

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

MONDAY, NOVEMBER 2, 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 McColl at 2:11 p.m.

Deputy Mayor McColl adjourned the meeting at 6:01 p.m.

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) Vacant
 - (5) Council Member Struiksma-present
 - (6) Council Member Gotch-present
 - (7) Council Member McCarty-present
 - (8) Council Member Ballesteros-present
- Clerk-Abdelnour (tm)

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) District 4-vacant,
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Ballesteros-not present

ITEM-10: INVOCATION

Invocation was given by Reverend E. Vaughan Lyons of
the San Diego Ecumenical Conference.

FILE LOCATION: MINUTES

Nov-2-1987

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Struiksmā.

FILE LOCATION: MINUTES

Nov-2-1987

ITEM-30:

Approval of Council Minutes for the Meetings of:

9/14/87

9/15/87

9/15/87 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A30-A35.)

MOTION BY GOTCH TO APPROVE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksmā-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-not present.

ITEM-31: (R-88-750) ADOPTED AS RESOLUTION R-269597

Approving the City Manager's recommendation to redesignate in memory of Edgar W. Blom the Point Loma Wastewater Treatment Plant as the E.W. Blom Point Loma Metropolitan Wastewater Plant.

(See City Manager Report CMR-87-519.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A35-A41.)

MOTION BY GOTCH TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksmā-yea, Gotch-yea, McCarty-yea, Ballesteros-not present, Mayor O'Connor-not present.

ITEM-32: (R-88-791) ADOPTED AS RESOLUTION R-269598

Recognizing and congratulating John Peter Abt for his efforts in developing Kid's World Tribune, a worthwhile publication that will benefit our children.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A77-A112.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksmā-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-33: HEARING GRANTED - NOVEMBER 24, 1987, 2:00 P.M.

Matter of the request of Carmel Highland Golf Associates, by Thomas DiBenedetto, for a hearing of an appeal from the decision of the Planning Commission in denying an amendment to Conditional Use Permit CUP-5206, proposing to allow the retention of the existing Carmel Mountain Country Club identification sign which does not conform to City-wide signage regulations.

The requested variance would allow the sign to remain in Zone R1-5000 as a freeway-oriented sign in an area where access rights have been waived. The subject property (approximately 126.5-acres) is located on the west side of I-15, north of the Carmel Mountain Road exit and is described as Parcel 1, all that portion of Rancho Los Penasquitos according to map accompanying the patent to said Rancho recorded in Book 2, Page 385 of Patents; Parcel 2, Lot 4 of Penasquitos, Unit 2 according to Map-5599; Parcel 3, Lots 5 and 6 of Penasquitos Unit 2 according to Map 5599. The site is in Zone R1-5000, in the Penasquitos East Community Plan area.
(CUP-87-0346. District-1.)

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

FILE LOCATION: PERM CUP-87-0346

COUNCIL ACTION: (Tape location: A41-A67.)

MOTION BY WOLFSHEIMER TO GRANT HEARING. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-34: HEARING GRANTED - DECEMBER 1, 1987, 10:00 A.M.

Matter of the request of Atlantic Richfield Company, by Lynne L. Heidel of Peterson, Thelan and Price, for a hearing of the appeals from the decision of the Planning Commission in denying Tentative Map TM-87-0145 and Conditional Use Permit CUP-87-0145 (Arco Miramar), and a requested amendment to Planned Industrial Development Permit PID-85-0282, proposing further subdivision of an existing industrial lot into two (2) parcels, redesignation of a 0.73-acre portion of the 1.404-acre parcel from light industrial use to automobile service station use to allow a convenience market with gasoline sales (24-hour operation), and to construct and operate a light industrial development

on the remaining 0.67-acre portion.

The subject property is located at the northeast corner of the intersection of Miramar Road and Camino Santa Fe and is described as Lot 3, Oliver McMillan Industrial Park, Map 11620, in Zone M-1B, in the Mira Mesa Community Plan area. (PID, TM, CUP-87-0145 District-5)

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

FILE LOCATION: PERM PID-87-0145; CUP-87-0145;
SUBD - ARCO MIRAMAR

COUNCIL ACTION: (Tape location: A67-A77.)

MOTION BY STRUIKSMA TO GRANT HEARING. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-50: (O-87-202) ADOPTED AS ORDINANCE O-16969 (New Series)

Amending Chapter II, Article 2, Division 5, of the San Diego Municipal Code by amending Sections 22.0504, 22.0505, 22.0507 and 22.0508, by repealing Section 22.0520, by renumbering Sections 22.0524 and 22.0525, and by adding Sections 22.0511, 22.0512, 22.0513, 22.0514, 22.0515 and 22.0516, relating to the Purchasing Agent's authority, powers and purchasing practices.

(Introduced on 10/19/87. Council voted 5-0. Districts 2, 3 and 7 not present. District 4 vacant.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A-127-A291.)

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

Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-51: (O-88-53) ADOPTED AS ORDINANCE O-16970 (New Series)

Amending Chapter IX, Article 1, of the San Diego Municipal Code by incorporating by reference the Uniform Building Code, 1985 Edition, to replace the 1982 Edition of the Uniform Building Code and making certain amendments, additions and deletions to the 1985 Edition of the Uniform Building Code.

(Introduced on 10/19/87. Council voted 5-0. Districts 2,

3 and 7 not present. District 4 vacant.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A-127-A291.

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

Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, District
4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea,
Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-52: (O-88-40 Rev.1) ADOPTED AS ORDINANCE O-16971 (New
Series)

19871102

Amending Chapter X, Article 1, Division 8 of the San Diego
Municipal Code by repealing Section 101.0222 and 101.0223,
by amending Section 101.0821 and by adding Section 101.0222
relating to Tandem Parking and Shared Parking.
(Introduced on 10/20/87. Council voted 5-1. District 1
voted Nay. Districts 2 and 7 not present, District 4
vacant.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A-127-A291.

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

Second by Gotch. Passed by the following vote:

Wolfsheimer-nay, Cleator-not present, McColl-yea, District
4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea,
Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-53:

Two actions relative to the Mid-City Planned District:
(Mid-City Community Area. District-3.)

19871102

Subitem-A: (O-88-47 Rev.4) ADOPTED AS ORDINANCE O-16972
(New Series)

Amending Chapter X, Article 3, Division 15, of the San
Diego Municipal Code, by repealing Sections 103.500,
103.501, 103.502, 103.503, 103.504, 103.505, 103.506,
103.50, 103.0508, and 103.1509; and by adding Sections
103.500, 103.1501, 103.1502, 103.1503, 103.1504, 103.1505,
103.1506, 103.1507, 103.1508, 103.1509 and 103.1510,
relating to the Mid-City Communities Planned District.
(Introduced as amended on 10/20/87. Council voted 6-0.
Districts 2 and 7 not present. District 4 vacant.)

Subitem-B: (O-88-48 Rev.2) ADOPTED AS ORDINANCE O-16973
(New Series)

Implementing the Greater North Park Community Plan through rezonings to the Mid-City Communities Planned District and other Zones and repealing Emergency Ordinance No. O-16801, adopted January 27, 1987.

(Introduced on 10/20/87. Council voted 6-0. Districts 2 and 7 not present. District 4 vacant.)

FILE LOCATION: LAND - Mid-City Planned District

COUNCIL ACTION: (Tape location: A-127-A291.

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

Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-54: (O-88-73) INTRODUCED, TO BE ADOPTED NOVEMBER 16, 1987

Introduction of an Ordinance amending Ordinance O-16867 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1987-88" by amending Exhibit B thereto to create and add a new class entitled "Lead Fire Dispatcher"; by amending Exhibit A-1 of said Ordinance to provide a new salary rate number 57.4 for said position in the Classified Service; amending Resolution R-268320 to place the newly created class in the technical representation unit; and amending Resolution R-268319 to approve and declare the above newly created class as eligible for premium rate overtime by placing it in Group A of said overtime eligibility Resolution R-268319.

(See Report from the Personnel Director dated 10/5/87.)

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A-127-A291.

MOTION BY GOTCH TO INTRODUCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-100:

Two actions relative to awarding contracts:

Subitem-A: (R-88-590) ADOPTED AS RESOLUTION R-269599

For the purchase of domestic service cold water meters,

as may be required for a period of six months beginning October 1, 1987 through March 31, 1988, for an estimated cost of \$347,600, including tax and terms, as follows:

(BID-9254)

1. Badger Meter, Inc. for Items 1, 2, 3, 5, and 6, with an option to renew the contract for an additional six-month period under the same terms and conditions.
2. Carlon Meter Company for Item 4, with an option to renew the contract for an additional six-month period subject to a maximum 2 percent price increase.

