

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, OCTOBER 15, 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 2:00 p.m. The meeting was recessed by Mayor O'Connor at 3:36 p.m. to convene the Housing Authority Meeting and thereafter, the Special Joint Council Meeting with the Redevelopment Agency Meeting. The meeting was reconvened by Mayor O'Connor at 6:58 p.m. with Council Member Wolfsheimer not present. Mayor O'Connor adjourned the meeting at 9:42 p.m. to meet in Closed Session on October 16, 1990, at 9:15 a.m., in the 12th Floor Conference Room to discuss pending litigation matters.

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-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (rb)

FILE LOCATION: MINUTES

Oct-15-1990

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-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

Oct-15-1990

ITEM-10: INVOCATION

Invocation was given by Pastor Ed Chapman, First
Assembly of God.

FILE LOCATION: MINUTES

Oct-15-1990

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Roberts.

FILE LOCATION: MINUTES

ITEM-30: DENIED HEARING

Matter of the request of Dale Ness Eggers, for a hearing of
an appeal from the decision of the Planning Commission in
approving Coastal Development Permit CDP-89-0945, proposing
to construct a single-family house on a vacant lot, to
include a detached garage, laundry room, a pool and spa.
The subject property (approximately 11,343 square feet) is
located on Sunset Cliffs Boulevard between Adair and Osprey

Streets, in Zone R1-5000, in the Peninsula Community Plan
area. The site is further described as Parcel 1 of Parcel

Map-11610, a division of Lots 21 and 22 of Block 11 of
Sunset Cliffs.
(CDP-89-0945. District-2.)
A motion granting or denying the request for a hearing of
the appeal.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A152-162.)
MOTION BY ROBERTS TO DENY THE HEARING DUE TO NO CITY-WIDE
SIGNIFICANCE. Second by Hartley. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea,
Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-31: (R-91-268) ADOPTED AS RESOLUTION R-276677

Dedicating the Harbor Drive bridge, which crosses the
channel between Point Loma and the Spanish Landing Park
area, to the U.S. Coast Guard on the occasion of its
bicentennial anniversary; declaring that the Harbor Drive
bridge be named as "The U.S. Coast Guard Bicentennial
Bridge" as a lasting tribute to the generations of Coast
Guard men and women whose tradition of humanitarian and
military service stands as a beacon to all people.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-089.)
MOTION BY ROBERTS TO ADOPT. Second by Bernhardt. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

* ITEM-50: (O-91-19) ADOPTED AS ORDINANCE O-17536 (New Series)

Amending Chapter II, Article 2, Division 2, of the San
Diego Municipal Code by amending Section 22.0207, relating
to Special Events.
(Introduced on 10/1/90. Council voted 6-0. Districts 4
and 6 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A223-247.)

CONSENT MOTION BY FILNER TO DISPENSE WITH THE READING AND ADOPT.
Second by Pratt. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea,
Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-51: (O-91-60 Rev.1) ADOPTED AS ORDINANCE O-17537
(New Series)

19901015

Establishing a Capital Facilities Plan for the City of San Diego; providing standards and criteria for the inclusion of Public Facilities in the Capital Facilities Plan; providing guidelines for the preparation of the Capital Facilities Plan; relating the Capital Facilities Plan to other regulatory programs.
(Introduced on 10/1/90. Council voted 6-2. Districts 2 and 8 voted nay. District 4 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A243-312.)
MOTION BY FILNER TO DISPENSE WITH THE READING AND ADOPT. Second by Mayor O'Connor. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-52: (O-91-42) ADOPTED AS ORDINANCE O-17538 (New Series)

Incorporating 2.86 acres located on the east side of Westview Parkway, north of Galvin Avenue, into R-1000 Zone.

(Introduced on 10/2/90. Council voted 8-0. District 4 not present. Case-90-0201. Mira Mesa Community Area. District-5.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A223-247.)

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

Second by Pratt. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea,
Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

* ITEM-53: (O-90-181) INTRODUCED, TO BE ADOPTED OCTOBER 29,
1990

Introduction of an Ordinance amending Chapter II, Article
2, Division 2, of the San Diego Municipal Code by amending
Section 22.0211, relating to Public Works Contracts -
Public Bidding Required.
(See City Manager Report CMR-90-248.)

COMMITTEE ACTION: Reviewed by RULES on 10/3/90. Recommendation
to approve the City Manager's recommendation to adopt the
ordinance to revise the Municipal Code to increase from \$25,000
to \$50,000 the dollar limit beyond which advertising and Council
approval of Public Works contracts is required. Districts 1, 4,
5, 8 and Mayor voted yea. District 2 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A490-495.)

