

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, SEPTEMBER 24, 1990
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Wolfsheimer at 2:09 p.m. Deputy Mayor Wolfsheimer made opening remarks addressing the Council Members to set aside differences concerning redistricting and demonstrate their leadership talents and expertise in the special issues and interests that each member has. Deputy Mayor Wolfsheimer adjourned the meeting at 5:56 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-excused by R-276414
(City Trade Mission in Tokyo, Japan)
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-excused by R-276694
(illness)
 - (3) Council Member Hartley-present
 - (4) Council Member Pratt-present
 - (5) Council Member Bernhardt-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour (eb)

FILE LOCATION: MINUTES

Sep-24-1990

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member Hartley-not present

- (4) Council Member Pratt-present
- (5) Council Member Bernhardt-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

Sep-24-1990

ITEM-10: INVOCATION

Invocation was given by Dr. Clayton Schletewitz, First Christian Missionary Alliance.

FILE LOCATION: MINUTES

Sep-24-1990

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Hartley.

FILE LOCATION: MINUTES

ITEM-30: PRESENTATION MADE

In the matter of a presentation by Cabrillo Festival, Inc.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A121-153.)

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

Sep-24-1990

ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

07/30/90

07/31/90

07/31/90 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A153-158.)

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

ITEM-32: GRANTED HEARING

Matter of the request of Saul Haimowitz / Matthew Roth, by Lynne L. Heidel of Peterson and Price, from the decision of the Planning Commission in denying Coastal Development Permit CDP-89-0525, proposing the demolition of an existing two-unit building and the construction of a three-story, 11-unit condominium complex. The subject property is located at 302 San Antonio Avenue, in Zone R-600, in the Peninsula community plan area, and is further described as portions of Lots 3 and 4, Block 121, Map-37.

(CDP-89-0525. District-2.)

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

FILE LOCATION: PERM-CDP-89-0525

COUNCIL ACTION: (Tape location: A158-170.)

MOTION BY McCARTY TO GRANT THE REQUEST FOR A HEARING OF THE APPEAL ON THE FINDING THAT NEW INFORMATION IS NOW AVAILABLE.

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

* ITEM-50: (O-91-112) ADOPTED AS ORDINANCE O-17528 (New
Series)

Amending Chapter X, Article 2, of the San Diego Municipal
Code by amending Section 102.0406.0611, relating to the
Scripps Miramar Ranch Community Planning Area.
(Scripps Miramar Ranch Community Area. District-5.
Introduced on 9/10/90. Council voted 9-0.)

FILE LOCATION: LAND - Scripps Miramar Ranch Community
planning Area

COUNCIL ACTION: (Tape location: A250-270.)
CONSENT MOTION BY HENDERSON TO DISPENSE WITH THE READING AND
ADOPT. Second by Hartley. Passed by the following vote:
Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea,
Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

* ITEM-51: (O-91-27) ADOPTED AS ORDINANCE O-17529 (New
Series)

Incorporating 15.54 acres, located south and north of Calle
Cristobal/Sorrento Valley Boulevard, north of Mira Mesa
Boulevard, west of Camino Ruiz and east of Camino Santa Fe,
into R1-5000 Zone.
(Introduced on 9/11/90. Council voted 7-0. Districts 2
and 7 not present. Case-89-0892. Mira Mesa Community Area
and Local Coastal Program Area. District-5.)

FILE LOCATION: ZONE - ORD. NO.

COUNCIL ACTION: (Tape location: A250-270.)
CONSENT MOTION BY HENDERSON TO DISPENSE WITH THE READING AND
ADOPT. Second by Hartley. Passed by the following vote:

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

* ITEM-52: (O-90-211) ADOPTED AS ORDINANCE O-17530 (New Series)

Incorporating a portion of the NW 1/4 of the NW 1/4 of the NW 1/4 of Section 35, Township 18 South, Range 2 West, San Bernardino Meridian (a 0.96 acre site) into CN Zone. (Case-89-1045. Otay Mesa-Nestor Community Area. District-8. Introduced on 9/11/90. Council voted 6-0. Districts 2, 6 and 7 not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A250-270.)

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

* ITEM-53: (O-91-38) ADOPTED AS ORDINANCE O-17531 (New Series)

Establishing a one-hour parking meter zone on the south side of "K" Street between Seventh Avenue and Eighth Avenue, effective from 8:00 a.m. to 6:00 p.m., Sundays and certain holidays excepted. (Introduced on 9/10/90. Council voted 9-0. Centre City Community Area. District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A250-270.)

CONSENT MOTION BY HENDERSON TO DISPENSE WITH THE READING AND ADOPT. Second by Hartley. Passed by the following vote:

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

* ITEM-54: (O-91-40) ADOPTED AS ORDINANCE O-17532 (New Series)

Establishing a two-hour parking meter zone on the west side of Kansas Street, between El Cajon Boulevard and the first alley south of El Cajon Boulevard, effective between the hours of 8:00 a.m. to 6:00 p.m., Sunday and certain holidays excepted.

(Introduced on 9/10/90. Council voted 9-0. North Park Commercial Area. District-3.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A250-270.)

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

ITEM-55: (O-91-9 Corr. Copy 9/6/90) ADOPTED AS ORDINANCE O-17533 (New Series)

Enacting the Centre City San Diego Interim Development and Design Ordinance.

(Districts 2 and 8. Introduced as amended on 7/23/90.

Council voted 7-0. Districts 1 and 6 not present.

Reintroduced on 8/6/90. Council voted 7-0. Districts 1 and 4 not present. Reintroduced on 9/10/90. Council voted 9-0.)

FILE LOCATION: LAND-Centre City San Diego Community Plan

COUNCIL ACTION: (Tape location: A270-370.)

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

* ITEM-56: (O-91-18) INTRODUCED, TO BE ADOPTED OCTOBER 8, 1990

Introduction of an Ordinance amending the text of several Sections of Chapters 5, 9, and 10, of the San Diego Municipal Code to reflect renumbering of Chapter 9, that took place last year (Ordinance O-17390 New Series, adopted on November 20, 1989). These changes were inadvertently omitted at the time renumbering of Chapter 9 took place.

DOCKET SUPPORTING INFORMATION: Amend the Municipal Code to reference correct renumbering for various sections as follows:

Amend Section	From Referecing	To Referencing
55.0102.0303	91.02.0204	91.0204
55.0311.0412	91.02.0203	91.0203
92.0105	91.02.0204	91.0204
96.0402	91.02.0303	91.0303
101.0260	91.01	91.0101
101.0702	91.02.0104	91.0104
101.1901	91.01	91.0101
103.0403	91.02.0303	91.0303

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A370-385.)

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

* ITEM-100: (R-91-315) ADOPTED AS RESOLUTION R-276583

Awarding a contract to Marden Susco, Inc. for the furnishing of 4" thru 16" PVC water pipe, as may be required for a period of six months beginning July 1, 1990 through December 31, 1990, for an estimated cost of \$93,000, including tax, with options to renew the

contract for three additional six month periods, with option period price increases not to exceed the prices in effect for the previous contract period by more than 10 percent. (BID-E1481/90)

FILE LOCATION: CONT-PURCHASE Marden Susco, Inc.
CONTFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-101:

Three actions relative to the Construction of Water and Sewer Main Replacement Group 466A:
(Centre City Community Area. District-8.)

