

19840820

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, AUGUST 20, 1984
2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 2:05 p.m.
Mayor Hedgecock adjourned the meeting at 4:34 p.m. to meet in Closed
Session on Tuesday, August 21, 1984 at 9:30 a.m. in the twelfth
floor conference room regarding pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present
 - (1) Council Member Mitchell-present
 - (2) Council Member Cleator-present
 - (3) Council Member McColl-present
 - (4) Council Member Jones-present
 - (5) Council Member Struiksmma-excused by R-261378 (vacation)
 - (6) Council Member Gotch-present
 - (7) Council Member Murphy-present
 - (8) Council Member Martinez-excused by R-261369 (vacation)
- Clerk-Abdelnour (jb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Hedgecock-present
- (1) Council Member Mitchell-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksmma-not present
- (6) Council Member Gotch-present
- (7) Council Member Murphy-present
- (8) Council Member Martinez-not present

ITEM-10: INVOCATION

Invocation was given by Dr. Yoshi Kaneda, Pastor of
the Ocean View United Church of Christ.

FILE LOCATION: MINUTES

Aug-20-1984

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Jones.

FILE LOCATION: MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

07/02/84 P.M.

07/03/84 A.M. and P.M.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A030-037.)

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

* ITEM-50: (O-85-16 Rev.) ADOPTED AS ORDINANCE O-16263 (New Series)

Amending Chapter VI, Article 2, Division 4 of the San Diego Municipal Code by amending Section 62.0405 relating to Land Development to require applications for agriculture permits for lands not used for agriculture for five years immediately preceding application.

(Introduced on 8/6/84. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A038-238 & B129-145.)

MOTION BY CLEATOR TO CONTINUE TO SEPTEMBER 17, 1984, AT HIS REQUEST. Second by Murphy. Failed due to a lack of 5 affirmative votes as follows: Mitchell-nay, Cleator-yea, McColl-nay, Jones-nay, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-not present, Hedgecock-nay.

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

* ITEM-51: (O-85-28 Rev.) TRAILED TO TUESDAY, AUGUST 21, 1984, A.M.

Amending Chapter VI, Article 8, Division 1, of the San Diego Municipal Code by adding Section 68.0154, relating to an Interim Curfew for aircraft landing or departing from

Montgomery Field Airport between the hours of 11:30 p.m. and 6:30 a.m. with exemptions for emergency flights.

(Kearny Mesa Community Area. District-5. Introduced on 8/6/84. Council voted 8-1. District 1 voted nay.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B146-C045.)

Testimony in opposition by John Tompkins, Joe Crotti, Lee Armitage, Steve Johnston, Jay White, William Lepper and Ed Burr.

* ITEM-52:

Eleven actions amending the San Diego Municipal Code for Coastal Zone Land Use Implementation:

(Introduced on 8/7/84. Council voted 7-0. Districts 2 and 6 not present.)

Subitem-A: (O-83-8 Rev.) ADOPTED AS ORDINANCE O-16264 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0414 by adding Subsection "G" relating to the RV Zone.

Subitem-B: (O-83-9 Rev.) ADOPTED AS ORDINANCE O-16265 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by adding Section 101.0426.1 relating to the CV (Commercial Visitor - Service) Zone.

Subitem-C: (O-83-10 Rev.) ADOPTED AS ORDINANCE O-16266 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0423 by adding Subsection "F" relating to the CO (Commercial Office) Zone.

Subitem-D: (O-83-11 Rev.) ADOPTED AS ORDINANCE O-16267 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0426 by adding Subsection "F" relating to the CN (Neighborhood Commercial) Zone.

Subitem-E: (O-83-12 Rev.) ADOPTED AS ORDINANCE O-16268 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0427 by adding Subsection "G" relating to the CC (Community Commercial) Zone.

Subitem-F: (O-83-13 Rev.) ADOPTED AS ORDINANCE O-16269 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0428 by adding Subsection "F" relating to the CA (Area Shopping Center) Zone.

Subitem-G: (O-83-15 Rev.) ADOPTED AS ORDINANCE O-16270 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0437 relating to the M-1 Zone.

Subitem-H: (O-83-16) ADOPTED AS ORDINANCE O-16271 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0441 by adding Subsection "E" relating to the M-2 Zone.

Subitem-I: (O-83-18 Rev.) ADOPTED AS ORDINANCE O-16272 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 5, of the San Diego Municipal Code by amending Section 101.0506 relating to a Conditional Use Permit granted by the Planning Commission.

Subitem-J: (O-83-21 Rev.) ADOPTED AS ORDINANCE O-16273 (New Series)

Adoption of an Ordinance amending Chapter X, Article 1, Division 11, of the San Diego Municipal Code by amending Sections 101.1112 and 101.1113, and by adding Sections 101.1114.1, 101.1115.1, 101.1117.2 and 101.1118.3 relating to On-Premises Signs.

Subitem-K: (O-83-258 Rev.) ADOPTED AS ORDINANCE O-16274 (New Series)

Adoption of an Ordinance amending Chapter X, Article 2, Division 4, of the San Diego Municipal Code by amending Section 102.0411 relating to Soils and Geologic Reports and by adding Section 102.0411.1 relating to Geological Reports

within the Coastal Zone.

FILE LOCATION: LAND - Local Coastal Program

COUNCIL ACTION: (Tape location: C046-050.)

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

* ITEM-100:

Two actions relative to awarding contracts:

Subitem-A: (R-85-193) ADOPTED AS RESOLUTION R-261379

Leary's Fleet Tire Supply, Talin Tire Inc., and Daniels Tire Service Co., for furnishing recapping of passenger and truck tires as may be required for a period of one year beginning August 1, 1984 through July 31, 1985, for a total estimated cost of \$112,597.60, including tax and terms. (BID-5782)

Subitem-B: (R-85-194) ADOPTED AS RESOLUTION R-261380

Clairemont Equipment Co. for the rental of a hydraulic dozer with a manual angle blade (Case Model 1450B) as may be required for a period of six months beginning approximately July 31, 1984 through January 31, 1985, for an estimated cost of \$15,264, including tax. (BID-5788)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-101: (R-85-234) ADOPTED AS RESOLUTION R-261381

Awarding a contract to T.B. Penick and Sons, Inc., for the improvement of the Alley in Block 257, University Heights. (1911 Act)

(North Park Community Area. District-3.)

