

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

MONDAY, SEPTEMBER 15, 1986

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:00 p.m. Mayor O'Connor welcomed special guests from Yentai, China, who were here to bring greetings from that city, San Diego's sister city. The meeting was adjourned by Mayor O'Connor at 3:43 p.m. into Closed Session at 9:00 a.m. on Tuesday, September 16, 1986, in the twelfth floor conference room to discuss matters relating to pending litigation, meet and confer, and personnel.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Cleator-present
 - (3) Council Member McColl-present
 - (4) Council Member Jones-present
 - (5) Council Member Struiksmma-present
 - (6) Council Member Gotch-present
 - (7) Council Member McCarty-present
 - (8) Council Member Martinez-present
- Clerk-Abdelnour (mp)

FILE: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-present
- (4) Council Member Jones-not present
- (5) Council Member Struiksmma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Martinez-present

ITEM-10: INVOCATION

Invocation was given by Father Dennis Mikulanic of St. Brigid's Roman Catholic Church.

FILE: MINUTES

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ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Struiksma.

FILE: MINUTES

Sep-15-1986

ITEM-30: APPROVED MINUTES

Approval of Council Minutes for the Meetings of:

8/25/86 Adjourned

8/26/86 Adjourned

9/1/86 Adjourned

9/2/86 Adjourned

FILE: MINUTES

COUNCIL ACTION: (Tape location: A089-091.)

MOTION BY GOTCH TO APPROVE. Second by MCColl. Passed by the
following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea,
Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor O'Connor-yea.

* ITEM-50: (O-87-38) INTRODUCED, TO BE ADOPTED SEPTEMBER 29,
1986

Introduction of an Ordinance amending Ordinance O-16649
(New Series), as amended by Ordinance O-16683 (New Series),
by amending Section 1, for the purpose of reducing the
Mayor's salary from \$55,000 per year to \$50,000 per year.

FILE: - -

COUNCIL ACTION: (Tape location: A131-165.)

CONSENT MOTION BY STRUIKSMA TO INTRODUCE. Second by Jones.
Passed by the following vote: Wolfsheimer-yea, Cleator-nay,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-nay,
Martinez-yea, Mayor O'Connor-yea.

* ITEM-100:

Three actions relative to awarding contracts:

Subitem-A: (R-87-349) ADOPTED AS RESOLUTION R-266567

Western Waste Industries for furnishing refuse container
service, as may be required for a period of one year
beginning October 1, 1986 though September 30, 1987, for

an estimated cost of \$123,000, with an option to renew the contract for an additional one-year period, with option year increases not to exceed 4 percent of original contract pricing. (BID-7459)

Subitem-B: (R-87-348) ADOPTED AS RESOLUTION R-266568
Western Waste Industries for furnishing drop box service at the Point Loma Wastewater Plant, as may be required for the period of one year beginning January 1, 1987 through December 31, 1987, for an estimated cost of \$58,000, with an option to renew the contract for an additional one-year period, with option year increases not to exceed 5 percent of original contract pricing. (BID-7461)

Subitem-C: (R-87-350) ADOPTED AS RESOLUTION R-266569
Anacomp Micrographics for furnishing microfilming service, as may be required for a period of one year beginning October 1, 1986 through September 30, 1987, for an estimated cost of \$43,274.50, including tax and terms, with an option to renew the contract for an additional one-year period. (BID-7458)

FILE: MEET CONFY87-3

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-101:

Two actions relative to the construction of drainage facilities for Eastgate Technology Park:
(University Community Area. District-1.)

Subitem-A: (R-87-351) ADOPTED AS RESOLUTION R-266570
Inviting bids for the construction of drainage facilities for Eastgate Technology Park on Work Order No. 118150; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer \$50,000 within the Sewer Revenue Fund 41506, from Unallocated Reserve 70697, to Sewer Main and Manhole Maintenance Program 70440; authorizing the expenditure of not to exceed \$272,225 (\$222,225 from Industrial Development Fund 30248, CIP-39-040, Pueblo Lands - Development; and \$50,000 from

Sewer Revenue Fund 41506, Sewer Main and Manhole Maintenance Program) for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-7519)

Subitem-B: (R-87-417) ADOPTED AS RESOLUTION R-266571

Certifying that the Environmental Quality Division Report EQD-86-0253, an addendum to Environmental Impact Report EIR-81-12-31, adopted on May 31, 1983 by Resolution R-258576, has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines, and that said report has been reviewed and considered by the Council.

CITY MANAGER REPORT: A 42-inch RCP storm drain was constructed in the City's Eastgate Technology Park, to direct lot and street drainage into a large canyon located on the north side of Lot 4 of the Park. Located at the lower end of this canyon are an existing 36-inch high pressure sewer force main, a 12-inch sewer main, and a concrete encased Pacific Telephone duct serving all of Sorrento Valley. This project consists of constructing a 1045 linear foot, 42-inch RCP extension from the existing 42-inch RCP storm drain discharge structure at the upper canyon down to the lower end with a shallow, open concrete lined channel over and across the affected existing lines. After several studies were made and various options were considered, the City Utilities and Engineering Departments determined that extending the drain the entire length will protect the canyon's down stream environment and the affected lines by safely dissipating the water energy level and velocity to prevent further damage.

Aud. Cert. 8700201.

WU-P-87-027.

FILE: W.O. 118150 CONFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-102:

Two actions relative to the final subdivision map of Mission Hillside Condominiums, a 1-lot subdivision located northwesterly of Pringle Street and Titus Street: (Uptown Community Area. District-2.)

Subitem-A: (R-87-451) ADOPTED AS RESOLUTION R-266572
Authorizing the execution of an agreement with Wolfgang F.
Hahn and Phillip P. Jordan for the installation and
completion of public improvements.

Subitem-B: (R-87-450) ADOPTED AS RESOLUTION R-266573
Approving the final map.

FILE: SUBD - Mission Hillside Condominiums
CONTFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed
by the following vote: Wolfsheimer-yea, Cleator-yea,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor O'Connor-yea.

