

19870601

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

MONDAY, JUNE 1, 1987
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Jones at 2:12 p.m.

Deputy Mayor Jones adjourned the meeting at 5:49 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-excused by R-268600 (City business out of town)
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Cleator-excused by R-268518 (vacation)
 - (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 Ballesteros-present
- Clerk-Abdelnour (eb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not 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 Ballesteros-present

ITEM-10: INVOCATION

Invocation was given by Father Jack C. Graves, U.S.
International University.

FILE LOCATION: MINUTES

Jun-1-1987

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Wolfsheimer.

FILE LOCATION: MINUTES

ITEM-30: PRESENTATION MADE

A presentation to the Mayor and Council by the "Fairest of
the Fair" about the 1987 Del Mar Fair.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A030-063.)

Miss Lynette Berry, Miss San Diego County, addressed the
Council.

ITEM-31: (R-87-2664) ADOPTED AS RESOLUTION R-268433

19870601

Proclaiming the week of May 31, 1987 through June 6, 1987
to be "JROTC Week" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A082-107.)

ADOPTED BY COMMON CONSENT. Passed by the following vote:
Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,
Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor
O'Connor-not present.

ITEM-32: (R-87-2379) ADOPTED AS RESOLUTION R-268434

Commending Recycal-San Diego for their act of civic
generosity of donating \$2,100 to defray costs of hiring
four young adults to participate in a seven week litter
pickup program on the beaches of San Diego; expressing
appreciation for this gift on behalf of the citizens of San
Diego.

(See City Manager Report CMR-87-258. La Jolla, La Jolla
Shores, Ocean Beach, Mission Beach and Pacific Beach
Community Areas. Districts-1, 2 and 6.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A108-112.)

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

ITEM-33: PRESENTATION MADE

Accepting a flag commemorating the Bi-centennial of the Constitution.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A112-146.)

Council Member McColl accepted the flag on behalf of the City of San Diego.

ITEM-34: CONTINUED TO JUNE 22, 1987

The matter of a Status Report from the City Manager regarding drug and gang activities.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A340-350.)

By common consent the matter was continued to June 22, 1987 at the City Manager's request.

ITEM-35: CONTINUED TO JUNE 22, 1987, 2:00 P.M.

Matter of the request of Victor and Irene Vilchek, for a hearing of an appeal from the decision of the Board of Zoning Appeals in denying Case C-19446, a requested fence variance. The subject property is described as Lots 6 & 7, Block 34 of Del Mar Heights, Map-157, located at 2001 Cordero Avenue, in Zone R1-6000, in the Torrey Pines Community Plan area. The applicants/appellants have requested the variance to maintain:

- 1) 15' of chain link fence 6'3" high and 15' of solid fence 5'0" high in the 15' front yard, where 3'0" high solid fence, with 3'0" high, 50 percent open fence on top is permitted within the 15' required front yard;
- 2) To maintain 93' of 5'0" high solid fence in the street side yard where 3'0" high solid fence with 2'0" high, 50 percent open fence on top is permitted within 10' street side yard; and
- 3) To maintain 134'6" of maximum 9'3" high fence and gate combination in the public right-of-way where 3'0" high solid fence with 3'0" high, 50 percent open fence on top is permitted.

(Case C-19446. District-1.)

A motion granting or denying the request for a hearing of the appeal.

NOTE: If the request to allow an appeal is granted, time has been reserved for the project to be heard on Tuesday, June 23,

1987, at 10:00 a.m.

FILE LOCATION: ZONE Zoning Appeals Case C-19446

COUNCIL ACTION: (Tape location: A146-206.)

MOTION BY WOLFSHEIMER TO CONTINUE TO JUNE 22, 1987, 2:00 P.M. AND DIRECT THE CITY ATTORNEY TO REPORT BACK TO COUNCIL RE ENFORCEMENT AND OTHER LEGAL QUESTIONS. Second by McColl.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-36: GRANTED HEARING JUNE 22, 1987, 2:00 P.M.

Matter of the request of Gerald Tracy and Del Mar Terrace Conservancy, by W. Scott Williams, Attorney, for a hearing of an appeal from the decision of the Planning Commission in granting Planned Residential Development Permit PRD-85-0423 and Tentative Map TM-85-0423 (Beau Soleil), proposing development of a 28-dwelling unit residential development on a one-lot subdivision (approximately a 6.6-acre site). The subject property is described as a portion of Section 23, Township 14 South, Range 4 West, SBBM, located on the westerly side of Carmel Valley Road between the Del Mar city limits and Del Mar Scenic Parkway, in Zone A-1-1 (proposed A-1-10 and R1-6000), in the Torrey Pines Community Plan area.

(PRD & TM-85-0423. District-1.)

A motion granting or denying the request for a hearing of the appeal.

NOTE: If the request to allow an appeal is granted, time has been reserved for the project to be heard on Tuesday, June 30, 1987, at 10:00 a.m., with a companion rezoning.

FILE LOCATION: PERM-PRD 85-042 and SUBD Beau Soleil

COUNCIL ACTION: (Tape location: A206-329.)

MOTION BY WOLFSHEIMER TO GRANT THE REQUEST FOR A HEARING OF THE APPEAL ON JUNE 22, 1987, 2:00 P.M. ON THE FINDING THAT THE DEVELOPMENT PRESENTS A CITY-WIDE PLANNING ISSUE ON WHICH GUIDANCE OF THE CITY COUNCIL IS REQUIRED AND THE MATTER IS OF CITY-WIDE SIGNIFICANCE. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-100:

Two actions relative to awarding contracts:

Subitem-A: (R-87-2231) ADOPTED AS RESOLUTION R-268435
Dew-Par Sales and Service for the purchase of refuse
packers, 25 cubic yard side loaders (Rogue Model LE/RL
with Leach Alpha Bodies) for a total cost of
\$202,468.48, including tax and terms. (BID-7946)
Aud. Cert. 8700905.

Subitem-B: (R-87-2229) ADOPTED AS RESOLUTION R-268436
Denardi Corporation for the purchase of one tractor
loader (3 1/2 cu. yd. wheel loader) for an actual cost
of \$89,517, including tax. (BID-8024)
Aud. Cert. 8700891.