CONSENT MOTION BY McCARTY TO INTRODUCE. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-100: (R-91-524) ADOPTED AS RESOLUTION R-276678

Accepting the low bid of \$219,080 by Environmental
Restoration Inc. for Underground Hazardous Materials
Storage Tanks Replacements - Phase II; authorizing the
City Auditor and Comptroller to transfer \$11,824 from
Stadium Operations Fund No. 10330, Object Account
No. 4220, \$8,176 from San Diego Jack Murphy Stadium
Elevator Renovation Project, Fund No. 10332, and \$4,000
from Enterprise Fund, CIP-37-250, Methane/Leachate
Control-Sanitary Landfill Sites, to CIP-33-084,
Underground Hazardous Materials Storage Tanks;
authorizing the expenditure of not to exceed \$131,000
comprised of (\$20,000 from Stadium , \$4,000 from Waste
Management, \$87,000 CAP Other from Fund 302453,

CIP-33-084, \$20,000 from Sewer Fund No. 41506, CIP-33-841.1), to supplement funds previously authorized by Resolution R-275594, adopted on April 30, 1990, 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-K1406/90)

CITY MANAGER SUPPORTING NG INFORMATION: This project provides for the replacement of underground storage tanks and ancillary equipment at City facilities at Barret, El Capitan, Quivera Ct., Balboa Park, and San Diego Jack Murphy Stadium. At each station a new double-wall underground tank will be installed as per current regulations. Three existing tanks at Sutherland, Montgomery Field, and Miramar Landfill are to be removed. Five bids were received out of 58 bid packages for Hazardous Underground Storage Tank Replacement, Phase II. The low bid of \$219,080 was 52 percent over our original estimate of \$143,950.

The second lowest bid was 9 percent more than the first. Cost increases can be attributed to materials costs greater than anticipated and increased regulatory requirements. It is doubtful that readvertisement would result in a lower bid for the same amount of work. Additional financing has been identified and award of a construction contract to Environmental Restoration, Inc. is recommended. Aud. Cert. 9100264.

FILE LOCATION: CONT - Environmental Restoration Inc.
CONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-91-534) ADOPTED AS RESOLUTION R-276679

Awarding a contract to San Diego Blueprint Co. for furnishing Printing, Reproduction and Folding of Plans, as may be required for a period of one year beginning October 1, 1990 through September 30, 1991, for an estimated cost of \$46,249, including tax and terms, with options to renew the contract for two additional one-year periods, with

price increases not to exceed 5 percent of the prices in effect for each previous contract period. (BID-P1724/91)

FILE LOCATION: CONT - PURCHASE - San Diego Blueprint Co.
CONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)
CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-91-323) ADOPTED AS RESOLUTION R-276680

Awarding a contract to Don' Sales for furnishing D.A.R.E. T-Shirts, as may be required for a period of one year beginning October 1, 1990 through September 30, 1991, for an estimated total cost of \$49,871.25, including tax, with an option to renew the contract for two additional one-year periods with prices not to exceed 6 percent of prices in effect at the end of the contract period. (BID-H1690/91)

FILE LOCATION: CONT - PURCHASE - Don's Sales CONT
FY91-1

COUNCIL ACTION: (Tape location: A495-529.)
CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-103: (R-91-330) ADOPTED AS RESOLUTION R-276681

Awarding a contract to Interstate Highway Supply Co., for the purchase of materials and supplies for guardrail repair, as may be required for a period of one year beginning November 1, 1990 through October 31, 1991, for an estimated cost of \$46,755.52, including tax and terms, with options to renew the contract for four additional one-year periods, with increases not to exceed 10 percent of the prices in effect at the end of each prior year.
(BID-H1745/91)

FILE LOCATION: CONT - PURCHASE - Interstate Highway Supply
Co. CONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104:

Two actions relative to the Lake Hodges Concession

Building:

(San Pasqual/Lake Hodges Community Areas. District-1.)