CITY MANAGER REPORT: On June 4, 1984, Council approved the Alley Block 257, University Heights Assessment District following the public hearing at which less than 2 percent protest was presented. Construction bids for the improvements were opened on July 19, 1984, and the lowest of 3 bids received (15 bids packages were issued) is 2.5 percent above the estimate

of \$37,707.50. The alley to be improved is located between Florida Street and Alabama Street and University Avenue and Robinson Avenue.

FILE LOCATION: STRT D-2237 CONTFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

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* ITEM-102: (R-85-195) ADOPTED AS RESOLUTION R-261382

Inviting bids for the Street Light Conversion - City Wide, Contract No. 1, on Work Order No. 118283; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the transfer of \$31,100 from Tierrasanta Landscape Maintenance and Lighting District Fund 70214 to CIP-37-310 Street Light Conversion; authorizing the expenditure of funds not to exceed \$292,900 from Gas Tax Fund 30219, CIP-37-310, Street Lighting Conversion and \$31,100 from Tierrasanta Landscape Maintenance and Lighting District Fund 70214 for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-37-310, Street Light Conversion. (BID-5830)

CITY MANAGER REPORT: This project is the first of two projects that will convert existing City-owned street lights from incandescent and mercury vapor type lights to energy efficient low pressure sodium type lights. Also, this project will replace deteriorated wooden street light arms in Tierrasanta. Tierrasanta Landscape Maintenance and Lighting District funds will be used to purchase replacement steel street light arms.

FILE LOCATION: W.O. 118283 CONTFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-103:

Two actions relative to the construction of Fire Station No. 19:
(Southeast San Diego Community Area. District-4.)

Subitem-A: (R-85-198) ADOPTED AS RESOLUTION R-261383

Inviting bids for the construction of Fire Station No. 19 on Work Order No. 118437; authorizing the execution of an agreement with the lowest responsible and reliable bidder; authorizing the expenditure of not to exceed \$447,700 from Community Development Block Grant Fund 185191, Dept. 5731, Org. 3101, \$17,700 from Community Development Block Grant Fund 18519, Dept. 5713, Org. 1303, and \$10,500 from CIP-58-007, Annual Allocation - Overhead and Other City Costs for Federal Grants, 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-5832)

Subitem-B: (R-85-199) ADOPTED AS RESOLUTION R-261384

Certifying that the information contained in Environmental Negative Declaration END-80-00-06 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines and that said declaration has been reviewed and considered by the Council.

CITY MANAGER REPORT: This project will provide a new residential class Fire Station at 3434 Ocean View Boulevard, replacing the 50-year-old Fire Station No. 19 at 3601 Ocean View Boulevard. The 1.75 acre site was acquired in Fiscal Year 1982 from the State of California with funds provided by CDBG Calendar Years 1980 and 1981. Acquisition costs totalled \$155,000 (Resolution R-253669). The Design/Construction Phases of the project were included among those designated for acceleration in the "Jobs Bill" category of CDBG projects. The project is consistent with the General Plan and Southeast San Diego Community Plan and will provide the community with a modern facility.

FILE LOCATION: W.O. 118437 CONTFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-104:

Three actions relative to the final subdivision map of Colony Point, a 12-lot subdivision located southeasterly of Montezuma Road and Fairmount Avenue:
(Mid-City Community Area. District-3.)

Subitem-A: (R-85-148) ADOPTED AS RESOLUTION R-261385
Authorizing the execution of an agreement with Colony Point, Ltd. for the installation and completion of certain public improvements.

Subitem-B: (R-85-147) ADOPTED AS RESOLUTION R-261386
Approving the final map.

Subitem-C: (R-85-146) ADOPTED AS RESOLUTION R-261387
Authorizing the execution of an agreement with Colony Point, Ltd. for the acquisition by the City of an off-site water easement for Colony Point subdivision.

CITY MANAGER REPORT: In addition to the routine items associated with a subdivision map, it is proposed to enter into an agreement with Colony Point, Ltd. for the acquisition of an off-site water easement. As a condition of map approval, the subdivider is required to construct a 10-inch water main from the subdivision westerly to the El Capitan Pipeline. The subdivider has been unable to acquire the necessary easement for the replacement of the water facilities. The agreement stipulates that the City will acquire the easement by negotiation or condemnation and that the subdivider will reimburse the City the acquisition costs. The subdivider will complete construction of the water facilities within 18 months of the date of the Notice to Proceed. The duration of the agreement is for two years with the option to extend the agreement for additional two-year periods.

FILE LOCATION: SUBD Colony Point CONTFY85-2

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-105:

Three actions relative to the final subdivision map of Hobbs Mira Mesa, a 97-lot subdivision located southwesterly of Mira Mesa Boulevard and Aderman Avenue:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-85-184) ADOPTED AS RESOLUTION R-261388
Authorizing the execution of a lien agreement with Hobbs B. Marlow for the installation and completion of improvements.

Subitem-B: (R-85-183) ADOPTED AS RESOLUTION R-261389
Approving the final map.

Subitem-C: (R-85-182) ADOPTED AS RESOLUTION R-261390
Approving the acceptance by the City Manager of those
street and drainage easement deeds of H.G. Fenton Material
Company granting to City easements for public street and
storm drain purposes in a portion of Lot 3 of Section 2,
Township 15 South, Range 3 West, San Bernardino Meridian;
dedicating said land as and for a public street, and naming
the same Flanders Drive.

FILE LOCATION:

Subitems A-B SUBD - Hobbs Mira Mesa

Subitem-C DEED F-2490 CONTFY85-1;
DEEDFY85-2

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-106:

Five actions relative to the final subdivision map of Lusk
Mira Mesa Business Park East I Unit No. 1, a 33-lot
subdivision located on the southerly side of Mira Mesa
Boulevard between Camino Santa Fe and Interstate 805:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-85-257) ADOPTED AS RESOLUTION R-261391
Authorizing the execution of an agreement with
Lusk-Smith/Mira Mesa North for the installation and
completion of public improvements.

Subitem-B: (R-85-256) ADOPTED AS RESOLUTION R-261392
Approving the final map.

Subitem-C: (R-85-258) ADOPTED AS RESOLUTION R-261393
Authorizing the execution of a quitclaim deed, quitclaiming
to Lusk-Smith/Mira Mesa North all the City's right, title
and interest in a drain easement.

Subitem-D: (R-85-259) ADOPTED AS RESOLUTION R-261394

Authorizing the City Manager to enter into an agreement with Lusk-Smith/Mira Mesa North for the payment of fees.