FILE LOCATION: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.
Passed by the following vote: Wolfsheimer-yea, Cleator-not
present, McColl-yea, Jones-yea, Struiksmas-yea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-101:

Two actions relative to awarding contracts:

Subitem-A: (R-87-2232) CONTINUED TO JUNE 8, 1987
Hughes-Calihan Corp. for furnishing coin-operated
photocopiers for the San Diego City Libraries on a
concession agreement, as may be required for a period of
three years beginning July 15, 1987 through July 14, 1990,
for an estimated revenue of \$22,391.01 for one year.
(BID-8045)

Subitem-B: (R-87-2234) ADOPTED AS RESOLUTION R-268437
AFS Inc. for the purchase of automotive filters and filter
elements, as may be required for a period of one year
beginning June 1, 1987 through May 31, 1988, for an
estimated cost of \$29,000, including tax and terms, with an
option to renew the contract for an additional one-year
period with no price increase. (BID-8078)

FILE LOCATION:

Subitem-A --,

Subitem-B MEET

COUNCIL ACTION: (Tape location: A352-B085.)

CONSENT MOTION BY GOTCH TO ADOPT SUBITEM-B. Second by

Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

MOTION BY GOTCH TO CONTINUE SUBITEM-A TO JUNE 8, 1987, AND DIRECT THE CITY MANAGER TO REVIEW THE ISSUE OF THE PERFORMANCE OF THE PRIOR CONTRACTOR AND REPORT BACK TO COUNCIL AND DIRECT THE CITY ATTORNEY TO REVIEW THE INFORMATION SUBMITTED BY DAVID HORSPOOL AND REPORT BACK TO COUNCIL ON JUNE 8, 1987. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-102:

Two actions relative to the Bay Terraces Landscape Maintenance District:
(South Bay Terraces Community Area. District-4.)

Subitem-A: (R-87-2328) ADOPTED AS RESOLUTION R-268438
Resolution of Intention to levy and collect assessment.

Subitem-B: (R-87-2329) ADOPTED AS RESOLUTION R-268439
Approving the City Engineer's Report.

CITY MANAGER REPORT: The public hearing establishes the annual assessment for the Bay Terraces Landscape Maintenance District. The District provides for the maintenance of four acres of open space. The Fiscal Year 1988 proposed maintenance costs for the District are as follows:

	Area 1	Area 5
Contractual Maintenance	\$ 5,102	\$ 5,771
Water and Electric Service	2,728	2,696
Incidentals	3,782	3,782
Total Expenses	\$11,612	\$12,249
Reserve	1,161	1,225
Total	\$12,773	\$13,474
Less Carry-over and Interest	700	2,800
Less City Contribution	50	50
Assessed to District	\$12,023	\$10,624

For Area 1, the annual assessment for Fiscal Year 1988 is \$36 compared to \$44 for Fiscal Year 1987. For Area 5, an increase in District expenses results in a per-unit assessment of approximately \$120 for Fiscal Year 1988 compared to \$84 in Fiscal Year 1987.

FILE LOCATION: STRT M-132

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-103:

Two actions relative to the Downtown Street Tree

Maintenance District:

(Centre City Community Area. District-8.)

Subitem-A: (R-87-2331) ADOPTED AS RESOLUTION R-268440

Resolution of Intention to levy and collect assessment.

Subitem-B: (R-87-2332) ADOPTED AS RESOLUTION R-268441

Approving the City Engineer's Report.

CITY MANAGER REPORT: The public hearing establishes the annual assessment for the Downtown Street Tree Maintenance District. The District provides landscape and special area maintenance. The Fiscal Year 1988 proposed maintenance costs for the District are as follows:

Downtown Trees	\$133,911
Centre City Way	75,725
Horton Plaza Retail Center	28,235
Sidewalk Sweeping	14,976
Incidentals	50,000
Total Expenses	\$302,847
Reserve	30,285
Total	\$333,132
Less Carry-over & Interest	135,000
Assessed to District	\$198,132

The proposed assessment to the District for Fiscal Year 1988 is approximately \$198,000 as compared to \$158,000 for Fiscal Year 1987. The increase in total assessment to the District reflects a full year of increased level of maintenance to the Horton Plaza Retail Center and also the increases in contractual maintenance costs.

FILE LOCATION: STRT M-130

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-104:

Two actions relative to the Gaslamp Quarter Landscape and Lighting Maintenance District:
(Centre City Community Area. District-8.)

Subitem-A: (R-87-2334) ADOPTED AS RESOLUTION R-268442
Resolution of Intention to levy and collect assessment.

Subitem-B: (R-87-2335) ADOPTED AS RESOLUTION R-268443
Approving the City Engineer's Report.

CITY MANAGER REPORT: The public hearing establishes the annual assessments for the Gaslamp Quarter Landscape and Lighting Maintenance District. The Fiscal Year 1988 proposed district costs are as follows:

Contractual Maintenance	
(Sidewalks and Landscaping)	\$168,380
Utilities	
(Electrical Energy and Water)	59,660
City Forces Maintenance	
(Street Lights)	15,000
Incidentals	52,129
Total Expenses	\$295,169
Reserve	29,517
Total	\$324,686
Less Carry-over and Interest	50,000
Less City Contribution	13,100
Assessed to District	\$261,586

The annual assessment for Fiscal Year 1988 will be \$261,586, an approximately 10 percent increase compared to Fiscal Year 1987. The increase is due to corresponding increases in the contractual maintenance and utility costs and a lower carry-over amount from the previous fiscal year.

FILE LOCATION: STRT M-131

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.
Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-105:

Two actions relative to the Sabre Springs Landscape and Lighting Maintenance District:
(Sabre Springs Community Area. Districts-1 and 5.)

Subitem-A: (R-87-2337) ADOPTED AS RESOLUTION R-268444
Resolution of Intention to levy and collect assessment.

Subitem-B: (R-87-2338) ADOPTED AS RESOLUTION R-268445
Approving the City Engineer's Report.

CITY MANAGER REPORT: The public hearing establishes the annual assessment for Sabre Springs Landscape and Lighting Maintenance District. The District provides landscape maintenance for streetscapes, slopes and medians. The Fiscal Year 1988 proposed maintenance costs for the District are as follows:

Contractual Maintenance	\$14,830
Water Service	1,500
Incidentals	12,000
Total Expenses	\$28,330
Reserve	2,833
Total	\$31,163
Less Carry-over & Interest	0
Less City Contribution	4,800
Assessed to District	\$26,363

The proposed unit assessment for Fiscal Year 1988 is approximately \$26. This is the first year assessments are being levied in this District, which was established in 1984.

FILE LOCATION: STRT M-136

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.
Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-106: (R-87-2422) ADOPTED AS RESOLUTION R-268446

Approving the acceptance by the City Manager of a street easement deed of Pardee Construction Company, granting to City a portion of Rancho De Los Penasquitos; dedicating said land as and for a public street, and naming the same Sabre Springs Parkway.

(Sabre Springs Community Area. District-1.)