Subitem-A: (R-91-528) ADOPTED AS RESOLUTION R-276682

19901015

Inviting bids for the Lake Hodges Concession Building on Work Order No. 180981; authorizing the execution of an agreement with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$154,428 from Water Revenue Fund 41502, CIP-73-230.0, 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-K1819/91)

Subitem-B: (R-91-529) ADOPTED AS RESOLUTION R-276683

Certifying that the information contained in Environmental Negative Declaration END-88-0440, dated October 18, 1988, in connection with Lake Hodges Concession Building, 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: This project will provide the public with a concession building to meet existing recreational demand for services at Lake Hodges. The concession building will provide storage as well as kitchen facilities, sales counters and customer waiting areas. This new concession building will replace the currently existing concession trailer which is inadequate to serve the increasing public needs since the opening of the reservoir for public recreation usage. Improved concession facilities at Lake Hodges are expected to enhance public convenience while increasing revenues and

generating positive recognition for the City's reservoirs.
Aud. Cert. 9100223.
WU-U-91-018.

FILE LOCATION: W.O. 180981 CONT-EMPIRE & ASSOCIATES, INC.
CONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)
CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105: (R-91-532) ADOPTED AS RESOLUTION R-276684

19901015

Inviting bids for the Construction of Kellogg Park
Improvements on Work Order No. 119221; authorizing the
execution of a contract with the lowest responsible bidder;
authorizing the City Auditor and Comptroller to transfer
\$50,000 from CIP-29-603.0, Annual Allocation-Park
Irrigation System Upgrades, Capital Outlay - Other Fund No.
30245.3, and \$22,000 from the General Fund Allocated
Reserve, Fund No. 100/901, Job Order 894421 to
CIP-29-595.0, Kellogg Park Requirements; authorizing the
expenditure of an amount not to exceed \$407,000 from
CIP-29-595.0, Construction of Kellogg Park Improvements,

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-K1821/91)

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

CITY MANAGER SUPPORTING INFORMATION: This project will provide
improvements to Kellogg Park which is located at 2112
Vallecitos, in the La Jolla Shores Planning Area. The
improvements will include an automated irrigation system,
landscaping, removal of existing asphalt walks, replacement of
the parking lot palm trees, picnic tables and barbecues. The
existing palm trees in the parking lot are diseased and must be
replaced. The Park and Recreation Department's Coastal Division

has allocated \$22,000 for this purpose. That \$22,000 is being transferred to this project so that the replacement can be done as part of the park construction contract.

Aud. Cert. 9100261.

FILE LOCATION: W.O. 119221 CONT - Weststar Landscape Services, Inc.
CONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106:

Two actions relative to the Construction of Lower Otay
Reservoir Boat Launching Facility:
(District-8.)

Subitem-A: (R-91-530) ADOPTED AS RESOLUTION R-276685

19901015

Inviting bids for the Construction of Lower Otay Reservoir
Boat Launching Facility on Work Order No. 180731;
authorizing the execution of a contract with the lowest
responsible bidder; authorizing the expenditure of an
amount not to exceed \$671,000 from Water Revenue Fund No.
41502, CIP-73-306.0, 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-K1820/91)

Subitem-B: (R-91-531) ADOPTED AS RESOLUTION R-276686

Certifying that the information contained in Environmental
Negative Declaration END-90-0269, dated July 23, 1990, in
connection with the Construction of Lower Otay Reservoir
Boat Launching Facility, 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: On June 21, 1988, the
City entered into an agreement with the State Department of
Boating and Waterways for the amount of \$696,200 in grant
funding for the improvement of boat launching facilities at
Lower Otay Reservoir. This project will maximize public access

to the recreation benefits of the reservoir. The improved boat launching facilities will provide boaters with new and improved concrete ramps, courtesy docks, a comfort station, and paved parking areas. On June 6, 1988, the City entered into an agreement with Jaykim Engineers, to prepare plans and specifications for the construction of this project. These plans and specifications have been completed and this action will approve them, and authorize advertising and award of a construction contract to complete the project.

Aud. Cert. 9100202.

WU-P-90-052.

FILE LOCATION: W.O. 180731 CONT - L. R. Hubbard Construction Co., Inc.
CONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-107:

Two actions relative to the Construction of Fire Station

No. 24:

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

19901015

Subitem-A: (R-91-522) ADOPTED AS RESOLUTION R-276687

Inviting bids for the Construction of Fire Station No. 24 on Work Order No. 119077; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$1,532,890 from Sewer Revenue Fund No. 79002, CIP-33-014.0, 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-K1817/91)

Subitem-B: (R-91-523) ADOPTED AS RESOLUTION R-276688

Certifying Environmental Negative Declaration END-89-0595, dated February 14, 1990, in connection with the

Construction of Fire Station No. 24, 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: Capital Improvement Project CIP-33-014.0 provides for design and construction of a new 6,800 square foot Fire Station at Del Mar Heights Road and Hartfield Avenue. The building will accommodate an engine and a brush apparatus initially, and will be large enough to provide for a truck company when needed. The land was acquired in FY-1976. The facility will replace a temporary station at 13802 Mercado Drive. The new station, adjacent to Torrey Pines High School, is nearer the core of developing North City West and will provide improved protection for the area.
Aud. Cert. 9100217.

