PDR-83-440.)

COMMITTEE ACTION: Reviewed by PSS on 11/23/83. Recommendation to adopt with direction to provide further justification for the recommended staff positions. Districts 1, 3 and 6 voted yea. Districts 4 and 8 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A531-655).

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

ITEM-154: (R-84-958) ADOPTED AS RESOLUTION R-259816

Establishing Council Policy 400-9 regarding an action plan for the City's future water supply.

(See Committee Consultant Analysis PFR-83-24 and Intergovernmental Relations Department Report IRD-83-68.)

COMMITTEE ACTION: Reviewed by PFR on 11/2/83. Recommendation to adopt the Resolution as amended by Committee. Districts 1, 3 and 7 voted yea. Districts 4 and 8 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A531-655).

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

ITEM-200: (O-84-106) INTRODUCED, TO BE ADOPTED JANUARY 3, 1984

Introduction of an Ordinance authorizing the issuance, sale and delivery of multifamily mortgage revenue bonds in a principal amount not to exceed \$60,000,000 for the purpose of making mortgage loans to provide the interim and/or permanent financing of the cost of developing multi-family rental projects, determining and prescribing certain matters relating thereto, and approving and authorizing the execution of related documents, agreements and actions.

(See Housing Commission Report HCR-83-020CC.)

FILE LOCATION:

-

COUNCIL ACTION: (Tape location: B037-073).

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

ITEM-201: (R-84-661 Rev.) ADOPTED AS AMENDED AS RESOLUTION R-259817

(Continued from the meetings of October 31, 1983 and November 7, 1983; last continued at Mayor Hedgecock's request.)

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

NAME	TERM EXPIRES
Verna M. Quinn (reappointment)	March 1, 1985
Gregory T. Smith (reappointment)	March 1, 1985
Ann B. Hix (to replace Gayle Graham, whose term has expired)	March 1, 1984
Dan Allen (to replace Patricia D. Benke, whose term has expired)	March 1, 1985
Lyndelle D. Fairlie (to replace Helen F. Henkel, who has resigned)	March 1, 1985
Eugene E. McElroy (to replace Dwain Kantor, whose term has expired)	March 1, 1985

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B074-230).

Motion by Gotch to approve the appointment of Eugene E. McElroy to replace Dwain Kantor. Second by Jones. Failed. Yeas: 1,4,6,M. Nays: 2,3,7,8. Not present: 5.

MOTION BY GOTCH TO ADOPT AS AMENDED BY APPROVING ALL OF THE APPOINTMENTS AND REAPPOINTMENTS RECOMMENDED BY THE MAYOR EXCEPT THAT

OF EUGENE E. McELROY TO REPLACE DWAIN KANTOR. (NOTE: ANOTHER RECOMMENDATION REGARDING THIS APPOINTMENT WILL BE BROUGHT BEFORE THE

COUNCIL BY THE MAYOR AT A FUTURE DATE.) Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea, Murphy-yea, Martínez-yea, Mayor Hedgecock-yea.

ITEM-202: (R-84-959) ADOPTED AS RESOLUTION R-259818

Approving the revision to the San Diego Data Processing Corporation FY84 budget by increasing its expense budget by \$68,753, pursuant to Section 3(a) of the agreement.

(See City Manager Report CMR-83-497.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B231-295).

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

ITEM-203: (R-84-936) ADOPTED AS RESOLUTION R-259819

Authorizing the City Manager to accept a Clean Water Grant increase in the amount of \$14,293,000 from the U. S. Environmental Protection Agency and the State Water Resources Control Board under the "Federal Water Pollution Control Act (Public Law 92-500)" for a Total Water Resources Recovery Project; authorizing the expenditure in the sum of \$357,324 from Fund/Dept. 41506/700 as the City's portion of the Total Water Resources Recovery Project for the above purpose.