Subitem-E: (R-85-260) ADOPTED AS RESOLUTION R-261395

Authorizing the execution of an agreement with Lusk-Smith/Mira Mesa North for contributions by them of funds to fund certain community and regional transportation projects in accordance with Planning Commission Resolution R-4657, April 1984, Tentative Map TM-82-0440; authorizing the City Manager to accept an irrevocable letter of credit for \$1,400,000 as security for their timely performance of the obligations under this agreement.

CITY MANAGER REPORT: In addition to the resolutions generally associated with the approval of a subdivision map, there are two resolutions authorizing the Manager to execute special agreements involving the payment of fees and assuring the completion of certain offsite public improvements. The property is within the area covered by the Mira Mesa Public Facilities Financing plan and one of the special agreements provides for the collection of the appropriate fees when Building Permits are issued.

The second special agreement is to provide compliance with a condition of the tentative map requiring the construction and/or contribution to the cost of construction of certain offsite improvements which includes work at the intersection of Mira Mesa Boulevard and Interstate 805 and at Mira Mesa Boulevard and Via Sorrento Parkway. This agreement is secured by an "Irrevocable Letter of Credit" in the amount of \$1,400,000.

FILE LOCATION:

Subitems A,B,D,E SUBD - Lusk Mira Mesa
Business Park East Unit No. 1;

Subitem C

DEED F-2491 CONTFY85-3; DEEDFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-107:

Two actions relative to the final subdivision map of Lusk Mira Mesa Business Park East I Unit No. 2, a 7-lot subdivision located on the southside of Mira Mesa Boulevard between Camino Santa Fe and Interstate 805:

(Mira Mesa Community Area. District-5.)

Subitem-A: (R-85-262) ADOPTED AS RESOLUTION R-261396

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

Subitem-B: (R-85-261) ADOPTED AS RESOLUTION R-261397

Approving the final map.

FILE LOCATION: SUBD - Lusk Mira Mesa Business Park East I
Unit No. 2 CONTFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-108: (R-85-189) ADOPTED AS RESOLUTION R-261398

Terminating the agreements of February 17, 1981 with Genstar Development, Inc., subdivider of Penasquitos Park View Estates Units No. 1 and 2; releasing Performance Bonds No. 6367236 and 6367237 issued by the American Insurance Company, guaranteeing improvements in the subdivisions known as Penasquitos Park View Estates Units No. 1 and 2. (Located westerly of Black Mountain Road and Adolphin Street. Penasquitos Community Area. District-1.)

CITY MANAGER REPORT: Penasquitos Park View Estates Units No. 1 and 2 have been resubdivided as Park Village Estates Units No. 1 through 4, thereby requiring the termination of the Subdivision Improvement Agreements and the release of the Subdivision Performance Bonds for the original development. New Improvement Agreements have been executed and new Performance Bonds have been posted for the Park Village Estates development. The bonds being released were issued by the American Insurance Company in the amounts of \$2,381,029 (No. 636 72 36) and \$1,842,636 (No. 636 72 37). The Subdivision Improvement Agreements being terminated are City Clerk's Document Nos. RR-253607 and RR-253611.

FILE LOCATION: SUBD - Penasquitos Park View Estates Unit
No. 1 and 2

COUNCIL ACTION: (Tape location: C051-066.)

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

Martinez-not present, Mayor Hedgecock-yea.

* ITEM-109:

Two actions relative to street dedication and street vacation of portions of Rosecrans Street and Sports Arena Boulevard:
(Midway Community Area. District-2.)

Subitem-A: (R-85-177) ADOPTED AS RESOLUTION R-261399

Vacating a portion of the Sports Arena Boulevard and Rosecrans Street intersection adjacent to Lots 3-5 of the Silver Frontier Subdivision, Map-6282, under the procedure for the summary vacation of an excess right-of-way of a street or highway not required for street or highway purposes; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature pursuant to said resolution; reserving and excepting the right, from vacation and abandonment, easements, rights of any public utility pursuant to any existing franchise or renewals thereof; the easements reserved herein are in, under, over, upon, along and across that portion of the Sports Arena Boulevard and Rosecrans Street intersection adjacent to Lots 3-5 of the Silver Frontier Subdivision, Map-6282; declaring that this resolution shall not become effective unless and until the street improvements for Sports Arena Boulevard and Rosecrans Street have been completed, accepted, and opened to public use by December 15, 1985; in the event that the aforementioned street improvements have not been completed, accepted, and opened to public use by December 15, 1985 this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk when the afore mentioned street improvements have been completed, accepted, and opened to public use.

Subitem-B: (R-85-217) ADOPTED AS RESOLUTION R-261400

Approving the acceptance by the City Manager of those street easement deeds of Nite Lite Inns, and Rose-Arena Properties, J. Mark Grosvenor; and Nite Lite Inns, granting to City an easement for public street purposes in portions of Lots 2, 3, 4, 5 and 6 of Silver Frontier, Map-6282; and a portion of Lot 315 of the Pueblo Lands of San Diego, dedicating said land as and for a public street, and naming

the same Sports Arena Boulevard and Rosecrans Street.
CITY MANAGER REPORT: The portion of the Sports Arena Boulevard/Rosecrans Street intersection to be vacated was acquired as an easement by CalTrans in 1943 and quitclaimed to the City in 1945 when construction was completed. Later, in 1968, the intersection was realigned to its present configuration. The abutting property owners have now proposed a further reconstruction of the intersection which will require the dedication of additional right-of-way on certain portions of the adjacent property and will create excess right-of-way in other areas. The owners have agreed to dedicate the needed right-of-way and have petitioned for a vacation to recover the excess. The rights-of-way to be vacated are fully improved and contain water, drain, gas, and electric facilities. Easements have been reserved to service and maintain these facilities. The intersection redesign will replace the existing free-right-turn lane on Sports Arena Boulevard with a controlled-right-turn lane. The redesign also includes widening the curb lanes on both streets adjacent to the closure. The City and CalTrans staffs concur with the redesign concept. The petitioners have obtained and bonded for the required street improvements. The acceptance and dedication of the accompanying street easement deeds will provide the necessary additional right-of-way. A companion item on this docket authorizes the City Manager to execute an agreement with Nite Lite Inns, Inc., related to the acceptance of the street easement deeds. Staff has concluded that the rights-of-way to be vacated are no longer needed for present or prospective public use and can be summarily vacated. This application has been processed in accordance with Council Policy 600-15.
FILE LOCATION: DEED

Subitem-A F-2492;

Subitem-B F-2493,

STRT J-2532 DEEDFY85-3

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-110: (R-85-235) ADOPTED AS RESOLUTION R-261401

Amending Resolution of Vacation R-260423 adopted April 9, 1984 as follows: In the event that the final map is not

approved by June 1, 1986, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(Uptown Community Area. District-2.)