FILE LOCATION: DEED F-3918 DEEDFY87-1

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.
Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-107: (R-87-2298) ADOPTED AS RESOLUTION R-268447

Authorizing the City Manager to request from the United States Department of the Interior a waiver or abrogation of the deed restrictions on the 160-acre proposed police pistol range/fire training academy property and reimposition of the restrictions on the Hickman Field Athletic Complex site.

(See City Manager Report CMR-87-229. Tierrasanta Community Area. District-7.)

COMMITTEE ACTION: Reviewed by PFR on 5/13/87. Recommendation to approve the City Manager's Report. Districts 3, 5, 7 and 8 voted yea. District 2 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-108: (R-87-2320) ADOPTED AS RESOLUTION R-268448

Excusing Council Member Mike Gotch from attending all Council and Council Committee meetings of May 5 through May 11, 1987, for the purpose of vacation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-109: (R-87-2324) ADOPTED AS RESOLUTION R-268449

Excusing Council Member William Jones from attending the regularly scheduled City Council meeting of May 4, 1987 and the morning session of the City Council meeting of May 5, 1987, and the May 7, 1987 meeting of the Council Committee of the Whole, due to illness.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-110: (R-87-2080) ADOPTED AS RESOLUTION R-268450

Recognizing the period from 1974 through 1987, during which period the San Diego Padres were under the ownership, direction and control of the Kroc family, to be the period when America's Finest City became established as a truly big league city in the eyes of the nation and the world.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-111: (R-87-2388) ADOPTED AS RESOLUTION R-268451

Authorizing the City Manager to accept grant funds from the California State Library System, Library Services and Construction Act, in the amount not to exceed \$3,700 to implement the San Diego Public Library "Artist in Libraries" project; authorizing the City Manager, or his representative, to perform all necessary acts to administer the funds.

(Valencia Park Community Area. District-4.)

CITY MANAGER REPORT: On March 23, 1987, the San Diego Public Library was notified that an Artist in Libraries Grant Application submitted in conjunction with local artist Jesus Papoleto Melendez, had been approved by the California State Library. Federal funds from the Library Services and Construction Act, in the amount of \$3,700 have been received by the San Diego Public Library. The grant will fund a three month Artist in Residence Program beginning in July 1987 and running through September 1987 at the Valencia Park Branch Library located at 101 50th Street. The goal of the program is to expose community residents to artists and art materials that have not previously been a part of their lives. Workshops, focusing on African-American literature, will be offered to children, adolescents and adults. The Jesus Melendez/San Diego Public Library proposal was one of only seven proposals funded state-wide, and the only urban project selected.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea,

McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-112:

Two actions relative to Nestor Creek Flood Control Project

1-C:

(Nestor Community Area. District-8.)

Subitem-A: (R-87-2382) ADOPTED AS RESOLUTION R-268452

Authorizing the expenditure of an amount not to exceed \$58,000 from Federal Revenue Sharing Account 18014 (CIP-12-036.3) for the acquisition of property rights and related costs for the Nestor Creek Flood Control Project 1-C.

Subitem-B: (R-87-2383) ADOPTED AS RESOLUTION R-268453

Certifying that the information contained in Environmental Negative Declaration END-86-0198, issued in connection with Nestor Creek Flood Control Project 1-C, 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.

CITY MANAGER REPORT: This action requests the expenditure of funds in the amount of \$58,000 to acquire additional drainage easements and temporary construction workstrips necessary for the construction of Nestor Creek Flood Control Project 1-C.

This phase of the project will construct a concrete-lined channel from a point on the north side of Palm Avenue at 18th Street to a point 550 feet downstream. This improvement is an integral part of an overall plan to provide flood control protection for the Nestor area from floods of up to 100-year frequency of occurrence.

Aud. Cert. 8700893.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-113: (R-87-2342) ADOPTED AS RESOLUTION R-268454

Authorizing the City Manager to enter into exclusive negotiations with Mt. Eire Baptist Church for the sale or

lease of Site 51, being a portion of Lots 1 through 6, Block 4, Homedale, located south of Imperial Avenue and west of 47th Street.

(See City Manager Report CMR-87-228. Southeast San Diego Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 5/13/87. Recommendation to exclusively negotiate with Mt. Erie Baptist Church.

Districts 3, 5, 7 and 8 voted yea. District 2 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-114: (R-87-2264) ADOPTED AS RESOLUTION R-268455

Approving the Open Space Acquisition Plan containing priorities for San Diego Open Space Park Facilities District No. 1; authorizing the City Manager to proceed expeditiously with the acquisition of open space priorities in accordance with the acquisition plan in a manner so as to assure the expenditure of the open space bond funds in a timely manner consistent with federal regulations applicable to such bond funds.

(See City Manager Report CMR-87-237. North City West, Penasquitos East, Uptown, 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 5/13/87. Recommendation to approve the establishment of priorities for open space acquisition. Districts 3, 5, 7 and 8 voted yea. District 2 not present.

FILE LOCATION: STRT OS-1

COUNCIL ACTION: (Tape location: B085-259.)

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

* ITEM-115: (R-87-2271) ADOPTED AS RESOLUTION R-268456

Authorizing the City Manager to conduct a public auction, among adjacent owners only, of City-owned Site 938, Rancho de la Nacion, Morrill Map, all lying southwesterly of

Map-4749 and northwesterly of Lot 1, Map-4070, Quarter Section 27, located on the north side of Skyline Drive between Siena Street and Deerock Place.

(See City Manager Report CMR-87-225. Skyline/Paradise Hills Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 5/13/87. Recommendation to offer by sealed auction the sale of Site 938 to adjacent owners only. Districts 3, 5, 7 and 8 voted yea. District 2 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-116: (R-87-2381) ADOPTED AS RESOLUTION R-268457

Directing the City Manager and appropriate staff to formulate a job development plan in conjunction with the R/UDAT process instead of applying for an Employment Incentive Area Application for the San Ysidro/Otay Mesa Area, pursuant to the recommendation set forth in City Manager Report CMR-87-207, dated May 1, 1987.

(See City Manager Report CMR-87-207. District-8.)

COMMITTEE ACTION: Reviewed by RULES on 5/6/87. Recommendation to adopt the Resolution. Districts 2, 3 and Mayor voted yea. Districts 4 and 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-117: (R-87-2357) ADOPTED AS RESOLUTION R-268458

Authorizing the execution of a Memorandum of Understanding with the United States Navy for the redevelopment of the Broadway Complex; authorizing the City Manager to proceed with negotiations for a Development Agreement for the Broadway Complex Project.