* ITEM-103:

Four actions relative to the final subdivision map of
Oliver-McMillan Miramar Industrial, a 6-lot subdivision
located northeasterly of Miramar Road and Camino Santa Fe:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-87-368) ADOPTED AS RESOLUTION R-266574
Authorizing the execution of an agreement with Miramar
Industrial Partners for the installation and completion of
public improvements.

Subitem-B: (R-87-367) ADOPTED AS RESOLUTION R-266575
Approving the final map.

Subitem-C: (R-87-377) ADOPTED AS RESOLUTION R-266576
Vacating the City's interest in an unneeded drainage
easement affecting Section 10, Township 15 South, Range 3
West, San Bernardino Meridian, pursuant to Section 8300 of
the Streets and Highways Code.

Subitem-D: (R-87-369) ADOPTED AS RESOLUTION R-266577
Authorizing the execution of an agreement with Miramar
Industrial Partners for the payment of fees to provide for
public facilities in the above subdivision.

FILE:

Subitem-A,B,D: SUBD - Oliver-McMillan
Miramar Industrial;

Subitem-C: DEED F-3528

CONTFY87-2 DEEDFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-104:

Two actions relative to a partial release of surety and time extension for Mesa Summit Unit No. 1:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-87-400) ADOPTED AS RESOLUTION R-266578

Releasing a portion of the surety issued by St. Paul Fire and Marine Insurance Co. in the form of Performance Bond No. 400GT-2202 so that the same is reduced as follows:

1. For faithful performance, to the sum of \$323,879;
2. For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$161,939.50.

Subitem-B: (R-87-401) ADOPTED AS RESOLUTION R-266579

Granting an extension of time to June 11, 1987, to Pardee Construction Company, subdivider, to complete the improvements required in Mesa Summit Unit No. 1.

CITY MANAGER REPORT: On June 11, 1984, the City entered into an agreement with Pardee Construction Company, a California Corporation, for the construction of public improvements for Mesa Summit Unit No. 1. Performance Bond No. 400GT-2202, issued by St. Paul Fire and Marine Insurance Company, in the amount of \$981,453, was provided by the subdivider. The agreement expired on June 11, 1986. The subdivider has requested a partial release of surety and an extension of time to June 11, 1987, in which to complete the required improvements. Eighty-nine percent of the work has been completed to the satisfaction of the City Engineer. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. In accordance with Council Policy 800-11 and 600-21, respectively, it is recommended that the surety be reduced, approximately 67 percent, to \$323,879, and since the improvements to be delayed are not necessary to serve the adjacent development or the general public, that the time extension be granted.

FILE: SUBD - Mesa Summit Unit No. 1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-105: (R-87-406) ADOPTED AS RESOLUTION R-266580

Resolution of Intention to vacate the east/west alley in Block 19 of Sherman's Addition, Map-856, under the provisions of the Public Streets, Highways, and Service Easements Vacation Law; fixing a time and place for a public hearing.

(Centre City Community Area. District-8.)

FILE: STRT J-2620

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-106: (R-87-446) ADOPTED AS RESOLUTION R-266581

Setting aside for drainage easement purposes portions of City owned-land, in a portion of Pueblo Lot 1101 and a portion of Pueblo Lot 1102, for Presidio Place, Map-9048.

(Linda Vista Community Area. District-5.)

FILE: DEED F-3529 DEEDFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-107: (R-87-416) ADOPTED AS RESOLUTION R-266582

Changing the name of Pizarra Point, located west of Worsch Drive, to Worsch Way.

(North City West Community Area. District-1.)

CITY MANAGER REPORT: This change is being made at the request of the subdivider, who is the only affected property owner. This street name change is at no cost to the City. The subdivider will erect all the necessary street name signs.

FILE: DEED F-3530 DEEDFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-108: (R-87-250 Rev.1) ADOPTED AS AMENDED AS RESOLUTION R-266583

19860915

Approving the Open Space Acquisition Plan for the 1986 open space bond issue of \$20 million; declaring that approval of the Open Space Acquisition Plan does not commit the City to acquire all or any portion of the lands described in the plan, but is merely a planning device in order to allow for the prompt utilization of the proceeds from the bond sale; declaring that City Council is not precluding the owners of the properties described in the acquisition plan from utilizing the properties in any manner in accordance with applicable zoning and other regulations; authorizing the City Manager to expend an amount not to exceed \$300,000 from Open Space Bond Fund 79104 for appraisal and related costs of acreage in Los Penasquitos Canyon Preserve, Mission Trails Regional Park, Mission Valley Hillside B&C, Serra Mesa Hillside B, and Tia Juana River Valley. (See City Manager Report CMR-86-273. Penasquitos East, Uptown, Mira Mesa, Serra Mesa, Mission Trails Regional Park, and Tia Juana River Valley Community Areas. Districts-1, 2, 5, 7 and 8.)

COMMITTEE ACTION: Reviewed by PFR on 6/11/86. Recommendation to approve the City Manager Report and return to identify additional areas in the inner City and San Dieguito River Area. Districts 1, 6 and 7 voted yea. Districts 2 and 5 not present. CITY MANAGER REPORT: At the Public Facilities and Recreation's meeting on June 11, 1986, the Committee approved the Manager's recommendations as presented in City Manager Report CMR-86-273. This request is for Council approval of that acquisition plan and appraisal funds, so that the appraisal process may begin as quickly as possible. At that same meeting, PF&R also directed the City Manager to return with information on additional areas to be considered for inclusion in the Open Space Acquisition Plan. Following presentation of that report, any areas proposed to be added will be forwarded to Council for approval to include in this plan. As mentioned in City Manager Report CMR-86-273, this work program will require additional staffing for the Property Department in order to meet the time commitments of the new bond issuance. This staffing is planned

to consist of limited appointments, temporary rehiring of experienced retired personnel and/or consultants for specific assignments. Costs of this project are chargeable to the bond fund, so no continuing personnel expenses are anticipated.

Aud. Cert. 8700142.