Subitem-B: (R-88-588) ADOPTED AS RESOLUTION R-269600

Multi-Chemical Products, Inc. for furnishing elastomeric traffic topping for portable metal deck seating at the San Diego Jack Murphy Stadium, for a total cost of \$51,428.94, including tax without contingency.

(BID-9174)

Aud. Cert. 8800391.

FILE LOCATION: MEET CONT FY88-1

COUNCIL ACTION: (Tape location: A-374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-101:

Two actions relative to awarding contracts:

Subitem-A: (R-88-587) ADOPTED AS RESOLUTION R-269601

Blue Skies Landscape Maint. for furnishing complete landscape maintenance of the five intersection islands at Mission Village Drive and Friars Road, and the two large banks north of Friars Road east and west of Mission Village Drive, as may be required for a period of one year beginning December 1, 1987 through November 30, 1988, for an estimated cost of \$32,400, including 500 hours of extraordinary labor, with an option to renew the contract for four additional one-year periods, with a price escalation not to exceed 10 percent of prices in effect at the end of each prior year. (BID-9255)

Subitem-B: (R-88-591) ADOPTED AS RESOLUTION R-269602

RC's Landscape Maintenance for furnishing landscape

maintenance of eight Police Department sites, as may be required for a period of one year beginning December 1, 1987 through November 30, 1988, for an estimated cost of \$25,914, including extra labor, with options to renew the contract for two additional one-year periods with price escalations each year not to exceed 5 percent in effect at the end of each prior year. (BID-9240)

FILE LOCATION: MEET CONT FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-102: (R-88-586) ADOPTED AS RESOLUTION R-269603
19871102

Inviting bids for the replacement of Hollister Street Bridge Deck-Wearing Surface and Miscellaneous Repairs on Work Order No. 120239; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$149,040 from Gas Tax Fund 30219, CIP-53-043, Hollister Street Bridge Deck Replacement, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-53-043, Hollister Street Bridge Deck Replacement. (BID-9327)

(Tia Juana River Valley Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: This project will replace the existing asphalt concrete pavement surface and rehabilitate the underlying wood deck substrata on the Hollister Street bridge over the Tijuana River. The bridge deck wearing surface is experiencing structural failure from vibrations occurring under the action of heavy wheel loads. Transverse cracking of the pavement topping has occurred, exposing the wood deck to decay from moisture. Construction of the proposed pavement cross section will result in a more ductile and durable roadway. In addition, stiffening of the laminated wood deck will provide benefits in load distribution and in dampening transient vibrations from vehicular traffic. These improvements will result in a smoother and safer riding surface while protecting the underlying wood deck. Replacement of the pavement and stiffening of the decking should add many years of good serviceable life to the bridge.

Aud. Cert. 8800370.

FILE LOCATION: W.O. 120239 CONT - Engicon CONT FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-103: (R-88-779) ADOPTED AS RESOLUTION R-269604

Granting an extension of time to February 8, 1988 to Pardee Construction Company, subdivider, to complete the improvements required in Concord Square Unit No. 3.

(Mira Mesa Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On February 8, 1982, the City entered into an agreement with Pardee Construction Company for the construction of public improvements for Concord Square Unit No. 3. The agreement expired on February 8, 1984. On January 22, 1985, a time extension was granted to February 8, 1986, by Resolution R-262357. On December 8, 1986, a second time extension was granted to February 8, 1987, by Resolution R-267169. The subdivider has requested a third time extension to February 8, 1988. This project is 85 percent complete. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to service adjacent developments or the general public. The time extension is in accordance with Council Policy 600-21.

FILE LOCATION: SUBD - Concord Square Unit No. 3

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-104:

Three actions relative to the La Jolla Village Drive Landscape Maintenance District:
(University Community Area. District-1.)

Subitem-A: (R-88-753) ADOPTED AS RESOLUTION R-269605

Initiating proceedings for the formation of the La Jolla Village Drive Landscape Maintenance District.

Subitem-B: (R-88-754) ADOPTED AS RESOLUTION R-269606

Resolution of Intention to levy and collect assessment on the La Jolla Village Drive Landscape Maintenance District.

Subitem-C: (R-88-755) ADOPTED AS RESOLUTION R-269607

Approving the City Engineer's report.

CITY MANAGER SUPPORTING INFORMATION: The proposed landscape maintenance district is located on the north and south of La Jolla Village Drive extending from Genesee Avenue to Interstate 5. The facilities proposed to be maintained consist of landscaped medians in La Jolla Village Drive from Regents Road to Interstate 5. The landscaping improvements are being installed by the developer of the Costa Verde Subdivision as part of the subdivision requirements. The developer will maintain the landscaping improvements until the summer of 1989. Following inspection and acceptance by the Park and Recreation Department, the maintenance will be taken over by the district starting in Fiscal Year 1990. Since no maintenance will be provided by the district during the current Fiscal Year 1988, no assessments will be levied to the district at this time.

FILE LOCATION: STRT M-148

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-105: (R-88-781) ADOPTED AS RESOLUTION R-269608

Calling a public hearing to determine whether the public health, safety or general welfare requires the formation of an Underground Utility District to be known and denominated as the Garnet Avenue (Pendleton Street to Soledad Mountain Road) Underground Utility District.

(Pacific Beach Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The proposed district will underground the overhead utility facilities on Garnet Avenue between Pendleton Street and Soledad Mountain Road. This is a scheduled project in the calendar year 1989 Capital Improvements Program. The formation of this district will require the affected property owners to underground the portion of their utilities on their parcel prior to removal of the overhead utilities. The total number of affected properties in this district is 8, of which 2 are single-family residential properties, and 6 are commercial or multi-family properties. A typical cost range for a licensed contractor to perform this conversion work on residential private property is \$700 to \$1,200. Conversion costs on commercial properties may vary from \$700 to several thousand dollars or more due to differences in service size and location. Council Policy 800-2 provides for

the use of San Diego Gas & Electric Company's Annual Allocation Funds (Case 8209) to make reimbursement payments to affected property owners based on the length of their electrical service trench. A future resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion.

FILE LOCATION: STRT K-178

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-106: (R-88-720) ADOPTED AS RESOLUTION R-269609

Vacating the east/west segment of Alaquinas Drive west of Interstate 805 and adjacent to Lots 33 and 34, Map-6609, under the procedure for the summary vacation of streets where for a period of five consecutive years the street to be vacated has been impassable for vehicular travel and during such period no public money has been expended for maintenance; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the easement reserved herein is in, under, over, upon, along and across that portion of the east/west segment of Alaquinas Drive west of Interstate 805 and adjacent to Lots 33 and 34, Map-6609; declaring that this resolution shall not become effective unless and until the required Lot Line Adjustment Parcel Map has been approved and recorded; in the event that the final map is not recorded within two years after adoption, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision parcel.

(San Ysidro Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Property Department has requested the subject vacation on behalf of the adjacent property owners in order to execute an exclusive land sale strategy of the unimproved right-of-way to the adjacent property owners. The subject vacation and the adjoining properties are located in the San Ysidro Community and fall within a R1-5000 Zone. The area of vacation is approximately 7,900 square feet in area and is large enough to support one residential unit. However, no increase in density is anticipated at this time

since the vacated area will be divided evenly among the two adjacent property owners. No additional development rights will occur unless a rezone or a resubdivision of the properties is requested and approved. The Planning Department has no objections to the proposed vacation and the Planning Commission recommended approval by a 5-0 vote on August 1, 1985. The segment of Alaquinas Street proposed for vacation is unimproved and appears as a vacant lot. The right-of-way does, however, contain a water main for which an easement is to be reserved. The area of vacation was initially a segment of Otay Mesa Road which became truncated by the construction of I-805 creating a short street stub which precludes its use for traffic circulation. No public improvements are required; however, a Lot Line Adjustment Parcel Map is required in order to apportion the City ownership between the two adjacent parcels. Staff review has indicated that the right-of-way to be vacated is no longer needed for present or prospective use and may be summarily vacated conditioned upon the recordation of a Lot Line Adjustment Parcel Map covering the affected parcels.

FILE LOCATION: STRT J-2668; DEED F-4204 DEED FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-107: (R-88-715) ADOPTED AS RESOLUTION R-269610

Vacating the portions of the street reservation within Lots 3 and 10 of Map-11163 and located south of Customhouse Plaza under the procedure for the summary vacation of streets where the portions of the street reservation are excess to the City's right-of-way needs and are no longer required for street or highway purposes; declaring that this resolution shall not become effective unless and until the Tentative Parcel Map TM-86-1025 has been recorded in the office of the County Recorder; in the event that the Tentative Parcel Map TM-86-1025 is not recorded by April 13, 1990, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned Tentative Parcel Map.