FILE LOCATION: W.O. 119077 CONT - C.C.A., Inc. CONT FY91-1

COUNCIL ACTION: (Tape location: A545-552.)

MOTION BY WOLFSHEIMER TO ADOPT AND TO ACCEPT THE CORRECTION CITING THE FBA FUND RATHER THAN THE SEWER FUND AS NOTED BY THE CITY MANAGER. Second by Filner. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-91-391) ADOPTED AS RESOLUTION R-276689
Authorizing the Mayor and City Clerk to execute the certificate of ownership of Parcel Map W.O. No. 890993, consenting to the preparation and recordation of said map.
(University (North) Community Area. District-1.)

FILE LOCATION: SUBD - Eastgate Technology Park, Unit 1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-91-594) ADOPTED AS RESOLUTION R-276690

Approving the acceptance by the City Manager of a street easement deed of Fred C. Liebhardt, Jr., granting to the City an easement for public street purposes in a portion of Lot 22, Block C of La Jolla Country Club Heights, Map-1975; dedicating said land as and for a public street, and naming the same Romero Drive.
(La Jolla Community Area. District-1.)

FILE LOCATION: DEED F-5406 DEED FY91-1

COUNCIL ACTION: (Tape location: A495-529.)
CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110: (R-91-574) ADOPTED AS RESOLUTION R-276691

Approving the acceptance by the City Manager of a street easement deed of Ivanhoe Villas, Ltd, granting to the City an easement for public street purposes in a portion of Lot 7, Block 27 of La Jolla Park, Map-352; dedicating said land as and for a public street and naming the same Ivanhoe Avenue East.
(La Jolla Community Area. District-1.)

FILE LOCATION: DEED F-5407 DEED FY91-1

COUNCIL ACTION: (Tape location: A495-529.)
CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111: (R-91-575) ADOPTED AS RESOLUTION R-276719

Approving the acceptance by the City Manager of a street easement deed of Jerry Roger Estes and Katheryn A. Estes, and Henry Reinecke, Jr., granting to the City an easement for public street purposes in a portion of Lot 14, Block 48 of La Jolla Park, Map-352; dedicating said land as and for a public street, and naming the same Prospect Place.
(La Jolla Community Area. District-1.)

FILE LOCATION: DEED F-5408 DEED FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-91-576) ADOPTED AS RESOLUTION R-276692

Approving the acceptance by the City Manager of a deed of Pardee Construction Company, granting to the City an easement for pedestrian and non-motor vehicle right-of-way purposes in a portion of the North Half of the Southwest Quarter of Section 22, Township 14 South, Range 2 West, San Bernardino Meridian, and in a portion of Parcel 1 of Parcel Map-15125.

(Sabre Springs Community Area. District-5.)

NOTE: See Item 113 for a companion item.

FILE LOCATION: DEED F-5409DEED FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-91-446) ADOPTED AS RESOLUTION R-276693

Vacating the City's interest in an unneeded pedestrian and non-motor vehicle right-of-way affecting a portion of Section 22, T14S, R2W, SBM, and Parcel 1 of Parcel Map PM-15125, pursuant to Section 8300 et seq. of the Streets and Highways Code.

(Sabre Springs Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The subject easement abandonment is located in the Sabre Springs Community and between Springhurst Drive and Wickerbay Cove. The abandonment has been requested in conjunction with the South Creek Parcels 35-48 (TM-86-0885). The purpose of the request is to accommodate on-site grade adjustments for the future development. The easement is to be realigned and improved as part of the development of South Creek Parcels 35-48 (TM-86-0885.) The subject abandonment encumbers 0.704 acres and was granted to the City to conform to the conditions of the tentative map. On-site grade changes for South Creek required adjustments to accommodate the easement alignment which

traverses between Unit 17 and Unit 18 of the tentative map. Residential entitlements will not be affected, since the easement to be realigned is adjacent to Unit 17, which is

designated for open space, and Unit 18, which is designated for park use and an elementary school site. Staff review had indicated that the easement to be abandoned is no longer required for present or prospective public use and may be summarily vacated.

