

19900716

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JULY 16, 1990
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:02 p.m. A quorum was not present. A quorum was present at 2:04 p.m. with Council Members Wolfsheimer and McCarty not present. Mayor O'Connor adjourned the meeting at 6:26 p.m. to meet in Closed Session at 9:30 a.m. in the twelfth floor conference room on potential and pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member Hartley-present
 - (4) Council Member Pratt-present
 - (5) Council Member Bernhardt-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-excused by R-276181
(attend solid waste meeting in New York)
 - (8) Council Member Filner-present
- Clerk-Abdelnour (eb)

FILE LOCATION: MINUTES

Jul-16-1990

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present

- (1) Council Member Wolfsheimer-not present

- (2) Council Member Roberts-not present
- (3) Council Member Hartley-not present
- (4) Council Member Pratt-present
- (5) Council Member Bernhardt-not present
- (6) Council Member Henderson-not present
- (7) Council Member McCarty-not present
- (8) Council Member Filner-not present

Jul-16-1990

ITEM-10: INVOCATION

Invocation was given by Assistant Pastor Gary
Hulegaard, Revival Tabernacle.

FILE LOCATION: MINUTES

Jul-16-1990

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Pratt.

FILE LOCATION: MINUTES

Jul-16-1990

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

5/28/90 Adjourned

5/29/90

5/29/90 Special

5/31/90 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A082-084.)

MOTION BY BERNHARDT TO APPROVE. Second by Pratt. Passed by the
following vote: Wolfsheimer-not present, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

Jul-16-1990

ITEM-31: GRANTED HEARING

Matter of the request of Robert McDonald by John McEvoy, Attorney, and Alfred Strohlein for a hearing of an appeal from the decision of the Planning Director in approving Early Release Single-Family Neighborhood Protection Ordinance Case ER-90-3018, which requests an early release from the Single-Family Neighborhood Protection Ordinance (ERSFNPO), which was adopted by the City Council on August 7, 1988. The ordinance restricts the replacement of single-family residences in multi-family zones. The applicant is requesting an Early Release from this restriction to determine if the property at 3959, 3961, and 3969 Riviera Drive is located within a single-family neighborhood. The subject property is further described as Lots 7-12, Block 11, Second Fortuna Park Addition, Map-895, in Zone R-1500 (Multi-Family), in the Pacific Beach Community Plan area.
(ER-90-3018. District-6.)
A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: ZONE - ERSFNPO Case ER-90-3018

COUNCIL ACTION: (Tape location: A084-093.)

MOTION BY HENDERSON TO GRANT THE REQUEST FOR A HEARING. Second by Bernhardt. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-32: GRANTED HEARING

Matter of the request of Rebecca and Stephen Hardesty, for a hearing of an appeal from the decision of the Planning Director in approving Early Release Single-Family Neighborhood Protection Ordinance Case-90-3019, which requests an early release from the Single-Family Neighborhood Protection Ordinance (ERSFNPO), which was adopted by the City Council on August 7, 1988. The ordinance restricts the replacement of single-family residences in multi-family zones. The applicant is requesting an Early Release from this restriction to determine if the property at 1411 Thomas Avenue is located

within a single-family neighborhood. The subject property

is further described as Lots 4 & 5, Block 268, Pacific Beach Map-697, in Zone R-1500 (Multi-Family), in the Pacific Beach Community Plan area.

(ER-90-3019. District-6.)

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

FILE LOCATION: ZONE - ERSFNPO Case ER-90-3019

COUNCIL ACTION: (Tape location: A093-097.)

MOTION BY HENDERSON TO GRANT THE REQUEST FOR A HEARING. Second by Bernhardt. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-33: HEARING DENIED

Matter of the request of John R. Desha III, for a hearing of an appeal from the Housing Commission's decision requiring a Coastal Affordable Housing Compliance Permit determination for property located at 101-119 Coast Boulevard and 202-208-1/2 Prospect Street. This would require one replacement unit affordable to lower income households.

(Case-90-129. District-1.)

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

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A098-109)

MOTION BY WOLFSHEIMER TO DENY THE REQUEST FOR A HEARING. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-34: TRAILED TO JULY 17, 1990, 10:00 A.M.

Matter of the requests of The City of San Diego Engineering Department and The City of San Diego Water Utilities Department, for a hearing of an appeal from the decision of

the Planning Commission in denying Sensitive Coastal Resource Permits SCR-90-0151 (Sorrento Valley Utility Improvement Phase I) and SCR-89-1421 (Sorrento Valley Road Realignment and Widening Phase II) for Capital Improvement Projects located along the eastern edge of Los Penasquitos Lagoon within the Torrey Pines Community Planning area and the North City Local Coastal Program. SCR Permit SCR-90-0151 includes 1) relocation and construction of Pump Station No. 65 and construction of a new force main; 2) abandonment of the existing gravity sewer lines and construction of new sewer lines; and 3) abandonment of an existing waterline and construction of a new waterline. SCR Permit SCR-89-1421 includes 1) the realignment and widening of Sorrento Valley Road. The projects are located west of I-5 and north of the junction of I-5 and I-805. A small portion of the utility improvement (SCR-90-0151) underlies Carmel Valley Road, the remainder of the utility improvements are within a corridor coincident with or parallel to the proposed Sorrento Valley Road from Carmel Valley Road to the existing Pump Station No. 64. The realignment of Sorrento Valley Road (SCR-89-1421) begins at the intersection of Carmel Valley Road and terminates at Carmel Mountain Road. The Engineering and Development Department is appealing SCR Permit 89-1421 and the Water Utilities Department is appealing SCR Permit-90-0151. (SCR-90-0151 and SCR-89-1421. District-1.) A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM - SCR-90-0151 and SCR-89-1421

COUNCIL ACTION: (Tape location: A110-113.)

BY COMMON CONSENT THE ITEM WAS TRAILED TO JULY 17, 1990, 10:00 A.M. AS NOTED ON THE DOCKET. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-50: (O-90-174) ADOPTED AS ORDINANCE O-17497 (New Series)

Amending Chapter IV, Article 4, Division 3, of the San Diego Municipal Code by amending Section 44.0305, relating to Wild Animals and Other Prohibited Species, by deleting the ambiguous word "dangerous" and allowing the keeping of

some snakes in the City, and imposing additional requirements for the maintenance of large snakes. (Introduced on 7/2/90. Council voted 8-0. District 5 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO DISPENSE WITH THE READING AND ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-100: (R-90-2067) ADOPTED AS RESOLUTION R-276116

Awarding a contract to Allied Graphics Sales & Service of San Diego for the purchase of five printing presses for a total cost, less trade-ins, of \$83,482.86, including tax; authorizing the expenditure of an amount not to exceed \$83,482.86 from Department No. 815, Fund No. 50020, Organization No. 301, Object Account No. 6010, and Job Order No. 30002, 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-H1503/90)
Aud. Cert. 9001089.