(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The subject vacation has been initiated by the submission of two separate Tentative Parcel Maps, TM-86-1025 and TM-87-0470. The Subdivision Board

recommended approval of TM-86-1025 on April 13, 1987 and TM-87-0470 on July 20 1987. Approval of the vacation is a condition of both tentative maps. The area of vacation is located within the Otay Mesa Community and is situated between both TM-86-1025 and TM-87-0470, and south of Customhouse Plaza. The Tentative Parcel Map TM-86-1025 proposes a 2-parcel subdivision of 40.62 acres in an OMDD-I Zone that includes approximately 15,800 square feet of the subject vacation. The Tentative Parcel Map TM-87-0470 proposes a 5-parcel subdivision of 21.4 acres in an OMDD-OIC Zone that includes approximately 20,800 square feet of the subject vacation. Both tentative maps propose industrial usage with no residential development in accordance with the General Plan and Otay Mesa Community Plan. The street reservation was approved by the County prior to annexation of the area to the City. Since annexation and subsequent approvals of development proposals on the adjacent properties, the reservation is no longer needed to serve the properties or to provide access to the Border. Therefore, retention of the excess portions of the street reservation is no longer required. Staff review has indicated that the portion of the street reservation to be vacated is no longer required and may be summarily vacated conditioned upon the approval and recordation of TM-86-1025.

NOTE: See Item 108 for a companion item.

FILE LOCATION: STRT J-2669; DEED F-4205 DEED FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-108: (R-88-735) ADOPTED AS RESOLUTION R-269611

Approving the acceptance by the City Manager of drainage, general utility and street easement deeds of Crow-Otay Partners, and Otay International Center, granting to City easements for drainage, general utility and public street purposes in County of San Diego Tract No. 4388, Map-11163; dedicating said land as and for a public street, and naming the same Customhouse Court.

(Located southeasterly of Siempre Viva Road and I-805.

Otay Mesa Community Area. District-8.)

NOTE: See Item 107 for a companion item.

FILE LOCATION: DEED F-4206 DEED FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-109:

Three actions relative to general utility and emergency access easement exchanges and water easement acquisition: (Located southeasterly of I-15 and Bernardo Heights Parkway. Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-706) ADOPTED AS RESOLUTION R-269612

Approving the acceptance by the City Manager of that deed of McKellar Development of La Jolla conveying to City general utility easements in Lots 438, 453, 448, 449, 452, 462 and 463 of Map-11048; authorizing the execution of a quitclaim deed, quitclaiming to McKellar Development of La Jolla, all the City's right, title and interest in a general utility easement in Lots 438, 453, 448, 449, 452, 462 and 463 of Map-11048.

Subitem-B: (R-88-707) ADOPTED AS RESOLUTION R-269613

Approving the acceptance by the City Manager of that deed of McKellar Development of La Jolla conveying to City an emergency access easement in portions of Lots 438 and 453 of Map-11048, and in Parcel 1 of Parcel Map-14939; authorizing the execution of a quitclaim deed, quitclaiming to McKellar Development of La Jolla, all the City's right, title and interest in the emergency access easement in a portion of Lots 438 and 453 of Map-11048 and in a portion of Parcel 1 of Parcel Map PM-14939.

Subitem-C: (R-88-708) ADOPTED AS RESOLUTION R-269614

Approving the acceptance by the City Manager of that easement deed of McKellar Development of La Jolla, granting to City a water easement in a portion of Lot 463 of Map-11048.

FILE LOCATION:

Subitem A - DEED F-4207;

Subitem B - DEED
F-4208;

Subitem C - DEED F-4209
DEED FY88-3

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-110: (R-88-761) ADOPTED AS RESOLUTION R-269615

Authorizing the execution of a quitclaim deed, quitclaiming to Sorrento Mesa Business Center Associates all of the City's right, title and interest in that certain water easement within Lot 2 of Mira Mesa Business Park, Map-11183.

(Located at the intersection of Mira Mesa Boulevard and Pacific Heights Boulevard. Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: In March 1985, the City of San Diego acquired, at no cost, a water easement within Lot 2 of Mira Mesa Business Park. The easement is south of Mira Mesa Boulevard and east of Pacific Heights Boulevard in the Mira Mesa area. The planned improvements for the subdivision have not been implemented since the site has changed in design and ownership. The redesign of the development allows future water services to be provided from existing mains within the adjoining streets. All concerned City departments have reviewed the request and all have concluded that there is no present or prospective need for the easement; therefore, abandonment is recommended.

WU-PR-88-041.

FILE LOCATION: DEED F-4210 DEED FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-111: (R-88-695) ADOPTED AS RESOLUTION R-269616

Excusing Council Member Bill Cleator from attending all meetings of the City Council, Committee, Housing Authority and Redevelopment Agency, for the period of October 5, 1987 through October 21, 1987, for the purpose of vacation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea,

McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-112: (R-88-774) ADOPTED AS RESOLUTION R-269617

Excusing Council Member Judy McCarty from attending the Public Facilities and Recreation Committee meeting of October 14, 1987, to attend the Sixth National Recycling Congress in Austin, Texas; the Housing Commission meeting of October 19, 1987, the City Council meetings of October 19 and 20, 1987, the Public Services and Safety Committee meeting of October 21, 1987, the Special Council session of October 22, 1987, for the purpose of vacation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.
Passed by the following vote: Wolfsheimer-yea, Cleator-yea,
McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-113: (R-88-792) ADOPTED AS RESOLUTION R-269618

Authorizing the City Manager to prepare a Public Financing Feasibility Study for the proposed Carmel/Del Mar Development; authorizing the execution of an agreement with NBS/Lowry for consulting services in conjunction with the Public Financing Feasibility Study in an amount not to exceed \$23,000; authorizing the City Attorney to execute an agreement with Brown and Diven for Special Counsel and Bond Counsel services in conjunction with the Public Financing Feasibility Study in an amount not to exceed \$7,500; authorizing the City Treasurer to accept the cash advance in the amount of \$38,000 from Baldwin Company for the purpose of funding the Public Financing Feasibility Study; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$38,000 from Trust Fund 63021 to fund 79420; authorizing the expenditure of an amount not to exceed \$38,000 from Fund 79420 for the purpose of funding the Public Financing Feasibility Study for the above described agreements and all related expenses.

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

CITY MANAGER SUPPORTING INFORMATION: The Carmel/Del Mar Development, located north of Carmel Valley Road in the North City West Community, consists of Neighborhoods 1, 4, 5 and 6. Substantial development has been completed in Neighborhoods 5 and 6, however, Neighborhoods 1, 4 and the easterly portion of 5

are basically undeveloped. As a result of the substantial public improvements, including Carmel Valley Road, that are required for the remaining development, a public financing feasibility study is being proposed. The purpose of the study is to identify those public improvements which could reasonably be financed through an assessment district or Mello-Roos tax district and to determine the feasibility of such financing. The estimated cost of potentially eligible public improvements is \$20 million. The property owner, The Baldwin Company, has requested that the firm of Brown and Diven be retained as Special Bond Counsel and that NBS/Lowry be retained as Assessment Engineer to conduct the public financing feasibility study. Both firms are highly qualified and their appointment is recommended.

Aud. Cert. 8800364.

FILE LOCATION: MEET CCONT FY88-1 CONT FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-114: (R-88-778) ADOPTED AS RESOLUTION R-269619

Authorizing the execution of an agreement with BSI Consultants, Inc. for professional engineering services in connection with Design of Traffic Signal and Street Lighting Systems; authorizing the expenditure of an amount not to exceed \$24,000 from CIP-62-275.0, Traffic Signals - FBA Funded, for the purpose of providing funds for the above project.

(Rancho Bernardo, Penasquitos East, Mira Mesa, Scripps Miramar Ranch Community Areas. Districts-1 and 5.)