NOTE: See Item 112 for a companion item.

FILE LOCATION: DEED F-5410 DEED FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-91-582) ADOPTED AS RESOLUTION R-276694

Excusing Councilmember Ron Roberts from attending the regularly scheduled Council meeting of Tuesday, September 24, 1990, due to illness.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-91-589) ADOPTED AS RESOLUTION R-276695

Excusing Councilmember Ron Roberts from attending the regularly scheduled Council meeting of Tuesday, September 25, 1990, due to illness.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-116: (R-91-590) ADOPTED AS RESOLUTION R-276696

Excusing Deputy Mayor Abbe Wolfsheimer from attending the regularly scheduled Rules Committee meeting of Wednesday, September 19, 1990, due to her attendance as a City representative to the annual meeting of LAFCO.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-117: (R-91-505) ADOPTED AS RESOLUTION R-276697

Authorizing the City Manager to release a portion of the surety for MBM West, issued by Insurance Company of the West in the form of Performance Bond No. 113 24 21, so that the same is reduced as follows:

1. For faithful performance, to the sum of \$518,918.
2. For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$259,459.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On April 24, 1989, the City entered into an agreement with MBM West II, a California general partnership, for the construction of public improvements for MBM West. Performance Bond No. 113 24 21 issued by Insurance Company of the West in the amount of \$1,759,042 was

provided by the subdivider. The agreement expires April 24, 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 \$518,918.

FILE LOCATION: SUBD - MBM WEST

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-118: (R-91-583) ADOPTED AS RESOLUTION R-276698

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$111,460, consisting of \$107,760 from PSD Fund No. 16000 and \$3,700 from PSD Fund No. 11720, to CIP-29-467.0, Montgomery-Waller Community Park - Requirements; authorizing the expenditure of an amount not to exceed \$91,460 from CIP-29-467.0, Montgomery-Waller Community Park - Requirements, to supplement the financing previously authorized by Resolution R-274100, adopted July 31, 1989, and Resolution R-275739, adopted May 21, 1990.

(Otay Mesa - Nestor Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Montgomery-Waller Community Park is located at 3020 Coronado Avenue in the Otay Mesa-Nestor Community Planning Area. Improvements now under construction are an 11,000 square foot recreation center building, two multi-purpose courts, concrete walkways, picnic facilities, landscaping, irrigation, and parking lot lighting. An additional \$111,460 is required to complete the project. Approved construction change orders total \$32,696.86. Of this total \$8,804.50 is due to the consultant's errors and will be subtracted from his future fee payments.

Other costs paid from the project's contingencies include Building Inspection Department and Water Utilities Department fees totalling \$25,987.98. The result is the reduction of project contingencies from \$74,600 to \$15,915.16. The requested additional \$111,460 will provide financing required to complete the project. Construction contingencies will be increased by \$91,460. The remaining \$20,000 will remain in the Capital Improvement Program for other anticipated design related costs.
Aud. Cert. 9100231.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-119: (R-91-566) ADOPTED AS RESOLUTION R-276699

Authorizing the transfer of \$304,000 for the Dailard Neighborhood Park Improvements as follows: \$100,000 from CIP-23-590.1, Tierrasanta Community Park Recreation Center Building, Capital Outlay Other Fund No. 302453; \$179,000 from CIP-29-740.0, San Carlos Community Park - Parking Lot, Navajo Urban Impact Fee No. 79506; and \$25,000 from Park Service District Fund No. 14000, to CIP-29-646, Dailard Park.

(Navajo Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: The undeveloped site for Dailard Neighborhood Park is on Cibola Road on the north side of Dailard Elementary School, in the Navajo Community Planning Area. This park site has remained unimproved since it was acquired in December 1974. The FY '91 CIP shows \$38,000 as a continuing appropriation for CIP-29-646, Dailard Park - Development. A consultant has been hired to master plan the park improvements and that process has just begun. The recommended fund transfers will provide an additional \$304,000 to construct all or part of the park improvements identified on the master plan.

Aud. Cert. 9100260.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-120: (R-91-584) ADOPTED AS RESOLUTION R-276700

Expressing support for the San Dieguito River Valley Regional Open Space Park Joint Powers Authority's request for a grant from the California Coastal Conservancy for the purpose of preparing a natural resource protection and enhancement plan that incorporates public recreation facilities consistent with the concept plan for the expanded San Dieguito Lagoon Resource Enhancement Program.