FILE LOCATION: CONT - PURCHASE - Allied Graphics Sales & Service of San Diego CONTFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-90-2077) ADOPTED AS RESOLUTION R-276117

Awarding a contract to University Ford Chrysler Plymouth for the purchase of 105 police patrol cars (1991 Ford LTD Crown Victoria Model "S") for a total cost of \$1,232,431.20, including tax; authorizing the expenditure

of not to exceed \$1,232,431.20 (\$936,647.72 from Fund No. 100, Department No. 110, Organization No. 200, Object Account No. 6010, and Job Order No. 111475; \$147,891.74 from Fund No. 100, Department No. 110, Organization No. 305, Object Account No. 6010, and Job Order No. 111290; and \$147,891.74 from Fund No. 100, Department No. 110, Organization No. 386, Object Account No. 6010, and Job Order No. 111515) 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-C1626/90)
Aud. Cert. 9100035.

FILE LOCATION: CONT - PURCHASE - University Ford Chrysler
Plymouth CONFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-91-21) ADOPTED AS RESOLUTION R-276118

Awarding a contract to J.G. Tucker and Son, Inc. for furnishing portable gas detectors, as may be required for a period of one year beginning July 1, 1990 through June 30, 1991, for an estimated cost of \$85,358.67, including tax and terms, with an option to renew the contract for two additional one year periods with price escalation not to exceed 5 percent of bid prices in effect at the end of the prior contract year. (BID-I1504/90)

FILE LOCATION: CONT - PURCHASE - J. G. Tucker and Son, Inc.
CONFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-103: (R-90-2066) ADOPTED AS RESOLUTION R-276119

Modifying the contract with San Diego Turf for miscellaneous turf sweeping equipment, for a total cost of \$72,594.84; authorizing the expenditure of an amount not to exceed \$2,053.84, from Department No. 443, Fund No. 100, Organization No. 520, Object Account No. 6010, and Job Order No. 044352, for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-G1339/90)
Aud. Cert. 9001072.

FILE LOCATION: CONT - PURCHASE - San Diego Turf
CONTFY91-1

COUNCIL ACTION: (Tape location: E443-472.)
CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-104: (R-90-2072) ADOPTED AS RESOLUTION R-276120

19900716

Inviting bids for the Improvement of Whittier Street and a portion of Catalina Boulevard Trunk Sewer on Work Order No. 118904; authorizing the execution of a contract with the lowest responsible bidder; authorizing the transfer of \$96,623.93 from .5% Transportation Sales Tax (TransNet) Fund No. 30300, CIP-52-437.0, Fay Avenue Right-of-Way to Transportation Sales Tax (TransNet) Fund No. 30300,

CIP-52-313.0, Whittier Street; authorizing the transfer of \$120,000 from .5% Transportation Sales Tax (TransNet) Fund No. 30300, CIP-52-422.0, Black Mountain Road Bridge, to Transportation Sales Tax (TransNet) Fund No. 30300, CIP-52-313.0, Whittier Street; authorizing the transfer of \$52,000 from .5% Transportation Sales Tax (TransNet) Fund No. 30300, CIP-11-236.0, Uvada Place Storm Drain, to Transportation Sales Tax (TransNet) Fund No. 30300, CIP-52-313.0, Whittier Street, authorizing the expenditure of not to exceed \$655,642.09 from .5% Transportation Sales Tax (TransNet) Fund No. 30300, CIP-52-313.0, Whittier Street, (including \$272,518.16 from CIP-52-313.0,

uncommitted balance), solely and exclusively for providing funds for said project and related costs; authorizing the expenditure of \$115,600 from Sewer Revenue Fund No. 41506, CIP-46-072.0, Catalina Boulevard Trunk Sewer, Whittier Street, 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-K1620/90)
(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: This project is consistent with the Peninsula Community Plan and the City's General Plan Guidelines. Whittier Street, a residential street, was not originally designed to accommodate the present traffic volumes. This project would close the Whittier Street off-ramp from southbound Nimitz Blvd. and construct a new southbound off-ramp to Famosa Blvd. The new intersection at Famosa Blvd. would be signalized. In addition, a portion of Catalina Blvd. Trunk Sewer would be constructed with this project to avoid demolition and reconstruction of new improvements. Completion of this project will enhance both vehicular and pedestrian safety.

Aud. Cert. FY90 - 9001061 and FY91 - 9100022.

WU-P-90-172.

FILE LOCATION: W.O. 118904 CONT - MUR-VIC Construction Company, Inc. CONTFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-105: (R-90-2074) CONTINUED TO SEPTEMBER 10, 1990

Inviting bids for the Construction of Ardath Road Median Barrier - 0.22 Miles west of La Jolla Scenic Drive to Interstate 5, on Work Order No. 119265; authorizing the execution of a contract with the lowest responsible bidder; authorizing the Auditor and Comptroller to transfer \$100,000 from Proposition "A" Fund No. 30300, CIP-58-004, Miscellaneous Requirements - City Streets, to CIP-62-288.0, Ardath Road Median Barrier; authorizing the expenditure of funds not to exceed \$600,000 from Proposition "A", Fund 30244, CIP-62-288.0, Ardath Road Median Barrier, 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-K1627/90)

(La Jolla Shores Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This project provides for the construction of a concrete center median barrier on Ardath Road from 0.22 mile west of La Jolla Scenic Drive to Interstate 5. The barrier will enhance traffic safety on this heavily traveled, high-speed street. The project is consistent with the La Jolla Shores Community Plan and the City's general plan guidelines.

Aud. Cert. 9001048.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C180-191.)

MOTION BY WOLFSHEIMER TO CONTINUE TO SEPTEMBER 10, 1990, AT HER REQUEST FOR CITY MANAGER TO LOOK AT SOMETHING MORE ATTRACTIVE THAN THE CEMENT BARRIER. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

* ITEM-106:

Two actions relative to the Construction of Linda Vista Community Park Lighting:
(Linda Vista Community Area. District-5.)

19900716

Subitem-A: (R-90-2075) ADOPTED AS RESOLUTION R-276121

Inviting bids for the Construction of Linda Vista Community Park Lighting on Work Order No. 119164; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$99,033 from Park Service District Fund No. 11400, CIP-29-663.0, Linda Vista Community Park - Lighting, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-K1628/90)

Subitem-B: (R-90-2076) ADOPTED AS RESOLUTION R-276122

Certifying that the information contained in Environmental

Negative Declaration END-89-0111, dated February 11, 1989, in connection with CIP-29-663.0, Construction of Linda Vista Community Park Lighting, has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: Linda Vista Community Park is located at 7064 Levant Street. This project will provide additional sports field lighting at the park. The large multi-sports field is now lighted for softball only. The additional lighting will permit the field to be used for other athletic purposes after dark.

Aud. Cert. 9001012.

FILE LOCATION: Subitems A and B W.O.119164 CONT - Saturn Electric, Inc. CONTFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

19900716

* ITEM-107: (R-90-2078) ADOPTED AS RESOLUTION R-276123

Inviting bids for the Construction of Fire Station #19 Hose Test Facility on Work Order No. 119206; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$75,764.58 from Fund No. 18523, CIP-33-092, 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-K1635/90)

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

CITY MANAGER SUPPORTING INFORMATION: Capital Improvement Project CIP-33-092, Fire Station #19 Hose Test Facility, provides for the design and construction of a permanent hose test facility. This includes concrete hose test deck, hose tie downs, drainage and hydrant. The Fire Department is required to pressure test all fire hose annually. This testing is presently done at a temporary site without all necessary safety equipment. This project will provide a permanent facility with the necessary safety buffers and safety equipment.