(See City Manager Report CMR-87-195. Centre City Community Area. District-8.)

COMMITTEE ACTION: Reviewed by RULES on 5/6/87. Recommendation

to adopt the Resolution. Districts 2, 3, and Mayor voted yea.
Districts 4 and 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B266-359.)

MOTION BY BALLESTEROS TO ADOPT. Second by Struiksmā. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmā-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-118: (R-87-2439 Rev.1) ADOPTED AS RESOLUTION R-268459

19870601

Authorizing the execution of agreements for the Performing Arts Outreach Program totaling \$118,350 with the following artists and arts organizations:

San Diego Dance Theatre	\$ 6,500
San Diego Area Dance Alliance	\$ 5,000
John Malashock	\$10,000
Mieczyslaw Morawski	\$ 9,000
Glenn Horiuchi	\$ 4,370
Jihmye Collins	\$ 2,830
Aloke Dasgupta	\$ 2,000
San Diego Repertory Theatre	\$15,000
La Jolla Playhouse	\$ 5,000
KPBS TV	\$27,650
Installation	\$10,000
San Diego Opera Association	\$10,000
Eileen Moss	\$ 8,000
Pacific Chamber Opera	\$ 3,000

Authorizing the execution of agreements for the Bi-National Exchange Program totaling \$5,000 with the following artists and Organizations: San Diego Opera, Old Globe Theatre, La Jolla Chamber Music, San Diego Art Institute and Aztec Bus Company; and to contract for technical assistance for stage performance and food service for visiting artists and dignitaries; authorizing the City Manger to expend \$2,000 for design/photography/printing for the Outreach Program poster/calendar.

(See City Manager Reports CMR-87-260 and CMR-87-173.)

COMMITTEE ACTION: Reviewed by PFR on 4/8/87. Recommendation to approve funding for the Performing Arts Outreach Program.

Districts 2, 3 and 7 voted yea. Districts 5 and 8 not present.

Aud. Cert. 8700911 Rev.

FILE LOCATION: MEET CONTFY87-19

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.
Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-119: (R-87-2430) ADOPTED AS RESOLUTION R-268460

Authorizing the execution of an agreement with the State of California, Department of Boating and Waterways, for the usage of a Boston Whaler patrol boat for a period of ten years.

CITY MANAGER REPORT: In January of this year the Police Department asked the Department of Boating and Waterways to be considered as the recipient of a Boston Whaler to be used in the Police Harbor Patrol Program. In February the Police Department received a letter granting this request. The City will not actually own the boat but will have usage for the life of the boat - an estimated ten years. Today's action will allow the City of San Diego to enter into an agreement with the State Department of Boating and Waterways so that the Police Department will have use of the boat for the next ten years.
Aud. Cert. 8700918.

FILE LOCATION: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: A352-397.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.
Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-150: (R-87-2437) ADOPTED AS RESOLUTION R-268461

Resolution of support for the Los Angeles-San Diego (LOSSAN) State Rail Corridor Study.
(See City Manager Report CMR-87-217.)

COMMITTEE ACTION: Reviewed by TLU on 5/11/87.

Recommendation to forward to Council with no recommendation because of Committee time constraints. Districts 1, 7 and 8 voted yea. Districts 4 and 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B367-602.)

MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-151: (O-87-182) INTRODUCED, TO BE ADOPTED JUNE 22, 1987

Introduction of an Ordinance amending Chapter V, Article 6, of the San Diego Municipal Code by amending Section 56.54, relating to Alcoholic Beverage Consumption and Possession Prohibited in Certain Areas, to expand the boundaries of the Centre City restricted area from an easterly boundary of 12th Avenue to an easterly boundary of Interstate 5 and to correct the addresses of certain areas based on a study by the Police Department.

(See City Manager Report CMR-87-158.)

COMMITTEE ACTION: Reviewed by PSS on 5/13/87. Recommendation to approve the City Manager's Report. Districts 1, 2, 3 and 7 voted yea. District 4 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C012-014.)

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

ITEM-152: (O-87-194) INTRODUCED, TO BE ADOPTED JUNE 22, 1987

Introduction of an Ordinance amending Chapter VI, Article 7, Division 38, of the San Diego Municipal Code by adding Section 67.38.1 through 67.38.8, relating to Water Conservation, defining and imposing progressive water conservation stages to preserve the water supply.

(See City Manager Report CMR-87-196.)

COMMITTEE ACTION: Reviewed by PSS on 5/6/87. Recommendation to introduce the Ordinance. Districts 1, 2, 3 and 7 voted yea. District 4 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C014-076.)

MOTION BY McCOLL TO INTRODUCE. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-153: CONTINUED TO JUNE 29, 1987

NOTE: Council is to adopt either

Subitem A or

Subitem B.

Alternate Resolutions establishing sewer service and capacity charges to become effective July 1, 1987:
(See City Manager Reports CMR-87-204 and CMR-87-124.)

Subitem-A: (R-87-2414a)

Declaring that pursuant to Section 64.0404 of the San Diego Municipal Code, the following monthly sewer service charges are established:

- (1) The domestic sewer service charge for each single family dwelling unit serviced by a separate water meter shall be a minimum of \$8.00 per month, plus thirty-three and four-tenths cents (\$.334) per hundred cubic feet of water delivered.
- (2) The monthly sewer service charge for all premises other than single family dwellings serviced by separate water meters shall be a minimum of \$8.00 per month, plus a charge per hundred cubic feet of water delivered, computed in accordance with the following table:

User Class	Average Suspended Solids Concentration (Parts Per Million)	Rate Per HCF	Percent of Average Rate Per HCF
A	0 - 100	\$.658	89.3 %
B	101 - 200	.690	93.6
C	201 - 300	.737	100.0
D	301 - 400	.737	100.0
E	401 - 500	.784	106.4
F	501 - 600	.816	110.7
G	601 - 700	.847	114.9
H	701 - 800	.879	119.2
I	801 - 900	.910	123.5
J	901 - 1,000	.942	127.8
K	1,001+	*	*

* Class K shall include all discharges of waste-water whose discharge exceeds 1,000 parts per million (PPM) of suspended solids. The rate per HCF will be individually computed for dischargers in Class K by first increasing 127.8 percent by 4.27 percentage points for each 100 PPM by which the discharge exceeds 1,000 PPM, then multiplying the result by the average rate per HCF (\$.737).