(District-1.)

SUPPORTING INFORMATION: This resolution has been prepared to support a San Dieguito Joint Powers Authority (JPA) request for a grant from the California Coastal Conservancy. The grant will assist the JPA to update the 1979 San Dieguito Lagoon Resource Enhancement Program. The updated plan will provide for natural resource protection and enhancement that incorporates public recreational facilities.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-121: (R-91-565) ADOPTED AS RESOLUTION R-276701

Authorizing the execution of a second amendment to the agreement of February 9, 1989, with Atkinson, Johnson and Spurrier, Inc., for professional services in connection with Building No. 1 remodeling, together with any 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 amendment; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$24,268 from CIP-21-835.0, Museum of Man - Entry Stairs, Capital Outlay Fund No. 30245, to CIP-21-829.0, Building No. 1 - Remodel; authorizing the expenditure of an amount not to exceed \$24,268 from CIP-21-829.0, Building No. 1 - Remodel, Capital Outlay Fund No. 30245, for the purpose of providing funds for this project.

(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On February 9, 1989 the City Manager executed an agreement with Atkinson, Johnson and Spurrier, Inc. for professional services required for the preparation of schematic plans and cost estimates for the remodeling of Building No. 1. On October 30, 1989, Council authorized the first amendment to the agreement for professional services required for the preparation of construction drawings and specifications for the remodeling project. The proposed second amendment to agreement will provide professional services needed to revise the construction drawings and specifications to include an interior exit stairway. This change was required to

meet Building Code requirements that were not addressed during the schematic plan review.
Aud. Cert. 9100259.

FILE LOCATION: MEET CCONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-122: (R-91-68) ADOPTED AS RESOLUTION R-276702

Authorizing the execution of an agreement with Pountney and Associates, Inc. to provide construction documents for the design and construction of street improvements on Federal Boulevard - 60th Street to MacArthur Drive; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$86,933 from CIP-58-004, Annual Allocation, Miscellaneous Requirements - City Streets to CIP-52-341.0, Federal Boulevard - 60th Street to MacArthur Drive; authorizing the expenditure of an amount not to exceed \$299,000 from 1/2 percent transportation sales tax (TransNet) Fund 30300, CIP-52-341.0, Federal Boulevard - 60th Street to MacArthur Drive; and \$86,933 from Capital Outlay Fund 30245, CIP-58-004, Annual Allocation, Miscellaneous Requirements - City Streets, for the purpose of providing funds for the above project.

(Southeast San Diego Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: This project would provide for the improvement of Federal Boulevard, between 60th Street and MacArthur Drive, from the existing two lane roadway to a four lane collector street, as shown in the City's Progress Guide and General Plan. The project will include curbs, sidewalks, street lighting, drainage facilities, etc. Some property acquisition would be necessary to accommodate the proposed widening. It is not feasible to design this project utilizing City staff as they are already committed to other projects. Staff thereby recommends that we hire the firm of Pountney & Associates, Inc. to provide construction documents and engineering services necessary for this project. The consultant was chosen in accordance with Council Policy 300-7.
Aud. Cert. 9100032.

FILE LOCATION: MEET CCONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-123: (R-91-10) ADOPTED AS RESOLUTION R-276703

Authorizing the City Manager to initiate steps to expand
the Southeast/Barrio Logan Enterprise Zone up to 15

percent, pursuant to State Law (AB 251, 1989), and return
to the City Council with recommended expansion locations.
(See City Manager Report CMR-90-318. Southeast San Diego
and Centre City East Community Areas. Districts 4 and 8.)

COMMITTEE ACTION: Reviewed by RULES on 10/3/90. Recommendation
to authorize the City Manager to initiate steps to expand the
Southeast/Barrio Logan Enterprise Zone up to 15 percent and
return to Council with recommended expansion locations.
Districts 1, 4, 5, 8 and Mayor voted yea. District 2 not
present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A553-B034.)

MOTION BY FILNER TO ADOPT, GIVING APPROVAL OF THE ENABLING
AUTHORITY. Second by Pratt. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea,
Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-150: (O-91-12) INTRODUCED AS AMENDED, TO BE ADOPTED
OCTOBER 29, 1990

(Continued from the meeting of September 17, 1990,
Item 152, at Jack McGrory's request, to be heard by Council
along with other related items being considered by PSS
Committee.)