Aud. Cert. 9001073.

FILE LOCATION: W.O. 119206 CONT - Parnell & Leonard, Inc.
CONTFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-90-2297) ADOPTED AS RESOLUTION R-276124

Approving Parcel Map W.O. No. 890511, a 15-parcel Parcel
Map located southwesterly of West Bernardo Drive and
Bernardo Center Drive.
(Rancho Bernardo Community Area. District-1.)

FILE LOCATION: SUBD - Rancho Bernardo Technology Park, Lots
8, 9, & 10 portions

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-91-6) ADOPTED AS RESOLUTION R-276125

Approving the final subdivision map of One Harbor Drive, a
6-lot subdivision located southeasterly of First Avenue and
J Street.
(Centre City Community Area. District-8.)

FILE LOCATION: SUBD - One Harbor Drive

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-110:

Three actions relative to the Romero Drive Extension Cost
Reimbursement District:
(La Jolla Community Area. District-1.)

Subitem-A: (R-90-2315) ADOPTED AS RESOLUTION R-276126

Authorizing the City Manager to initiate proceedings for the formation of a Cost Reimbursement District for the extension of Romero Drive, pursuant to the provisions of San Diego Municipal Code Section 68.0208.

Subitem-B: (R-90-2316) ADOPTED AS RESOLUTION R-276127

Certifying that the information contained in Environmental Negative Declaration END-88-0706, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines, and has been reviewed and considered by the Council.

Subitem-C: (R-90-2317) ADOPTED AS RESOLUTION R-276128

Authorizing the City Auditor and Comptroller to establish the Romero Drive Extension Fund No. 72009 to make appropriate payments.

CITY MANAGER SUPPORTING INFORMATION: In January 1988, City Council adopted the Cost Reimbursement District Procedural Ordinance (O-17013). This Ordinance provides a mechanism for developers who are required to construct certain public improvements, above and beyond what is normally required to support their development, a chance to seek reimbursement from other benefitting property owners. Frederick C. Liebhardt has requested that the City initiate proceedings for the formation of the Romero Drive Extension Cost Reimbursement District. The public improvements for which the developer is seeking reimbursement include curb and gutter, paving, water, sewer and storm drain facilities, dry utilities, right-of-way acquisition and other miscellaneous improvements as indicated on improvement drawing 25374-D. These improvements will be evaluated to determine their eligibility for reimbursement. The costs of these improvements will then be spread to various property owners based on benefit. Prior to the noticed public hearing, which will be held in the future, staff will notice all affected property owners and explain the cost spread methodology.

FILE LOCATION: Subitems A, B, and C STRT - CR-17

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed

by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-111: CONTINUED TO JULY 17, 1990

Six actions relative to the Marina "G" Blocks Underground Utility District:

(Centre City Community Area. District-8.)

Subitem-A: (R-90-2242)

Designating August 1, 1990 as the date upon which all property in the Marina "G" Blocks Underground Utility District Phase 1-A must be ready to receive underground service and September 30, 1990 as the date for the removal of all overhead utility facilities.

Subitem-B: (R-90-2279)

Designating August 1, 1990 as the date upon which all property in the Marina "G" Blocks Underground Utility District Phase 1-B, must be ready to receive underground service and September 30, 1990 as the date for the removal of all overhead utility facilities.

Subitem-C: (R-90-2286)

Designating September 30, 1990 as the date upon which all property in the Marina "G" Blocks Underground Utility District Phase 2-A must be ready to receive underground service and October 31, 1990 as the date for the removal of all overhead utility facilities.

Subitem-D: (R-90-2287)

Designating August 1, 1990 as the date upon which all property in the Marina "G" Blocks Underground Utility District Phase 2-B must be ready to receive underground service and October 31, 1990 as the date for the removal of all overhead utility facilities.

Subitem-E: (R-90-2288)

Designating October 1, 1990 as the date upon which all property in the Marina "G" Blocks Underground Utility District Phase 3 must be ready to receive underground service and December 31, 1990 as the date for the removal of all overhead utility facilities.

Subitem-F: (R-90-2289)

Authorizing the City Auditor and Comptroller to open Fund No. 78049 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the Marina "G" Blocks Underground Utility District; authorizing the City Treasurer to receive these funds from the San Diego Gas and Electric Company; authorizing payment to all property owners in the Marina "G" Blocks Underground Utility District as reimbursement for electrical service underground conversion work done on private property whenever the required length of trenching exceeds 15 feet; authorizing the City Auditor and Comptroller to return to San Diego Gas & Electric Company any undisbursed funds upon written notice from SDG&E that all electric service conversions within a particular district have been completed.

CITY MANAGER SUPPORTING INFORMATION: The Marina "G" Blocks Underground Utility District was created by the City Council on May 20, 1986. The resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set the following Customer Ready Dates, which will require that, upon those dates, all affected customers within the district must have their services prepared to receive service from the new underground system, and will also establish the following Pole Removal Dates, which will require that, upon those dates, all overhead facilities within the district must be removed.

The utility companies concur with these dates:

Phase	Customer Ready Date	Pole Removal Date
1-A	August 1, 1990	September 30, 1990
1-B	August 1, 1990	September 30, 1990
2-A	September 30, 1990	October 31, 1990
2-B	August 1, 1990	October 31, 1990
3	October 1, 1990	December 31, 1990

Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

FILE LOCATION: Subitems A, B, C, D, E, F STRT K-162

COUNCIL ACTION: (Tape location: E491-584.)

MOTION BY ROBERTS TO CONTINUE TO JULY 17, 1990 FOR A RESPONSE FROM CCDC. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-91-15) ADOPTED AS RESOLUTION R-276129

Authorizing the sale by negotiation of the sewer and drainage easements in Lots 1, 2 and 3 of MBM West, Map-12358, determined to be surplus, in the amount of \$29,000 to MBM West I; quitclaim deed, quitclaiming to MBM West I, those easements; declaring that no broker's commission shall be paid by the City on the negotiated sale.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The owners and developers of "MBM West" condominium project, located on the north side of Camino de la Reina between Camino de la Siesta on the west and Camino del Arroyo on the East, in Mission Valley, have requested abandonment of sewer and drainage easements. Construction is underway, and both the sewer easement and the drainage easement have been replaced or relocated. The subject easements were reviewed by all concerned departments and all have concluded there is no present or prospective public need for the easements; therefore, abandonment is recommended. WU-PR-90-188.

FILE LOCATION: DEED F-5307 DEEDFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-91-63) ADOPTED AS RESOLUTION R-276130

Vacating the City's interest in an unneeded electrical easement affecting Lot 12 of Friars Mission Center, Map-12245, pursuant to Section 8300 et seq. of the Streets and Highways Code.

(Mission Valley Community Area. District-5.)