Subitem-A: (R-91-300) ADOPTED AS RESOLUTION R-276584

19900924

19900924

Inviting bids for the Construction of Water and Sewer Main Replacement Group 466A on Work Order No. 170441/180331; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an

amount not to exceed \$2,690,000 (\$1,114,000 from Water Revenue Fund No. 41502, CIP-73-083, Fiscal Year 1991 Annual Allocation for Water Main Replacement, and \$1,576,000 from Sewer Revenue Fund No. 41506, CIP-44-001, Fiscal Year 1991, Annual Allocation for Sewer Main Replacement, contingent upon the approval of the Fiscal Year 1991 budget) 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-K1735/91)

Subitem-B: (R-91-301 Rev.1) ADOPTED AS RESOLUTION R-276585

Certifying that the information contained in the Mitigated Negative Declaration DEP-90-0084, dated February 22, 1990, in connection with CIP-73-083.0, entitled Group Jobs 466

and 466A, has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines, and that said Declaration and attached Mitigation Monitoring and Reporting Program has been reviewed and considered by the Council.

Subitem-C: (R-91-302) ADOPTED AS RESOLUTION R-276586

Authorizing the use of City Forces to make connections and perform operational checks as required in connection with the Construction of Water and Sewer Main Replacement Group 466A; declaring the cost of said work shall not exceed \$180,000.

CITY MANAGER SUPPORTING INFORMATION: In order to meet new development needs within downtown San Diego, water and sewer mains should be upgraded to fulfill increased capacity demands. This recommendation from a 1985 planning study by the Water Utilities Department resulted in the creation of Water and Sewer Main Replacement Groups 466 and 466A for improving service in the Central Business District. Cast iron water mains that are

either deficient in size or have been employed for more than 70 years will be retired from service. The new water mains will be capable of furnishing an adequate supply of water to meet future fire flow demands for newly planned developments. Deteriorated and inadequately sized concrete sewer mains will be concurrently upgraded with the water main improvements. To accommodate future downtown growth, Water and Sewer Main Replacement Group 466A will provide the construction of 6,482 feet of 12-inch diameter water mains along with 7,504 feet of 10-inch and 8-inch diameter sewer mains. Group 466A is a project which will enhance the existing water and sewer systems so that future growth in the Central Business District can proceed smoothly in accordance with community plans.

Aud. Cert. 9100010.

WU-P-90-129.

FILE LOCATION: Subitems A, B, and C W.O.170441/180331
CONT - MUV-VIC Construction Company, Inc.
CONTFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-102: (R-91-457) ADOPTED AS RESOLUTION R-276587

Authorizing the City Manager to release a portion of the surety for Carmel Del Mar Neighborhood 5 Unit No. 11, issued by the American Insurance Company in the form of Performance Bond No. 11127032909, so that the same is reduced as follows:

1. For faithful performance, to the sum of \$476,396.
2. For the benefit of the contractor, subcontractor and to

persons renting equipment or furnishing labor or materials, to the sum of \$238,188.

(Located northwesterly of Carmel Valley Road and Carmel Country Road. North City West Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On May 15, 1989, the City entered into an agreement with Baldwin Building Contractors for the construction of public improvements for Carmel Del Mar Neighborhood 5 Unit No. 11. Performance Bond No. 11127032909 issued by The American Insurance Company in the amount of \$1,614,899 was provided by the subdivider. The agreement expires August 7, 1991. Ninety-four percent of the work has been completed to the satisfaction of the City Engineer, and the subdivider has requested a partial release of surety. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. In accordance with Council Policy 800-11, it is recommended that the surety be reduced by an amount which is 75 percent of the value of the work completed. Therefore, 70.5 percent of the original surety will be released which will reduce the surety to \$476,396.

FILE LOCATION: SUBD-Carmel Del Mar Neighborhood 5 Unit No.
11

COUNCIL ACTION: (Tape location: A385-432.)

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

* ITEM-103: (R-91-456) ADOPTED AS RESOLUTION R-276588

Authorizing the City Manager to release a portion of the surety for Carmel Del Mar Neighborhood 5 Unit No. 10, issued by The American Insurance Company in the form of Performance Bond No. 11132688729, so that the same is reduced as follows:

1. For faithful performance, to the sum of \$516,791.
2. For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$258,395.50.

(Located northwesterly of Carmel Valley Road and Carmel Country Road. North City West Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On May 15, 1989, the City entered into an agreement with Baldwin Building Contractors for the construction of public improvements for Carmel Del Mar Neighborhood 5 Unit No. 10. Performance Bond No. 11132688729 issued by The American Insurance Company in the amount of \$1,845,681 was provided by the subdivider. The agreement expires May 15, 1991. Ninety-six percent of the work has been completed to the satisfaction of the City Engineer, and the subdivider has requested a partial release of surety. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. In accordance with Council Policy 800-11, it is recommended that the surety be reduced by an amount which is 75 percent of the value of the work completed. Therefore, 72 percent of the original surety will be released which will reduce the surety to \$516,791.

FILE LOCATION: SUBD-Carmel Del Mar Neighborhood 5 Unit No.
10

COUNCIL ACTION: (Tape location: A385-432.)

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

* ITEM-104:

Two actions relative to Mirador Park Unit No. 3:
(Located northwesterly of Calle Cristobal and Camino Ruiz. Mira Mesa Community Area. District-5.)

Subitem-A: (R-91-458) ADOPTED AS RESOLUTION R-276589

Authorizing the City Manager to release a portion of the surety issued by The American Insurance Company in the form of Performance Bond No. 11141241361, so that the same is reduced as follows:

1. For faithful performance, to the sum of \$142,430.
2. For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$71,215.

Subitem-B: (R-91-459) ADOPTED AS RESOLUTION R-276590

Granting an extension to time to May 31, 1991 to The Fieldstone Company, subdivider of Mirador Park Unit No. 3, to complete the required improvements.

CITY MANAGER SUPPORTING INFORMATION: On May 31, 1988, the City entered into an agreement with The Fieldstone Company for the construction of public improvements for Mirador Park Unit No. 3. Performance Bond No. 11141241361 issued by The American Insurance Company in the amount of \$438,246.42 was provided by the subdivider. The agreement expired May 31, 1990. The subdivider has requested a partial release of surety and an extension of time to May 31, 1991 in which to complete the required improvements. Ninety percent of the work has been completed to the satisfaction of the City Engineer. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to serve adjacent developments or the general public. In accordance with Council Policy 800-11 and 600-21, respectively, it is recommended that the surety be reduced by an amount which is 75 percent of the value of the work completed. Therefore, 67.5 percent of the original surety will be released which will reduce the surety to \$142,430.

FILE LOCATION: Subitems A and B SUBD-Mirador Park Unit No.

3

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

ITEM-105: (R-91-444) RETURNED TO CITY MANAGER

Vacating Old Survey No. 80, Old Survey No. 124, and Road Survey No. 65, within the boundaries of Villa Panacea (TM-87-0081), under the procedure of the California Streets and Highways Code, Section 8330, et seq.; declaring that this resolution shall not become effective unless and until the final map for Villa Panacea (TM-87-0081) has been recorded in the Office of the County Recorder; in the event that the final map for Villa Panacea (TM-87-0081) is not recorded by April 12, 1994, 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 subdivision map.