CITY MANAGER REPORT:

The Water Utilities Department is currently constructing a one million gallon per day aquaculture project in Mission Valley which will demonstrate that aquaculture is an alternative to the secondary sewage treatment process. This project is primarily funded by the Federal and State governments through the Clean Water Grant Program and is a vital part of the Water Utilities Department's program on water reuse. In previous years, the department applied for grant funding for total water resources recovery projects. All applications were denied since prior regulations under the Clean Water Grant Program only allowed funding of projects up to the secondary treatment level.

On December 14, 1981, the President of the United States signed into law amendments to the Clean Water Act. One of the amendments

indicated that the City of San Diego will receive funding for their aquaculture sewage process (total resources recovery system) as an innovative and alternative waste treatment process. The City then applied for an increase to the present aquaculture grant to include the total resources recovery portion. On October 5, 1983, the City received a grant increase for this project as an innovative alternative (I/A) project and was required to accept or reject the grant in a short time period. On October 20, 1983, the City Manager accepted the grant contingent upon Council approval. This resolution will authorize the Manager to accept the grant.

WU-U-84-055.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A531-655).

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

ITEM-204: (O-84-102) CONTINUED TO JANUARY 3, 1984

Introduction of an Ordinance authorizing the first supplemental indenture of trust with Morgan Guaranty Trust Company as trustee and Amendment No. 1 to the loan agreement among the City of San Diego, National Steel and Shipbuilding Company (NASSCO) and Morrison-Knudsen Company, Inc.

(Six votes required.)

CITY MANAGER REPORT:

In December 1982, the City Council authorized the issue of \$21 million of Port Facilities Revenue Bonds for National Steel and Shipbuilding Company. The bonds mature in 1992 and bear interest at the rate of 9 3/4 percent. National Steel and Shipbuilding and their parent, Morrison-Knudsen Company, Inc., who has guaranteed payment of the bonds, desire to extend the bonds' maturity to 2007. They have negotiated such an extension with the holder of the bonds, Morgan Guaranty Trust Company of New York. The extended bonds would continue to pay interest at 9 3/4 percent through November 30, 1992. The interest rate would be adjusted on December 1, 1992, 1997, and 2002, based on an index to be created by Soloman Brothers at least 90 days prior to the adjustment dates. City Council adoption of the proposed ordinance will enable execution of necessary documentation.

FILE LOCATION:

-

COUNCIL ACTION: (Tape location: A119-172).

MOTION BY MURPHY TO CONTINUE TO JANUARY 3, 1984, AT NASSCO'S REQUEST. Second by McColl. Passed by the following vote:

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

ITEM-205:

19831212

Two Ordinances relative to sales and use tax administered by  
the State Board of Equalization:  
Subitem-A: (O-84-108) INTRODUCED AND ADOPTED AS ORDINANCE  
O-16092 (New Series)

Introduction and adoption of an Emergency Ordinance amending  
Chapter III, Article 2, of the San Diego Municipal Code by  
repealing Sections 32.52.5, 32.52.6(b), 32.53.3(c) and (d) and  
32.53.4(c), and renumbering Sections 32.52.6 and 32.53.4,  
relating to the sales and use tax administered by the State  
Board of Equalization.

NOTE: Six votes required. This Ordinance will become effective  
immediately.

Subitem-B: (O-84-109) INTRODUCED, TO BE ADOPTED JANUARY 3,  
1984

Introduction of an Ordinance amending Chapter III, Article 2  
of the San Diego Municipal Code by repealing Section 32.60,  
relating to exclusions and exemptions of sales tax.