Declaring that pursuant to Section 64.0410 of the San Diego Municipal Code, the following minimum sewer capacity charge is established:

A minimum capacity charge of \$1,369 per single family dwelling or its equivalent shall be paid. This charge shall be subject to simple interest of 6 percent from July 1, 1987, to and including that date upon which the charge is paid. In those areas of the City where a capacity charge in the form of area charges as established by Council resolution, or taxation of special assessment districts (excluding 1911 and 1913 Act assessment districts) results in a payment to the City totaling more than the aforementioned charges per single family dwelling or its equivalent, no new capacity charge shall be imposed by this resolution. However, charges imposed due to reimbursable agreements entered into by the City shall be collected where applicable in every case.

Subitem-B: (R-87-2414b)

Declaring that pursuant to Section 64.0404 of the San Diego Municipal Code, the following monthly sewer service charges are established:

- (1) The domestic sewer service charge for each single family dwelling unit serviced by a separate water meter shall be \$12.80 per month.
- (2) The monthly sewer service charge for all premises other than single family dwellings serviced by separate water meters shall be \$12.80 per month, or a charge per hundred cubic feet of water delivered, computed in accordance with the following table, whichever is the greater:

User Class	Average Suspended Solids Concentration (Parts Per Million)	Rate Per HCF	Percent of Average Rate Per HCF
	A	0 - 100	\$.811
B	101 - 200	.851	93.6
C	201 - 300	.909	100.0
D	301 - 400	.909	100.0
E	401 - 500	.966	106.4
F	501 - 600	1.006	110.7
G	601 - 700	1.045	114.9
H	701 - 800	1.083	119.2
I	801 - 900	1.122	123.5
J	901 - 1,000	1,162	127.8
K	1,001+	*	*

* Class K shall include all dischargers of waste-water whose discharge exceeds 1,000 parts per million (PPM) of

suspended solids. The rate per HCF will be individually computed for dischargers in Class K by first increasing 127.8 percent by 4.27 percentage points for each 100 PPM by which the discharge exceeds 1,000 PPM, then multiplying the result by the average rate per HCF (\$.909).

Declaring that pursuant to Section 64.0410 of the San Diego Municipal Code, the following minimum sewer capacity charge is established:

A minimum capacity charge of \$1,369 per single family dwelling or its equivalent shall be paid. This charge shall be subject to simple interest of 6 percent from July 1, 1987, to and including that date upon which the charge is paid. In those areas of the City where a capacity charge in the form of area charges as established by Council resolution, or taxation of special assessment districts (excluding 1911 and 1913 Act assessment districts) results in a payment to the City totaling more than the aforementioned charges per single family dwelling or its equivalent, no new capacity charge shall be imposed by this resolution. However, charges imposed due to reimbursable agreements entered into by the City shall be collected where applicable in every case.

COMMITTEE ACTION: Reviewed by PSS on 5/6/87. Recommendation to forward to the City Council without recommendation.

Districts 1, 2 and 3 voted yea. Districts 4 and 7 not present.

CITY MANAGER REPORT: As reported in City Manager Report CMR-87-124, dated March 13, 1987, the operation, maintenance and replacement portion of the sewer utility is running at a significant deficit, which will exceed \$9 million by the end of the current fiscal year and \$29 million by the end of the next fiscal year. Consequently, we have recommended a 60 percent sewer service charge increase, for all customers (single family domestic, other domestic, commercial and industrial), effective July 1, 1987. Regarding single family dwellings, we have also recommended a departure from the flat rate sewer charge (currently \$8.00 per month), in an effort to ease the burden of the 60 percent rate increase on low water users. Rather than a \$12.80 flat monthly charge (\$8.00 + 60%) for all single family dwellings, customers would pay an \$8.00 base fee plus a variable fee of 33.4 cents per hundred cubic feet (HCF, or 748 gallons) of water delivered. Thus, a very low water user would experience only a 10 increase in the sewer service charge, an average user 63 percent and a high user 125 percent or more. In

addition we recommended a 20 percent increase in sewer capacity charges (developer fees), effective July 1, 1987, to provide adequate funding for sewer expansion-related CIP projects. This would be an increase from the current \$1,141 per EDU to a recommended \$1,369. This item has been before the PSS Committee on March 18, April 1 and May 6, 1987. The Committee's concerns center around: (1) alternative financing, and (2) the impact of elimination of the flat rate for single family domestic dwellings on high water users. In City Manager Report CMR-87-204, dated May 1, 1987, we discussed alternative financing at length (Pp. 2-4). The only viable alternative is General Fund transfers which we do not recommend. That report, at Pp. 5-8, also covers alternatives to elimination of the flat rate for single family domestic customers. The only viable alternative remains retention of the flat rate, at \$12.80 per month.

WU-U-87-161.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C079-E302.)

MOTION BY McCARTY TO CONTINUE TO JUNE 29, 1987, 2:00 P.M. FOR A REPORT FROM THE CITY MANAGER ON FURTHER INFORMATION REQUESTED BY

COUNCIL MEMBERS AND DIRECT THE CITY MANAGER TO REPORT ON THE FOLLOWING: (1) THE RELATIONSHIP ON CONSUMERS' BILLS OF WATER CONSUMPTION TO SEWER AND WHY THEY ARE TIED TOGETHER, (2) THE RELATIONSHIP OF RATES FOR SINGLE FAMILY DOMESTIC ACCOUNTS VERSUS ACCOUNTS OTHER THAN SINGLE FAMILY DOMESTIC, (3) A CALCULATION ON A FLAT RATE PER RESIDENTIAL UNIT CITYWIDE FOR THE COST OF RUNNING THE SEWERAGE SYSTEM, (4) AN EXPLANATION FOR THE FACT THAT SINGLE FAMILY DOMESTIC DWELLINGS REPRESENT 80% OF ACCOUNTS, BUT 41% OF FLOWS AND REVENUES, DELINEATING WHO PROVIDES THE REST OF THE FLOWS, AND OTHER ACCOUNTS REPRESENT 20% OF ACCOUNTS, (5) PROVIDE A SYNOPSIS OF THE FORMULA USED TO DEVELOP THE RECOMMENDED 20% CAPACITY CHARGE INCREASE WITH THE ASSUMPTION OF THE LINEAR PROGRESSION ANALYSIS AND THE SANDAG POPULATION PROJECTION, (6) LOOK AT ALTERNATIVE WAYS OF SHIFTING BURDEN OF SEWER CAPACITY FEES FROM THE ESTABLISHED CONSUMER TO NEWCOMER WHERE DEVELOPER FEES ARE INVOLVED, (7) A REVIEW OF THE ALLOCATION OF CIP FUNDS FOR REPLACEMENT AND EXPANSION, (8) THE TIMETABLE FOR REMOVAL OF SLUDGE FROM FIESTA ISLAND, (9) THE RELATIONSHIP BETWEEN INCENTIVES FOR USER TO CONSERVE WATER ON THE COST OF USAGE, (10) ADDRESS IMPACTS ON THE METRO SYSTEM, AND IRRIGATION AND FOR SUCH USERS AS LITTLE LEAGUE, (11) THE IMPACT OF THE CITY'S RATE STRUCTURE ON OTHER CITIES, INCLUDING THE TEN MILLION DOLLARS FOR THE SECONDARY SEWAGE TREATMENT, AND (12)