(Penasquitos East Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The proposed vacation of Old Survey Nos. 80 and 124, and Road Survey No. 65 have been requested in connection with Villa Panacea, TM-87-0081 (formerly Park View Estates No. 1). The rights-of-way were discovered recently on a title report during a map check of the final map. The rights-of-way to be vacated and the TM are located in the Penasquitos East Community Plan area. The TM proposes subdivision of 518 acres into 114 lots for residential development, 3 lots for future street extensions, and 1 lot for open space. The development project was reviewed by the Rancho Penasquitos Planning Board, which expressed their opposition to the development project with concerns involving the inadequacy of facilities to serve the existing community. The proposed project was approved by the Subdivision Board on December 7, 1987, and appealed to the Planning Commission; approved by the

Planning Commission on January 28, 1988, and appealed to City Council; and finally approved by City Council on April 12, 1988. Subsequent to the change in Council Policy regarding street vacations, the Rancho Penasquitos Planning Board has reviewed the proposed vacation and recommended approval on August 1,

1990, by a 10-0-1 vote. The road surveys to be vacated are unimproved rights-of-way which are assumed dedicated per documents recorded in the late 1800's. The rights-of-way have a general location; however, a precise location cannot be plotted. The road surveys do not support public utilities or franchise facilities. The vacations have been requested to clear title to the development site prior to the recordation of the final map for Villa Panacea. Staff review has indicated that the rights-of-way to be vacated are no longer required for present or prospective use and that the public will benefit from the vacation through better utilization of the property. The right-of-way may be summarily vacated conditioned upon the recordation of the final map for Villa Panacea (TM-87-0081).

FILE LOCATION: STRT J-2750

COUNCIL ACTION: (Tape location: A390-451.)

MOTION BY McCARTY TO RETURN TO THE CITY MANAGER AT THE REQUEST OF DEPUTY MAYOR WOLFSHEIMER TO REDOCKET WITH ALL DOCUMENTS RELATING TO THE STREET VACATION. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-106: (R-91-451) ADOPTED AS RESOLUTION R-276591

Authorizing the acceptance by the City Manager of those deeds of Adcor Realty Corporation and of Teachers Insurance and Annuity Association of America, granting to the City easements for pedestrian and non-motor vehicle purposes in Parcel 3 of Parcel Map PM-6481, in Parcel 1 of Parcel Map PM-12903, and in Lot 12 of Costa Verde, Map-12045;

dedicating said land as and for pedestrian and non-motor vehicle right-of-way.

(Located adjacent to Genesee Avenue, southerly of La Jolla Village Drive. University Community Area. District-1.)

FILE LOCATION: DEED F-5370 DEEDFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-107: (R-91-452) ADOPTED AS RESOLUTION R-276592

Approving the acceptance by the City Manager of a deed of Henry F. Hunte and Letitia H. Swortwood, granting to the City an easement for public street purposes in Lot A and Lot 7 of Mission City Unit No. 3, Map-11677; dedicating said land as and for public streets and naming the same Old Quarry Road and Questor Place.

(Located northeasterly of I-805 and Friars Road. Mission Valley Community Area. District-5.)

FILE LOCATION: DEED F-5371 DEED FY91-1

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-108: (R-91-453) ADOPTED AS RESOLUTION R-276593

Approving the acceptance by the City Manager of the deed of Cedarknoll, Inc. conveying to the City a water easement in a portion of Lot 8 of Casa de Las Campanas II, Map-11273;

authorizing the execution of a quitclaim deed, quitclaiming to Cedarknoll, Inc. all the City's right, title and interest in the water easement in Lot 8 of Casa de Las Campanas II, Map-11273.

(Located southwesterly of I-15 and West Bernardo Drive. Rancho Bernardo Community Area. District-1.)

FILE LOCATION: DEED F-5372 DEEDFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-109: (R-91-464) ADOPTED AS RESOLUTION R-276594

Excusing Councilmember Judy McCarty from attending the Council meetings of September 17 and 18, 1990, and the Public Services and Safety Committee meeting of September 19, 1990, for the purpose of representing the San Diego Trolley Board in meetings with the San Diego Trolley, Inc., and Metropolitan Transit Development Board Insurance Underwriters in London.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

ITEM-110: (R-91-465) CONTINUED TO OCTOBER 1, 1990

Approving the amended Articles of Incorporation of the San Ysidro Revitalization Project; authorizing the City

Attorney to file the amended Articles of Incorporation with the appropriate state and federal agencies.

(San Ysidro Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The original Articles of Incorporation (Articles) were adopted by Council on May 1, 1989, R-273354. Recently, the Internal Revenue Service (IRS) advised SYRP Director that there was a concern that the Articles were vague for 501(c)(3) non-profit status consideration. The

revised articles have been reviewed by IRS and are acceptable for 501(c)(3) non-profit status. The City of San Diego is the sole member of SYRP and therefore revisions must be approved by Council prior to formal consideration by IRS.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A451-484.)

MOTION BY FILNER TO CONTINUE TO OCTOBER 1, 1990, AND DIRECT THE RULES COMMITTEE CONSULTANT TO ADD TO THE ITEM THE PROPOSED RESOLUTION APPOINTING THE BOARD OF DIRECTORS. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-111: (R-91-441) ADOPTED AS RESOLUTION R-276595

Authorizing the City Manager to request funding from the California State Library in the amount of \$90,000 to fund Year 2 of the Partnerships for Change Project at the Linda Vista Branch Library; authorizing the City Manager or his representative to perform all acts necessary to secure and administer the funds.

(Linda Vista Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On January 3, 1990, the California State Library awarded the San Diego Public Library a grant in the amount of \$118,000 to fund Year 1 of a multi-year Partnerships for Change project in the Linda Vista Community.

The Library has developed a service plan for Year 2 and will be requesting funds in the amount of \$90,000. Funding will be used to continue the Library's community-based process of revising the Linda Vista Branch Library service program to become more responsive to the needs of the local Asian population.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-432.)

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

* ITEM-112: (R-91-442) ADOPTED AS RESOLUTION R-276596

Authorizing the City Manager to request funding from the California State Library in the amount \$76,263 to fund Year 2 of the Partnerships for Change Project at the Logan Heights Branch Library; authorizing the City Manager or his representative to preform all acts necessary to secure and administer the funds.

(Logan Heights Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: On January 3, 1990, the California State Library awarded the San Diego Public Library a grant in the amount of \$91,778 to fund Year 1 of a multi-year Partnerships for Change project in the Logan Heights community. The Library has developed a service plan for Year 2 and will be requesting funds in the amount of \$76,263. Funding will be used to continue the Library's community-based process of revising the Logan Heights Branch Library service program to become more responsive to the needs of the local Hispanic population.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-113: (R-91-443) ADOPTED AS RESOLUTION R-276597

Changing the name of North Light Avenue located south of Aero Drive to West Canyon Avenue.

(Serra Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The affected property owner has requested the proposed name change of North Light Avenue to West Canyon Avenue. The name change will not affect any of the adjacent undeveloped properties. North Light Avenue was dedicated and recently named in connection with the Stonecrest project. The developer is dissatisfied with the present name and derived West Canyon Avenue as a more suitable name. The related resignage cost for North Light Avenue will be provided by the developer as part of the Stonecrest project. The Building Inspection Department, Engineering and Development Department, Fire Department and Police Department have reviewed the proposed street name change and have indicated that the new name is acceptable.