Introduction of an Ordinance amending Chapter III, Article
3, Division 39, of the San Diego Municipal Code, by
amending Section 33.3917, relating to an increase in the
hourly charge to cardroom players from \$2.50 to \$5.
(See City Manager Report CMR-90-282.)

COMMITTEE ACTION: Initiated by PSS on 6/20/90. Recommendation

to increase the per hour charge collected from any player participating in cardroom games to \$5. Districts 3, 4 and 5 voted yea. Districts 2 and 7 voted nay.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H149-I515.)

Motion by Henderson to deny the increase and adopt the City Manager's recommendation. No second.

MOTION BY FILNER TO INCREASE THE HOURLY CHARGE TO CARDROOM PLAYERS FROM \$2.50 to \$4. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-nay, Henderson-nay, McCarty-nay, Filner-yea, Mayor O'Connor-yea.

ITEM-200: CONTINUED TO OCTOBER 29, 1990

Two actions relative to amending the Interim Development Control Ordinance:

Subitem-A: (O-91-62)

Introduction of an Ordinance amending Chapter X, Article 1, Division 2, of the San Diego Municipal Code by adding Section 101.0270, relating to Land Development; providing for the review of the Fiscal Impacts of Developments; providing definitions; providing for the effect of this ordinance on other ordinances and regulations; providing for an effective date.

Subitem-B: (O-91-63)

Introduction of an Ordinance amending Chapter X, Article 1, Division 2 of the San Diego Municipal Code by amending Section 101.0260, relating to Interim Development Control.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: K382-556.)

MOTION BY ROBERTS TO CONTINUE TWO WEEKS DUE TO LACK OF TIME.

Second by Hartley. Passed by the following vote:

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

ITEM-201: (R-90-1423) CONTINUED TO OCTOBER 29, 1990

(Continued from the meeting of October 1, 1990, Item 205C, at Councilmember Henderson's request, to further study the implications of this action, and how each district will be affected.)

Adoption of a Resolution rescinding Development Impact Fees for branch libraries and fire facilities as currently charged in the urbanized areas and replacing them with one standard impact fee for libraries and one for fire facilities in all urbanized communities.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: K382-556.)

MOTION BY ROBERTS TO CONTINUE TWO WEEKS DUE TO LACK OF TIME.

Second by Hartley. Passed by the following vote:

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

ITEM-202:

(Continued from the meeting of September 17, 1990, Item 106, at Councilmember McCarty's request, for further review by the Navajo Community Planning Committee.)

Two actions relative to the Construction of the North Mission Valley Interceptor Sewer:

(Districts-5 and 7.)

Subitem-A: (R-91-298) ADOPTED AS RESOLUTION R-276704

19901015

Inviting bids for the Construction of the North Mission Valley Interceptor Sewer, on Work Order No. 170401; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of not to exceed \$15,970,424 from Sewer Revenue Fund No. 41506, CIP-43-033.0, 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-K1737/91)

Subitem-B: (R-91-299) ADOPTED AS RESOLUTION R-276705

Certifying that the information contained in Environmental Negative Declaration END-87-0914, dated August 21, 1989, issued in connection with CIP-43-033, entitled North Mission Valley Interceptor Sewer, 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: This project will replace 2.25 miles of the existing undercapacity and unlined 54-inch interceptor sewer with a larger PVC-lined interceptor sewer ranging in size from 72 inches through 96 inches. This

project will provide additional sewer capacity needed for the builtout conditions for the east city and east county communities. The alignment of this project is generally situated along the north side of the San Diego River in Mission Valley between Stadium Way and the intersection of Twain and Fairmount Avenue. On the west end it will connect to the section which was recently installed under the First San Diego River Improvement Project.

From this connection, the project proceeds east through the Rio-Vista subdivision and connects to the west end of the section that was recently installed by the River Run subdivision developer with City participation. This project then continues east along the southerly edge of the Jack Murphy Stadium parking lot and along the north side of the River to San Diego Mission Road, where it crosses the River and terminates near the intersection of Twain and Fairmount. Under an agreement for engineering consultant services previously authorized by the City Council, Hirsch and Co. has completed plans and specifications which are ready for inviting bids. As part of this project, a wetland mitigation plan will be implemented by revegetating impacted areas and restoring riparian habitat.

Aud. Cert. 9000951.

WU-P-90-141.