CITY MANAGER REPORT: On April 9, 1984, the City Council adopted Resolution R-260423, conditionally vacating Jackdaw Street, Upas Street, and a portion of Horton Avenue within the boundaries of the proposed Horton Canyon Subdivision (TM-82-0381). The recordation of the Resolution of Vacation was conditioned upon the final subdivision map for the Horton Canyon Subdivision being approved by Council action prior to June 1, 1984. Due to unforeseen difficulties encountered by the developer, the subdivision map could not be approved by that date. The Subdivision Board, acting on the developer's request, has approved a time extension for the Horton Canyon Subdivision map until June 1, 1986. Staff recommends that the expiration date for Resolution of Vacation R-260423 be amended to expire on June 1, 1986, to coincide with the expiration of the subdivision map.

FILE LOCATION: STRT J-2519; F-2494 DEEDFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-111: (R-85-210) ADOPTED AS RESOLUTION R-261402

Authorizing the sale by negotiation of a portion of Lot 72 of Rancho Mission for the amount of \$7,200; authorizing the Mayor and City Clerk to execute a grant deed granting to the State of California, Department of Transportation (CalTrans), all that portion of Lot 72 of Rancho Mission; declaring that no broker's commission shall be paid by the City of San Diego on the herein described negotiated sale; authorizing the City Manager to execute a right-of-way contract with the State of California in connection with the above described property.

(Serra Mesa Community Area. District-5.)

CITY MANAGER REPORT: The City of San Diego owns 8.46 acres at the northwest corner of Clairemont Mesa Boulevard and Interstate 15 east of Kearny Mesa. A 0.20-acre portion of this parcel is needed by CalTrans for the construction of improvements to Interstate 15. The Property Department has reviewed the appraisal and recommends approval of the sale price

of \$7,200.

FILE LOCATION: DEED F-2495 DEEDFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

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* ITEM-112: (R-85-208) ADOPTED AS RESOLUTION R-261403

Approving the acceptance by the City Manager of that deed of Alcer, Inc. conveying to the City an open space easement in Lot 1 of Nob Hill, Map-10826; authorizing the execution of a quitclaim deed to Alcer, Inc., quitclaiming all the City's right, title and interest in an open space easement in Lot 1 of Nob Hill, Map-10826.

(Located southeasterly of the intersection of Mission Center Road and I-805. District-5.)

CITY MANAGER REPORT: On January 20, 1984, the map of "Nob Hill," a Planned Residential Development located southeasterly of the intersection of Mission Center Road and I-805, was recorded in the Office of the San Diego County Recorder. All of the PRD is encumbered by an open space easement, acquired without cost by the City of San Diego, with the exception of those building sites whose locations are clearly specified on the map of "Nob Hill." When preliminary site grading had begun, the developer found it necessary to shift the location of two building sites (A-9 and A-10). An application was therefore filed with the Engineering and Development Department for an exchange of open space easements. A new easement deed has been fully executed and submitted for acceptance by the City. The application has been reviewed and approved by cognizant City departments. The exchange of open space affects parcels which are identical in size (225 square feet each). It is therefore recommended that a quitclaim deed be prepared and executed by the Mayor and City Clerk, along with acceptance by the Manager of the new deed.

FILE LOCATION: DEED F-2496 DEEDFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-113: (R-85-255) ADOPTED AS RESOLUTION R-261404

Authorizing the expenditure of not to exceed \$9,744.37 from Contingency Funds 39005, CIP-58-020.1, Bay Route Bikeway, Resolution R-258403, for the purpose of increasing the amount payable for the cost and maintenance agreement with the Atchison, Topeka and Santa Fe Railway Company to provide funds for the above project.

(Barrio Logan Community Area. District-8.)

CITY MANAGER REPORT: This project provides for construction of a Class 2 (Exclusive Lane) Bikeway on Harbor Drive, between Sampson Street and 28th Street. As part of the project, an agreement was made with the Atchison, Topeka and Santa Fe Railway Company to provide railroad crossings for the bikeway. The railroad estimated their cost would be \$19,763. Paragraph 3 of the agreement with the railroad states that the City shall pay the actual final cost less credit for the sum previously paid, upon completion of audit and receipt of an itemized billing. The final detailed billing from the Atchison, Topeka and Santa Fe Railway Company is \$29,507.37. The sum previously authorized is \$19,763. This leaves the remainder of \$9,744.37 to be authorized by this Council action to fulfill the City's part of the agreement.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-114: (R-85-281) ADOPTED AS RESOLUTION R-261405

Ratifying the concept of a potential \$34,744,000 bond issuance to provide low-interest mortgage funds to first-time purchasers of single-family residences, originally approved by Council Resolution R-258393 on May 2, 1983; authorizing the San Diego Housing Commission to proceed with the development and implementation of a \$34,744,000 New Single-Family Mortgage Revenue Bond Program; approving the final proposed documents for implementing the program and selling the bonds subject to final approval by Council; approving the selection of the firms of E. F. Hutton & Company, Inc., and Stone & Youngberg as the co-lead underwriters for the bonds, Ramseyer Zerbst as provider of the feasibility study, and Orrick Herrington and Sutcliff as bond counsel on the 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 obligations for any payment to said underwriters.

(See Housing Commission Report HCR-84-023CC)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A262-B128.)

MOTION BY JONES TO APPROVE STAFF'S RECOMMENDATION AND REQUEST STAFF TO REPORT BACK TO COUNCIL ADDRESSING THE COUNCIL'S CONCERNS WITH RESPECT TO THE RESIDENCY OF THE PEOPLE WHO WILL BENEFIT FROM THE \$50,000,000 BOND PREVIOUSLY APPROVED BY COUNCIL. GIVE A BREAKDOWN ON THE STATUS OF THESE FUNDS. REVIEW THE ADDITIONAL \$35,000,000 BOND AND MAKE RECOMMENDATIONS BASED ON THE CONCERNS EXPRESSED REGARDING THE SOCIOECONOMIC STATUS, ETC. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea, Murphy-nay, Martínez-not present, Mayor Hedgecock-yea.