PERCENTAGE OF USAGE OF SINGLE FAMILY, OTHERS, AND THEIR CONTRIBUTION RATE. Second by Struiksmas. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmas-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-154: (R-87-2203) ADOPTED AS RESOLUTION R-268462

Authorizing the City Manager to revise, for and on behalf of the City, the City's projected use of 1984 CDBG funds as submitted to the Department of Housing and Urban Development, pursuant to Resolution R-259715, by deleting the Center for Employment Training Program, Fund 18520, Dept. 5817, Org. 1708; transferring \$150,000 in surplus funds generated by the deletion of the Center for Employment Training to CDBG contingencies, Fund 18520, Dept. 5821, Org. 2101.

(See City Manager Report CMR-87-231. Golden Hill Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PSS on 5/13/87. Recommendation to approve the City Manager's report. Districts 2, 3 and 7 voted yea. Districts 1 and 4 not present. Aud. Cert. 8700824.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E302-382.)

MOTION BY GOTCH TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmas-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-200:

Two actions relative to the Municipal Primary and General Elections:

Subitem-A: (O-87-214) INTRODUCED AND ADOPTED AS ORDINANCE O-16871 (New Series)

Introduction and adoption of an Ordinance calling a Municipal Primary Election in the City of San Diego on September 15, 1987 for the purpose of nominating candidates for the Councilmember for Districts Nos. 2, 4, 6 and 8 for four-year terms each.

Subitem-B: (R-87-2413) ADOPTED AS RESOLUTION R-268463 Adoption of a Resolution requesting the Board of

Supervisors of the County of San Diego to authorize and direct the Registrar of Voters of the County of San Diego to perform certain required services, under the direction and supervision of the City Clerk, in connection with the Municipal Primary Election to be held on Tuesday, September 15, 1987, and the General Municipal Election to be held on Tuesday, November 3, 1987.

Aud. Cert. 8800012.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E362-382.)

MOTION BY GOTCH TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE ORDINANCE FOR SUBITEM-A AND ADOPT THE RESOLUTION FOR SUBITEM-B. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-201:

(Continued from the meeting of May 18, 1987, Item 201, at Council Member Ballesteros' request, to have MTDB representatives and other interested parties present for discussion of the issue.)

Two actions relative to the construction of the Broadway Bus Accommodation Plan: (BID-9009FA)

(See City Manager Report CMR-86-181. Centre City Community Area. District-8.)

Subitem-A: (R-87-2213) ADOPTED AS RESOLUTION R-268464

Inviting bids for the construction of the Broadway Bus Accommodation Plan on Work Order No. 118508; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$461,300 (\$156,800 from Water Revenue Fund 41502, CIP-73-083, Annual Allocation - Main Replacements and \$304,500 from CIP-52-325, Broadway Bus Accommodation Plan) 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.

Subitem-B: (R-87-2214) ADOPTED AS RESOLUTION R-268465

Authorizing the use of City Forces to do all the work to shut down the existing water mains, hi-line services and re-open the water main after construction in connection

with the above construction; declaring that the cost of said work shall not exceed \$60,000.

CITY MANAGER REPORT: The Broadway Bus Accommodation Plan identified as CIP-52-325.0 was approved in concept by City Council Resolution R-265689 on May 12, 1986. Construction of this project will provide a structurally sound and improved rideable bus lane adjacent to the existing curblin, storm drainage facilities, bus shelters, benches, street lighting and traffic signal modifications from 4th Avenue to 12th Avenue. In addition, it will provide decorative sidewalks, streetscape, pedestrian amenities and a water main replacement between 4th Avenue and 8th Avenue. Work will begin at 4th Avenue and progress easterly. Public inconvenience will be minimized by detouring east bound traffic to "E" Street from 4th Avenue to 12th Avenue; west bound traffic will remain on Broadway. After construction of this project, the following recommendations, which were approved by City Council, will be implemented: Parking will be prohibited along Broadway; left turns from Broadway will not be permitted between the hours of 8:00 a.m. and 6:00 p.m. for all vehicles except buses; loading zones will be relocated to adjacent side streets; Broadway will be striped for two through lanes in each direction.

Aud. Cert. 8700877.

WU-P-87-146.

FILE LOCATION: W.O. 118508 CONFY87-1

COUNCIL ACTION: (Tape location: E387-519.)

MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmá-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-202: (R-87-2364) ADOPTED AS RESOLUTION R-268466

Authorizing the execution of a grant agreement with the United States Department of Housing and Urban Development (HUD) in the amount of \$10,538,000 for the City's entitlement under the Community Development Block Grant (CDBG) Program.

CITY MANAGER REPORT: On December 15, 1986 the Council authorized the City Manager to submit to the United States Department of Housing and Urban Development (HUD) the required Statement of Objectives and Projected Use of 1987 Community Development Block Grant funds. Before the Council today is the Grant Agreement with HUD that will enable the City to implement those projects contained in the Statement of Objectives. The

grant agreement for 1987 provides funding at a level of \$10,538,000. This amount is \$38,000 more than had been anticipated. This amount will be placed in the Contingencies thus providing a contingency level for 1987 of \$70,900.

FILE LOCATION: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: E362-382.)

MOTION BY GOTCH TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-203: (R-87-2350) ADOPTED AS RESOLUTION R-268467

Authorizing the execution of a second amendment to the agreement with Atkinson, Johnson and Spurrier, Inc., for professional services required at the House of Hospitality Building located in Balboa Park; authorizing the expenditure of an amount not to exceed \$31,150 from CIP-37-404.0, House of Hospitality - Foundation Construction, Capital Outlay Fund 30245, for the purpose of providing funds for the above project; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any to the appropriate reserves.

(See City Manager Report CMR-87-244. Balboa Park Community Area. District-8.)

Aud. Cert. 8700890.

FILE LOCATION: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: E362-382.)

MOTION BY GOTCH TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-204:

Two actions relative to a rezoning extension of time in connection with Otay River Industrial Park:

(See Planning Department Report PDR-87-197.

Case-87-0183/EOT1. Otay Mesa-Nestor Community Area. District-8.)