FILE LOCATION: DEED F-5381 DEEDFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

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

ITEM-114: (R-91-445) CONTINUED TO OCTOBER 8, 1990

Authorizing the execution of an agreement with Central City Association of San Diego for the making of improvements and landscaping of Horton Plaza Park.

(See City Manager Report CMR-90-387. Centre City Community Area. District-8.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A484-573.)

MOTION BY FILNER TO CONTINUE TO OCTOBER 8, 1990 AND DIRECT THE CITY MANAGER TO REVIEW THE PROCESS OF GRASS REPLACEMENT IN HORTON PLAZA AND TO REPORT ON ANY PROPOSED INNOVATIONS RESULTING

FROM THE PUBLIC SQUARES PRESENTATION ON SEPTEMBER 27, 1990.

Second by Bernhardt. Passed by the following vote:

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

* ITEM-115: (R-91-439) ADOPTED AS RESOLUTION R-276598

Authorizing the execution of an amendment to the agreement of May 15, 1989 with Fraser Engineering, Inc., for consultant services in connection with the restoration of Sewer Pump Stations 17 and 27; authorizing the expenditure of an amount not to exceed \$70,989 from the Sewer Revenue Fund No. 41506, CIP-46-106.0, Annual Allocation for Pump Station Restoration, 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 so warrant.

(La Jolla Shores and Pacific Beach Community Areas. Districts-1 and 6.)

CITY MANAGER SUPPORTING INFORMATION: On May 15, 1989, the City Council adopted Resolution R-273466 authorizing an agreement with Fraser Engineering, Inc. for engineering consultant services. That agreement included the design of a backup source of power and improved ventilation system at both Pump Station Nos. 17 and 27, and an evaluation of the flow capacity/structural expansion needs of Pump Station No. 27. As a result of the capacity/structural evaluation, Amendment No. 1 provides for the expansion of Pump Station No. 27 to accommodate surge tank, compressor, backup power generator room, and an enlarged wetwell. A new room will be needed to contain the

surge tank, compressor, and backup power generator. Fraser Engineering's flow capacity study recommended expansion of the wet well. Amendment No. 1 also provides for a separate set of plans and specifications for the two pump stations so that the design of Pump Station No. 17 can be expedited. Pump Station No. 17 is under the Mission Bay Cease and Desist Order which requires an alternate source of power. Pump Station No. 17 has experienced three sewage spills since March 1987, due to power outages. In addition, the exterior architectural rehabilitation

for the existing Pump Station and a redesign for a larger generator room will be considered.

Aud. Cert. 9100205.

WU-U-90-127.

FILE LOCATION: MEET CCONFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-116: (R-91-412) ADOPTED AS RESOLUTION R-276599

Authorizing the execution of a ten-year lease agreement with Ocean Beach Child Care Project, Inc., to provide child care services for low income families in the Ocean Beach Community, at 2031 and 2041 Chatsworth Boulevard, San Diego, at a rental of \$1 for the term; acknowledging the fact that the insurance policy obtained by Ocean Beach Child Care Project, Inc. excludes risks associated with child abuse and child molestation since such coverage is not presently available in the insurance market.

(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: Ocean Beach Child Care Project, Inc. has been offering low-cost child care services to low income families in the Ocean Beach community since 1974. In February, 1986, the City Council authorized the City Manager to

purchase two single family residences at 2031 and 2041 Chatsworth Boulevard to house this project at nominal rent. The lease has been on a month-to-month rental agreement while trying to obtain satisfactory liability insurance. The lessee has obtained standard fire and liability insurance coverage. However, their policy excludes the risks associated with child abuse and child molestation. Risk Management advises that these coverages are not presently available in the insurance market at any cost. The proposed lease agreement is for ten years with a ninety day cancellation clause by either party. Ocean Beach Child Care Project, Inc. generates funds from fees charged to clients for services on a sliding-scale basis. The lessee will

be responsible for all utilities and maintenance, except roof repair or replacement. Funding is received from the State of California and the Federal Food Subsidy Program. In addition, the City of San Diego has a Social Services contract with the lessee. To supplement this operation, \$43,428 is budgeted for FY 91 from the General Fund.

FILE LOCATION: LEAS-Ocean Beach Child Care Project, Inc.
LEASFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

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

* ITEM-117: (R-91-448) ADOPTED AS RESOLUTION R-276600

Authorizing the execution of agreements with Normal Heights Community Development Corporation and City Heights Community Development Corporation, for specified economic development activities, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary to carry out the purposes and intent of the projects and agreements; authorizing the expenditure of an

amount not to exceed \$277,100 consisting of \$85,000 for Normal Heights Community Development Corporation from Fund 18526, Department 5896, Organization 9605, and \$192,100 for City Heights Community Development Corporation from Fund 18526, Department 5895, Organization 9501, for the purpose of providing funds for the above projects.

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

CITY MANAGER SUPPORTING INFORMATION: The City Council, in the 1990-1991 Community Development Block Grant (CDBG) appropriation cycle, approved an \$85,000 grant to the Normal Heights Community Development Corporation, and a \$192,100 grant to the City Heights Community Development Corporation for neighborhood economic development activities. Major activities include maintaining meeting spaces for residents and business owners, promotion of special events, employment training for residents, and development and implementation of revitalization and redevelopment of the communities. These grants will be

administered by the Economic Development Division of the Property Department.

Aud. Cert. 9100212.

FILE LOCATION: MEET CONFY91-2

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-118: (R-91-376) ADOPTED AS RESOLUTION R-276601

Authorizing the execution of an amendment to the San Dieguito River Valley Regional Open Space Park Joint Powers Agreement of June 12, 1989, authorizing the County of San Diego to provide professional services of Executive Director to the Authority, together with any necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem

necessary to carry out the purposes and intent of the project and agreement.

(San Dieguito River Valley Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On June 12, 1989 the City Council approved the establishment of the San Dieguito River Valley Regional Open Space Park Joint Powers Authority. The amendment to the Joint Powers Agreement authorizes the following:

1. The County of San Diego, through the Chief Administrative Officer, is authorized to provide professional staff services, specifically those services of Executive Director, to the Authority.
2. The County employee assigned by the Chief Administrative Officer and appointed by the Board of Directors of the Authority to perform the services of Executive Director, shall receive compensation (wages and benefits) for such services in accordance with ordinances, resolutions and rules of the County applicable to the Unclassified Service of the County.
3. The Authority shall reimburse the County for the cost of compensation (wages and benefits) paid to the County employee for services of Executive Director performed by the County employee.

This action will allow the current Executive Director to remain a County employee, with no break in service while employed as Executive Director of the Authority; continue to accrue retirement credit; remain at the Tier I Retirement level and provide the County Administrative Officer the flexibility to ensure that the Executive Director of the Authority is appropriately compensated.

FILE LOCATION: STRT-OS-33 CONFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

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

* ITEM-119: (R-91-454) ADOPTED AS RESOLUTION R-276602

Approving the acceptance by the City Manager of the deed of Affinity Limited, conveying to the City water and drainage easements in Lots 8, 15 and 16 of Scripps Midlands, Map-12441; authorizing the execution of a quitclaim deed, quitclaiming to Affinity Limited, all of the City's right, title and interest in the water and drainage easements in Lots 8, 15 and 16 of Scripps Midlands, Map-12441. (Located northeasterly of I-15 and Erma Road. Miramar Ranch North Community Area. District-5.)