FILE LOCATION: DEED F-5308 DEEDFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-91-72) ADOPTED AS RESOLUTION R-276131

Excusing Mayor Maureen O'Connor from attending the regularly scheduled Council meeting of June 18, 1990, and Rules Committee meeting of June 20, 1990, due to other out of town City business, relating to the U.S. Conference of Mayors.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-90-2302) ADOPTED AS RESOLUTION R-276132

Excusing Councilmember Linda Bernhardt from attending the Transportation and Land Use Committee meeting of June 11, 1990, due to illness; excusing Councilmember Bernhardt from attending the Housing Commission meeting of June 4, 1990, due to her attendance at the APTA Rapid Transit Conference

in Vancouver as a representative of MTDB; excusing Councilmember Bernhardt from attending the Housing Commission and Council meetings of July 2 and 3, 1990, to attend to personal business matters.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-116: (R-91-11) CONTINUED TO JULY 17, 1990

Authorizing and approving the request of Triple Crown Youth Coalition for a waiver of fees in the amount of \$530 in connection with the use of the Municipal Gym by Triple Crown Youth Coalition "Shoot-out Against Drugs" basketball tournament on April 28, 1990.

(See Committee Consultant Analysis PFR-90-11.)

COMMITTEE ACTION: Reviewed by PFR on 6/13/90.
Recommendation to waive the fees in the amount of \$530.
Districts 1, 6 and 8 voted yea. District 7 voted nay. District 3 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E472-474.)
MOTION BY PRATT TO CONTINUE ITEMS 116, 117, 118, 201, S402, and S405 TO JULY 17, 1990, DUE TO LACK OF TIME. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-117: (R-91-12) CONTINUED TO JULY 17, 1990

Authorizing and approving the request of Skills Centers of America for a waiver of fees in the amount of \$1,582, being 50 percent of the fees charged, for the use of the Torrey Pines Golf Course by Skills Centers of America for its Celebrity Golf Tournament on May 18-19, 1990.

(See Committee Consultant Analysis PFR-90-9.)

COMMITTEE ACTION: Reviewed by PFR on 6/13/90. Recommendation to waive fees in the amount of \$1,582. Districts 1, 6 and 8 voted yea. District 7 voted nay. District 3 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E472-474.)
MOTION BY PRATT TO CONTINUE ITEMS 116, 117, 118, 201, S402, and S405 TO JULY 17, 1990, DUE TO LACK OF TIME. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor

O'Connor-yea.

ITEM-118: (R-91-13) CONTINUED TO JULY 17, 1990

Authorizing and approving the request of Sickle Cell Celebrity Golf Classic for a waiver of fees in the amount of \$5,235, in connection with the use of Torrey Pines Golf Course on June 4, 1990, for the Sickle Cell Celebrity Golf Classic.

(See Committee Consultant Analysis PFR-90-10.)

COMMITTEE ACTION: Reviewed by PFR on 6/13/90. Recommendation to waive fees in the amount of \$5,235. Districts 1, 6 and 8 voted yea. District 7 voted nay. District 3 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E472-474.)

MOTION BY PRATT TO CONTINUE ITEMS 116, 117, 118, 201, S402, and S405 TO JULY 17, 1990, DUE TO LACK OF TIME. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-119: (R-90-2319) ADOPTED AS RESOLUTION R-276133

Prohibiting commercial vehicles with a gross vehicle weight rating of over 10,000 pounds from operating on Muirlands Drive between Nautilus Street and Muirlands Vista Way pursuant to California Vehicle Code Section 35-700 et seq.; authorizing the installation of the necessary signs and markings; declaring that the regulations shall become effective upon the installation of such signs.

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Muirlands Drive between Nautilus Street and Muirlands Vista Way is a classified two-lane collector street. Our investigation has shown that this is not a major truck route, and is not a desirable route for trucks to use as a shortcut. Due to the steep grades and sharp curves throughout the subject street, a truck route prohibition of commercial vehicles with a gross vehicle weight rating of over five tons is recommended to improve the overall safety of this road. Trucks making local deliveries and providing services on Muirlands Drive will still be permitted to use the roadway.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-120: (R-90-2320) ADOPTED AS RESOLUTION R-276134

Prohibiting commercial vehicles with a gross vehicle weight rating of over 10,000 pounds from operating on Margerum Avenue between Navajo Road and Mission Gorge Road pursuant to California Vehicle Code Section 35700 et seq.; authorizing the installation of the necessary signs and markings; declaring that the regulations shall become effective upon the installation of such signs.

(Navajo Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: Margerum Avenue between Navajo Road and Mission Gorge Road is a classified two-lane collector street. Our investigation has shown that this is not a major truck route, and should not be used by trucks as a shortcut. Due to the steep grades and sharp curves throughout the subject street, a truck route prohibition of commercial vehicles with a gross vehicle weight rating of over five tons is recommended to improve the overall safety of this road. Trucks making local deliveries and providing service on Margerum Avenue will still be permitted to use the roadway. A nearby alternate route would be Navajo Road and Jackson Drive.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-121: (R-90-2294) ADOPTED AS RESOLUTION R-276135

Establishing a truck route prohibition of commercial vehicles with a gross vehicle weight rating of over 10,000 pounds on Rolando Boulevard between El Cajon Boulevard and University Avenue; authorizing the installation of the

necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

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

CITY MANAGER SUPPORTING INFORMATION: Rolando Boulevard between El Cajon Boulevard and University Avenue is a classified two-lane collector street. This section of Rolando Boulevard is 30 feet wide. The road is currently striped with a double yellow centerline and allows parking on both sides of the street. Due to the existing steep grades, curves, limited width, and residential character of this section of Rolando Boulevard, a truck route prohibition of commercial vehicles with a gross vehicle weight rating over five tons is recommended in

order to improve the overall traffic conditions on this road. Trucks making local deliveries and providing service on Rolando Boulevard will still be permitted to use the roadway. This prohibition has been requested by the Rolando Community Council.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-122: (R-90-2275) ADOPTED AS RESOLUTION R-276136

Authorizing the Purchasing Agent to transfer the ownership of the 1959 Seagraves Fire Apparatus No. FO-1202 to the Pioneer Hook and Ladder Company.

(District-8.)

CITY MANAGER SUPPORTING INFORMATION: Apparatus No. FO-1202, a 1959 Seagraves Triple Combination Pumper, was declared surplus in June, 1986 and relocated to the Pioneer Hook and Ladder Company in June, 1988. Following restoration by Pioneer Hook and Ladder, the thirty-year old vehicle will be exhibited at the Firehouse Museum. Pioneer Hook and Ladder Company is a non-profit organization dedicated to preserving fire protection history, particularly in San Diego. Its collection of artifacts and memorabilia is located at the Firehouse Museum, 1572 Columbia Street. The addition of Apparatus No. FO-1202 to its exhibit will further educate local residents and visitors in the development of the fire service in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-123: (R-91-14) ADOPTED AS RESOLUTION R-276137

Authorizing the execution of a 15-year lease agreement with Elementary Institute of Science for the use of City-owned property at 608 51st Street, for the purpose of providing instruction in the principles of science to elementary and secondary school children, at the rental of \$1.00.