CITY ATTORNEY REPORT:

Changes in Section 7202 and 7203 of the Revenue and Taxation Code  
of the State of California deleting the exemption from sales and use  
taxes for waterborne vessels become operative on January 1, 1984 and  
necessitate the immediate adoption of similar changes to the San  
Diego Municipal Code. Such changes to the Municipal Code if not  
immediately effective would result in the City being ineligible to  
have its sales and use tax collected through the State Board of  
Equalization. Such a result would have disastrous consequences to  
the public peace, property, health and safety of the City, the  
immediate preservation of which requires the adoption of this  
ordinance as an emergency measure. The Governor of the State of  
California has indicated a willingness to extend the operative  
effect of the current law for two years and would sign such  
extension if one were adopted by the Legislature in 1984. Therefore,  
the ordinance also provides for this contingency.

FILE LOCATION: -

COUNCIL ACTION: (Tape location: B300-304).

MOTION BY MITCHELL TO INTRODUCE, DISPENSE WITH THE READING  
AND

ADOPT SUBITEM-A, AND INTRODUCE SUBITEM-B. Second by Martinez.  
Passed by the following vote: Mitchell-yea, Cleator-yea,  
McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea,  
Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-206: (R-84-613) CONTINUED TO JANUARY 23, 1984

Considering the protests and determining that it would be in the public interest to acquire approximately 33.5 acres of Kensington Hillside under Resolution of Intention R-259647 adopted on November 21, 1983, on behalf of the San Diego Open Space Park Facilities District No. 1 for open space park purposes; authorizing the City Manager to offer to purchase said property; authorizing the expenditure of not to exceed \$350,000 as payment for said property and related costs from Open Space Park District Bond Fund 79102; authorizing the City Manager to accept the deed to said property without further Council action.

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

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 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 OS-1

COUNCIL ACTION: (Tape location: A119-172).

MOTION BY McCOLL TO CONTINUE TO JANUARY 23, 1984, AT RONALD HOGAN'S REQUEST. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-S400: (O-84-77) ADOPTED AS ORDINANCE O-16093 (New Series)

(Continued from the meeting of December 5, 1983 at the City Manager's request for payment of park fees.)

Incorporating all of Lot 3, Fairmount Plaza, Map-3268, (approximately 1.25 acres), located north of Home Avenue between Gateway and Spillman Drives, in the Mid-City Community Plan Area, into the CA Zone.

(Case-83-0469. District-8. Introduced on 11/15/83. Council voted 7-0. District 4 and Mayor not present.)

FILE LOCATION:

ZONE 12/12/83

COUNCIL ACTION: (Tape location: A173-177).

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

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

\* ITEM-S401: (R-84-952) ADOPTED AS RESOLUTION R-259820

Authorizing for sale a portion of Pueblo Lot 1168 (Harbor Drive Sewage Treatment Plant Site), comprising 11.34 acres located on the south side of Harbor Drive between 8th Street in National City and 32nd Street in San Diego for the amount of \$2,980,000 to the United States of America, Department of the Navy; authorizing the execution of a grant deed conveying to the United States of America, Department of the Navy the above property; declaring that no broker's commission shall be paid by the City on the sale.

(See City Manager Report CMR-83-495. Barrio Logan Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 12/7/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yea. District 1 not present.

FILE LOCATION:

DEED F-2219

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-S402: (R-84-954) ADOPTED AS RESOLUTION R-259821

Authorizing the execution of a deed conveying to Signal Companies, Inc., all of Lot 16, Torrey Pines Science Park;

authorizing the execution of an agreement with Signal Companies Inc., with regard to the construction and operations to occur on the above specified property; approving the sale price of \$2.8 million, and declaring that no broker's commission shall be paid in connection with this sale; authorizing the City Manager to pay all expenses incurred in connection with this transaction from the proceeds of the sale.

(See City Manager Report CMR-83-492. Torrey Pines Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 12/7/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yea. District 1 not present.

FILE LOCATION:

DEED F-2220

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-S403:

19831212

Two Resolutions approved by the City Council in Closed Session on Tuesday, December 6, 1983 by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-not present, Struiksmá-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

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

Subitem-A: (R-84-953) ADOPTED AS RESOLUTION R-259822

Rescinding Resolution R-255062, adopted by the City Council on September 22, 1981, and returning the City-owned properties located in the North Chollas area and the Beeler Canyon area to the status that existed prior to the adoption of Resolution R-255062.