CITY MANAGER SUPPORTING INFORMATION: The Fiscal Year 1987 Capital Improvements Program identifies new traffic signal and street lighting projects in the following locations:

Avenida La Valencia and Pomerado Road
Pomerado Road and Rios Road
Black Mountain Road and Carmel Mountain Road
Rancho Penasquitos Road and Via Del Sud
Mirasol Road and Pomerado Road
Camino Ruiz and Miralani
Mira Mesa Boulevard and Scripps Ranch Boulevard

It is proposed to utilize the services of a consultant to design the above-listed projects. Utilizing a consultant will complete the design of the projects in a timely manner. Consultants

submitted letters of interest and five were interviewed in conformance with Council Policy 300-7. The firm of BSI Consultants, Inc. was selected as one of three recommended consultants. They will be responsible for developing all engineering features of the projects, including preparation of construction drawings, specifications and cost estimates. Aud. Cert. 8800371.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: F223-287.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-not present, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

* ITEM-115: (R-88-527) ADOPTED AS RESOLUTION R-269620

Authorizing the execution of an agreement with BSI Consultants, Inc. for engineering design services for the Point Loma Wastewater Treatment Plant Access Road; authorizing the expenditure of an amount not to exceed \$159,977 from the Sewer Revenue Fund 41506, CIP-46-132, for the purpose of providing funds for the above project.

(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The access road to the sewage treatment plant, known as Cabrillo Road, is in need of realignment and repaving because of ocean erosion to the cliffs along the shoreline. If the road is left in its existing condition, access may become further impaired as further shoreline erosion continues. Due to the technical nature in the design of roadways and shoreline protection, it is recommended that a consultant be hired. The procedures outlined in Council Policy 300-7, "Consultant Services Selection," were followed in selecting the recommended consultant. From an advertisement placed on January 19 and 23, 1987, in the San Diego Daily Transcript, the Nominating Committee received eighteen letters of interest from qualified consultants and selected four firms to be interviewed.

The four consultant proposals were evaluated in the area of experience, capability of personnel, conformity to the City's Equal Employment Opportunity Program, capability to explore and develop innovative techniques, and ability to complete the project within the required schedule and budget. The Selection Committee recommended that BSI Consultants, Inc. be hired to perform the needed services. As part of the agreement, BSI Consultants, Inc. will prepare construction drawings, specifications, and cost estimates for the Point Loma Wastewater

Treatment Plant Access Road. The cost of the engineering tasks (on a not-to-exceed basis) are: Preliminary Design Study: \$77,721; Design: \$42,880; Construction Services: \$8,376; and Special Engineering Services: \$30,000; and \$1,000 for reimbursable expenses.

Aud. Cert. 8800283.

WU-U-88-019.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-116: (R-88-780) ADOPTED AS RESOLUTION R-269621

Authorizing the execution of an agreement with Mac Donald-Stephens Engineers, Inc. to provide engineering design services for preparation of an engineering study to upgrade the chemical feed system at the Point Loma Wastewater Treatment Plant; authorizing the expenditure of an amount not to exceed \$32,550 from the Sewer Revenue Fund 41506, CIP-46-128.0, Point Loma - Chemical Feed System Upgrade, for the purpose of providing funds for the above project.

(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: Odor Removal Systems using caustic soda and hydrogen peroxide are located at various places throughout the Point Loma Wastewater Treatment Plant. These chemicals are fed via pipelines from a central chemical handling and storage facility. Pipelines have deteriorated and are leaking due to the harsh atmospheric environment and the nature of the chemicals being transported. An engineering study is needed to design an accessible concrete duct system and replace the existing lines with materials better able to withstand such severe service. Due to the technical nature of the design of chemical feed lines, it is recommended that a consultant be hired. The procedures outlined in Council Policy 300-7, "Consultant Services Selection," were followed in selecting the recommended consultant. From an advertisement placed on January 19 and 23, 1987, in the San Diego Daily Transcript, the Nominating Committee received eight letters of interest from qualified consultants and selected four firms to be interviewed. The four consultant proposals were evaluated in the areas of experience, capability of personnel, conformity to the City's Equal Opportunity Program, capability to explore and

develop innovative techniques, and ability to complete the project within the required schedule and budget. The cost of the engineering phases (on a not-to-exceed basis) are:

Preliminary work: \$6,900; Design: \$16,050; Construction Services: \$4,600; and Special Engineering: \$5,000.

Aud. Cert. 8800358.

WU-U-88-013.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-117: (R-88-770) ADOPTED AS RESOLUTION R-269622

Authorizing the execution of an agreement with Mohle, Grover and Associates, to prepare construction drawings, specifications, and cost estimates for traffic signal and street lighting projects; authorizing the expenditure of an amount not to exceed \$26,600 for the purpose of providing funds for the above project from: a) CIP-61-002.0, "Annual Allocation-New Traffic Signals", Capital Outlay, \$13,900; b) CIP-61-003.0, "Annual Allocation-Modernize Obsolete Traffic Signals Unidentified Locations", Capital Outlay, \$6,000; c) CIP-62-275.0, "Traffic Signals-FBA Funded", FBA Fund, \$6,700.

(University, Clairemont Mesa, Mission Valley and Navajo Community Areas. Districts-1, 6 and 7.)

CITY MANAGER SUPPORTING INFORMATION: The Fiscal Year 1987 Capital Improvements Program identifies new traffic signal and street lighting projects in the following locations:

Clairemont Drive and Merrimac Avenue

Morena Boulevard and West Morena Boulevard (North)

Crawford Street and Zion Avenue

Mission Gorge Road and Vandever Avenue

Mission Gorge Road Interconnect from I-8 to Friars Road

Genesee Avenue and Regents Road

Nobel Drive and La Jolla Village Square

It is proposed to utilize the services of a consultant to design the above-listed projects. Utilizing a consultant will complete the design of the projects in a timely manner. Consultants submitted letters of interest and five were interviewed in conformance with Council Policy 300-7. The firm of Mohle, Grover and Associates was selected as one of three recommended consultants. They will be responsible for developing all

engineering features of the projects, including preparation of construction drawings, specifications, and cost estimates.

Aud. Cert. 8800284.

FILE LOCATION: MEET CCONT FY88-1

COUNCIL ACTION: (Tape location: A416-A450.)

MOTION BY McCARTY TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-118: (R-88-693) ADOPTED AS RESOLUTION R-269623

Authorizing the execution of agreements with Sweetwater Union High School District and Mt. Carmel High School to provide a minimum of two San Diego Police Officers at each regularly scheduled night home varsity football game played at Montgomery High School and Mt. Carmel High School during the period of September 11, 1987 through December 31, 1987.

CITY MANAGER SUPPORTING INFORMATION: In past years, the City has entered into agreements with the San Diego Unified School District, Sweetwater Union High School District and Mount Carmel High School wherein the City provided off-duty police officers to assist high school personnel with security at their regularly scheduled night football games. The latter two schools were included because, although the schools are located outside the San Diego Unified School District, they are within San Diego City limits. Sweetwater Union High School District and Mount Carmel High School have requested renewals of these agreements for night games scheduled for the 1987 football season. Past experience has proven workable for all parties and the Police Department feels that continuation of services is in order. The School Districts will reimburse the City for the full cost of providing this service.

FILE LOCATION: MEET CONT FY88-1

COUNCIL ACTION: (Tape location: A374-416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-150: (O-87-37 Rev.1) INTRODUCED AS AMENDED
TO BE ADOPTED NOVEMBER 16, 1987

Introduction of an Ordinance amending the San Diego Municipal Code by amending Chapter II, Article 2, Division 2, Section 22.0207 relating to Special Events;

amending Chapter V, Article 4, Division 1, Section 54.0106 relating to Public Hazards, and Article 9.5, Division 2, Section 59.5.0202 relating to Noise Abatement and Control; amending Chapter VI, Article 3, Section 63.02.24 relating to the Use of Public Parks and Beaches Regulated -- Celebration, Parade, Picnic, Etc.; and amending Chapter VIII, Article 1, Section 81.03 relating to Traffic Control and Article 2, Section 82.23 relating to Temporary Closure of City Roadways -- Permits.

(See City Manager Report CMR-87-502 and letter from the American Lung Association.)

COMMITTEE ACTION: Reviewed by PSS on 10/21/87.

Recommendation to forward to Council with no recommendation.

Districts 1, 3 and 8 voted yea. Districts 2 and 7 not present.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: C492-D631.)

MOTION BY STRUIKSMA TO INTRODUCE AS AMENDED TO EXEMPT A PUBLIC OR COMMUNITY EVENT SPONSORED BY A NON-PROFIT COMMUNITY OR CIVIC ORGANIZATION, TOWN COUNCIL, RECREATION COUNCIL, CIVIC PLANNING GROUP, CITY SPONSORED ORGANIZATION OR ANY SIMILAR ORGANIZATION FROM PAYING A RENTAL FEE ON CITY EQUIPMENT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-200: (R-88-802) ADOPTED AS RESOLUTION R-269624

A Resolution approved by the City Council in Closed Session on Tuesday, October 13, 1987 by the following vote: Wolfsheimer-yea; Cleator-not present; McColl-not present; District 4-vacant; Struiksma-yea; Gotch-yea; McCarty-yea; Ballesteros-yea; Mayor-not present.