(Encanto Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: The Elementary Institute of Science has been serving San Diego County Elementary and secondary school students in the principles of science since October, 1965. The Institute has leased the City-owned building at 608 51st Street, a former residence containing approximately 2,332 square feet, under various agreements since 1968. It presently occupies the premises under a 10-year lease which expired on April 30, 1990. The Institute is now on a month-to-month holdover pending the approval of this new agreement. The institute pays for all utilities and maintenance of the property and maintains liability and fire insurance policies which name the City as an additional insured. This proposal will extend the lease for 15 years on a continuing token rental basis in light of the service provided to the community.

FILE LOCATION: LEAS - Elementary Institute of Science
LEASFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-124: (R-90-2293) ADOPTED AS RESOLUTION R-276138

Authorizing the execution of an agreement with James M. Montgomery Consulting Engineers, Inc., for professional

services in connection with design of the Otay Second Pipeline, Phase III, together with any reasonably necessary modifications or amendments which do not increase the

project's scope or cost and which the City Manager shall deem necessary to carry out the purposes and intent of this project and agreement; authorizing the City Auditor and Comptroller to transfer the amount of \$1,773,898 within Water Revenue Fund No. 41502, Water Construction Outlay (70592), from CIP-73-250.0, Otay Mesa Reservoir, to CIP-73-286.2, Otay Second Pipeline; authorizing the expenditure of an amount not to exceed \$1,773,989 from Water Revenue Fund No. 41502, CIP-73-286.2, Otay Second Pipeline, for the purpose of providing funds for the above project; authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances warrant.

(Districts-3 and 4.)

CITY MANAGER SUPPORTING INFORMATION: The 40-inch-diameter Otay Second Pipeline was built in the late 1920's and is approximately 8.5 miles long. It runs through four tunnels on the Otay Ranch, crosses the Sweetwater River and State Highway 94. These complex crossings, and the related environmental and feasibility issues surrounding its proposed alignment through the various jurisdictional authorities, have made it necessary to seek the specialized services and expertise of an engineering consultant. Advertisement for engineering services for the Otay Second Pipeline Phase III was published in the San Diego Daily Transcript on June 23, 1989. Four firms selected by the City's Consultant Nominating Committee were interviewed on September 14, 1989 in conformance with Council Policy 300-7. James M. Montgomery Consulting Engineers, Inc. (JMM) was selected. Subconsultants will perform 42 percent of the work, including 5.1 percent WBE and 28.8 percent MBE. Subconsultants' tasks are as follows: BMA - Environmental 8 percent; DEC (WBE) - Corrosion 2.2 percent, GCI (MBE) - Geotechnical, and Tunneling 24.3 percent; USA (WBE) - Traffic 2.9 percent; WA (MBE) - Aerial Survey 4.5 percent.

Aud. Cert. 9001077.

WU-U-90-157.

FILE LOCATION: MEET CCONFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed

by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-125: (R-90-2273) ADOPTED AS RESOLUTION R-276139

Authorizing the execution of a fourth amendment to a lease agreement with Witman Ranch, Inc., for the purpose of deleting approximately 0.5 acres from the approximately 155-acre San Pasqual leasehold.

(San Pasqual Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The Sloop and Witman lease agreement (Document No. 713434) involves 155 acres of City-owned land in San Pasqual Valley which is used for growing citrus. The City is paid a minimum annual rent of \$10,000 or a percentage rent of 25 percent of the annual gross income, whichever is greater. In the past, the rent has ranged from \$120,000 to \$195,000, depending upon the crop and the market conditions. CalTrans requires approximately .5 of an acre of the leasehold, plus a working easement for realignment of Highway 78 Bridge over the Santa Ysabel Creek. This will result in the loss of a number of orange trees, plus a portion of an 8-inch irrigation line. The amendment deletes Exhibit A showing the leased premises from the agreement and replaces it with a new Exhibit A outlining the new leasehold boundary. A separate agreement between the City, Mr. Witman and CalTrans provides that all proceeds received from CalTrans for the loss of improvements due to the realignment of the bridge are to be paid to the City. Based on the percentage rent, 25 percent of the proceeds will be retained by the City; 75 percent will be disbursed to Mr. Witman who planted the trees and installed the pipeline. The amendment has been reviewed by the Planning Department and the Joint Powers Authority of the San Dieguito River Valley Park.

FILE LOCATION: LEAS - Witman Ranch, Inc. LEASFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-126: (R-90-2284) ADOPTED AS RESOLUTION R-276140

Authorizing the execution of an agreement with the San Diego Community College District providing that police officers from the San Diego Police Department serve as instructors in identified State approved subject matter areas of Police academy classes offered by the District at Miramar College from July 1, 1990, through June 30, 1995.

CITY MANAGER SUPPORTING INFORMATION: This is a renewal of a contract for instructional services between the City of San Diego and the San Diego Community College District. The previous contract eliminated the problem of the Core Instructors working for both the City and the District, and being paid by both entities. Prior to the previous contract officers had to adjust their working hours or utilize personal leave time to fulfill their City job responsibilities. The contract renewal would allow the Core Instructors to continue to be paid by the City for teaching during their normal work shift. The City would continue to invoice the District at the standard hourly faculty teaching rate.

FILE LOCATION: MEET CONFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-127: (R-91-2) ADOPTED AS RESOLUTION R-276141

Authorizing the execution of a five-year Use and Occupancy Agreement with the United States Department of Justice, Immigration and Naturalization Service, Border Patrol, for the Border Patrol's continued use of eight square feet of the City's vault and antenna site at San Ysidro for communication purposes, at a yearly rental of \$1,200. (San Ysidro Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: In 1984 the City Council authorized a five-year permit with the United States Department of Justice (Border Patrol) for its continued use of eight square

feet of the City's vault and antenna site at San Ysidro. The Border Patrol has maintained equipment at the site since 1979, providing communication facilities serving Brown Field, San Ysidro, and the Chula Vista area. The Border Patrol currently

pays \$600 annually in rent under the existing permit, which expired September 30, 1989 and is presently extended on a month-to-month holdover basis. The Border Patrol wishes to renew the agreement for another five years. Terms and conditions of the permit are basically the same as in the existing agreement except:

- 1 - Either party may terminate the agreement upon providing 30 days' written notice.
- 2 - Rent is subject to annual CPI adjustments.
- 3 - Annual rent has been increased to \$1,200.

The agreement is renewed on a yearly basis by the Department of Justice provided federal funds are available for payment of rent.

FILE LOCATION: LEAS - United States Department of Justice,
Immigration and Naturalization Service,
Border Patrol LEASFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-128: (R-90-2296) ADOPTED AS RESOLUTION R-276142

Approving Change Order No. 1, issued in connection with the contract with O.B. Cannon & Son, Inc. for the recoating of the S-1 Digester located at the Point Loma Wastewater Treatment Plant, amounting to a net increase in the contract price of \$59,520; authorizing the expenditure of an amount not to exceed \$59,520 from Sewer Revenue Fund No. 41506 to augment the expenditures authorized for the project.