Subitem-B: (R-84-1038) ADOPTED AS RESOLUTION R-259823

Authorizing and approving the payment of \$11,615.80 to William H. Kronberger, Jr., as attorney fees granted by the court in San Diego County Disposal Assoc., et al, v. The City of San Diego, Superior Court No. 482784.

CITY MANAGER REPORT:

In 1982, the San Diego County Disposal Association filed suit

against the City contending that the exchange of Water Utilities' 73 percent interest in the North Chollas site for general City land in Beeler Canyon represented inadequate compensation. In order to seek compliance with the judgement and order issued on October 14, 1983 in San Diego County Disposal Assoc. v. The City of San Diego, Superior Court No. 482784, Council Resolution R-255062, adopted by the City Council on September 22, 1981, should be rescinded. If the City Council approves this action, the City Attorney can then petition the court for dismissal of the action.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A221-255).

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

\* ITEM-S404: (R-84-957) ADOPTED AS RESOLUTION R-259824

Authorizing the City Manager to execute a five-year lease agreement with Meridian Communications Company for the operation and maintenance of radio transmitting and receiving facilities atop Mt. Woodson, at an annual rental to City of \$5,000 or 25 percent of gross income, whichever is greater.

(See City Manager Report CMR-83-491. Located northerly of Highway 67 in the Ramona area.)

COMMITTEE ACTION: Reviewed by PFR on 12/7/83. Recommendation to adopt the Resolution. Districts 3, 4, 7, and 8 voted yea. District 1 not present.

FILE LOCATION:

LEAS Meridian Communications Co.

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-S405: (R-84-1028) ADOPTED AS RESOLUTION R-259825

Authorizing the execution of an agreement with P and G Company, Terral Investment Company, and Investors Leasing Corporation, to provide sewer service to the Flower Hill Shopping Center through the Fairbanks Country Club Sewer System.

(See City Manager Report CMR-83-499. Flower Hill Community Area. District- 1.)

COMMITTEE ACTION: Reviewed by PFR on 12/7/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yea. District 1 not present.

WU-U-84-067.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-S406: (R-84-649) ADOPTED AS RESOLUTION R-259826

Authorizing the execution of an agreement with Witman Ranch, Inc., which gives the City an option to delete approximately 72 acres from the Witman Ranch, Inc. leasehold for uses other than agriculture.

(See City Manager Report CMR-83-440. San Pasqual Valley Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 12/7/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yea. District 1 not present.

WU-PR-84-036.

FILE LOCATION:

LEAS Witman Ranch, Inc.

COUNCIL ACTION: (Tape location: A183-206).

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

\* ITEM-S407: (R-84-785) ADOPTED AS RESOLUTION R-259827

Authorizing the City Manager to enter into exclusive negotiations with Cavendish Properties, Inc. for reconstruction and possible expansion of the Torrey Pines Inn, with certain conditions as described in City Manager Report CMR-83-449.

(See City Manager Report CMR-83-449. Torrey Pines and La Jolla Community Areas. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 12/7/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yea. District 1 not present.

FILE LOCATION:

LEAS Cavendish Properties, Inc.

COUNCIL ACTION: (Tape location: A183-206).

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

Martinez-yea, Mayor Hedgecock-yea.

ITEM-S408: (R-84-772) DENIED STREET VACATION

(Continued from the meeting of December 5, 1983 at Council Member Gotch's request.)

Vacating Mt. Carol Drive south of Tamres Drive, adjacent to Lots 37 and 38, of Fireside Park Unit No. 2, Map-4947, 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; the easement reserved herein is in, under, over, upon, along and across Mt. Carol Drive south of Tamres Drive, adjacent to Lots 37 and 38, of Fireside Park Unit No. 2, Map-4947.