FILE: STRT OS-1

COUNCIL ACTION: (Tape location: A179-419.)

MOTION BY McCOLL TO ADOPT AS AMENDED BY APPROVING THE COMMITTEE'S RECOMMENDATION FOR ITEM-108 AND TO INCLUDE THE ITEMS LISTED IN CITY MANAGER'S MEMORANDUM OF SEPTEMBER 15, 1986, WHICH WOULD INCLUDE THE THREE AREAS IN DISTRICT 3 AS LISTED IN COUNCIL MEMBER McCOLL'S MEMORANDUM. ALSO INCLUDE THOSE AREAS LISTED IN PARK & RECREATION DEPARTMENT MEMORANDUM DATED AUGUST 20, 1986.

Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-109: (R-87-289) ADOPTED AS RESOLUTION R-266584

Endorsing the County of San Diego's action to place the following proposition before the voters on the November 1986 general election ballot, and urging the voters of San Diego County to approve this important ballot measure:
Shall approval be given to (1) an Ordinance of the County of San Diego imposing a one-half of one percent transactions and use tax for a term not to exceed five years to be used solely for the purpose of improving, expanding, constructing or acquiring sites for Regional Justice Facilities to the extent State or Federal Funds are not made available to the County of San Diego specifically for such purposes, and (2) an increase in the appropriation limit of the County of San Diego in the amount equal to the amount of such tax to be collected?

(See San Diego County background documents.)

COMMITTEE ACTION: Initiated by PSS on 8/6/86. Recommendation to adopt the Resolution. Districts 1, 3, 4, 7 and 8 voted yea.

FILE: MEET

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-110: (R-87-443) ADOPTED AS RESOLUTION R-266585

Accepting the grant funds authorized by the National Historic Publications and Records Commission (NHPRC) in its Grant No. 86-114, as indicated in its letter to the City Clerk dated August 18, 1986, for the inventory of City records; directing the City Clerk to apply the grant funds and such matching funds as have been appropriated by the Council, for the archives project, pursuant to the terms and conditions set forth in the grant application and the grant as controlled by National Historical Publications and Records Commission policies and procedures.
(See City Clerk Report CC-86-14.)

FILE: MEET

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-111:

Two actions relative to the Fiscal Year 1987 Regional Competitive and Historic Preservation Grant Projects:
(See City Manager Report CMR-86-380. Penasquitos East, Peninsula, Mid-City, Southeast San Diego, Paradise Hills, Linda Vista, Clairemont Mesa, Mira Mesa, Mission Beach, Balboa Park and Otay Mesa-Nestor Community Areas. Districts-1 2, 3, 4, 5, 6 and 8.)

Subitem-A: (R-87-384) ADOPTED AS RESOLUTION R-266586
Approving the application for grant funds under the Regional Competitive Program of the California Park and Recreational Facilities Act of 1984.

Subitem-B: (R-87-383) ADOPTED AS RESOLUTION R-266587
Approving the application for Historic Preservation Grant Funds from the California Park and Recreational Facility Act of 1984.

COMMITTEE ACTION: Reviewed by PFR on 8/13/86. Recommendation to approve the City Manager's recommendation. Districts 2, 5, 6 and 7 voted yea. District 1 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-112: (R-87-362) ADOPTED AS RESOLUTION R-266588

Authorizing the transfer of an amount not to exceed \$75,000 from CIP-90-245, Capital Outlay Fund Reserve - General - Contingency Fund to CIP-21-824, Balboa Park Administration Building Restoration Project.

(See City Manager Report CMR-86-387. Balboa Park Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 8/13/86. Recommendation to approve the additional \$75,000 for the restoration of the Museum of Man. Districts 1, 2, 5, 6 and 7 voted yea. Aud. Cert. 8700200.

FILE: MEET

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-113: (R-87-291) ADOPTED AS RESOLUTION R-266589

Authorizing the City Manager to direct the Southeast Economic Development Corporation (SEDC) to carry out the landscaping along Martin Luther King Way adjacent to Mount Hope Cemetery, and to carry out certain security improvements at the Mount Hope Cemetery; authorizing the expenditure of an amount not to exceed \$48,400 from CIP-38-008.2, Mt. Hope Cemetery - Division 13 Development (Capital Outlay Fund 30245) for the purpose of providing funds for the above project.

(See City Manager Report CMR-86-410. Southeast San Diego Community Area. District-4.)

Aud. Cert. 8700183.

FILE: MEET

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-114:

Two actions relative to the Meadowbrook Drive and Jamacha Road extensions:

(Encanto Community Area. District-4.)

Subitem-A: (R-87-414) ADOPTED AS RESOLUTION R-266590
Certifying that the information contained in Environmental Negative Declaration END-83-0879, in connection with the Meadowbrook Drive extension, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration has been reviewed and considered by the Council.

Subitem-B: (R-87-415) ADOPTED AS RESOLUTION R-266591
Authorizing the expenditure of an amount not to exceed \$90,000 in Capital Outlay Funds from CIP-52-030.3, Meadowbrook Drive, and an amount not to exceed \$15,000 in Capital Outlay Funds from CIP-52-200.0, Lisbon Street - Jamacha Road, for a total expenditure not to exceed \$105,000, for the acquisition of right-of-way for Meadowbrook Drive and Jamacha Road.

CITY MANAGER REPORT: This request is for funds for the purchase of right-of-way required for the widening and improvement of Jamacha Road and Meadowbrook Drive. This project is scheduled for construction in FY 1987. Jamacha Road will be improved from Lisbon Street easterly approximately 800 feet. Meadowbrook Drive will be constructed as a four-lane street between Blackstone Court on the south and Jamacha Road on the north. Meadowbrook Drive is designated as a collector street between Paradise Valley Road on the south and Jamacha Road on the north. The construction of this portion of Meadowbrook will eliminate the diverting of traffic in this area to other nearby collector streets such as Sychar Road and 69th Street.

Aud. Cert. 8700221.