FILE LOCATION: DEED F-5373 DEEDFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

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

ITEM-200: (R-91-415 Cor. Copy 09/10/90) CONTINUED TO OCTOBER 8, 1990

(Continued from the meeting of September 10, 1990, Item S406, at Councilmember McCarty's request, to allow time for the Planning Department to work with Councilmembers on the composition of the Committee.) Appointing a committee to advise the City Council on comprehensive planning matters within the North City Future Urbanizing area, and requesting the committee formulate recommendations regarding: 1) The Planning issues that need to be addressed; 2) A process for resolving those issues; 3) A method of financing the required work; and 4) A schedule for completion of this effort; requesting the Advisory Committee to submit its recommendations to the City Council's Transportation and Land Use Committee within six months time; declaring that the Advisory Committee

shall be comprised of the following members:
City of San Diego

Ralph Pesqueira, Chairperson	Planning Commission
Robert P. Spaulding	Planning Director
Severo Esquivel	City Manager's Office
Academic and Professional Disciplines	
Nico Calavita	Planning Academician
Nick DeLorenzo	Landscape Architect
Max Schmidt	Planning Professional
Civic and Environmental Organizations	
Diane Barlow Coombs	San Dieguito Joint Powers Authority
Linda Michael	Sierra Club
Karen Scarborough	Citizens Coordinate for Century Three
Property Owners	
Lance Burris	Potomac Investment Associates San Diego, Inc.
David B. Goodell	Del Mar Investment Group Inc.
Michael Madigan	Pardee Construction Co.
Jerry McCaw	South Coast Land Co.
(District-1.)	

CITY MANAGER SUPPORTING INFORMATION: On July 17, 1990 (Item 332) the City Council discussed the need for comprehensive planning for the North City Future Urbanizing area and determined that prior to the initiation of a comprehensive planning effort, a planning advisory committee representing a balance of community interest should be established to recommend, in preliminary fashion: 1) The planning issues that need to be addressed; 2) A process for resolving those issues; 3) A method of financing the required work; and 4) A schedule for completion of this effort. The Planning Department was directed to recommend the composition of this advisory committee for Council's consideration on September 10, 1990. The recommended advisory committee, listed above, includes a

balanced cross-section of the principal parties interested in and affected by this matter. The proposed membership includes:

1) Four property owners within the area, two large and two smaller and landholders; 2) Three representatives of interested civic and environmental organization; 3) Three members from relevant academic and professional disciplines; and 4) Three

City of San Diego representatives, including the Vice-Chairman of the Planning Commission who is recommended as chairperson of the advisory committee. It is anticipated that the advisory committee will be able to conclude its work and submit its recommendations to the Council's Transportation and Land Use Committee within six months time.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B496-497, F270-290.)

MOTION BY McCARTY TO CONTINUE ITEM-S404 AND ITEM-200 TO OCTOBER 8, 1990, AND DIRECT PLANNING DEPARTMENT TO COME BACK WITH AN ANALYSIS, A TWO-PAGE FRAMEWORK, INCORPORATING THE IDEAS EXPRESSED IN THE MEETING, IN COUNCIL MEMBER PRATT'S MOTION, COUNCIL MEMBER BERNHARDT'S MOTION, AND THE ACTION IF COUNCIL ADOPTS THE ORDINANCES AS PRESENTED ON THE DOCKET. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-201: (R-91-421) CONTINUED TO OCTOBER 1, 1990

(Continued from the meeting of September 10, 1990, Item S407, at Councilmember Hartley's request, for further review.)

Council confirmation of the appointment by the Mayor of Frederick H. Thompson, to serve as a member of the San Diego County Water Authority, for a term ending October 27, 1994, to replace Paul A. Peterson, who has resigned.

(See memorandum from Mayor O'Connor dated 8/30/90 with resume attached.)

NOTE: On 9/10/90 the motion to adopt failed due to lack of 5 affirmative votes.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A190-200.)

MOTION BY BERNHARDT TO CONTINUE TO OCTOBER 1, 1990, AT MAYOR O'CONNOR'S REQUEST FOR HER TO BE PRESENT. Second by Filner.

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

ITEM-202: RETURNED TO CITY MANAGER

(Continued from the meeting of September 11, 1990, Item 333, at Rebecca Michaels' request, to allow time to review back up material with staff.)

Three actions relative to the Black Mountain Road Bridge Cost Reimbursement District:

(Rancho Penasquitos and Mira Mesa Community Areas. Districts-1 and 5.)

Subitem-A: (R-91-364)

Establishing the Black Mountain Road Bridge Cost Reimbursement District; setting the limiting period for when assessed costs are due and payable at 20 years; declaring that the list of properties by Assessor Parcel Number (APN) and legal description, ownership of record, lien amount for each parcel, time assessed costs are due and payable.

Subitem-B: (R-91-362)

Authorizing the execution of a Reimbursement Agreement with Newland California relative to the Black Mountain Road Bridge Cost Reimbursement District.

Subitem-C: (R-91-363)

Certifying Environmental Mitigated Negative Declaration EMND-89-0406, 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: In July 1990, the City Council authorized the initiation for the formation of a cost reimbursement district for American Newland. The improvement for which the developer is seeking partial reimbursement include

the construction of the northbound Black Mountain Road Bridge over Penasquitos Creek. This improvement was required as a part of the Mira Mesa transportation phasing plan and was included in the development agreement. This improvement benefits other properties and it is proposed that the costs be spread to these parcels based on the benefit they receive. The total estimated cost of the improvement is \$1,720,000. Of this amount, the Mira Mesa FBA would contribute \$1,350,028 and the remaining \$369,972 would be paid by the benefiting parcels if they develop/redevelop within a twenty year period. The proposed reimbursement district plat and cost distribution table has been filed in the office of the City Clerk as Document No. CR-18-1 and -2. A 20-day notice was sent to all affected property owners prior to today's hearing.

FILE LOCATION: STRT CR-18

COUNCIL ACTION: (Tape location: A573-B030.)

Hearing began 2:42 p.m. and halted 2:45 p.m.

MOTION BY BERNHARDT TO RETURN THE ITEM TO THE CITY MANAGER AND DIRECT THE CITY MANAGER TO REMOVE MESA SHOPPING CENTER EAST FROM THE LIST OF PARTIES OF THE COST REIMBURSEMENT DISTRICT AND TO REASSIGN THE COSTS TO THE PRINCIPAL PARTIES AND OTHER PARTIES OF THE COST REIMBURSEMENT DISTRICT COMMENSURATE WITH THEIR BENEFIT RECEIVED AND TO RETURN WITH A RECOMMENDATION TO FORM SUCH A RECONSTITUTED COST REIMBURSEMENT DISTRICT FOR THE BLACK MOUNTAIN BRIDGE AT A RENOTICED HEARING BEFORE THE CITY COUNCIL AS SOON AS PRACTICAL. Second by McCarty. Passed by the following vote:

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

ITEM-203:

Matters of:

A) Proposed rezonings and a community plan amendment affecting various properties within the Pacific Beach Community Plan Area that are currently zoned R-1500 1) and designated in the community plan for multi-family development at a maximum density of 29 dwelling units per acre.