(Clairemont Mesa Community Area. District-6.)

CITY MANAGER REPORT:

Mt. Carol Drive was dedicated by subdivision in 1962. The abutting property owners have petitioned for the closure to facilitate improvement of their property. Mt. Carol Drive to be vacated is fully improved and contains sewer and water facilities. An existing sewer easement will be retained to service and maintain the sewer. The applicants have paid to have the water facility cut and plugged so that it will no longer extend into the closure. The existing improvements were constructed as a requirement of the Firestone Park Unit No. 2 Subdivision, which was approved in 1962. At that time, Mt. Carol Drive was planned to be extended by future development to service the area to the south and west. The City has since acquired the area for Tecolote Canyon Park, which precludes the future extension of the street. Mt. Carol Drive has, however, been designated as a pedestrian access to the park; therefore, a pedestrian and non-motor-vehicular easement has been reserved to accommodate access.

The petitioners have obtained and bonded for the street improvements at Tamres Drive necessary to accommodate the closure. Staff has concluded that this right-of-way is no longer needed for present or prospective public use and can be summarily vacated subject to the easement and public improvements cited above. This action was processed in accordance with Council Policy 600-15 and has been reviewed by the Tecolote Canyon Citizens' Advisory Committee.

FILE LOCATION:

STRT J-2503 and DEED F-2221

COUNCIL ACTION: (Tape location: A256-531).

MOTION BY GOTCH TO DENY THE STREET VACATION AND DIRECT THE

CITY

MANAGER TO PREPARE A POLICY TO BE BROUGHT BEFORE THE  
APPROPRIATE  
COMMITTEE THAT WOULD REQUIRE THE APPROPRIATE COUNCIL OFFICE  
TO BE

INCLUDED IN SOME SORT OF CHECKLIST FOR VACATIONS. Second by  
Martinez. Passed by the following vote: Mitchell- yea,  
Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea,  
Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S409: (R-84-971) ADOPTED AS AMENDED AS RESOLUTION R-259828

The matter of adoption of the schedule of the City Council  
and Council Standing Committees for the calendar year of 1984.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B305-325).

MOTION BY MURPHY TO ADOPT AS AMENDED BY MOVING THE EASTER  
WEEK

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

ITEM-S410: (R-84-969) ADOPTED AS RESOLUTION R-259829 (NOTE:  
RECONSIDERED  
ON  
DECEMBER 13, 1983 AND ADOPTED AS AMENDED AS RESOLUTION R-259839)

(Continued from the meetings of November 14, 1983 and  
December 6, 1983 at the request of Council Member McColl.)  
Confirming the assessment of Parcel No. 471-622-21 in the  
amount of \$982.57.

(See City Manager Report CMR-83-496.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: S531-655).

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

ITEM-S411: (O-84-111) FIRST HEARING HELD

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 exempting one Council Representative I position from the classified service, pursuant to Charter Section 117 and establishing a salary rate therefor.

**COUNCIL STAFF REPORT:**

In November 1979, the voters approved an amendment to City Charter Section 117 to allow for additional positions in the unclassified service. This Charter Section now reads, "The Unclassified Service shall include: Managerial employees having significant responsibilities for formulating or administering departmental policies and programs. Each such position shall be exempted from the Classified Service by ordinance, upon the initiation of the appropriate authority and after receiving the advisory review and comment of the Civil Service Commission and the approval of the City Council."

The requested position has significant management level responsibilities which fall well within the managerial definition contained in Charter Section 117(a) 17. Also, this position has duties and responsibilities comparable in level of difficulty and independence to those of other Council Representatives in the City, whose positions have been exempted from the Classified Service.

The Civil Service Commission on December 1, 1983 reviewed this recommendation. By separate memorandum they are forwarding their comment which was in support of exempting this position from the Classified Service.

Murillo

NOTE: See Item 503.