Authorizing the execution of an agreement with Sonico Associates, Ltd., for land acquisition in the vicinity of Roselle Street in Sorrento Valley described as Parcel 2 of Parcel Map PM-14492, together with easements in Parcel 1 of said Parcel Map for Pump Station 64 Force Main II, as previously approved by City Council Resolution R-268324 and adopted on May 12, 1987; authorizing the City Manager to pay the sum of \$2,252,425 together with related acquisition expenses in the sum of \$7,575 for a total of \$2,260,000 towards the purchase of said property in the settlement of the case, Sonico Associates, Ltd. v. City of San Diego, et al., (Superior Court Case No. 569785); authorizing the City

Auditor and Comptroller to utilize available funds for said acquisition from the Wastewater Collection Systems Construction Program Fund 70492, Pump Station 64 Force Main II, said funds previously authorized by Resolution R-268777; Aud. Cert. 8701017, out of CIP-46-118; authorizing the expenditure of an amount not to exceed \$2,252,425, together with related acquisition expenses of not more than \$7,575, from the Wastewater Collection Systems Program Fund 70492, CIP-46-118, solely and exclusively for the purpose of providing funds for the above-described acquisition and settlement of Superior Court Case No. 569785 and the additional Sonico claim, provided that the escrow in connection with land acquisition closes in accordance with the terms and conditions of said escrow.

(Torrey Pines Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Requested is the approval of the acquisition of Parcel 2 of Parcel Map PM-14492, together with easements in Parcel 1 of said Parcel Map for Pump Station 64 Force Main II, so that two lawsuits and a pending claim against the City can be resolved. One lawsuit, Sonico Associates versus City of San Diego, is for breach of contract. The pending claim is for alleged damages from a raw sewage spill on March 5, 1987. The two total over \$1.0 million in alleged damages. A second lawsuit filed by the City against Sonico Associates involves a condemnation action involving easements for the Second Force Main. The lawsuits and pending claim will be dismissed and/or dropped with the acquisition of the property and the easements. This acquisition will not only resolve the lawsuits and pending claim, but upon completion of construction of the force main and related work will also provide the City with an approximate 15-acre site for sale or for public use by the Water Utilities Department. If the site were sold, the City should recoup the vast majority of these settlement funds.
Aud. Cert. 8800402.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E26-E34.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-201:

Two actions relative to the vacation of Twelfth Avenue south of Imperial Avenue:
(Centre City Community Area. District-8.)

Subitem-A: (R-88-658) ADOPTED AS RESOLUTION R-269594

Vacating Twelfth Avenue south of Imperial Avenue under Resolution of Intention R-269408, adopted on October 12, 1987; declaring that the resolution shall not become effective unless and until the following conditions have been met:

- a. A Consolidation parcel map for the affected parcels must be approved and recorded in the Office of the County Recorder.
- b. Issuance of permits and bonding for construction of the public improvements to include curb, gutter and sidewalk construction across the vacated area adjacent to Imperial Avenue, satisfactory to the City Engineer.

Declaring that in the event the above items are not completed within two years after adoption, this resolution shall become void and be of no further force or effect.

Subitem-B: (R-88-663) ADOPTED AS RESOLUTION R-269625

Certifying that the information contained in Environmental Negative Declaration END-87-18 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.

CITY MANAGER SUPPORTING INFORMATION: The developer has requested the subject vacation in order to utilize and incorporate the area of vacation in connection with the Trolley Towers project. The Trolley Towers project proposes redevelopment of Metropolitan Transit Development Board and San Diego Gas and Electric properties for a 10-story mixed commercial and office building. The proposed vacation is located in the Centre City Community and is within the SX Zone which emphasizes usage for commercial services. The area of vacation is 9,920 square feet in area. The vacation will not affect density since residential use is not proposed under the Block Plan for the Trolley Towers. The Planning Department has no objections to the proposed vacation and the Planning Commission recommended approval on October 15, 1987. The subject right-of-way is partially improved with pavement and dead-ends 124 feet south of Imperial Avenue. The right-of-way serves only as access to the adjoining properties. The area of vacation contains public utilities and franchised facilities which are to be relocated in conjunction with the development of the adjoining properties. As a condition of the vacation, public improvements to include curb, gutter and sidewalks, must be constructed across the closing at Imperial Avenue. In

addition, a consolidation parcel map must be approved and recorded to prevent landlocking of the adjacent lots. Staff review has indicated that the right-of-way to be vacated is no longer required for present or prospective public use and may be vacated conditioned upon the issuance of permits for the required public improvements and recordation of a consolidation parcel map.

FILE LOCATION:

Subitem A - DEED F-4211;

Subitem B - STRT J-2662 DEED FY88-1

COUNCIL ACTION: (Tape location: B70-125.)

Hearing began at 2:55 p.m. and halted at 2:59 p.m.

MOTION BY BALLESTEROS TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-202: CONTINUED TO NOVEMBER 30, 1987 at 2:00 P.M.

(Continued from the meetings of June 2, 1987, Item 330, and July 7, 1987, Item 335; last continued at Council Member Ballesteros' request, for further review of the area.)

Rezoning Lot A-63, Map-1174, located on the west side of Sycamore Road between the San Ysidro Athletic Area (Larsen Field) and Sunrise Drive (a 1.0-acre site), in the Tia Juana River Valley Community Plan area, from Zones R1-40000 and R-1500 to Zone R-3000.

(Case-86-1037. District-8.)

Subitem-A: (R-87-2200)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-86-1037 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-87-199)

Introduction of an Ordinance for R-3000 Zoning.

FILE LOCATION: ZONE Ord. No.

COUNCIL ACTION: (Tape location: A608-657.)

MOTION BY BALLESTEROS TO CONTINUE ITEM FOR THIRTY DAYS AT THE REQUEST OF HOWARD SILLDORF, ATTORNEY FOR THE APPLICANTS, TO

ALLOW HIM TIME TO PREPARE. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-203:

Amending the SRO (Single Room Occupancy) Regulations of the San Diego Municipal Code by:

- 1) Adding the SRO Hotel Preservation regulations which would restrict the demolition and conversion of residential hotels based on their supply level; and
- 2) Adding the SRO Hotel Permanent Resident Relocation Assistance regulations concerning provision of relocation assistance to permanent residents of residential hotels.

(City-wide.)

(Reviewed by Public Services and Safety Committee on 10/21/87. Recommendation to forward to City Council.

Direction to Housing Commission and City Attorney to have alternative ordinance language available to address concerns about affordability at 50 percent of median income and future parking plans if non-SRO use of structure.

Districts 1, 3 and 8 voted yea. Districts 2 and 7 not present.)

Subitem-A: (O-87-256 Rev. 1) INTRODUCED AS AMENDED TO BE
ADOPTED NOVEMBER 16, 1987

Introduction of an Ordinance amending the San Diego Municipal Code pertaining to the hotel regulations.

Subitem-B: (O-87-253 Rev. 1) RETURNED TO HOUSING AUTHORITY

Introduction of an Ordinance amending the San Diego Municipal Code pertaining to the relocation regulations.

Subitem-C: (R-88-889) RETURNED TO HOUSING AUTHORITY

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-86-0684 has been completed in compliance with the California Environmental Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

FILE LOCATION:

Subitem A --;

Subitem B & C - AGENDA

COUNCIL ACTION: (Tape location: E34-F220.)

Hearing began at 4:55 p.m. and halted at 5:51 p.m.

Testimony in favor by Kay Carter, Catherine Rodman, T. Moreth, Charles Gill, and Pam Hamilton.

Testimony in opposition to

Subitem B only by Pam Hamilton.

MOTION BY BALLESTEROS TO INTRODUCE SUBITEM A AS AMENDED TO CHANGE THE 80% MEDIAN INCOME FIGURE TO 50% AND TO REVIEW IN ONE YEAR. Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

MOTION BY McCARTY TO RETURN TO THE HOUSING AUTHORITY SUBITEMS B AND C FOR REWORDING OF SUBITEM B'S ORDINANCE. THE REVISION TO THE ORDINANCE SHOULD PROVIDE FOR EITHER THE MONTH'S RENT PROVISION OR THE REHABILITATION FEES BEING WAIVED. Second by

Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

MOTION BY BALLESTEROS TO EXTEND THE MEETING TO 6:15 P.M. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, O'Connor-not present.