This proposal would change the zoning in certain areas from R-1500 (29 dwelling units per acre) to R-2500 (17 dwelling units per acre) or R-3000 (15 dwelling units

per acre) or R1-5000, a single family zone (9 dwelling units per acre) or a combination of the three. The community plan would be amended to reflect the densities permitted by the adopted zoning.

The proposed rezonings were scheduled to be heard by City Council on September 11, 1990 but were rescheduled to September 24, 1990 at the direction of the City Council. The issue of rezonings in Pacific Beach was heard previously by the City Council on May 8, 1990, on July 10, 1990, and on July 16, 1990.

B) The proposed City-wide Multi-Family Design Regulations address the issues of bulk, scale, parking, landscaping, and the quality of new multi-family residential development projects. The proposed regulations would amend the R zones (Multiple Family Residential), the City-wide Landscape Ordinance and the Multi-family Parking Requirements by establishing:

- Thresholds for discretionary review;
- Lot consolidation prohibition;
- Street facade requirements regarding entries, windows, pedestrian access, garages and carports;
- Flexible building envelope requirements, including

front of lot height restrictions, offsetting planes, variable yard setbacks, permitted encroachments, and private exterior area;

Requirements for refuse and general storage areas;

Screening requirements for utility and refuse areas;

Alley access parking requirements;

Parking space size requirements and curb cut limitations; and

Preservation of large tree(s) in front of lot.

The following sections of the Municipal Code would be amended:

101.0410 R Zones (Multiple Family Residential);

101.0713 Measured Compliance (City-wide Landscape Regulations);

101.0835 Multi-family Parking requirements.

These regulations would apply to Multi-family Residential Ministerial Permit applications City-wide, except in areas governed by Planned District Ordinances.

These proposed regulations were discussed at previous City Council hearings on July 10, 1990 and on July 24, 1990.

C) A proposal to release the Pacific Beach Community from the provisions of the Single-Family Neighborhood

Protection Ordinance No. O-17250 N.S.

(Design Regulations - City-wide)

(Pacific Beach rezonings, plans - District-6)

Subitem-A: (O-91-55) CONTINUED TO OCTOBER 10, 1990, 7:00 P.M.

Introduction of an Ordinance for R1-5000 and R-2500 Zoning.

Subitem-B: (O-91-54) CONTINUED TO OCTOBER 10, 1990, 7:00 P.M.

Introduction of an Ordinance for R1-5000 and R-3000 Zoning.

Subitem-C: (O-91-206 Corr. Copy)CONTINUED TO OCTOBER 10, 1990, 7:00 P.M.

Introduction of an Ordinance for R1-5000 Zoning.

NOTE: Only 1 ordinance should be introduced for Subitems A, B, and C.

Subitem-D: (R-91-485) CONTINUED TO OCTOBER 10, 1990,
7:00 P.M.

Adoption of a Resolution amending the Pacific Beach
Community Plan, changing the density from 29 dwelling units
per acre to 17 and 9 dwelling units per acre.

Subitem-E: (R-91-484) CONTINUED TO OCTOBER 10, 1990,
7:00 P.M.

Adoption of a Resolution amending the Pacific Beach
Community Plan, changing the density from 29 dwelling units
per acre to 15 and 9 dwelling units per acre.

Subitem-F: (R-90-2198 Corr. Copy) CONTINUED TO OCTOBER 10,
1990, 7:00 P.M.

Adoption of a Resolution amending the Pacific Beach
Community Plan.

NOTE: Only 1 resolution should be adopted for Subitems D,
E, and F.

Subitem-G: (O-90-210 Corr. Copy 7/9/90) CONTINUED TO
NOVEMBER 13, 1990

Introduction of an Ordinance amending the Municipal Code
relating to the Multi-Family Design Regulations.

Subitem-H (R-90-995 Corr. Copy) CONTINUED TO OCTOBER 10,
1990, 7:00 P.M.

Adoption of a Resolution releasing the Pacific Beach
Community Plan area from the provisions of the
Single-Family Neighborhood Protection Ordinance.

FILE LOCATION: Subitems A,B,C,D,E,F,G,H LAND-Pacific Beach
Community Plan

COUNCIL ACTION: (Tape location: A170-190.)

MOTION BY HENDERSON TO CONTINUE SUBITEMS A,B,C,D,E,F, AND H, TO THE SPECIAL COUNCIL MEETING IN PACIFIC BEACH ON OCTOBER 10, 1990, 7:00 P.M. AND CONTINUE THE MATTER B), THE PROPOSED CITY-WIDE MULTI-FAMILY DESIGN REGULATIONS, AND SUBITEM-G TO NOVEMBER 13, 1990, AT THE REQUEST OF THE CITY ARCHITECT FOR FURTHER REVIEW. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-204: (R-91-) CONTINUED TO OCTOBER 16, 1990, 10:00 A.M.

(Continued from the meeting of July 31, 1990, Item 342, at Councilmember Henderson's request, to review zoning in Pacific Beach.)

Appeal of Robert McDonald by John McEvoy, Attorney, and Alfred Strohlein from the decision of the Planning Director in approving Early Release Single-Family Neighborhood Protection Ordinance Case-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.)

Adoption of a Resolution granting or denying the appeal and granting or denying the early release, with appropriate findings to support Council action.

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

COUNCIL ACTION: (Tape location: A200-260.)

MOTION BY HENDERSON TO CONTINUE ITEMS 204 AND 205 TO OCTOBER 16, 1990, TO BE HEARD AFTER THE SPECIAL MEETING OF OCTOBER 10, 1990, ON ZONING MATTERS IN PACIFIC BEACH. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-205: (R-91-) CONTINUED TO OCTOBER 16, 1990 10:00 A.M.

(Continued from the meeting of July 31, 1990, Item 343, at Councilmember Henderson's request, to review zoning in Pacific Beach.)

Appeal of Rebecca and Stephen Hardesty, 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.)

Adoption of a Resolution granting or denying the appeal and granting or denying the early release, with appropriate findings to support Council action.

FILE LOCATION: ZONE ERSFNPO CASE ER-90-3019

COUNCIL ACTION: (Tape location: A200-260.)

MOTION BY HENDERSON TO CONTINUE ITEMS 204 AND 205 TO OCTOBER 16, 1990, TO BE HEARD AFTER THE SPECIAL MEETING OF OCTOBER 10, 1990, ON ZONING MATTERS IN PACIFIC BEACH. Second by Hartley.

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

* ITEM-S400: (R-91-440) ADOPTED AS RESOLUTION R-276603

Recognizing the exceptionally meritorious work of Monsignor Joe Carroll, on behalf of the homeless, and declaring Saturday, September 29, 1990, to be "Monsignor Joe Carroll Day" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-S401: (R-91-455) ADOPTED AS RESOLUTION R-276604

Authorizing the City Manager and City Attorney and the City Auditor to proceed with the issuance of \$25.5 million in voter-approved general obligation bonds to fund Public Safety Communications Project costs; directing the City Auditor and Comptroller's office to establish a fund for the receipt and expenditure of bond proceeds; directing the City Auditor and Comptroller to appropriate \$25.5 million for Public Safety Communications Project costs; directing the City Auditor and Comptroller to certify that funds are available for entering into contracts and agreements related to the Public Safety Communications Project; directing the City Auditor and Comptroller to make temporary advances of monies from eligible non-property tax funds in order to meet cash-flow requirements of the Public Safety Communications Project pursuant to the anticipated

bond financing; authorizing the City Manager and City Auditor and Comptroller to cancel appropriations to pay back monies advanced should the general obligation bonds

not be issued; authorizing the execution of an agreement with Rauscher Pierce Refsnes/The Knight Group to provide financial advisory services for the issuance of general obligation bonds; authorizing the expenditure of an amount not to exceed \$30,000 or an amount not to exceed \$3,600 for reimbursable expenses from CIP-330950, which costs will be reimbursed with bond proceeds, for the purpose of providing funds for financial advisory services.