* ITEM-115: (R-85-222) ADOPTED AS RESOLUTION R-261406

Authorizing the execution of a second amendment to agreement with Black and Veatch for engineering services for the San Diego Aquatic Treatment Pilot Project.

(Serra Mesa Community Area. District-5.)

CITY MANAGER REPORT: On November 16, 1981, Council authorized an agreement with Black & Veatch, Consulting Engineers, for engineering services related to the San Diego Aquaculture Project. This project is funded through the Clean Water Grant Program and will demonstrate the feasibility of an aquaculture system for production of water equivalent to secondary treatment quality. The City recently received new State and Federal grants to expand the current aquaculture program to a total water reuse project which will convert the sewage to potable water. This addition to the project caused a need for modifications to the engineering agreement.

On April 2, 1984, Council authorized the first amendment to this agreement which deleted certain services from the original agreement and added additional testing needed for the project expansion. A new agreement is currently being negotiated with Black & Veatch which will include those tasks deleted from the original agreement and will provide for the design and testing of the expanded project. Negotiation of the new agreement has taken longer than anticipated; therefore, this second amendment will extend the original agreement one additional month without a change in cost.

WU-U-84-156.

FILE LOCATION: MEET CONFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-116: (R-85-253) TRAILED TO TUESDAY, AUGUST 21, 1984, A.M.

Authorizing the City Manager to negotiate a proposed agreement with the firm of Leighton and Associates, Inc. to perform a subsurface geotechnical investigation and evaluation of Rancho Mission Canyon; authorizing the expenditure, subject to Council approval of the proposed agreement, of not to exceed \$90,000 from Open Space Bond Fund 79103 for such professional services, including contingencies and related costs; waiving the provisions of Council Policy 300-7 entitled "Consultant Services Selection."

(See City Manager Report CMR-84-318. Navajo Community Area. District-7.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A038-238.)

MOTION BY GOTCH TO TRAIL TO TUESDAY, A.M. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-not present, Gotch-yea, Murphy-ineligible, Martinez-not present, Mayor Hedgecock-yea.

* ITEM-117: (R-85-265) ADOPTED AS RESOLUTION R-261407

Authorizing the execution of a first amendment to agreement with Niles T. Nordquist and Associates for professional services required for the Colina del Sol Community Park; authorizing the expenditure of not to exceed \$3,100 from CIP-29-441, Colina del Sol Community Park Improvements, Park Service District Fund 15610 for the above program. (Mid-City Community Area. District-3.)

CITY MANAGER REPORT: The agreement with Niles T. Nordquist and Associates provides professional services for the improvement of Colina del Sol Community Park located in the Mid-City area at 5139 Orange Avenue. The proposed first amendment expands the consultant's scope of work and provides additional funds for the consultant's compensation. The increase in scope is a result of additional CDBG funding made

available subsequent to the consultant's approval by Council in January of 1983. This increase in funds now allows a single complete construction project rather than sequenced projects as funds become available.

FILE LOCATION: MEET CONFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-118: (R-85-161) ADOPTED AS RESOLUTION R-261408

Authorizing and empowering the City Manager to execute an agreement with Nite Lite Inns, Inc. to pay the costs of condemnation for the acquisition of a street easement deed in Lot 4 of Silver Frontier Map-6282 for the widening of Sports Arena Boulevard.

(Midway Community Area. District-2.)

CITY MANAGER REPORT: Nite Lite Inns, Inc., have petitioned for the vacation of a portion of the Sports Arena Boulevard and Rosecrans Street intersection. As a condition of its approval, the petitioners are required to modify the existing intersection and widen and improve the curb lanes adjacent to the intersection. Additional right-of-way must therefore be dedicated. The subject agreement is necessary to facilitate the acquisition of a portion of the needed right-of-way. The petitioners are unable to provide a fee title street easement deed for the portion of right-of-way to be dedicated from Lot 4, Map-6282. However, they do have a leasehold interest in the land pursuant to a real property lease dated May 9, 1977. The lease gives the petitioners the option to purchase the property in 1987 and the right to make all lawful improvements in the interim. The market value of the portion to be dedicated has been appraised at \$11,678.

In accordance with the agreement, the petitioners have provided the City with a lease hold interest street easement deed and a Home Federal savings account that has been assigned to the City and deposited with the City Treasurer for the amount of \$33,356. Prior to July 31, 1987, the petitioners must provide a valid fee interest deed to replace the leasehold interest deed. Per the agreement, if Nite Lite Inns, Inc., fails to deliver the deed, the City may initiate condemnation proceedings to obtain fee title of the deeded property. All condemnation costs incurred by the City will be drawn from the assigned account. Funds not used shall be released upon completion of the acquisition. The

street vacation action and the acceptance and dedication of the street easement deeds are companion items on this docket.

NOTE: See Item 109.

FILE LOCATION: MEET CONFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-119:

Two actions relative to agreements for economic development activities:

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

Subitem-A: (R-85-264) ADOPTED AS RESOLUTION R-261409

Authorizing the execution of an agreement with Normal Heights Community Development Corporation for specified economic development activities; authorizing the expenditure of CDBG 1984 funds in the following amounts authorized solely and exclusively for the purpose of providing funds for programs listed below:

\$14,485 from Fund 18520, Dept. 5817, Org. 1705 (Resource Development);

\$9,467 from Fund 18520, Dept. 5817, Org. 1707 (Adams Avenue Post); and

\$24,804 from Fund 18520, Dept. 5818, Org. 1706 (Store Front Office);

\$2,888 from Fund 18520, Dept. 5818, Org. 1801 (Parking Study).

Subitem-B: (R-85-263) ADOPTED AS RESOLUTION R-261410

Authorizing the execution of an agreement with City Heights Community Development Corporation for specified economic development activities; authorizing the expenditure of not to exceed \$75,738 from Fund 18520, Dept. 5817, Org. 1709 (CDBG 1984 Funds) for the purpose of providing funds for the above program.

CITY MANAGER REPORT: During the 1984 Community Development Block Grant appropriation cycle, the Normal Heights Community Development Corporation and the City Heights Community Development Corporation received Council approval for grants totalling \$134,550 for neighborhood economic development activities. A portion of this grant (\$7,168) has been set aside for fiscal monitoring of the two projects to ensure that

accounting and record keeping requirements are met. Therefore, the budgets for the grants total \$127,382. These grants will be administered by the Economic Development Division to ensure coordination with the Mid-City Commercial Revitalization Project. Major activities for the Normal Heights CDC include maintaining a storefront office, resource development, publishing a community newspaper, and conducting a parking study. The City Heights CDC will conduct a survey of City Heights residents to establish spending patterns and spending potential, continue publication of a community newspaper, and contact appropriate businesses regarding relocation to City Heights.