(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: This project provides for repairs and recoating of the interior walls and roof structure of the S1 Digester located at the Pt. Loma Wastewater Treatment Plant. The additional requested funds are needed to supplement the contingencies set aside for this project. During the construction sand blasting operation, the contractor found that the overlapping underside steel plates of the roof structure were not welded, as had been expected. These overlapping plates create voids which promote corrosion.

Because of the highly corrosive atmosphere in the digester, it is very important to seal these voids. Change Order No. 1 will provide for the application of a caulk grade joint compound to all areas of the roof where the over-lapping of the steel plates have created voids. This request will provide additional project funds to finance the work done under Change Order No. 1. Aud. Cert. 9001079. WU-E-90-176.

FILE LOCATION: CONT - O.B. Cannon & Son, Inc.
CONTFY91-1

COUNCIL ACTION: (Tape location: E443-472.)
CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-129:

Three actions relative to Geotechnical Consultant Services Agreements:

Subitem-A: (R-90-2312) ADOPTED AS RESOLUTION R-276143

Authorizing the execution of an agreement with Geocon, Inc.

Subitem-B: (R-90-2313) ADOPTED AS RESOLUTION R-276144

Authorizing the execution of an agreement with Robert Prater Associates.

Subitem-C: (R-90-2314) ADOPTED AS RESOLUTION R-276145

Authorizing the execution of an agreement with GeoBase.

CITY MANAGER SUPPORTING INFORMATION: These agreements will provide professional consultant services to review and evaluate geotechnical reports prepared by private engineers in connection with Land Development and Public Improvement Permits issued by the Engineering and Development Department. The consultants will recommend necessary changes and modifications on plans and reports in order to conform to the City of San Diego Standard Specifications. Similar contracts have been utilized and approved by the City Council in the past. Letters of Interest were solicited from qualified consultants by advertisements appearing in the San Diego Daily Transcript on February 16,

1990. After reviewing the data submitted by 12 firms, 8 firms were interviewed by our staff and they recommended the following three: 1) Geocon, Inc., 2) Robert Prater Associates (RPA) and 3) GeoBase. These agreements are for a one-year period for a maximum fee of \$45,000 for each firm.
Aud. Cert. 9100029.

FILE LOCATION: Subitems A, B, C MEET CCONFY91-3

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-130:

Two actions relative to the results of the June 5, 1990

Special Municipal Election:

Subitem-A: (R-91-70) ADOPTED AS RESOLUTION R-276146

Declaring the results of the Special Municipal Election held in the City of San Diego on June 5, 1990.

Subitem-B: (R-91-76) ADOPTED AS RESOLUTION R-276147

Declaring the results of the Special Municipal Bond Election held in the City of San Diego on June 5, 1990.

FILE LOCATION: Subitems A and B MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-200:

Four actions relative to taxation:

Subitem-A: (O-91-4) CONTINUED TO JULY 23, 1990

Introduction of an Ordinance to amend Chapter III, Article 5, of the San Diego Municipal Code, relating to Transient

Occupancy Taxes, to include Recreational Vehicle/Camping sites as a category of facility upon which TOT is imposed.

CITY MANAGER SUPPORTING INFORMATION: On June 28, 1990, the City Council directed staff to draft an amendment to the Transient Occupancy Tax Ordinance to impose the tax upon transient Recreational Vehicle/Camping space site rentals. The tax rate to be imposed on transient RV/Camping space site rentals shall be the same rate imposed upon hotel structures; and, rentals of \$20 or less per day shall be exempt. All revenues collected by the City as a result of this amendment of the Transient Occupancy Tax Ordinance shall be deposited to the General Fund of the City (Fund No. 100) and be used for general governmental purposes as the City Council may from time to time provide in accordance with the City Charter of the City of San Diego and its appropriation ordinances.

Subitem-B: (O-91-3) TRAILED TO JULY 17, 1990

Introduction of an Ordinance to amend Chapter III, Article 1 of the San Diego Municipal Code, relating to Business Taxes, to increase the business tax to \$125 per business plus \$5.00 per employee; and to \$125 per business plus \$5.00 per space.

CITY MANAGER SUPPORTING INFORMATION: On June 28, 1990, the City Council directed staff to draft an amendment to the

Business Tax Ordinance to increase the Business Tax to \$125 per business plus \$5 per employee (or \$5 per unit in the case of groups of sellers). Currently businesses pay a rate of \$30 plus \$4 per employee. All revenues collected by the City as a result of this amendment shall be deposited into the General Fund of the City (Fund No. 100) and used for general governmental purposes as the City Council may from time to time provide in accordance with the City Charter of the City of San Diego and its appropriation ordinances.

Subitem-C: (O-91-6) TRAILED TO JULY 17, 1990

Introduction of an Ordinance to amend Chapter III, Article 1, of the San Diego Municipal Code, relating to Rental Unit Business Taxes, to establish a rental unit tax of \$40 per property plus \$3.00 per unit on all residential property.

CITY MANAGER SUPPORTING INFORMATION: On June 28, 1990 the City Council directed staff to draft an amendment to the Business Tax Ordinance to establish a rental unit tax rate of \$40 per property plus \$3.00 per unit on all residential property. Currently, residential property owners play a tax of

\$30 plus \$2.00 per unit for 6 units or more. All revenues collected by the City as a result of this amendment shall be deposited into the General Fund of the City (Fund No. 100) and used for general governmental purposes as the City Council may from time to time provide in accordance with the City Charter of the City of San Diego and its appropriation ordinances.

Subitem-D: (O-91-7) CONTINUED TO JULY 23, 1990

Introduction of an Ordinance adding Chapter III, Article 8, to establish a Transient Transportation Tax, of 3 percent upon the cost of passenger vehicle rentals of 30 days or less which originate within the City of San Diego.

CITY MANAGER SUPPORTING INFORMATION: On June 28, 1990, the City Council directed staff to draft an ordinance to establish a Transportation Tax of 3 percent upon the cost of passenger vehicle rentals of 30 days or less which originate within the City of San Diego. The tax rate on transient passenger vehicle rentals shall be imposed upon the total cost of vehicle rentals except for other local, state, or federal taxes. All revenues collected by the City as a result of establishing a Transient Transportation Tax shall be deposited into the General Fund of the City (Fund No. 100) and be used for general governmental purposes as the City Council may from time to time provide in accordance with the City Charter of the City of San Diego and its appropriation ordinances.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E589-G100.)

MOTION BY ROBERTS TO TRAIL SUBITEM-B TO JULY 17, 1990 FOR RECOMMENDATIONS FROM THE BUSINESS IMPROVEMENT ORGANIZATIONS.

Second by Pratt. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, O'Connor-yea.