ITEM-S400: (R-88-886) ADOPTED AS RESOLUTION R-269626

- 1) Temporarily suspending the Permanent Rules of the Council, under Rule 32, to permit reconsideration of Item S405 of October 26, 1987;
NOTE: Six votes required to suspend the Rules.
- 2) Rescheduling the request of Scripps Clinic and Research Foundation for a hearing of an appeal from the decision of the Planning Commission from January 12, 1988 to November 24, 1987.

COUNCIL SUPPORTING INFORMATION: On Tuesday, September 8, 1987, the City Council considered the following item:

Matter of the request of Scripps Clinic and Research Foundation, by Richard M. Bracken, for a hearing of an appeal from the decision of the Planning Commission in granting, with conditions, Conditional Use Permit CUP-86-0262, to allow an 87,000 square foot addition to the existing 744,000 square foot Green Hospital, consisting of 23,000 square feet for clinic uses and

64,000 square feet for hospital uses. The subject property is located on the west side of Torrey Pines Road between Genesee Avenue and Science Park Road. University Community Area. (Dist. 1)

By a vote of 6-0 the appeal was denied. Districts 1, 2, 3, 5, 7 and 8 voted in favor of the motion to deny. The Permanent Rules of the Council preclude a reconsideration of this item. The Councilperson from District 2 desired to rehear the matter and requested a temporary suspension of the Rules under Rule 32 in order to do so. On Monday, October 26, 1987, under Council Docket Item S405, the Council voted to set a public hearing on the appeal and scheduled the date of January 12, 1988, to rehear the matter on appeal. The Councilperson from District 2 requests reconsideration and revision of the hearing date from January 12, 1988, to November 24, 1987.

FILE LOCATION: PERM CUP-86-0262 RUTHFILE

COUNCIL ACTION: (Tape location: C85-C120.)

MOTION BY CLEATOR TO TEMPORARILY SUSPEND THE PERMANENT RULES OF THE COUNCIL. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY CLEATOR TO RECONSIDER ITEM S405 OF THE MEETING OF OCTOBER 26, 1987. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO SELECT THE DATE OF NOVEMBER 24, 1987 FOR THE HEARING, AND TO RE-NOTICE IT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S401: (R-88-846) ADOPTED AS RESOLUTION R-269596

Encouraging the Governor and State Legislators to accept and approve the following recommendations contained in the "Strengthening California-Mexico Relations" report and work towards their implementation to benefit the relationship between the State of California and Mexico:
(See Report entitled "Strengthening California-Mexico Relations" prepared by the California State Task Force on California-Mexico Relations.)

1. The State of California should ultimately establish an office in Mexico City as part of a systematic approach

to strengthen relations, resolve mutual concerns and take advantage of favorable trade opportunities and reciprocal personal relationships;

2. The State of California should establish a formal advisory committee on California-Mexico relations to provide state decision-makers with sound policy advice on a regular basis;
3. The State of California office in Washington, D.C. should play a more active role in shaping policy by monitoring federal actions, which would have an impact on California-Mexico relations, and providing federal officials in both the executive and legislative branches with a California perspective; and
4. The State of California should implement innovative programs and policies that would permit its officials to interact more regularly and closely with representatives of the government of Mexico, its component states and private sector.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A291-A374.)

MOTION BY BALLESTEROS TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-S402: (R-88-843) ADOPTED AS RESOLUTION R-269595

Commending Carl Esenoff for his stellar example of devotion to his family, congregation and community and recognizing that his boundless energy, talent and spirit in both professional and volunteer capacities is an inspiration to us all; declaring Sunday, November 8, 1987 to be "Carl Esenoff Day" in San Diego and extending thanks to Mr. Esenoff for his nobility of spirit and uncommon instinct to serve his fellow men and women.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A374-A416.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S403: (R-88-589) ADOPTED AS RESOLUTION R-269627
19871102

Inviting bids for the Construction of Skyview Neighborhood

Park on Work Order No. 118375; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer \$62,186 from PSD 15680; \$9,418 from PSD 15682; \$2,671 from PSD 15690; \$38,388 from PSD 15700; \$25,339 from PSD 15590; \$24,607 from PSD 15600; \$14,012 from PSD 15570 and \$8,379 from PSD 15615 to CIP-29-409, Skyview Neighborhood Park - Development; authorizing the expenditure of funds not to exceed \$185,000 from aforementioned Park Service District Funds, CIP-29-409, Skyview Neighborhood Park - Development, 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-9328) (Skyline-Paradise Hills Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: Skyview Neighborhood Park is located on Skyline Drive between Sychar Road and Lausanne Drive in the Skyline-Paradise Hills Community Area. The contractor constructing this park, Carina Engineering, stopped work in October 1986 and has abandoned the project. On July 7, 1987, City Council action terminated the contract with Carina Engineering. The park is about 80 percent completed and the proposed new project will provide the landscaping and play equipment needed to complete the park. Although approximately \$80,000 remains from the original project, these funds are not available for this project due to pending litigation by sub-contractors to the original contract. During the Council's deliberations regarding the prior contract cancellation, it was Council's desire not to use Park Service District funding to complete this project. It will, however, be necessary to use park fees as the only other source of funding is the Capital Outlay Unallocated Reserve which is extremely low pending anticipated reimbursement from the Ingraham Street Bridge Project. In order to satisfy Council's direction, efforts will be made to replace an equivalent amount of Park Service District funds with Capital Outlay funds for another project in the FY 1989 CIP. It is expected that all, or a portion of the funds frozen by the litigation action, will be recovered and restored to the appropriate Park Service District.

Aud. Cert. 8800413.

FILE LOCATION: W.O. 118375 CONT - Sol Landscape Construction Inc. CONT FY88-1

COUNCIL ACTION: (Tape location: F220-F221.)

MOTION BY BALLESTEROS TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksmay-yea, Gotch-yea,

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

ITEM-S404:

Two actions relative to the San Diego Jack Murphy Stadium Expansion - Super Bowl XXII, Phase II:
(Mission Valley Community Area. District-5.)

19871102

Subitem-A: (O-88-75) FIRST HEARING HELD

First public hearing in the matter of amending Ordinance O-16916 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. 00-16916-1, as amended and adopted therein, by increasing the Capital Improvements Program Total Appropriation by adding \$900,000 to CIP-34-105, entitled "Stadium Expansion - Super Bowl"; directing the Auditor and Comptroller to transfer the sum of \$300,000 from funds currently available in Transient Occupancy Tax Fund 10223 appropriated for Super Bowl Contribution, \$75,000 to be transferred from Super Bowl XXII Trust Fund No. 60259 and \$525,000 in Capital Outlay Funds in anticipated revenues to be derived from Super Bowl XXII activities proceeds, for the purpose of San Diego Jack Murphy Stadium Expansion - Super Bowl XXII, Phase II.

NOTE: The second public hearing for the introduction and adoption of the ordinance will be held on Monday, November 9, 1987.

Subitem-B: (R-88-805) ADOPTED AS RESOLUTION R-269629

Adoption of a Resolution authorizing the execution of an agreement with Mike Brown Grandstands, Inc. for the construction of San Diego Jack Murphy Stadium Expanded Seating, Super Bowl XXII - Phase II; authorizing the expenditure of an amount not to exceed \$900,000 from CIP-34-105, Stadium Expansion - Super Bowl, for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: On January 28, 1985, Council authorized an agreement with Hellmuth Obata and Kassabaum, Architects to design the improvements required at San Diego Jack Murphy Stadium for Super Bowl XXII, to be played on January 31, 1988. Because of the extremely short time between the end of regular season play and the Super Bowl, (further complicated if play-off games occur here), the Architect was

directed to plan improvements in phases which would allow as much work as possible to be accomplished well ahead of the event. Phase I, which provided 675 additional permanent seats in the Upper Level and the Press Level was completed in April 1986. Phase II will provide for the construction of approximately 20,361 temporary seats and supporting structures in the Stadium. Requests for Proposals were solicited and on June 24, 1987, one proposal was received from Mike Brown Grandstands, Inc. Brown has agreed to provide the necessary seating per a work schedule based upon the possibilities of post-season games played at this Stadium.

Aud. Cert. 8800361.

FILE LOCATION:

Subitem A - -;

Subitem B - MEET CONT

FY88-1

COUNCIL ACTION: (Tape location: F221-223.)

MOTION BY STRUIKSMA TO APPROVE THE FIRST HEARING OF THE ORDINANCE AND ADOPT THE RESOLUTION. Second by Ballesteros.