FILE LOCATION: MEET CONFY85-2

COUNCIL ACTION: (Tape location: C131-148.)

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

* ITEM-120: (R-85-214) ADOPTED AS RESOLUTION R-261411

Authorizing the execution of an agreement with Rancho Bernardo Development Company for the payment of fees; authorizing the City Auditor and Comptroller to establish the Rancho Bernardo Community Development Fund (Fund 39056), such fund to be authorized to accrue interest to be used for the purposes of the fund.

(Rancho Bernardo Community Area. District-1.)

CITY MANAGER REPORT: This agreement with the Rancho Bernardo Development Company will provide for the pro rata financing share of public facilities costs within the community as required by the Rancho Bernardo Public Facilities Financing Plan, which was adopted by the City Council on January 10, 1984. This action is necessary in order to make the requirements of the Community Financing Plan binding upon the owner/developer. This action also establishes the Rancho Bernardo Community Development Fund (Fund 39056) to provide a location for collected Development Impact Fees which will accrue interest unto the fund and will be used for public facility costs within the community. This action is necessary in order to have interest earned by collected funds remain with the Community Development Fund.

FILE LOCATION: MEET CONFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

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

* ITEM-121: (R-85-250) ADOPTED AS RESOLUTION R-261412

Terminating the participation agreement between Roy L. Carlson, Jr. and Diana E. Carlson; authorizing the execution of an agreement with Westlands Bank for City participation in the construction of drainage facilities in the subdivision known as Lincolnshire; authorizing the expenditure of \$16,808 from Capital Outlay Fund 245, Annual Allocation, New Developments, CIP-58-001, for this purpose. (Located northeasterly of Atlas Street and Stalmer Street. District-5.)

CITY MANAGER REPORT: On May 18, 1981, the City Council approved a participation agreement with Roy L. and Diana E. Carlson, the developers of Lincolnshire Subdivision. The agreement provides that the City pay the Carlsons \$16,808 as the City's share of the cost to construct a storm drain in Beagle Street off-site of the Lincolnshire Subdivision. The justification for City participation was that the drainage flow in Beagle Street exceeds the amount permitted in the street, and the majority of the flow originates on City-owned property north of this subdivision. In 1982, after the agreement had expired and before the drainage work was done, the subdivision was taken over by Westlands Bank as the result of a default action on a trust deed. The subdivision is now owned by Westlands Bank, and they have constructed the storm drain. A new agreement is necessary in order to reflect the actual completion date of the work and to allow for payment of the City's share of costs to Westlands Bank rather than to the Carlsons.

FILE LOCATION: SUBD - Lincolnshire Subdivision

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-122: (R-85-241) ADOPTED AS RESOLUTION R-261413

Authorizing the execution of a Right of Entry Permit with the State of California, Department of Transportation (CalTrans) for the purpose of repairing the gabion check dam at the Santa Ysabel Creek Bridge on State Route 78. (San Pasqual Community Area. District-1.)

CITY MANAGER REPORT: Flooding over the past several winters

has damaged the gabion check dam at the Santa Ysabel Creek Bridge on State Route 78 in San Pasqual Valley. Repair work needs to be completed before next winter's storms to insure the horizontal stability of the bridge. Without the necessary repairs, the bridge could be closed during periods of flooding. Normally, such a permit would not require City Council approval. However, in this situation such approval is required because:

- 1) This permit allows the work to proceed while the State of California is arranging for proper compensation to the City of San Diego for areas to be utilized as part of this project; and
- 2) A provision of this permit waives the right of the City of San Diego to contest the adoption of a resolution of necessity by the California Transportation Commission for this project.

Staff has determined that this waiver will not adversely impact the City.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-123: (R-85-247) ADOPTED AS RESOLUTION R-261414

Authorizing the City Manager to use City Forces to install traffic signal and street lighting systems on Black Mountain Road at Horseman's Park; authorizing the expenditure in the amount not to exceed \$25,000 from Revenue Sharing Fund 18013, CIP-62-266.0, "Horseman's Park Traffic Signal/Signs" for the purpose of carrying out this work and related costs.

(Penasquitos Community Area. District-1.)

CITY MANAGER REPORT: This Capital Improvements Program project will provide a traffic signal on Black Mountain Road controlling the equestrian crossing adjacent to Horseman's Park.

The function of the traffic signal will be to activate a flashing light on warning signs and a Black Mountain Road traffic signal "stop" phase when either a pedestrian or horse rider places a call (pushes pushbutton) to cross Black Mountain Road. City Forces will install this traffic signal utilizing wooden poles and surplus material where available. Work can begin as soon as approval is granted which authorizes the use of City Forces and expenditure of funds. The use of City Forces is recommended in order to expeditiously provide the signal, while reducing costs through the use of material on hand.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C051-066.)

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

ITEM-200: (O-85-24) INTRODUCED AND ADOPTED AS ORDINANCE
O-16275 (New Series)

Introduction and Adoption of an Ordinance fixing the tax rates and levying taxes for the Fiscal Year 1984-85.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C170-180.)

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

ITEM-201: (O-84-223) CONTINUED TO OCTOBER 15, 1984

(Continued from the meetings of May 21, 1984 and June 18, 1984; last continued at Rick Engineering's request to give the developer time to investigate the ability of the subdivider to comply with the Ordinance and some of its requirements.)

Introduction of an Ordinance amending Section 1 of Ordinance O-15742 (New Series), adopted May 3, 1982, incorporating portions of Parcels 4 and 5, Parcel Map PM-8547, located on the south side of Antigua Boulevard between Santo Road and Via Valarta, into R-1-5 Zone; extension of time to June 2, 1986.

(See Planning Department Report PDR-84-181. Case-84-0202/EOT1. Tierrasanta Community Area. District-7.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A238-258.)

MOTION BY MURPHY TO CONTINUE TO OCTOBER 15, 1984, AT THE ENGINEER'S REQUEST. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksm-a-not present, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-202:

Two actions relative to the creation of a Regional Urban Information System Administrator Position:

Subitem-A: (O-85-25) INTRODUCED, TO BE ADOPTED
SEPTEMBER 10, 1984

Introduction of an Ordinance amending Ordinance O-16214 (New Series) entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for Fiscal Year 1984-85" to create the new position of Regional Urban Information System Administrator; exempting the position of Regional Urban Information System Administrator from the classified service; amending Exhibit C to said Ordinance to include the classification of Regional Urban Information System Administrator; establishing a rate of compensation therefor.