FILE: MEET

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-115: (R-87-333) CONTINUED TO SEPTEMBER 29, 1986

Declaring that the City of San Diego will contribute monies for consultant services for the redevelopment of the Navy's Broadway Complex, matching like funds being contributed by the Unified Port District, Centre City Development Corporation, the Department of the Navy and the County of San Diego; authorizing the execution of a joint participation agreement with SANDAG for the hiring of a

consultant; authorizing the expenditure of an amount not to exceed \$15,000 from the Planning Department budget (Miscellaneous Contractual Services) for the purpose of providing funds for the above project.
(See the scope of services prepared by SANDAG.)
Aud. Cert. 8700197.

FILE: - -

COUNCIL ACTION: (Tape location: A421-534.)

MOTION BY MARTINEZ TO CONTINUE FOR TWO WEEKS TO BRIEF COUNCIL MEMBER CLEATOR ON THE DISCUSSIONS HELD IN WASHINGTON, D. C., AND TO GIVE THE NAVY POSSIBLE DIRECTION. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-116: (R-87-314) ADOPTED AS RESOLUTION R-266592

Authorizing the execution of an amendment to the agreement with Children's Hospital for the performance of evidentiary examinations in accordance with the terms and conditions of the agreement on file in the Office of the City Clerk as Document No. RR-256446; authorizing the City Auditor and Comptroller to expend a sum not to exceed \$250,000 from Fund 100, solely and exclusively for the above purpose, on an as required basis during Fiscal Year 1986-1987.

CITY MANAGER REPORT: In June of 1982 the City of San Diego and Children's Hospital entered into an agreement which provided for the evidentiary examination of minors who were victims of sexual assault, sexual molestation, or physical abuse. The term of that agreement (Resolution R-256446) was to expire on June 30, 1986. In 1985 the State Legislature repealed sections of the Health and Safety Code which governed evidentiary examinations and enacted Penal Code Sections 13823.5 through 13823.11 to govern these examinations. The new statutes provide general guidelines for hospital performance of evidentiary examinations. Section 13823.5 provides for the Office of Criminal Justice Planning to establish a protocol for these examinations. To date, the approved protocol has not been released to law enforcement agencies or to the hospitals. Since the new protocol is not yet clearly defined, and hence the hospitals are not clear on requirements or costs, the Police Department proposes extending the term of the existing contract on a month-to-month basis until a new contract agreement can be reached. Council approval of this action would provide for the extension of the contract with Children's Hospital and would provide authority to pay for the mandated examinations.

Aud. Cert. 8700141.

FILE: MEET CONFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-117: (R-87-358) ADOPTED AS RESOLUTION R-266593

Authorizing the execution of an agreement with Keniston & Mosher Partners, Inc. to provide professional services; authorizing the expenditure of an amount not to exceed \$81,900 (\$31,000 from Capital Outlay Fund 30244, CIP-33-078, Restroom Additions to Selected Fire Stations; \$13,000 from Capital Outlay Fund 30244, CIP-33-079, Ventilation Improvements for Fire Stations; \$16,000 from CDBG Fund 18520, Department 5811, Organization 1105, Emergency Housing Projects; \$6,900 from CDBG Fund 18520, Department 5813, Organization 1316, Ocean Beach Child Care Center; \$15,000 from Capital Outlay Fund 30244, CIP-37-200, Annual Allocation-Consultant Services), for the purpose of providing funds for the above project.
(Southeast San Diego, Ocean Beach, and Peninsula Community Areas. Districts-2 and 4.)

CITY MANAGER REPORT: This agreement will provide the professional services required for the design and construction of improvements to several existing buildings and a fund for anticipated consultant services during the Fiscal Year. The Projects identified at this date include:

- a) Fire Station Restroom Additions: To provide separate male/female toilet and shower facilities in selected Fire Stations.
- b) Fire Station Ventilation Improvements: To eliminate vehicle exhaust pollution in apparatus rooms and living spaces.
- c) Emergency Housing Project: Rehabilitate existing single family residential structure for use as temporary housing.
- d) Ocean Beach Child Care Project: To provide minor improvements to existing single family residential structure to comply with state and local day care requirements.

The private consultant is required for professional services which are not available from City staff. Solicitation and selection of the architect was conducted in accordance with Council Policy 300-7.

Aud. Cert. 8700196.

FILE: MEET CCONFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-118: (R-87-319) ADOPTED AS RESOLUTION R-266594

Authorizing the Mayor to execute an agreement to commence July 1, 1986, between the Cities of Carlsbad, Chula Vista, Coronado, El Cajon, Escondido, La Mesa, National City, Oceanside, and San Diego, the County of San Diego and the San Diego Association of Governments (SANDAG), to fund on a cooperative basis and operate a Regional Criminal Justice Clearinghouse; authorizing the Auditor and Comptroller to pay from the General Fund 100, Non-Departmental Expenditures (601) the sum of \$32,295 as the City of San Diego's share of funding the above authorized agreement for Fiscal Year 1987.

CITY MANAGER REPORT: The Regional Criminal Justice Clearinghouse Project was funded by the County in 1984 on a pilot basis to provide accurate and timely information to assist local decisionmakers in developing crime control policies. At the January 1986 meeting of the Criminal Justice Council, this group supported the continuing effort of the clearinghouse. Since all local governments have an interest in public safety, it was suggested that the \$150,000 annual cost be shared. The Criminal Justice Council proposed that the County be responsible for two-thirds of the cost and the remaining one-third (\$50,000) be divided on a population basis by those cities not served by the Sheriff. The agreement provides for funding for the cities' total one-third share to be contributed annually (unless 30 days notice of termination is provided) so that the clearinghouse function can be maintained on an ongoing basis. The City of San Diego's share of the funding for FY 1987 is \$32,295.

Aud. Cert. 8700198.