Passed by the following vote: Wolfsheimer-not present, Cleator-yea,

McColl-yea, District 4-vacant, Struiksma-yea,

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

ITEM-S405: RETURNED TO THE CITY MANAGER

ADDITIONAL BUSINESS: (R-88-1114) ADOPTED AS RESOLUTION
R-269630

(Continued from the meeting of October 26, 1987, Item 209, at Council Member Wolfsheimer's request, for lack of a quorum.)

In the matter of Council discussion regarding Non-Residential Impact Fees for the Urbanized Communities.

(See City Manager Report CMR-87-517.)

(Referred by Council during discussion of Item 206 on 9/14/87.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B125-C85.)

Motion by Wolfsheimer to direct the City Attorney to draft an ordinance that would read as follows:

"Recognizing the importance of grocery stores to our community, and also recognizing that the establishment of new food stores does not generate more traffic in our communities, but curtails travel to other areas of the City, in accordance with already

established State policy regarding the taxing of food products, exempt newly established food stores for their first three years in business from that percentage of the urban impact fee that would correspond with the industry's average, local non-taxable sales." No second.

MOTION BY STRUIKSMA TO RETURN ITEM TO THE CITY MANAGER WITH THE DIRECTION TO COORDINATE WITH THE CITY ATTORNEY'S OFFICE AND THE MAYOR'S OFFICE, AND CONSIDERING THE SUGGESTIONS MADE BY MEMBERS OF THE COUNCIL, COME BACK BEFORE COUNCIL WITH A SOLUTION ON OR AS CLOSE TO NOVEMBER 30, 1987 AS POSSIBLE; AND TO ADOPT A RESOLUTION AMENDING RESOLUTION R-269274, ADOPTED SEPTEMBER 14, 1987 TO EXEMPT GROCERY STORES FROM THE LIST TO HAVE FEES IMPOSED. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-nay, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-nay, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S406: (R-88-131) ADOPTED AS RESOLUTION R-269631

(Continued from the meetings of September 22, 1987, Item 341; September 28, 1987, Item S412 and October 26, 1987, Item 210; last continued at Council Member Struiksma's request, for further review.)

Considering the protests and determining that is in the public interest to acquire 91.26 acres of Serra Mesa Hillside B for the San Diego Open Space Park Facilities District No. 1, under Resolution of Intention R-268991, adopted August 3, 1987; authorizing the expenditure of not to exceed \$1,100,000 as payment for said property and related costs from Open Space Park District Bond Fund 79104; authorizing the City Manager to accept the deed to said property without further Council action.

(Serra Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: Serra Mesa Hillside B are priority number 81, in Category D, on the Council's adopted open space retention list. This land, which consists of two parcels, totalling 91.26 acres, is located southerly from Gramercy Drive and Ruffin Road, west of Mission Village Drive. On September 15, 1986, Council approved an acquisition plan on these parcels, along with funds to have them appraised for purposes of acquisition for open space. Further, on June 1, 1987 Council established priorities for the acquisition plan which identified these parcels as the number two priority. This request is for \$1,100,000 to purchase these parcels at fair market value plus funds to cover title, escrow and other miscellaneous costs.

Aud. Cert. 8701025.

FILE LOCATION: STRT OS-18

COUNCIL ACTION: (Tape location: C120-492.)

Hearing began at 3:39 p.m. and halted at 4:07 p.m.

Testimony in favor given by Walter Webb, Mike Sullivan, and Julie Dahlin.

Testimony in opposition given by Rose Lynn.

Hearing closed by Deputy Mayor McColl.

MOTION BY STRUIKSMA TO ADOPT THE RESOLUTION AND TO DIRECT THE CITY MANAGER TO DRAFT A REPORT RELATIVE TO AVENUES AVAILABLE TO THE CITY COUNCIL REGARDING THE ACQUISITION OF THE MISSION VILLAGE HILLSIDES, AND THE REPORT BACK TO COUNCIL WITHIN FORTY-FIVE DAYS. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S407: CONTINUED TO NOVEMBER 9, 1987 AT 2:00 P.M.

(Trailed as Unfinished Business from the meeting of September 22, 1987, Item 333; Continued from the meetings of September 28, 1987, Item S411 and October 20, 1987, Item 331; and Trailed as Unfinished Business from the meeting of 10/27/87, Item S500, for lack of five affirmative votes.)

Rezoning Lots 12, 14, 29, 31 and 33 of Block 22 of Lexington Park, Map-1696, excepting therefrom the westerly 125 feet, from Zone MR-3000 to Zone MR-1500 and amending the San Diego Municipal Code relating to the Mid-City Planned District. The subject property (.347 acres) is located at 2412 Fairmount Avenue, in the Mid-City Community Plan area.

(Case-87-0243. District-8.)

Subitem-A: (R-87-2483)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-87-0243 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-87-217)

Introduction of an Ordinance for MR-1500 Zoning.

Subitem-C: (O-88-21)

Introduction of an Ordinance amending the San Diego

Municipal Code relating to the Mid-City Planned District.
FILE LOCATION:

Subitem A - ZONE Ord.No.

COUNCIL ACTION: (Tape location: A450-A469.)

MOTION BY CLEATOR TO CONTINUE ITEM FOR ONE WEEK TO ALLOW HIM TIME TO GO OUT AND LOOK AT THE SITE. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S408:

Five actions relative to the final subdivision map of Westwood Valley Unit No.1, a 35-lot subdivision located northwesterly of Rancho Bernardo Road and Matinal Road: (Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-838) ADOPTED AS RESOLUTION R-269632
Authorizing the execution of a Subdivision Improvement Agreement with Westwood Valley Partnership for completion of public improvements.

Subitem-B: (R-88-837) ADOPTED AS RESOLUTION R-269633
Approving the final map.

Subitem-C: (R-88-835) ADOPTED AS RESOLUTION R-269634
Authorizing the City Manager to enter into an agreement with Westwood Valley Partnership for the installation of traffic signals at Rancho Bernardo Road and Via del Campo.

Subitem-D: (R-88-888) ADOPTED AS RESOLUTION R-269635
Authorizing the City Manager to enter into an agreement with Westwood Valley Partnership for the construction of and the participation in the cost of major water mains in the Rancho Bernardo Area; authorizing the expenditure of \$937,285 from Water Revenue Fund 41502, Water System Construction Program (70592), CIP-73-271.0, Bernardo Center Drive Pipeline.

Subitem-E: (R-88-836) ADOPTED AS RESOLUTION R-269636
Authorizing the City Manager to enter into an agreement with Westwood Valley Partnership for payment of Development Impact Fees (traffic signal only) to be collected with Building Permits.

Aud. Cert. 8800415.

WU-E-88-062.

FILE LOCATION: SUBD - Westwood Valley Unit No. 1
CONT FY88-4

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S409:

Four actions relative to the final subdivision map of Westwood Valley Unit No.2, a 20-lot subdivision located north of Rancho Bernardo Road, east of the City-County limits:
(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-849) ADOPTED AS RESOLUTION R-269637
Authorizing the execution of a Subdivision Improvement Agreement for the installation and completion of public improvements.

Subitem-B: (R-88-848) ADOPTED AS RESOLUTION R-269638
Approving the final map.

Subitem-C: (R-88-876) ADOPTED AS RESOLUTION R-269639
Authorizing the City Manager to enter into an agreement with Westwood Valley Partnership for the installation of a traffic signal at Rancho Bernardo Road and Matinal Road.

Subitem-D: (R-88-877) ADOPTED AS RESOLUTION R-269640
Authorizing the City Manager to enter into an agreement with Westwood Valley Partnership for payment of Development Impact Fees to be collected with the Building Permit.

FILE LOCATION: SUBD - Westwood Valley Unit No. 2
CONT FY88-3

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksmayea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S410:

Two actions relative to the final subdivision map of Westwood Valley Unit No.3, a 110-lot subdivision located northwesterly of Rancho Bernardo Road and West Bernardo

Drive:
(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-851) ADOPTED AS RESOLUTION R-269641
Authorizing the execution of a Subdivision Improvement
Agreement for the installation and completion of public
improvements.

Subitem-B: (R-88-850) ADOPTED AS RESOLUTION R-269642
Approving the final map.

FILE LOCATION: SUBD - Westwood Valley Unit No. 3
CONT FY 88-1

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by
the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea,
District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea,
Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S411:

Four actions relative to the final subdivision map of
Westwood Valley Unit No.4, a 2-lot subdivision located
northeasterly of Matinal Road and Poblado Road:
(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-853) ADOPTED AS RESOLUTION R-269643
Authorizing the execution of a Subdivision Improvement
Agreement with Westwood Valley Partnership for the
installation and completion of public improvements.