**FILE LOCATION:**

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**COUNCIL ACTION:** (Tape location: A531-655).

**MOTION BY MURPHY TO APPROVE THE HEARING.** Second by Martinez.

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

\* ITEM-S412: (R-84-1047) ADOPTED AS RESOLUTION R-259830

Authorizing the execution of an agreement with King, Buck/Hasstech to study the best way to use the energy resources available at the Point Loma Wastewater Treatment Plant and recommend an optimum project at a cost not to exceed \$25,000; authorizing the City Auditor and Comptroller to transfer the sum of \$25,000 from Sewer Unallocated Reserve (41506/70697) to

70641 for the above purpose; waiving the provisions of Council Policy 300.7 on consultant selection procedures.

(See City Manager Report CMR-83-500 and Committee Consultant Analysis PFR- 83-27. Harbor Community Area. District-2.)

COMMITTEE ACTION: Reviewed by PFR on 12/7/83. Recommendation to adopt the Resolution. Districts 3, 4, 7 and 8 voted yea. District 1 not present.

CITY MANAGER REPORT:

At the Public Facilities and Recreation Committee meeting of December 7, 1983, a proposal for an agreement to finance and construct a Fuel Grade Methanol Plant at the Point Loma Treatment Plant was discussed as agenda item number 10 (reference City Manager's Report CMR-83-500, dated December 1, 1983). The proposed agreement was rejected and the Committee directed the City Manager to negotiate directly with King, Buck/Hasstech, a joint venture, for an agreement to study the best way to use the by-product energy sources at the Point Loma Wastewater Treatment Plant as outlined in their unsolicited proposal to the City, dated October 14, 1983. King, Buck/Hasstech estimates that this project will take about two months at a cost of \$25,000.

WU-U-84-073.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A183-206).

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

ITEM-UC-1: (R-84-1097) ADOPTED AS R-259831

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Ed Struiksmas from the Regular Council meeting of December 12, 1983 for reason of illness.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B358-363).

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

ITEM-UC-3: (R-84-1058a) FILED

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Declaring the possible existence of live artillery shells in the canyons of Tierrasanta represent a "continuing hazard to the health and safety of the people of San Diego" and that the City Manager communicate with the Governor's Office; the National Guard and/or other appropriate organizations to insure the immediate "sweeping" of this area for live shells.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B405-445).

MOTION BY MURPHY TO ADOPT. (NOTE: Council adopted UC 4 on Tuesday, which superseded this action.) Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea, Murphy-yea, Martínez-yea, Mayor Hedgecock-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 3:21 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: B364-374).

MOTION BY MURPHY TO ADJOURN IN HONOR OF THE MEMORY OF LEO ROON, MATTHEW SMITH, AND COREY PEAKE. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea, Murphy-yea, Martínez-yea, Mayor-vacant.

ITEM-UC-2:

Four actions relative to the final subdivision map of Carmel Valley Neighborhood 5 Unit No. 1, a 121-lot subdivision located easterly of Carmel Valley Road and I-5. North City West Community Area. (Dist. 1)

A: (R-84-1035) ADOPTED AS RESOLUTION R-259832

Approving the final map.

B: (R-84-1042) ADOPTED AS RESOLUTION R-259833

Agreement with Baldwin Builders for the installation and completion of improvements.

C: (R-84-1045) ADOPTED AS RESOLUTION R-259834

Acceptance of street, drainage and drainage access easements; dedicating and naming the same Carmel Valley Road, Carmel Creek Road, Carmel View Road and Carmel Grove Road, respectively.

D: (R-84-1046) ADOPTED AS RESOLUTION R-259835

Agreement with Baldwin Builders for the maintenance of retention basins.

FILE LOCATION:

A, B, & D -SUBD-Carmel Valley Neighborhood 5 Unit No. 1; C -DEED F-2222.

COUNCIL ACTION: (Tape location: B375-404).

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