Subitem-B: (O-85-26) FIRST HEARING HELD, SECOND HEARING
TO BE HELD ON SEPTEMBER 10, 1984

First public hearing in the matter of:
Amending Ordinance O-16249 (New Series) entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1984-85 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by transferring the amount of \$7,300 from Department 60100, Urban Information System, Supplies and Services to Department 60100, Urban Information System, Salaries and Wages.

CITY MANAGER REPORT: On May 14, 1984, the City Council approved an agreement with the County of San Diego and the San Diego Data Processing Corporation to develop a Regional Urban Information System (RUIS) based on the City's current Urban Information System (UIS). Under the terms of the agreement, program development will be managed and coordinated by a position titled "RUIS Administrator." The agreement further provides that the position will be a City employee selected in consultation with the County. The RUIS Administrator will report directly to a "Management Committee" consisting of an Assistant or Deputy Chief Administrator from the County and an Assistant or Deputy Manager from the City. The position will have significant latitude in administering and coordinating the development of this functionally and technically complex interjurisdictional system.

The Manager is proposing the position of Regional Urban Information System Administrator for the Unclassified Service in accordance with Charter Section 117 which states, "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 recommendation to exclude this position from the Classified Service was made by the Personnel Department following a study of the duties and was favorably reviewed by the Civil Service Commission on July 12, 1984.

FILE LOCATION:

COUNCIL ACTION: (Tape location: C182-190.)

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

ITEM-203: TRAILED TO TUESDAY, AUGUST 21, 1984, P.M.

Two actions relative to Project First Class:
(Southeast San Diego Community Area. District-4.)

Subitem-A:

The matter of a status report on Project First Class.
(See Planning Department Report PDR-84-420.)

Subitem-B: (R-85-268)

Adoption of a Resolution authorizing the Executive Vice President of the Southeast Economic Development Corporation to execute an agreement with the Southeast Urban Group, for and on behalf of said Corporation, to provide urban design services; authorizing the City Auditor and Comptroller to expend funds in the amount not to exceed \$93,440 solely and exclusively for the purpose of providing funds for the above program.

(See memorandum from Reese Jarrett dated 8/7/84)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A238-258.)

ITEM-204: (R-85-136) ADOPTED AS RESOLUTION R-261415

Approving and confirming the report of the proceedings and an accurate account of the cost of the abatement action at 4931 Logan Avenue; directing the City Clerk to file a certified copy of the Resolution and the cost report with the County Auditor to be recorded as a lien against the aforementioned parcel of property for the cost of the

abatement.

(See City Manager Report CMR-84-310. District-4.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C191-218

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

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* ITEM-S400: (R-85-311) ADOPTED AS RESOLUTION R-261416

Declaring September 1, 1984 to be "Disaster Preparedness Awareness Day" and encouraging all residents to attend the public display to be held at the Recital Hall in Balboa Park on September 1, 1984.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C051-066.)

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

* ITEM-S401: (R-85-312) ADOPTED AS RESOLUTION R-261417

Directing the City Manager to cause the removal of the bike lane and red curb from both sides of Remington Road west of 55th Street in the San Diego State University area.
(District-7.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: AC051-066.)

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

* ITEM-S402: (R-85-224) ADOPTED AS RESOLUTION R-261418

(Continued from the meeting of August 13, 1984 at John Lockwood's request.)

Authorizing the execution of an agreement with San Diego State University for partial use and occupancy of San Diego Jack Murphy Stadium for a ten-year term for the sole and exclusive purpose of playing collegiate football.

(See City Manager Report CMR-84-311. District-5.)

FILE LOCATION: LEAS - San Diego State University LEASFY85-1

COUNCIL ACTION: (Tape location: C051-066.)

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

ITEM-S403: (R-85-254) CONTINUED TO SEPTEMBER 10, 1984

Directing the City Manager to advise the Regional Employment and Training Consortium (RETC) that The City of San Diego does not intend to compete for available Job Training Partnership Act (JTPA) funds at the end of the current Regional Youth Employment Program (REGY) contract, which expires January 31, 1985; recommending to RETC that those JTPA grant funds which would normally be expended in the San Diego metropolitan area continue to be used within that area for youth oriented employment programs; expressing appreciation of the RETC Policy Board for the Board's past support of youth programs in San Diego. (See City Manager Report CMR-84-320, and Committee Consultant Analysis RULES-84-14.)

COMMITTEE ACTION: Reviewed by RULES on 8/13/84. Recommendation to accept CMR-84-320 and directed that staff provide additional data on the ability of private sector providers to reduce overhead costs. Districts 5, 7, 8 and Mayor voted yea. District 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C219-D167.)

Motion by Murphy to adopt the resolution with the provision for a one-year review. Motion withdrawn.

MOTION BY MURPHY TO CONTINUE TO SEPTEMBER 10, 1984, AT MAYOR HEDGECK'S REQUEST AND DIRECT STAFF TO BRING BACK TO COUNCIL A REPORT WHICH PROVIDES THE FOLLOWING INFORMATION: 1) THE SERVICE AREA OF THE ALTERNATIVE AGENCIES AND HOW THEY WOULD SERVE THE SAME POPULATION; 2) MORE DOCUMENTATION ON HOW THE TRANSITION TO ALTERNATIVE AGENCIES WOULD BE AS EFFECTIVE AS IT WAS UNDER THE REGY PROGRAM IN TERMS OF PROVIDING SERVICES TO THE SAME YOUTH TARGET POPULATION; 3) A BETTER VIEW OF THE 12.9% OVERHEAD, AND ANY OTHER OVERHEAD FACTORS, COMPARING THOSE AGENCIES' OVERHEAD FACTORS WITH REGY'S. ALSO A BREAKDOWN OF THE CITY'S GENERAL OVERHEAD AS OPPOSED TO THE SPECIFIC AGENCIES' OVERHEAD; 4) MORE INFORMATION WITH REGARD TO WHAT WILL HAPPEN TO THE 23 REGY EMPLOYEES; AND 5) SOME INDICATION OF HOW THE REGY PROGRAM CAN BE MADE MORE COMPETITIVE SO THAT THE CITY MIGHT HAVE A DIRECT ACTIVE ROLE IN FIGHTING YOUTH UNEMPLOYMENT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea,

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

ITEM-S404: (R-85-308) ADOPTED AS RESOLUTION R-261419

Approving the proposed Articles of Incorporation and Bylaws of the San Diego Convention Center Corporation, Inc.; authorizing the City Attorney to take such action as is necessary to cause said corporation to be legally formed; authorizing the execution of an agreement between the City of San Diego and the San Diego Convention Center Corporation, Inc. to provide operating and maintenance services for the San Diego Convention Center.