Subitem-B: (R-88-852) ADOPTED AS RESOLUTION R-269644
Approving the final map.

Subitem-C: (R-88-874) ADOPTED AS RESOLUTION R-269645
Authorizing the City Manager to enter into an agreement
with Westwood Valley Partners for the installation of a
traffic signal at West Bernardo Drive and Matinal Road.

Subitem-D: (R-88-875) ADOPTED AS RESOLUTION R-269646
Authorizing the City Manager to enter into an agreement
with Westwood Valley Partnership for payment of Development
Impact Fees to be collected with the Building Permit.

FILE LOCATION: SUBD - Westwood Valley Unit No. 4
CONT FY88-1

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S412:

Two actions relative to the final subdivision map of Westwood Valley Unit No.5, a 78-lot subdivision located southwesterly of Duenda Road and Matinal Circle: (Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-855) ADOPTED AS RESOLUTION R-269647
Authorizing the execution of a Subdivision Improvement Agreement with Westwood Valley Partnership for the installation and completion of public improvements.

Subitem-B: (R-88-854) ADOPTED AS RESOLUTION R-269648
Approving the final map.

CITY MANAGER SUPPORTING INFORMATION: The Resolutions approving Tentative Maps for Westwood Valley Units 4,5 and 6 require the developer to give the City fee title to approximately 38 acres of property in the canyon area for open space purposes. The maps have been prepared with "Negative Open Space Easements" being granted over the lots in question, with fee ownership and maintenance by a Homeowners Association. The Park and Recreation Department is recommending that the City not take fee title to the property because of the liability involved in ownership and because of the future maintenance cost involved. The subdivider is forming a homeowners association which will own and maintain the property in question. The association will own and maintain several other privately owned open space lots in the area. A 10'-foot wide public walkway right-of-way is being provided through the open space lots and a 5-foot wide walkway is being constructed in the right-of-way which will be maintained by the City.

FILE LOCATION: SUBD - Westwood Valley Unit No. 5
CONT FY88-1

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S413:

Two actions relative to the final subdivision map of

Westwood Valley Unit No.6, a 108-lot subdivision located
northwesterly of Duenda Street:
(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-857) ADOPTED AS RESOLUTION R-269649
Authorizing the execution of a Subdivision Improvement
Agreement with Westwood Valley for the installation and
completion of public improvements.

Subitem-B: (R-88-856) ADOPTED AS RESOLUTION R-269650
Approving the final map.

FILE LOCATION: SUBD - Westwood Valley Unit No. 6
CONT FY88-1

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by
the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea,
District 4-vacant, Struiksmma-yea, Gotch-yea, McCarty-yea,
Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S414:

Four actions relative to the final subdivision map of
Westwood Valley Unit No.7, a 123-lot subdivision located
northwesterly of West Bernardo Drive and Aguacate Way:
(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-859) ADOPTED AS RESOLUTION R-269651
Authorizing the execution of a Subdivision Improvement
Agreement with Westwood Valley Partnership for the
installation and completion of public improvements.

Subitem-B: (R-88-858) ADOPTED AS RESOLUTION R-269652
Approving the final map.

Subitem-C: (R-88-873) ADOPTED AS RESOLUTION R-269653
Authorizing the City Manager to enter into an agreement
with Westwood Valley Partnership for payment of Development
Impact Fees to be collected with Building Permits.

Subitem-D: (R-88-879) ADOPTED AS RESOLUTION R-269654
Approving the acceptance of the grant deed of Lots 76 and
123, Westwood Valley No. 7.

FILE LOCATION:

Subitems A,B,&C - SUBD - Westwood Valley

Unit No. 7;

Subitem D - DEED F-4214

CONT FY88-1 DEED FY88-1

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S415:

Five actions relative to the final subdivision map of Westwood Valley Unit No.8, an 83-lot subdivision located northwesterly of Creciente Way and Azucar Way: (Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-861) ADOPTED AS RESOLUTION R-269655

Authorizing the execution of a Subdivision Improvement Agreement for the installation and completion of public improvements.

Subitem-B: (R-88-860) ADOPTED AS RESOLUTION R-269656

Approving the final map.

Subitem-C: (R-88-871) ADOPTED AS RESOLUTION R-269657

Authorizing the City Manager to enter into an agreement with Westwood Valley Partnership for payment of Development Impact Fees to be collected with Building Permits.

Subitem-D: (R-88-872) ADOPTED AS RESOLUTION R-269658

Authorizing the City Manager to enter into an agreement with Westwood Valley Partners for installation of traffic signals at West Bernardo Drive and Duenda Road.

Subitem-E: (R-88-878) ADOPTED AS RESOLUTION R-269659

Authorizing the abandonment of an unneeded easement in a portion of Rancho San Bernardo in exchange for easements to be granted on the final map.

FILE LOCATION:

Subitems A,B,C,&D - SUBD - Westwood Valley
Unit No. 8;

Subitem E - DEED F-4215

CONT FY88-1 DEED FY88-1

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S416:

Two actions relative to the final subdivision map of Westwood Valley Unit No.9, a 35-lot subdivision located northwesterly of Duenda Road and Matinal Circle:
(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-88-863) ADOPTED AS RESOLUTION R-269660
Authorizing the execution of a Subdivision Improvement Agreement with Westwood Valley Partnership for the installation and completion of public improvements.

Subitem-B: (R-88-862) ADOPTED AS RESOLUTION R-269661
Approving the final map.

FILE LOCATION: SUBD - Westwood Valley Unit No. 9
CONT FY88-1

COUNCIL ACTION: (Tape location: A450-A608.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S417: (R-88-885) ADOPTED AS RESOLUTION R-269662

19871102

Supporting Council Member Wolfsheimer's efforts to improve traffic conditions in the Rancho Penasquitos Community by directing the City Manager to return to Transportation and Land Use Committee on November 9, 1987, with responses to her October 26th memorandum on Rancho Penasquitos Traffic Issues and, contingent on the Council appropriating the requisite funds, to implement any such recommendation; directing the City Manager to proceed with immediate implementation of the matters identified in Council Member Wolfsheimer's memorandum dated 10/26/87.

(See memorandum from Council Member Wolfsheimer, dated 10/26/87. Rancho Penasquitos Community Area. District-1.)

COMMITTEE ACTION: Initiated by TLU on 10/26/87. Recommendation to forward Council Member Wolfsheimer's October 26, 1987, memo to the Council on the Supplemental Docket of November 2nd, for

support, subject to fiscal analysis. City Manager to return to TLU on November 9th with a written report on recommendations needing investigation. Districts 1, 6, 7 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F223-F287.)

MOTION BY WOLFSHEIMER TO ADOPT RESOLUTION AND TO DIRECT THE CITY MANAGER TO LOOK INTO THE FEASIBILITY OF PUTTING TRAFFIC CONTROL AT THE INTERSECTION OF CAPRICORN AND BLACK MOUNTAIN ROAD DURING THE P.M. HOURS. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-not present, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

ITEM-S418: (R-88-887 Rev.) ADOPTED AS AMENDED AS RESOLUTION
R-269663

19871102

Authorizing the Chief of Police to submit the "Crack Abatement Team Project" Grant Proposal to the Office of Criminal Justice Planning; authorizing the execution of the Grant Award for anti-drug abuse purposes including any extensions on amendments, if awarded to the City; declaring that the City shall provide all matching funds required for said project, including any amendment, under the Anti-Drug Abuse Program and the rules and regulations of the Office of Criminal Justice Planning and that funding will be appropriated as required.

CITY MANAGER SUPPORTING INFORMATION: This grant will fund the following positions: 1 Sergeant, 4 Police Officer II Detectives (one funded as the City's "hard" match), 1 Word Processing Operator, and 1 Police Investigative Aide. All associated equipment and supply needs (except those of the "hard" match position) would be financed by grant funds. The Grant will also fund \$155,000 for confidential informant payments and controlled narcotic buys. The goals of this grant are the arrest and prosecution of mid-level crack cocaine dealers; the reduction of street level availability of crack cocaine; and a resultant decrease in crack-related violence.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F287-363.)

MOTION BY BALLESTEROS TO ADOPT AS AMENDED TO GRANT AUTHORITY TO THE CITY MANAGER RATHER THAN THE CHIEF OF POLICE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, District 4-vacant, Struiksma-yea, Gotch-not present, McCarty-yea, Ballesteros-yea, Mayor O'Connor-not present.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

By common consent, the meeting was adjourned by Deputy Mayor McColl at 6:01 P.M. in memory of LeRoy A. Bellwood, Sue Reno and James John Helmer.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F363).