MOTION BY PRATT TO CONTINUE SUBITEM-D TO JULY 23, 1990 TO BE CONSIDERED AT THE TIME THE APPROPRIATION ORDINANCE IS TAKEN.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

MOTION BY ROBERTS TO TRAIL SUBITEM-C TO JULY 17, 1990, FOR FULL COUNCIL. Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-not

present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

MOTION BY ROBERTS TO CONTINUE SUBITEM-A TO JULY 23, 1990, AT HIS REQUEST TO MEET WITH STAFF. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

ITEM-201: (O-91-5) CONTINUED TO JULY 17, 1990

Introduction of an Ordinance amending Chapter II, Article 2, of the San Diego Municipal Code by amending Section 22.1901, to delete the Department of Intergovernmental Relations and creating in lieu thereof a new Department of Legislative Services; amending Section 22.0101, Rule 15, relating to Committee Staff; amending Section 22.1801 relating to City Departments; and repealing Sections 22.2301 and 22.2302 relating to the Department of Legislative Analyst.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E472-474.)

MOTION BY PRATT TO CONTINUE ITEMS 116, 117, 118, 201, S402, and S405 TO JULY 17, 1990, DUE TO LACK OF TIME. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-202: (R-91-67) CONTINUED TO JULY 30, 1990, 2:00 P.M. TIME CERTAIN

Declaring opposition to the aerial spraying of poisonous pesticides, including Malathion, in residential areas, without a full public review process to include noticed public hearing; endorsing legislation, (e.g., AB 2644) that would:

- (a) promote research and implementation of alternative pest control and eradication programs;
- (b) require risk assessments, i.e., a finding that no significant risk is presented before aerial spraying can be authorized;
- (c) require assessments of cumulative and other impacts

- from multiple applications of pesticides;
- (d) prohibit multiple applications of pesticides over urban areas;
 - (e) provide a process to challenge eradication authorizations;
 - (f) require written findings to assure that in any urban eradication program, the least possible amount of pesticide is used; the use of pesticide will not result in substantial risk to non-target plants, insects, animals, or the environment; substantial secondary pest outbreaks or pest resistance will not occur;
 - (g) ensure full public notice and warnings;
 - (h) require that the cost of pest eradication programs which benefit a specific industry be funded through industry-supported accounts and that such programs include funding for adequate monitoring and citizen notifications, education, outreach, assistance, and health care.

Directing the City Manager and other City officials to work with local government officials from other agencies to minimize any harmful effects to encourage enactment of the City's legislative program; denying the use of City-owned airports for aerial spraying and further directing that the County of San Diego and the San Diego Unified Port District be requested to follow the same action.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C178-180.)

MOTION BY BERNHARDT TO CONTINUE TO JULY 30, 1990, 2:00 P.M. TIME CERTAIN DUE TO LACK OF TIME. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

ITEM-203: (R-90-2321) ADOPTED AS RESOLUTION R-276148

Accepting City Manager Report CMR-90-304, in connection with the Mission Bay Park Shoreline Stabilization and Restoration Project Plan.

(See City Manager Report CMR-90-304. Mission Bay Community Area. District-6.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-S400: (R-91-96) ADOPTED AS RESOLUTION R-276149

Authorizing the City Manager, as discussed during the June 28, 1990, budget deliberations, to implement a revised fee schedule for the Convention and Performing Arts Center (CPAC) for the period of July 1, 1990 through June 30, 1991.

(See City Manager Report CMR-90-270.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

* ITEM-S401: (R-91-91) ADOPTED AS RESOLUTION R-276150

Authorizing the execution of a loan agreement with San Diego Gas and Electric Company for the use of two natural gas vehicles, with any reasonably necessary modifications or amendments which do not increase project scope or cost which the City Manager shall deem necessary to carry out the purposes and intent of this project and agreement.

CITY MANAGER SUPPORTING INFORMATION: On June 13, 1990 the City received two passenger vehicles (Buick La Sabre) from SDG&E. These vehicles were retrofitted to use compressed natural gas as fuel. The agreement with SDG&E is for the City

to use the vehicles for six months. The purpose is to give the City the opportunity to experience and evaluate natural gas fueled vehicles. Last year, the City had a similar loan agreement with SDG&E. Two electric powered vans were tested.

FILE LOCATION: MEET CONTFY91-1

COUNCIL ACTION: (Tape location: E443-472.)

CONSENT MOTION BY BERNHARDT TO ADOPT. Second by Pratt. Passed

by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-S402: (R-91-84) CONTINUED TO JULY 17, 1990

Council confirmation of the appointment by the Mayor of Judith L. Bauer to serve as Director of the Department of Legislative Services, to be effective upon the creation of the department.

NOTE: See Item 201 on the regular docket of July 16, 1990 for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E472-474.)

MOTION BY PRATT TO CONTINUE ITEMS 116, 117, 118, 201, S402, and S405 TO JULY 17, 1990, DUE TO LACK OF TIME. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-S403: (O-90-207) CONTINUED TO JULY 23, 1990

(Continued from the meetings of June 25, 1990, Item 200, and July 9, 1990, Item 200; last continued to revise the Ordinance.)

Introduction of an Ordinance changing and reestablishing the boundary lines of the Districts within the City of San Diego for the purpose of nominating members of the City Council and repealing Ordinance O-15370 (NS) adopted on October 27, 1980.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A100-C090.)

Motion by Pratt to continue to July 23, 1990. Second by Henderson. Motion withdrawn.

Motion by Hartley to reconsider Council action of July 9, 1990, for the purpose of setting two Council workshops on July 23 and July 30, 1990 at 7:00 p.m. for the purpose of taking public comment. Second by Bernhardt. No vote.

MOTION BY ROBERTS TO CONTINUE TO JULY 23, 1990, 7:00 P.M. WITH

TWO ALTERNATIVE ORDINANCES. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

Motion by Bernhardt to set the final hearing for the ordinance on September 10, 1990, at 7:00 p.m. Second by Hartley. Failed by the following vote: Yeas-3,5,8. Nays-2,6,M. Not present-1,4,7.

ITEM-S404: (R-90-2285) ADOPTED AS RESOLUTION R-276151

(Continued from the meeting of July 9, 1990, Item 113, at Councilmember Roberts' request, for a corrected Resolution.)

Recognizing Dr. Brad Bartell, who has directed the archaeological dig at the Presidio for three years, for his outstanding contribution to the Presidio and to the history of San Diego.

(District-2.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C109-158.)

MOTION BY ROBERTS TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

ITEM-S405: (O-90-209) CONTINUED TO JULY 17, 1990

(Continued from the meeting of July 10, 1990, Item 336, at Councilmember Wolfsheimer's request, due to lack of time.)

A proposal to amend the Resource Protection Ordinance, Article 1, Division 4, Section 101.0462 of the San Diego Municipal Code to delete the Black Mountain Road, and County Island Annexation areas from Paragraph E., Exclusions.

(District-5.)

Introduction of an Ordinance deleting the exclusions for Black Mountain Road Assessment District, and the County Island from the Resource Protection Ordinance, Section 101.0462, Paragraphs E4, 5 and 6 of the Municipal Code.

NOTE: The portion regarding Miramar Ranch North was continued to July 31, 1990.

FILE LOCATION: LAND - Miramar Ranch North Community Plan

COUNCIL ACTION: (Tape location: E472-474.)