(See City Manager Report CMR-90-404.)

Aud. Cert. 9100239.

FILE LOCATION: MEET CONFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.

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

* ITEM-S402: (R-91-481) ADOPTED AS RESOLUTION R-276605

Authorizing the execution of an agreement with Motorola Communications and Electronics, Inc., for the provision of a public safety 800 MHz radio/dispatch console system, together with any necessary modifications or amendments which do not increase the project scope or cost which the City Manager shall deem necessary from time to time to carry out the purposes and intent of this project and agreement; authorizing the the expenditure of an amount not to exceed \$16,732,784 from CIP-33-495, Public Safety Communications Project, to provide funds for this project; authorizing the City Manager to finance or refinance all or parts of this project with General Obligation Bonds, if circumstances warrant.

(See City Manager Reports CMR-90-405, CMR-90-345 and CMR-90-283.)

Aud. Cert. 9100240.

NOTE: See Item S401 for a companion item.

FILE LOCATION: MEET CONFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

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

* ITEM-S403: (R-91-496) ADOPTED AS RESOLUTION R-276606

Authorizing the execution of a Purchase Agreement and Escrow Instructions, dated September 7, 1990, with TLS Investors, which establishes new terms and conditions for the City's acquisition of the Famosa Slough; authorizing the execution of a Cancellation of Escrow Instructions, dated September 7, 1990, which cancels the original Escrow No. 969421; authorizing the City Manager to accept a Grant Deed of TLS Investors, conveying to the City the Famosa Slough, in a vacant parcel of land consisting of approximately 20.45+ acres, a portion of Pueblo Lot 211 of Pueblo Lands of Diego, Miscellaneous Map-36, and a portion of Block D of Loma Alta 2, Map-1082; authorizing the expenditure of additional funds not to exceed \$1,121,000 consisting of \$500,000 from Capital Outlay Fund 38004 (Environmental License Plate Fund Grant), and \$621,000 from Wetland Acquisition Funds 10545 and 105451, to supplement \$2,620,000 in funds previously authorized for property and related costs for the acquisition of Famosa Slough. (Peninsula Community Area. District-2.)
Aud. Cert. 9100252.

FILE LOCATION: DEED F-5384 DEEDFY91-1 CONFY91-1

COUNCIL ACTION: (Tape location: A385-432.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Bernhardt.
Passed by the following vote: Wolfsheimer-yea, Roberts-not

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

ITEM-S404: CONTINUED TO OCTOBER 8, 1990

(Continued from the meetings of July 30, 1990, Item 51, September 17, 1990, Item 200; last continued at Councilmember Henderson's request, for further review of the item.)

Five actions relative to development in the Future Urbanizing Area:

Subitem-A: (O-90-215)

Amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code, by amending Section 101.0404, relating to the A-1 (Agricultural) Zones, to restrict the permitted density of residential development and eliminate off-street parking requirements within the Future Urbanizing area; to restrict the pattern of residential development in the A-1 zones City-wide; to delete churches as a use permitted by right in the A-1 zones city-wide; and to create A-1-20 and A-1-40 Zones.

(Introduced on 7/17/90. Council voted 5-3. Districts 2, 4, and 7 voted nay. Mayor not present.)

Subitem-B: (O-90-217)

Amending Chapter X, Article 1, Division 9 of the San Diego Municipal Code, by amending Section 101.0901, relating to Planned Residential Developments, to restrict the permitted density of residential development within the Future Urbanizing area; to restrict the pattern of residential development within the Future Urbanizing area and in the A-1 zones city-wide; and to clarify limitations on accessory uses city-wide.

(Introduced on 7/17/90. Council voted 5-3. Districts 2, 4 and 7 voted nay. Mayor not present.)

Subitem-C: (O-90-219)

Amending Chapter X, Article 1, Division 5 of the San Diego Municipal Code, by amending Section 101.0510, relating to Conditional Use Permits, to restrict the types of land uses which may be permitted within the Future Urbanizing area; to limit certain other conditional uses city-wide; to clarify limitations on incidental facilities city-wide; and to designate the City Council as the decision-making body for permitting of specified uses.

(Introduced as amended on 7/17/90. Council voted 5-3.

Districts 2, 4 and 7 voted nay. Mayor not present.)

Subitem-D: (O-90-221)

Amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code, by amending Section 101.0403, relating to the FW (Floodway) Zone, to restrict the types of conditional uses which may be permitted within the Future Urbanizing area; and to clarify limitations on incidental facilities city-wide.

(Introduced on 7/17/90. Council voted 5-3. Districts 2, 4, and 7 voted nay. Mayor not present.)

Subitem-E: (R-90-)

Adoption of further amendments to Council Policy 600-29 (amended July 17, 1990) entitled "Maintenance of the Future Urbanizing Area as an Urban Reserve."

NOTE: Subitem E is docketed per Council direction at the September 17, 1990 Council meeting.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B514-F300.)

Motion by Pratt to direct staff to revise all the ordinances, policies and procedures relevant to the future urbanizing area to institute a clustering option at one unit to four acres over all and also the ability of the City Council to approve conditional use permits subject to the City Council making findings, after recommendations from the Planning Commission, for a particular project as follows: 1) provides a substantial

public benefit, 2) does not foreclose future decisions regarding the sizing of major roads and arterials, 3) is adjacent to an already developed area, 4) is at least fiscally neutral in terms of City capital and operating costs/revenue, 5) is large enough to constitute comprehensive planning, and 6) is logical and reasonable use of the subject land. Also private golf courses shall be allowed if in conjunction with a residential

development for which the aforementioned findings are made. Religious institutions shall be permitted by a conditional use permit in the future urbanizing area on the vote of the City Council without the requirement to meet the above findings. No approval of clustered projects be granted until the City has a clustering ordinance in place, and direct staff to return with a draft ordinance in 60 days. Approve the vision committee delineated by Council Members Wolfsheimer and Roberts. Correct Council Policy 600-29 in regard to sewer and water services and clustering provisions to limit those facilities in that area. Continue the second reading of the four ordinances until consolidation with the clustering ordinance. Direct staff to include provisions for the private golf courses and the churches. Second by McCarty for purposes of discussion. Substitute motion by Bernhardt to revise her previous motion to approve staff's recommendations pertaining to water and sewer hook-ups, direct staff to revise all ordinances, policies and procedures relevant to the future urbanizing area to implement the following concepts: a) Clustered units at a density of one unit per 10 acres shall be permitted by the City Council on a case-by-case basis for the purpose of encouraging provision of maximum open space to benefit the creation of a regional public park where applicable, and a contiguous open space system as envisioned by the environmental tier concept. b) Clustered units at densities up to one unit per four acres may be approved by the City Council on a case-by-case basis in accordance with the special land use regulations for the land in the San Dieguito Focused Planning area. Revise motion relative to Conditional Use Permits as follows: 1) Permit both public and private golf courses in recognition that the decision on who uses a golf course is not a land use issue suitable for