Subitem-A: (O-87-205) INTRODUCED, TO BE ADOPTED JUNE 22,
1987

Introduction of an Ordinance amending Section 1 of

Ordinance O-16194 (New Series), adopted April 23, 1984, incorporating portions of the Northwest Quarter and the Northeast Quarter of the Southeast Quarter of Section 21, Township 18 South, Range 2 West, SBBM, located north of Palm Avenue and south of Louret Avenue, between I-5 and 19th Street, into M-1B Zone; extension of time to May 23, 1990.

Subitem-B: (R-87-2280) ADOPTED AS RESOLUTION R-268468

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-83-0253 (SCH No. 82081102), has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and has been reviewed and considered by the Council.

FILE LOCATION:

Subitem-A --,

Subitem-B ZONE ORD. NO.

COUNCIL ACTION: (Tape location: E550-F066.)

Motion by Gotch to suspend the rules to extend the time of the meeting past 5:30 p.m. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

MOTION BY BALLESTEROS TO INTRODUCE THE ORDINANCE FOR SUBITEM-A AND ADOPT THE RESOLUTION FOR SUBITEM-B. Second by McColl.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-nay, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-205: (R-87-1323 Rev.1) CONTINUED TO JUNE 9, 1987, 10:00 A.M.

(Continued from the meetings of January 13, 1987, Item 330; trailed from the meeting of March 9, 1987, Item 203; continued from the meetings of March 10, 1987, and April 6, 1987, Item 201; last continued at Council Member McColl's request.)

Adoption of a Resolution approving a Memorandum of Understanding between the City of San Diego and the San Diego Unified School District regarding procedures for surplus school sites pursuant to Education Code Section

39390 et seq., and a planning process for surplus school sites.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A330-345, E537-549.)

MOTION BY GOTCH TO CONTINUE TO JUNE 9, 1987, 10:00 A.M. AT MAYOR O'CONNOR'S REQUEST FOR HER TO BE PRESENT. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmas-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-S400: (O-87-209) INTRODUCED AND ADOPTED AS ORDINANCE
O-16872 (New Series)

Introduction and adoption of an Ordinance amending Ordinance O-16678 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1986-87 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Documents Nos. 00-16678-1 and 00-16678-2, as amended and adopted therein, by allocating the sum of \$200,000 of Industrial Development Revenue Bond Administrative Bond Fund (10240) monies to the Enterprise Zone Project (Non-Personnel Expense); authorizing the expenditure of said allocated funds for development fee reimbursements, consistent with Council Resolution authorization contained in Resolution R-262864; and transferring the sum of \$200,000 from FY 1987 CDBG Enterprise Zone Project (Fund 18523, Department 5635) to Fiscal Year 1987 CDBG Contingencies (Fund 18523, Department 5638). (Southeast San Diego, Barrio Logan, and Centre City Community Areas. Districts-4 and 8.)

CITY MANAGER REPORT: In previous actions, the City Council has allocated Community Development Block Grant (CDBG) Funds for the Southeast/Barrio Logan Enterprise Zone. The Zone provides for reimbursement to developers of fees paid to the City, as an incentive for development. The fee reimbursements are a part of the City's package of local incentives that were included in its Enterprise Zone application to and subsequent agreement with the State. The amounts budgeted for this purpose were \$31,000 in FY 1987 and \$200,000 in FY 1988. Subsequent to Council allocations, the City was advised that use of CDBG funds for fee reimbursements would impose administrative burdens on private developers, resulting in cost increases which far exceed the City's incentives. In response to this problem, on December 16,

1986, the Council amended the FY 1987 Budget Ordinance by transferring the \$31,000 in CDBG funds budgeted for reimbursements into a different CDBG eligible project, and moving \$31,000 in sales tax funds from that project into the Enterprise Zone. The development fee reimbursements have been both popular and costly. In the five months since formal Zone designation, \$30,043 in reimbursements have been paid. The City Manager recently placed a cap on the total amount of reimbursement that any one project may claim in order to maintain budgetary control. Additional funds must be allocated to fulfill the City's intent to reimburse future development fees. The only fund source currently available is the Industrial Development Revenue Bond Administrative Expense Fund. Concurrent with such allocation, the 1987 CDBG funds budgeted for this purpose would be transferred out of the Enterprise Zone into the CDBG Contingencies.

Aud. Cert. 8700844.

NOTE: The first public hearing was held on Tuesday, May 26, 1987, Item 200. Today's action is the second public hearing for the introduction and adoption of the Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F063-075.)

MOTION BY WOLFSHEIMER TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-S401:

(Continued from the meeting of May 26, 1987, Item S401, at the City Manager's request, in order to be properly noticed.)

Four actions relative to the final subdivision map of Camino Bernardo Unit No. 2, a 36-lot subdivision located southwesterly of I-15 and Camino del Norte:

(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-87-2385) ADOPTED AS RESOLUTION R-268469

Authorizing the execution of a Subdivision Improvement Agreement with Camino Bernardo Associates for the installation and completion of public improvements.

Subitem-B: (R-87-2384) ADOPTED AS RESOLUTION R-268470

Approving the final map.

Subitem-C: (O-87-211) FIRST HEARING APPROVED

First public hearing in the matter of:

Amending O-16678 (New Series), as amended, entitled "An Ordinance adopting the Annual Budget for the Fiscal Year 1986-87 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Documents Nos. 00-16678-1 and 00-16678-2, as amended and adopted therein, by appropriating the sum of \$2,124,888 from the unappropriated fund balance of the Sewerage Utility Revenue Funds (41506) and allocating said sum of \$2,124,888 to the Sewerage Utility Revenue Fund (41506), Wastewater Systems Construction Program (70492) for the construction of the Penasquitos Glens Trunk Sewer Expansion; amending the Capital Improvement Program by adding a new project CIP-46-148.0, entitled "Penasquitos Glens Trunk Sewer Expansion;" authorizing the transfer of said funds appropriated and allocated above to CIP-46-148.0; authorizing the expenditure of said \$2,124,888 from the Sewerage Utility Revenue Fund (41506), Wastewater Construction Program (70492), CIP-46-148.0, entitled "Penasquitos Glens Trunk Sewer Expansion" Project for the above purposes.

NOTE: The second public hearing for the introduction and adoption of

Subitem C will be held on Tuesday, June 2,
1987. See Item S503.

Subitem-D: (R-87-2386) ADOPTED AS RESOLUTION R-268471

Authorizing the execution of an agreement with Camino Bernardo Associates for the reimbursement of costs of oversizing sewer pump stations and mains, for the sum not to exceed \$2,124,888.