FILE: MEET CONFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-119: (R-87-454) ADOPTED AS RESOLUTION R-266595

Authorizing the execution of a five-year lease agreement

with BFI XV Realty Fund, Ltd. for the lease of the entire 6th floor (approximately 10,571 square feet) of the Executive Complex for the purpose of providing office space for the City Planning Department; authorizing the transfer of an amount not to exceed \$110,271 from the FY 1987 Planning Department budget to Nondepartmental Expense, Outside Office Space Rental Program, to provide funds for the lease and moving expenses; authorizing the transfer of an amount not to exceed \$17,778 from the Unallocated Reserve to Nondepartmental Expense, Outside Office Space Rental Program, to provide the balance required for moving costs; authorizing the expenditure of an amount not to exceed \$36,995 from the Nondepartmental Expense, Outside Office Space Rental Program, to provide lease payments through June 30, 1987; authorizing the expenditure of an amount not to exceed \$91,054 from the Nondepartmental Expense, Outside Office Space Rental Program, to provide for moving expenses.

(See City Manager Report CMR-86-416.)

Aud. Cert. 8700251.

FILE: LEAS - BFI XV Realty Fund, Ltd.

LEASFY87-1

COUNCIL ACTION: (Tape location: A538-B133.)

MOTION BY WOLFSHEIMER TO ADOPT AND TO DIRECT THE CITY MANAGER TO RESOLVE THE ISSUE OF OFFICE SPACE BY EXPLORING THE POSSIBILITY OF PURCHASING THE EXECUTIVE COMPLEX FACILITY OR THE SECURITY BANK BUILDING, OR WORKING WITH THE COUNTY AND/OR PORT DISTRICT TO SECURE SOME SORT OF GOVERNMENTAL FACILITY THAT IS GOING TO BE ADEQUATE ENOUGH TO TAKE THE CITY INTO THE NEXT CENTURY. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-120: (R-87-413) CONTINUED TO OCTOBER 27, 1986

Authorizing the execution of a 20-year lease agreement with Garnet Center Joint Venture for 4,600 square feet of City-owned property situated between 2710 Garnet Avenue and Rose Creek Channel, for the construction and maintenance of a parking lot, at a rental of \$210 per month.

(Pacific Beach Community Area. District-6.)

CITY MANAGER REPORT: The City owns property along the banks of Rose Creek Channel paralleling Garnet Avenue in Pacific Beach. The land is located between the channel and Garnet. Mr. James L. Kennedy, as general partner, owns and operates a small neighborhood shopping center at 2710 Garnet and has need for

additional parking area. He has requested a lease for use of 4,600 square feet of City-owned property for this expansion. The property can only be accessed through Mr. Kennedy's property; therefore, this is considered the best use of the ground. It is proposed to lease the property for a 20-year term at an initial rental of \$2,520 per year, with CPI adjustment made every five years, and reappraisal and further rent adjustments at the 10th and 15th years of the agreement.

FILE: - -

COUNCIL ACTION: (Tape location: A107-122.)

MOTION BY GOTCH TO CONTINUE TO OCTOBER 27, 1986, TO ALLOW THE PACIFIC BEACH PLANNING GROUP TIME TO DISCUSS THIS LEASE AGREEMENT AT ITS MEETING ON OCTOBER 15, 1986. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

* ITEM-121: (R-87-385) ADOPTED AS RESOLUTION R-266596

Authorizing the execution of a first amendment to lease agreement with Steck Aviation for the purpose of increasing the leased area at Brown Field by 15,400 square feet of ramp area and updating the minimum annual rent accordingly.

(Otay Mesa Community Area. District-8.)

CITY MANAGER REPORT: The City Council authorized a 10-year lease agreement, Document No. 763041, effective April 1, 1978, with Steck Aviation for use of 15,436 square feet of building area and 3.08 acres of land for a commercial aviation site located on Brown Field Airport. Rent is based on various percentages of gross income or \$13,212 per year, whichever is greater. Steck has paid the City an average of \$20,840 per year over the past three fiscal years. Effective December 1, 1981, the City Manager executed a two-year permit with Steck Aviation to expedite use and inclusion of an additional 15,400 square feet of ramp space north of the existing leased area at an annual fee of \$900 plus percentage rents set out in the 10-year lease agreement.

Steck's permit has been in a "holdover" status since the end of 1983, during which time Airports staff has diligently attempted to negotiate this matter and others with Steck. Negotiations have recently been completed resulting in this proposed first amendment to the lease agreement. Airport staff did not use the normal RFP process in this instance because the additional area is landlocked and of use only by Steck Aviation. This first amendment adds the permit area to the leased premises and increases the existing minimum annual rent by \$900 to \$14,112.

Percentage rent categories for commissions from coin operated machines (25 percent) and sales of aircraft parts and accessories to dealers for resale (1 1/2 percent) have been added.

FILE: LEAS - Steck Aviation LEASFY87-1

COUNCIL ACTION: (Tape location: A166-178.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-150: REFERRED TO PLANNING COMMISSION

Matter of the Planning Department's Informational Report on the City's Affordable Housing Density Bonus Program.

(See Planning Department Report PDR-86-221; memorandum from Council Member Martinez dated 6/4/86.)

COMMITTEE ACTION: Reviewed by TLU on 7/28/86.

Recommendation to forward to City Council for review and comment with the intent of referring the matter back to the Planning Commission for reevaluation of the City's ordinance. Districts 4, 6 and 8 voted yea. Districts 1 and 7 not present.

COMMITTEE CONSULTANT REPORT: On March 13, 1986, the City Council referred the matter of the City's Affordable Housing Density Bonus Program to the Transportation and Land Use Committee for an information report. After several continuances, the matter was discussed at the Committee meeting of July 28.

On July 28, several Committee members expressed concern regarding the existing provisions of the City's ordinance. The comments related to the possible need for design review and for an evaluation of the impact of a density bonus project on the surrounding neighborhood. In response to the Department's report, Chairman Martinez issued a memorandum about the possibility of relating the density bonus program to the City's recently adopted Transit Policy which would encourage placement of higher density development near identified transit corridors.

The Committee's action was to refer the Planning Department's report to full Council for review with the intent that the Density Bonus Program be referred to the Planning Commission for reevaluation.