(See City Manager Report CMR-84-319.)

COMMITTEE ACTION: Reviewed by RULES on 8/13/84.

Recommendation to adopt the Resolution. Districts 5, 7, 8 and Mayor voted yea. District 6 not present.

FILE LOCATION: MEET CONFY85-1

COUNCIL ACTION: (Tape location: D168-181.)

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

ITEM-S405: (R-85-315) ADOPTED AS RESOLUTION R-261420

Approving the objectives outlined in the "Arts Plan for the City of San Diego" as developed by COMBO, after due consideration and discussion of the plan and the recommendations contained in Intergovernmental Relations Department Report IRD-84-50, dated August 9, 1984, as modified by the Rules Committee on August 13 1984; approving participation in the 1984-85 State/Local Partnership Program established by the California Arts Council (CAC) as follows: 1) Designating the City Council as contractor with CAC for the above; 2) Authorizing the City Manager to execute a CAC Grant Agreement in the amount of \$18,238; 3) Directing the Rules Committee to review, conduct public hearings and make recommendations to the full Council on necessary revisions to the proposed "Arts Plan for the City of San Diego" so that said plan will include an appropriate organizational structure, financial program and implementation of strategies to carry out the art and cultural objectives for the City as set forth in the proposed plan; 4) Directing the City Manager, Planning Director and Intergovernmental Relations Director to

provide staff support to the Rules Committee in undertaking the plan revisions as directed above; 5) Authorizing the City Manager to hire consultants or other experts, as may be required, to advise the Rules Committee on necessary plan revisions; 6) Directing the City Manager and City Attorney to prepare an agreement between the City of San Diego and COMBO to provide for pass-through of the 1984-85 Local Priorities Grant money to COMBO for purposes of regranteeing, pursuant to procedures and guidelines consistent with requirements of the California Arts Council.

(See Intergovernmental Relations Department Report IRD-84-50 and the Arts Plan for San Diego.)

COMMITTEE ACTION: Reviewed by RULES on 8/13/84.

Recommendation to adopt the Resolution. Districts 5, 7, 8 and Mayor voted yea. District 6 not present.

FILE LOCATION: MEET CONFY85-2

COUNCIL ACTION: (Tape location: D182-190.)

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

ITEM-S406: (R-85-313) ADOPTED AS RESOLUTION R-261421

Authorizing the City Manager to negotiate an agreement for consultant services to update and complete the Mission Trails Regional Park Master Development Plan; waiving the provisions of Council Policy 300-7 and authorizing the City Manager to negotiate said agreement with the firm of Reynolds Environmental Group.

(See City Manager Report CMR-84-343 and Committee Consultant Analysis PFR-84-32. East Elliott, Navajo and Tierrasanta Community Areas. District-7.)

COMMITTEE ACTION: Reviewed by PFR on 8/15/84. Recommendation to adopt the Resolution. Districts 2, 3, 4 and 7 voted yea.

District 1 not present.

FILE LOCATION: MEET CONFY85-1

COUNCIL ACTION: (Tape location: D191-195.)

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

ITEM-S407: (R-85-319) ADOPTED AS RESOLUTION R-261422

Approving in concept the proposal of the Southwest Wetlands Interpretive Association (SWIA) relating to the construction of a demonstration facility tapped into the emergency sewer connection in the Tijuana Valley subject to: A) Prior approvals from all other appropriate agencies, including but not limited to the International Boundary and Water Commission (IB&WC) and the San Diego Regional Water Quality Control Board; B) Satisfactory negotiation by the City Manager of terms of a proposed agreement between the SWIA and the City and subsequent approval by the City Council.

(See City Manager Report CMR-84-339 and Committee Consultant Analysis PFR-84-34. Tijuana River Valley Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 8/15/84. Recommendation to adopt the Resolution. Districts 1, 2, 3 and 7 voted yea. District 4 not present.

WU-U-84-168.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D196-203.)

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

ITEM-S408: (O-84-238 Rev.) FIRST HEARING HELD, SECOND HEARING TO BE HELD AUGUST 21, 1984

First public hearing in the matter of:
Amending Ordinance O-16249 (New Series), as amended, entitled "An Ordinance adopting the Annual Budget for the Fiscal Year 1984-85 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. 00-16249-1, as amended and adopted therein, by exempting one Deputy Director position in the General Services Department, Solid Waste Division (533) from the classified service, pursuant to Charter Section 117; establishing a salary rate therefor.

CITY MANAGER REPORT: The General Services Department as a result of reorganization, is proposing to exempt the Chief of Disposal (Proj. Officer II) from the Classified Service and place it in the Unclassified Deputy Director position in accordance with Charter Section 117 which states, "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."

Recent and ongoing solid waste issues have required an increasing amount of time and managerial expertise, to prioritize and manage current and future needs. This has placed a severe strain on the ability of any one individual to run the operations of both collection and disposal. Reorganization creates a Collection and a Disposal Deputy Director as operations managers. A Deputy Director position is required to manage the Disposal Division. The recommendation to exempt this position from Classified Service was made by the Personnel Department and approved by the Civil Service Commission on April 6, 1984.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D204-210.)

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

ITEM-UC-1: (R-85-314) ADOPTED AS RESOLUTION R-261423

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Award of Contract: Accepting the low bid of Soltek of San Diego for construction of San Diego Jack Murphy Stadium Expansion - Stadium Club HVAC/Restrooms, in the amount of \$388,793 in the City of San Diego, California.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D212-220.)

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

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor Hedgecock at 4:35 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: D221).

ITEM-UC-2: (R-85-342) ADOPTED AS RESOLUTION R-261440

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Authorizing the City Manager to execute an agreement in the
amount of \$50,000 with the firms of Wallace Roberta and
Todd and Mooney Lettieri and Associates, for consulting
services to review the goals, objectives and
recommendations of the Residential Growth Management
Strategy.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D109-179.)

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

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor
Hedgecock at 2:54 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: D180.)