regulation by land use policies; 2) Preserve the option for the Council to consider the permitting of certain public or quasi-public facilities on a case-by-case basis. Revise the Council Policy (and the Guidelines for Future Development) to revise Section E to clarify the original intent to ensure that premature planning for a phase shift does not occur. The specific proposed language change is as follows: Under E "Before any public expenditures or plans for urbanization are made to facilitate a phase shift of lands within the future urbanizing area, an evaluation of the need for these lands based on the utilization and redevelopment of existing urbanized and planned urbanizing area must be conducted and findings made that 1) the capacity of lands identified as appropriate for development within the urbanized and planned urbanizing areas have been substantially utilized in accordance with adopted community plans." Approval of revisions requested by Keith Roades: Revise Sec. 101.0510 Subsection C, 4, h, (3) of the CUP ordinance to read as follows: "Any agricultural zone, provided that permanent buildings and/or fill shall not be permitted in

areas of the Coastal Zone and the Future Urbanizing Area subject to the FPF Overlay Zone." No second. Motion withdrawn.

MOTION BY McCARTY TO CONTINUE ITEM-S404 AND ITEM-200 TO OCTOBER 8, 1990, AND DIRECT PLANNING DEPARTMENT TO COME BACK WITH AN ANALYSIS, A TWO-PAGE FRAMEWORK, INCORPORATING THE IDEAS EXPRESSED IN THE MEETING, IN COUNCIL MEMBER PRATT'S MOTION, COUNCIL MEMBER BERNHARDT'S MOTION, AND THE ACTION IF COUNCIL ADOPTS THE ORDINANCES AS PRESENTED ON THE DOCKET. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S405: (R-91-506) ADOPTED AS RESOLUTION R-276607

Requesting the United States Comptroller of the Currency to extend for an additional 30 days the public comment period concerning the proposed acquisition of Great American's assets and branches by Wells Fargo, in order to

allow the Council to consider recommendations and public testimony from the September 19, 1990 meeting of the Public Services and Safety Committee.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-432.)

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

ITEM-S406:

Two actions relative to the District One Migrant Worker Presentation/Multijurisdictional Workshop/Congressional Hearing:

Subitem-A: PRESENTATION MADE

A presentation by the District 1 Migrant Worker Task Force.

Subitem-B: (R-91-516) ADOPTED AS RESOLUTION R-276608

Declaring support for the Multijurisdictional Workshop/Congressional Hearing on housing for rural homeless and declaring the intent to sponsor this workshop and to allocate the sum of \$500 to help defray organizational costs.

FILE LOCATION: Subitems A and B MEET

COUNCIL ACTION: (Tape location: B030-283.)

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

ITEM-S407: (O-91-52) INTRODUCED, TO BE ADOPTED OCTOBER 8,
1990

Introduction of an Ordinance changing and establishing the boundary lines of the districts within the City of San Diego for the purpose of electing members of the City Council, and repealing Ordinance No. O-17517 (New Series), adopted on August 27, 1990.

NOTE: Docketed per Council direction at the meeting of 9/13/90.

On 9/13/90 Council voted 5-2 (District 2 and the Mayor not present) on the following motion:

Motion by Councilmember Filner to ratify the settlement agreement as voted in Closed Session; Approve Map 23A, and direct the City Attorney to prepare the Ordinance as quickly as possible for public hearing on September 24, 1990. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-nay, McCarty-nay, Filner-yea, Mayor O'Connor-not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B289-469.)

Motion by Henderson to reject Map 23a and reject the settlement agreement. No second.

MOTION BY FILNER TO INTRODUCE THE ORDINANCE. Second by Pratt.

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

* ITEM-S408: (R-91-462) ADOPTED AS RESOLUTION R-276609

Authorizing the City Manager to accept a grant from the Federal Aviation Administration, for the Montgomery Field Runway Extension for Safety and Noise Abatement purpose in the amount of \$1,581,624; modifying the Fiscal Year 1991 Capital Improvements Program by adding CIP-31-141.0, Montgomery Field Runway Extension; authorizing the City

Auditor and Comptroller to transfer \$75,000 Annual Allocation from CIP-31-001.0 to CIP-31-141.0; \$28,000 from CIP-31-312.0 to CIP-31-141.0; and \$72,736 from Operating Fund 41100 to Fund 10520, CIP-31-141.0; authorizing the expenditure of an amount not to exceed \$175,736 in Airport Enterprise matching funds from CIP-31-141.0, for the purpose of providing matching funds for this project.

(Serra Mesa and Clairemont Community Areas. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The Montgomery Field Airport Master Plan was adopted on July 10, 1984 by City Council Resolution R-261161. This resolution also certified the Environmental Impact Report and approved 21 amendments to the Master Plan. Amendment K reads as follows: "Develop plans and environmental reports to extend runway 28R to maximum allowable with full consideration to be given to all environmentally sensitive areas and safety factors."

A preapplication for federal assistance for the project was filed on January 13, 1986. In October, 1987 the Federal Aviation Administration (FAA) advised the Airports Division that additional environmental work was required. Additional studies were conducted and submitted to FAA in February 1989. A supplemental application was submitted in August, 1989 to provide for repair of deteriorating paved areas and imbedded approach lights in the extended runway.

Late this August, FAA advised the Airports Division that funding for the Montgomery Field runway extension could possibly be expected by the end of the federal fiscal year. The City Manager was notified of FAA grant approval on September 19, 1990. The FAA grant must be acted on by the City Council by September 30, 1990. The project will improve safety and reduce noise. Council is requested to authorize the City Manager to accept and execute the grant offer and expend the Airport Enterprise Fund matching funds.

Aud. Cert. 9100253.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-432.)

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

* ITEM-S409: (R-91-450) ADOPTED AS RESOLUTION R-276610

Authorizing the City Manager to accept on behalf of the City a grant from the Federal Aviation Administration for the Brown Field runway rehabilitation in the amount of \$307,800; modifying the Fiscal Year 1991 Capital Improvement Program by adding CIP-31-159.0, Brown Field - Runway Rehabilitation; authorizing the City Auditor and Comptroller to transfer the amount of \$34,200 from Annual Allocation CIP-31-001.0 to CIP-31-159.0; authorizing the expenditure of an amount not to exceed \$34,200 in matching funds from Fund No. 10511, CIP-31-159.0, for the purpose of providing matching funds for the above project.

(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: In August, 1989 the Airports Division submitted a preapplication to the Federal Aviation Administration to overlay and strengthen an 1800 foot portion of Brown Field Airport's primary runway. The project will restore longitudinal grade and enhance the structural capability of the pavement to be consistent with the remainder of the runway. In August, 1990 FAA granted a tentative allocation of funds for the project. The Airports Division

submitted a formal application which was approved. Council is requested to authorize the City Manager to accept and execute the grant offer and expend the matching funds.

Aud. Cert. 9100254.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-432.)

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

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Member Hartley requesting the City Attorney to provide the ruling for disclosing information on Council actions in closed sessions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: F300-320.)

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Wolfsheimer in honor of the memory of Frank J. Kockritz at 5:56 p.m.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: F363-366).