FILE: - -

COUNCIL ACTION: (Tape location: B135-536.)

MOTION BY MARTINEZ TO REFER THE MATTER TO THE PLANNING

COMMISSION FOR DISCUSSION BASED ON CONSIDERATIONS ARTICULATED BY THE T&LU COMMITTEE AND BASED ON THE MEMORANDUMS FROM THE COUNCIL

MEMBERS. STAFF IS DIRECTED TO: (1) DISCUSS THE POSSIBILITY OF AFFORDABLE HOUSING, (2) CONSIDER STANDARDS BY WHICH TO MEASURE IMPACTS, AND (3) BRING THE MATTER BACK TO COUNCIL IN NOVEMBER, HOPEFULLY, WITH RECOMMENDATIONS FROM THE COMMISSION. REFER TO T&LU COMMITTEE, AS A SEPARATE ISSUE, THE MATTER OF A POTENTIAL APPLICATION OF DENSITY BONUS FOR NAVAL HOUSING. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-151: (R-87-67) CONTINUED TO SEPTEMBER 22, 1986

(Continued from the meetings of July 14, 1986, Item 150, and July 28, 1986, Item 150; last continued at Council Member Jones' request, to allow designated Councilmembers to meet with the Retirement Board and agree upon a policy regarding divestiture.)

A Resolution reiterating the Rules Committee position in support of full divestiture of Retirement funds from investments in companies doing business in South Africa; not accepting the report and recommendation of the Retirement Board because it lacks a time frame for total divestment; requesting the Retirement Board to prepare, no later than January 31, 1987, an appropriate RFP for distribution to Investment Counselor contractual applicants, to include as a condition thereof, the intent of Council to assure a divestment philosophy, and return to the Rules Committee and full Council for information and action; directing the City Attorney to report back to the Rules Committee with a newly drafted version of investment guidelines incorporating the concept of divestment.

(See memorandum from Robert P. Logan, Retirement Administrator, dated 5/16/86.)

COMMITTEE ACTION: Reviewed by RULES on 6/16/86. Recommendation to adopt the Resolution. Districts 2, 3, and 8 voted yea. District 5 not present.

FILE: - -

COUNCIL ACTION: (Tape location: A093-100.)

MOTION BY CLEATOR TO CONTINUE TO SEPTEMBER 22, 1986, AT MAYOR O'CONNOR'S REQUEST BECAUSE MORE DISCUSSION IS NECESSARY TO REACH AN AGREEMENT ON A POLICY REGARDING DIVESTITURE. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea,

Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-200: (R-87-347) RETURNED TO CITY MANAGER

Changing the amount of the contract awarded to Automated Filing Systems, Inc., for Section II - Shelving, pursuant to Section No. 8 of Resolution R-266340, adopted on August 4, 1986, for furnishing the San Diego Police Department with miscellaneous furnishings, from the cost of \$185,719.02, plus \$16,480 installation, and \$18,250 freight, for a total cost of \$220,449.02, terms net, plus sales tax; to the cost of \$226,894.94, plus \$22,075 installation, and \$18,250 freight, for a total cost of \$267,219.94, terms net, plus sales tax. (BID-7231)

CITY MANAGER REPORT: The Narcotics Laboratory mobile shelving system was originally bid separately from the larger Police furnishings bid, as had the laboratory equipment for the Narcotics Laboratory. Specifications for this shelving were originally prepared and the project was advertised in March, 1986. All bids received on April 1, 1986, were rejected because the Police Department had discovered that a number of desirable shelving features were available which had not been included in the specifications. The project was rebid with revised specifications, and bids were opened in time for the shelving to be evaluated concurrently with the mobile shelving units contained in the larger Police furnishings bid. Because this shelving system was bid separately, the paperwork for award was also processed apart from the larger bid. While reviewing the request for Council action, the Attorney's Office noticed a technical deficiency in the specifications which prohibited the award of the project as bid. The bidders, systems offered, and the system recommended for award are the same as in the larger furnishing bid. To avoid the additional delays of re-advertising this project, we recommend that the previous resolution be amended to award this additional shelving system as part of the larger furnishings bid.

Aud. Cert. 8700225.

FILE: - -

COUNCIL ACTION: (Tape location: A101-106.)

MOTION BY McCOLL TO RETURN TO THE CITY MANAGER AT THE CITY MANAGER'S REQUEST FOR TIME TO REVIEW THE BID. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-201: (R-87-402) ADOPTED AS RESOLUTION R-266597

Granting an extension of time to January 1, 1987 to Avco Community Developers, subdivider, to complete the improvements required in Ridgeway La Jolla.

(See City Manager Report CMR-86-414. Located east of Soledad Mountain Road and Soledad Road. La Jolla Community Area. District-1.)

FILE: SUBD - Ridgeway La Jolla

COUNCIL ACTION: (Tape location: B536-549.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-202: (R-87-447) ADOPTED AS RESOLUTION R-266598

Resolution of Intention to acquire 2.4 acres of Mid-City Canyon Addition C (32nd Street Canyon) for the San Diego Open Space Park Facilities District No. 1.
(Greater Golden Hill and Park North-East Community Areas. District-8.)

CITY MANAGER REPORT: Mid-City Canyon C, which is commonly referred to as 32nd Street Canyon, extends northerly from 32nd and C Streets. On Council's adopted Open Space Retention List, it is ranked number 23, in Category B. Acquisitions in the Council District 4 portion of this canyon were approved by the Council on October 22, 1985. City Manager Report CMR-85-583, dated November 22, 1985, responded to Council's direction that staff report on the possible additional acquisition of land for open space in the Council District 8 portion of this canyon. On February 24, 1986, Council approved funds to have this property appraised for purposes of acquisition as open space. This request is for \$500,000 to purchase 11 parcels, totalling 2.4 acres, at fair market value plus funds to cover title, escrow, and other miscellaneous costs.

FILE: STRT OS-1

COUNCIL ACTION: (Tape location: B550-559.)