CITY MANAGER REPORT: In order for the City to meet its obligations under the "Camino Del Norte Sewer Will-Serve Agreement" entered into on September 16, 1985, certain on-site and off-site sewer facilities need to be installed and others upgraded. The developer shall advance all costs of facilities and be reimbursed by the City in a manner set forth in the proposed "Agreement Regarding Sewer Facilities." The on-site work includes installation of 321 feet of 8-inch sewer main, upsizing of 3,148 feet of sewer mains from 8 to 10-inch diameter and upgrading of an on-site sewer pump station. These facilities shall be completed by the developer within two years of execution of this agreement by the City. Off-site

requirements involve upsizing existing Pump Station 62 and upsizing approximately two miles of existing downstream sewer mains to accommodate increased flows. All off-site facilities shall be completed prior to occupancy of any buildings with the exception of Unit 1 of Tentative Map TM-85-0153, which has already recorded and four model homes each of Units 2 and 5 of the same tentative map.

Aud. Cert. 8700892.

WU-M-87-155.

FILE LOCATION:

Subitems-A, B, and D SUBD Camino Bernardo

Unit No. 2 CONFY87-2

COUNCIL ACTION: (Tape location: E063-075.)

MOTION BY WOLFSHEIMER TO ADOPT THE RESOLUTIONS FOR SUBITEMS A , B, AND D, AND APPROVE THE FIRST HEARING FOR THE ORDINANCE FOR SUBITEM-C. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-S402:

(Continued from the meeting of May 26, 1987, Item S402, at the City Manager's request, in order to be properly noticed.)

Three actions relative to the final subdivision map of Camino Bernardo Unit No. 3, a 1-lot subdivision located southeasterly of Camino del Norte and Bernardo Center Drive:

(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-87-2347) ADOPTED AS RESOLUTION R-268472
Authorizing the execution of a Subdivision Improvement Agreement with Camino Bernardo Associates.

Subitem-B: (R-87-2346) ADOPTED AS RESOLUTION R-268473
Approving the final map.

Subitem-C: (R-87-2351) ADOPTED AS RESOLUTION R-268474
Approving the acceptance by the City Manager of that street easement deed of Camino Bernardo Associates, granting to City easements for public street purposes in Parcel 2 of Parcel Map PM-11645; dedicating said land as and for a public street, and naming the same Avenida Abeja and

Avenida de los Lobos.
FILE LOCATION:

Subitems A and B SUBD Camino Bernardo Unit
No. 3,

Subitem-C DEED F-3913 DEEDFY87-1

COUNCIL ACTION: (Tape location: E063-075.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-S403:

(Continued from the meeting of May 26, 1987, Item S403, at the City Manager's request, in order to be properly noticed.)

Three actions relative to the final subdivision map of Camino Bernardo Villas, a 3-lot subdivision located northwesterly of Camino del Norte and Bernardo Center Drive:

(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-87-2374) ADOPTED AS RESOLUTION R-268475
Authorizing the execution of a Subdivision Improvement Agreement with Camino Bernardo Associates.

Subitem-B: (R-87-2373) ADOPTED AS RESOLUTION R-268476
Approving the final map.

Subitem-C: (R-87-2375) ADOPTED AS RESOLUTION R-268477
Authorizing the execution of an agreement with Camino Bernardo Associates for the payment of fees for public facilities.

FILE LOCATION: SUBD Camino Bernardo Villas CONFY87-2

COUNCIL ACTION: (Tape location: E063-075.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-S404:

(Continued from the meetings of May 18, 1987, Item 116, and May 26, 1987, Item S408; last continued at Council Member

McCarty's request, to allow her to be present.)
Two actions relative to the proposed extension of Jackson Drive from Mission Gorge Road to future SR-52:
(Tierrasanta and Navajo Community Areas. District-7.)

Subitem-A: (R-87-2070) ADOPTED AS RESOLUTION R-268478

Authorizing the execution of an agreement with SANDAG to provide forecasted travel data for the proposed extension of Jackson Drive from Mission Gorge Road to future State Route 52; authorizing the expenditure of an amount not to exceed \$28,500 from CIP-52-383, Fund 18014, Federal Revenue Sharing FY 86, for the purpose of providing funds for the above project.

Subitem-B: (R-87-2071) ADOPTED AS RESOLUTION R-268479

Authorizing the execution of an agreement with PRC Engineering, Inc. to provide preliminary alignment and cost estimate studies for the proposed extension of Jackson Drive from Mission Gorge Road to future State Route 52; authorizing the expenditure of an amount not to exceed \$22,800 from CIP-52-383, Fund 18014, Federal Revenue Sharing FY 86, for the purpose of providing funds for the above project.

CITY MANAGER REPORT: The FY 1987 budget allocates funding CIP-52-383 for hiring consultants to perform two transportation studies for the proposed extension of Jackson Drive from Mission Gorge Road to future State Route 52. It is not practicable to perform these studies utilizing City staff as they are already fully involved in other projects. Therefore, in conformance with Council Policy 300-7, two consultants have been selected to perform the two transportation studies. The first study will analyze the traffic impacts of constructing the Jackson Drive extension. The study will also evaluate the traffic circulating the Jackson Drive extension. The study will also evaluate the traffic circulation impacts of not providing extensions of Clairemont Mesa Boulevard to Jackson Drive, and Tierrasanta Boulevard to Mission Gorge Road. SANDAG was selected to perform this study because of their unique expertise and extensive experience in forecasting future regional travel. The second study will develop a preliminary alignment and cost estimate of the proposed extension of Jackson Drive. A short list of ten consultants was certified from the list of consultants providing "as-needed" services for civil engineers, water and sewer utilities. The consultants were interviewed and the firm of PRC

Engineering was selected as the recommended consultant for the study. It is anticipated that the traffic impacts study of the Jackson Drive extension will be completed by fall of 1987. The alignment and cost estimate study is anticipated to be completed by summer of 1987.

Aud. Cert. 8700787.

FILE LOCATION: MEET CONTFY87-2

COUNCIL ACTION: (Tape location: F078-134.)

MOTION BY McCARTY TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

NON-DOCKET ITEMS:

ITEM-ND-1: (R-87-2665) ADOPTED AS RESOLUTION R-268480

19870601

Proclaiming June 1 through June 7, 1987 as Occupational Health Nurses Week.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A063-082.)

BY COMMON CONSENT THE COUNCIL ADOPTED A RESOLUTION PROCLAIMING JUNE 1 THROUGH JUNE 7, 1987, OCCUPATIONAL HEALTH NURSES WEEK.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Jones at 5:49 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F-134-167).