MOTION BY PRATT TO CONTINUE ITEMS 116, 117, 118, 201, S402, and S405 TO JULY 17, 1990, DUE TO LACK OF TIME. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-yea.

ITEM-S406: UNFINISHED BUSINESS TO JULY 17, 1990

(Subitem C was continued from the meeting of May 8, 1990, Item 333B, at Councilmember Henderson's request, to be heard with other planning issues after review by the Pacific Beach Community Planning Group; Continued from the meeting of July 10, 1990, Item 339, at Councilmember Henderson's request, due to lack of time and for full Council.)

Matter of areas that have been proposed in the Pacific Beach community to be classified as protected single-family neighborhoods. The areas proposed for single-family protection are already zoned and designated in the Pacific Beach Community Plan for low density, single-family residential development.

Upon adoption of the protected single-family neighborhood maps by City Council, those multi-family areas of the community not mapped as protected single-family neighborhoods will be released from the provisions of the Single-Family Neighborhood Protection Ordinance (O-17250 N.S.), adopted on February 21, 1989. Subsequently, property owners in these areas will be able to apply for permits to construct multi-family residential developments. While the Planning Department is not recommending any changes to the existing multi-family densities in the

community, the City Council could decide to designate existing multi-family zoned areas as protected single-family, and rezone properties to a single-family zone.

(District-6.)

Subitem-A: (O-90-206)

Introduction of an Ordinance rezoning various properties in the Pacific Beach Community Planning Area into R1-5000 Zone

to comply with the single-family neighborhood classification map for Pacific Beach.

Subitem-B: (R-90-2198)

Adoption of a Resolution approving an amendment to the Pacific Beach Community Plan, adopted 12/13/83, which changes the recommended residential densities in various areas of the planning area from a maximum of 29 dwelling units per acre to a maximum of 9 dwelling units per acre; this amendment shall not become effective within the areas of Pacific Beach within the jurisdiction of the California Coastal Commission until the Commission unconditionally certifies this amendment as a Local Coastal Program Amendment; adopting an amendment to the Progress Guide and General Plan for the City of San Diego to incorporate the amended plan.

Subitem-C: (R-90-995)

Adoption of a Resolution approving the protected single-family neighborhood map in the Pacific Beach area and releasing certain property from the provisions of the Single-Family Neighborhood Protection Ordinance.

NOTE: The following motion by Councilmember Henderson is on the floor:

1. Direct Planning Department to prepare an Ordinance forbidding tandem parking for all future Pacific Beach residences, and return with it to Council within 30 days.
2. Rezone 6 predominantly single-family blocks from R-1500 to R-5,000: 1900 Block of Chalcedony St.; 2000 Block of Chalcedony St.; 4700 Block of Academy Place; 1600 Block of Missouri St.; 4000 Block of Honeysutt St.; 1900 Block of Pacific Beach Drive.
3. Rezone all other R-1500 multi-family property in Pacific Beach to R-3,000 (excepting Grand Avenue, Garnet and Hornblend).
4. Direct Planning Department to prepare a multi-family design ordinance for the coastal portion of Pacific Beach and return with it to Council within 60 days.

FILE LOCATION: Subitems A, B, and C LAND - Pacific Beach Community Plan

COUNCIL ACTION: (Tape location: C196-E443.)

Hearing began 3:40 p.m. and halted 5:20 p.m.

Testimony in opposition by Donald Worley, Chungil Rho, Lalita Rho, Carl Ludlow, Norman York, Mary Jane Fawcett, Frank Rys,

Stephanie Murphy, Julianne Wollas, Matt Peterson, Bruce Johnson, Helene Milman, and Mike deDomenico.

The hearing was closed.

Motion by Henderson to 1. direct the Planning Department to prepare an Ordinance precluding tandem parking from being credited for more than one parking space for purposes of meeting parking requirements in Pacific Beach. 2. Rezone 6 predominantly single-family blocks from R-1500 to R-5000.

3. Rezone all other R-1500 multi-family property in Pacific Beach to R-3000 excepting Grand Avenue, Garnet and Hornblend.

4. Direct Planning Department to prepare a multi-family design ordinance for the coastal portion of Pacific Beach and return with it to Council within 60 days. 5. Direct the preparation of an ordinance to extend the single-family ordinance in Pacific Beach until such time as a final decision is made on other items. Second by Mayor O'Connor for purpose of discussion.

Failed by the following vote: Yeas-5,6,M. Nays-1,2,4. Not present-3,7,8.

Motion by Henderson to introduce Subitem-A to rezone the 6 blocks to R1-5000. Second by Mayor O'Connor. Failed by the following vote: Yeas-6,M. Nays-1,2,4,5. Not present-3,7,8.

Motion by Henderson to continue the item 60 days. No second.

Motion by Roberts to approve No. 1 of Council Member Henderson's motion, eliminate No. 2, change No. 3 to R-2500 instead of R-3000, and modify No. 4 to include all parts of Pacific Beach. Second by Bernhardt. By common consent the question was divided.

The vote to direct the Planning Department to prepare an ordinance for not giving credit for tandem parking in Pacific Beach to a greater extent of one unit to meet the parking requirement standards passed by the following vote:

Yeas-1,2,3,4,5,M. Not present-3,7,8.

The vote was taken on the portion of the motion, No. 3, to direct the City Attorney to prepare language for an ordinance to rezone all other R-1500 multi-family property in Pacific Beach to R-2500, except Garnet, Grand, and Hornblend, and additionally direct the City Attorney to prepare language to rezone to R-3000, and bring both ordinances back to Council in 60 days.

Failed by the following vote: Yeas-2,5,6,M. Nays-1,4. Not present-3,7,8.

Motion by Roberts to approve a portion of No. 4 of Council Member Henderson's motion to direct the Planning Department to prepare a multi-family design ordinance for Pacific Beach, with a single-unit in front and additional units behind and to make

recommendations whether it could apply city-wide. Second by Henderson. Passed by the following vote: Yeas-2,3,4,5,6,M. Nay-1. Not present-7,8.

Motion by Roberts to direct the City Attorney and Planning Department to prepare an emergency ordinance to extend the single-family ordinance for Pacific Beach until such time as a final decision is made on other items. Second by Henderson. Passed by the following vote: Yeas-1,2,3,5,6,M. Nays-4. Not present-7,8.

NON-DOCKET ITEMS:

ITEM-ND-1: REFERRED TO CITY MANAGER

Consideration of a memo from the State regarding a special Legislature budget meeting in the evening to consider taxing cities.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G040-107.)

MOTION BY PRATT TO ACCEPT THE ITEM FOR CONSIDERATION. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

MOTION BY PRATT TO REFER THE MATTER TO THE CITY MANAGER TO CONTACT OTHER CITIES AND THE COUNTY TO ASK THEM TO CONTACT THE STATE LEGISLATURE TO EXPRESS OPPOSITION TO THE TAXATION OF CITIES. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Captain Don Romeo regarding the role of the United States Merchant Marine Service during World War II.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: G107-150.)

PUBLIC COMMENT:
ITEM-PC-2:

Comments by Don Stillwell regarding government structure
for a united city.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: G150-180.)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 6:26 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G213).