MOTION BY MARTINEZ TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-203: (R-87-361) ADOPTED AS RESOLUTION R-266599

Authorizing the execution of an agreement with Ralph Bradshaw/Richard Bundy and Associates for design and related services for Alvarado Filtration Plant Joint Water

and Wastewater Laboratory and for the Alvarado Filtration Plant/Training Facility; authorizing the expenditure of an amount not to exceed \$630,220 from the Alvarado Filtration Plant Joint Water and Wastewater Laboratory (CIP-73-258.0 - \$60,808 and CIP-46-124 - \$406,943) and from the Alvarado Filtration Plant Training Facility (CIP-73-257 - \$97,481 and CIP-46-123 - \$64,988) for the purpose of providing funds for the above project; authorizing the execution of a first amendment to agreement with Mosher/Drew/Watson/Ferguson, Architects, for design of the Administration Building and Expansion of the Maintenance Building at Point Loma Wastewater Treatment Plant; authorizing the City Manager to use City Forces, not to exceed \$57,000 from the Water Revenue Fund 41502, CIP-73-257, Alvarado Filtration Plant Training Facility, to move and renovate several Water Utility owned structures at Alvarado Filtration Plant to clear a site for the Training Building in advance of construction. (See City Manager Report CMR-86-408. Navajo Community Area. District-7.)
Aud. Certs. 8700131 and 8700132.
WU-U-86-036.

FILE: MEET CONTFY87-2

COUNCIL ACTION: (Tape location: B561-568.)

MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-204: (R-87-394) REFERRED TO PF&R COMMITTEE

Authorizing the execution of a first amendment to the lease agreement with Marron Valley Enterprises, Inc., reducing the annual rent from \$16,000 to \$9,600 effective July 1, 1986 and continuing to the end of the current lease which expires February 28, 1987; declaring that this reduction is recommended by the City's Agricultural Advisory Board and the City Manager based upon a conclusion that the property is presently unsuitable for growing crops and will be used only for grazing purposes for the remaining lease term. (Marron Valley Community Area.)

CITY MANAGER REPORT: Marron Valley Enterprises, Inc., leases 2,500 acres of City land in Marron Valley for growing Jerusalem artichokes and the production of fuel alcohol. Of the entire parcel, only 400 acres of bottom land are farmable. The lease, which pays the City \$16,000 annually, expires February 28, 1987.

Marron Valley Enterprises has the right, however, to renew the agreement for an additional 25 years under such terms and conditions as may be offered by the City. Although over \$100,000 has been invested in improvements, the property has proven to be unsuitable for growing Jerusalem artichokes as well as other crops such as tomatoes and cucumbers. The soil is poor and the water supply for irrigation is marginal. Seasonal grazing has been the only productive use of the land. Because the land is not suitable for farming, Marron Valley Enterprises has asked that the rent be reduced for the last six months of the lease to reflect the value of the premises for grazing purposes. A proposed rent adjustment reducing the rent to \$9,600 per year, effective July 1, 1986, was presented by staff to the City's Agricultural Advisory Board. The members agreed that in view of the marginal condition of the land the present rent is excessive, and recommended the adjustment be approved. The Board, which has visited Marron Valley on two occasions, also feels very strongly that farming is not the best use of the land, and that other uses such as a recreation vehicle park, gun and/or hunt club, or camping site should be explored by Marron Valley Enterprises before the option to renew the lease is exercised. In view of the above, the Property Department feels that a reduction in the annual rent from \$16,000 to \$9,600 is warranted, and recommends it be approved, effective July 1, 1986.

FILE: - -

COUNCIL ACTION: (Tape location: B571-C089.)

MOTION BY CLEATOR TO REFER THE MATTER TO THE PF&R COMMITTEE FOR FURTHER REVIEW AND TO DIRECT STAFF TO CHECK ON THE STATUS OF THE CORPORATION INASMUCH AS A QUESTION REGARDING ITS STABILITY WAS RAISED. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S400: (R-87-36) ADOPTED AS RESOLUTION R-266600

(Continued from the meeting of September 8, 1986, Item 104(a), at Council Member Martinez's request, to allow him to be present for Council discussion.)

Awarding a contract to Cascio and Son, Inc. for complete palm trimming service for two-thirds of approximately 22,821 palm trees (cocos and washingtonia), as may be required for a period of 12 months beginning September 1, 1986 through August 31, 1987, for an estimated cost of \$349,419, with options to renew the contract for two

additional one-year periods, with a price escalation not to exceed 10 percent in the first option year and 14 percent in the second option year. (BID-7360)

FILE: MEET CONFY87-1

COUNCIL ACTION: (Tape location: C092-110.)

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S401: (R-87-33) ADOPTED AS RESOLUTION R-266601

(Continued from the meeting of September 8, 1986, Item 106(a), at Mayor O'Connor's request, to allow her to be present for Council discussion.)

Awarding a contract to US Battery Mfg. Co. for furnishing the City and other local agencies with dry charged and maintenance free storage batteries, Schedules I and II, as may be required for a period of one year beginning August 1, 1986 through July 31, 1987, for an estimated cost of \$53,512.87, including tax and terms, with an option to renew the contract for an additional one-year period.

(BID-7344)

FILE: MEET CONFY87-1

COUNCIL ACTION: (Tape location: C111-126.)

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S402:

Two actions relative to lease negotiations with Brothers United, San Diego Fire Fighters, Inc.:

(See City Manager Report CMR-86-398. Southeast San Diego Community Area. District-4.)

Subitem-A: (R-87-262) ADOPTED AS RESOLUTION R-266602

Authorizing the execution of a twenty-year lease agreement with Brothers United, San Diego Fire Fighters, Inc., for the operation of a fire-fighting museum and community meeting place at 3601 Ocean View Boulevard (formerly Fire Station 19).

Subitem-B: (R-87-263) ADOPTED AS RESOLUTION R-266603

Certifying that the information contained in Environmental

Negative Declaration END-86-0191, issued in connection with the lease of 3601 Ocean View Boulevard to Brothers United, San Diego Fire Fighters, Inc., has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State Guidelines thereto, and that said Declaration has been reviewed and considered by the Council.

COMMITTEE ACTION: Reviewed by PFR on 9/10/86. Recommendation to approve the authorization of a twenty-year lease with Brothers United, San Diego Fire Fighters, Inc. Districts 1, 2, 5, 6 and 7 voted yea.

FILE: LEAS - Brothers United, San Diego Fire Fighters, Inc. LEASFY87-1

COUNCIL ACTION: (Tape location: C126-129.)

MOTION BY JONES TO ADOPT THE RESOLUTIONS. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S403: (R-87-412) ADOPTED AS RESOLUTION R-266604

Authorizing the City Manager to execute a Certification Agreement and submit it to the State Office of Historic Preservation for the City of San Diego's participation in the Certified Local Government Historical Preservation Program.

(See Historical Site Board Report HSB-86-541.)

FILE: MEET

COUNCIL ACTION: (Tape location: C130-133.)

MOTION BY GOTCH TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S404: (R-87-231) ADOPTED AS RESOLUTION R-266605

(Continued from the meeting of September 8, 1986, Item 145, at Council Member Martinez's request, to allow him to be present for Council discussion.)

Authorizing the execution of an agreement with the Otay Water District for billing and collection of sewer service charges.

(Otay Mesa Community Area. District-8.)

CITY MANAGER REPORT: The Water Utilities Department generally provides water and sewer service within the City limits. Occasionally, because of unique conditions such as

placement of mains and unusual topography, it is reasonable and mutually beneficial to provide service, or allow service to be provided by other agencies, across these political boundaries. The City recently annexed approximately 3,500 acres of land in the Otay Mesa area which has been in the Otay Water District (Otay) service area. Plans are for Otay to provide water service to this predominantly industrial area while the City will provide sewer service. The proposed agreement will allow Otay to compute, bill and collect the City's sewer service charges from our mutual customers at the same time they process their own water bills. Otay will transmit net collections to the City with detailed reports by customer account. Since the City's sewer service charges for premises other than single family dwellings are based on water usage, Otay is in the logical position to compute and collect these charges in the City's behalf. Otay now performs similar services for the City of Chula Vista.

Aud. Cert. 8700077.

WU-U-86-067.

FILE: MEET CONFY87-1

COUNCIL ACTION: (Tape location: C134-240.)

MOTION BY MARTINEZ TO ADOPT AND TO REQUEST THE CITY MANAGER REFER TO THE PS&S COMMITTEE THE REPORT ON WATER SERVICE. ALSO SUBMIT TO THE COMMITTEE A REPORT ON WASTE WATER AND ON DRAINAGE.

Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S405: (R-87-458) ADOPTED AS RESOLUTION R-266606

Authorizing the City Manager to declare that the prevention of sewage spills at Pump Station No. 64 and the remedial measures required to accomplish same constitute an emergency as a threat to the life, health and property of the citizens of San Diego; declaring that to insure the prompt installation of vibration and bearing temperature monitoring systems at Pump Station No. 64 the requirement of competitive bidding may be dispensed with; approving the plans and specifications for the purchase of a vibration monitoring system and a bearing temperature monitoring system for Pump Station No. 64; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$90,200 within the Sewer Revenue Fund (41506) from the Unallocated Reserve (70697) to the Sewerage Pump Stations Operation and Maintenance Program (70450); authorizing the

expenditure of an amount not to exceed \$90,200 from the Sewerage Pump Stations Operations and Maintenance Program (70450) for the acquisition and related costs for the vibration and bearing monitoring equipment; authorizing the City Manager to acquire by purchase order the following equipment, per the plans and specifications:

1. Bently Nevada Corporation - Vibration Monitoring System.
2. Trerice Company - 24 Thermometers.
3. Pyco, Inc. - Sensors and Extension Wire.
4. Yokogawa Hokushin Electric, Inc. (YEW) - Contact Monitor and Alarm Panel.

(University North Community Area. District-1.)

CITY MANAGER REPORT: On July 2, 1986 the City received from the Regional Water Quality Control Board (RWQCB) a request to submit to the Board a detailed time schedule of work for the installation of improvements intended to mitigate further spills at Pump Station No. 64. Two of the items identified in the time schedule are the installations of a vibration monitoring system and a bearing temperature monitoring system. These combined systems will aid in preventive maintenance, and act as a detection system for probable breakdowns, thereby preventing sewage spills. Due to the emergency nature of this situation, it is recommended that the City waive the competitive bidding process. By waiving competitive bidding, up to two months' time could be saved in the equipment procurement process. James Montgomery, Consulting Engineers, has recommended that the Bently Nevada Corp. supply the vibration monitoring system. Montgomery believes that this particular system is by far the best available for this particular situation, and that this system is more compatible with the existing equipment. Also, there are 21 separate items that make up the entire vibration monitoring system, and Montgomery recommends that all 21 items be purchased as a package. Montgomery Engineers has also recommended that the bearing temperature monitoring system be broken down into four separate components and that they be supplied by the following companies: Trerice Company for the thermometers; Pyco, Inc. for the sensors and the extension wire; and Yokogawa Hokushin Electric Corporation for the contact monitor and alarm panel. Montgomery believes that these specific companies' parts will be, together, the most compatible and dependable system that is available.

Aud. Cert. 8700247.

WU-87-038.

FILE: MEET

COUNCIL ACTION: (Tape location: C241-260.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Struiksma. Passed by

the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-UC-1: (R-87-493) ADOPTED AS RESOLUTION R-266566

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Commending Joyce B. Urban and expressing appreciation and gratitude of the people of San Diego for her dedication to a cleaner urban environment and her tireless efforts to keeping San Diego a city about which residents and visitors alike can say, "I Love a Clean San Diego."

FILE: MEET

COUNCIL ACTION: (Tape location: C262-267.)

MOTION BY GOTCH TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor O'Connor at 3:43 p.m.

FILE: MINUTES

COUNCIL ACTION: (Tape location: C268-286).