FILE LOCATION: W.O. 170401 CONT - BRH Garver, Inc.
CONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,

Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-203: (R-90-1906) ADOPTED AS RESOLUTION R-276706

(Continued from the meeting of September 10, 1990,
Item 116, at the request of one of the property owners, to
allow time to consult his attorney on the liability issue.)
Vacating Cherokee Avenue south of Bellingham Avenue and
adjacent to Lot 4 of Whoopie Villas and Block 119 of City
Heights Map-1007, under the procedure for the summary

vacation of streets and public service easements; reserving
and excepting from the foregoing vacation the right,
easement and privilege of placing, constructing, repairing,
replacing, maintaining, using and operating public
utilities of any kind or nature; declaring that the
easements reserved herein are in, under, over, upon, along
and across Cherokee Avenue.

(Mid-City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The vacation of Cherokee
Avenue is in accordance with a decision made by the
Transportation and Land Use Committee on July 14, 1986. The
decision was a result of an appeal of a denial by the City
Engineer for an Encroachment Permit to fence and landscape
segments of the westerly half of Cherokee Avenue. The Committee
authorized a temporary encroachment for the landscaping, subject
to the applicant's petitioning for a street vacation. The
proposed vacation is located in the Mid-City Planned District in
an MR-3000 Zone. The vacation totals approximately 11,500
square feet and would increase the residential entitlement of
the adjacent properties to a total of four units.

No increase in density is anticipated for the property to the
west, since the property is fully developed with 49 condominium
units. The property to the east totals approximately 1,500
square feet and is presently developed with one single-family
residence. Under the MR-3000 Zone, this property is limited to
a maximum of four units regardless of lot size. Therefore, no
increase in density will result from the vacation. There are no
redevelopment plans for this property at this time, and any
redevelopment of this property will require a Mid-City
Development Permit. The Planning Department has no objection to
the proposed vacation, and the Planning Commission recommended
approval on August 11, 1988, by a 4-0 vote. The subject
right-of-way extends southerly from Bellingham Avenue for
approximately 240 feet to its terminus at the CalTrans

right-of-way for Interstate 805. The right-of-way is unimproved but contains public utilities for which easements are to be reserved.

Previous vacation actions have reduced the right-of-way width from 80 feet to 50 feet. Due to the adverse slopes, utilization of this right-of-way is infeasible and is, therefore, precluded from development for street purposes. The right-of-way provides only secondary access on paper to the two abutting properties which have improved frontages on Bellingham and Cherokee Avenue to the north. The right-of-way is, therefore, not required for access or future traffic circulation. Staff review has indicated that the right-of-way to be vacated is no longer required for present or prospective use and may be summarily vacated.

FILE LOCATION: DEED F-5353; STRT J-2748 DEED FY91-1

COUNCIL ACTION: (Tape location: K198-212.)

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

ITEM-204: (O-91-) NOTED AND FILED

(Continued from the meeting of October 1, 1990, Item 207E, at Councilmember Bernhardt's request, to allow staff to clarify and analyze the cost of proceeding with implementation of the program.)

First public hearing in the matter of amending Ordinance O-17504 (New Series) as amended, entitled, "An Ordinance Adopting the Annual Budget for the Fiscal Year 1990-91 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year," by amending the personnel authorization of the Planning Department, Engineering and Development Department, and Financial Management Department for costs involved in implementing the Growth Management Program.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: K382-551.)

MOTION BY ROBERTS TO NOTE AND FILE THE ITEM AS RECOMMENDED BY THE CITY MANAGER. Second by Hartley. Passed by the following

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

ITEM-205: (R-90-1456) ADOPTED AS RESOLUTION R-276707

Determining and declaring that the public interest, convenience and necessity of the City of San Diego require the construction, operation and maintenance of a public street or streets, together with a slope easement and right-of-way for earth embankment or excavation through, over, under, along and across portions of Pueblo Lot 1307 of the Pueblo Lands of San Diego; and that the public interest, convenience and necessity demand the acquisition of an easement in said property in connection with Nexus Center Drive; declaring the intention of the City of San Diego to acquire the easement under eminent domain proceedings; directing the City Attorney of the City of San Diego to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring the easement. (See City Manager Report CMR-90-409. University City Community Area. District-1.)
Aud. Cert. 9100243.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J475-548.)

Hearing began at 8:43 p.m. and halted at 8:47 p.m.

MOTION BY WOLFSHEIMER TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-206: CONTINUED TO OCTOBER 29, 1990

(Continued from the meeting of September 18, 1990, Item 348, at Jack McGrory's request, to review language with the City Attorney's office.)

Proposal to approve the Wuest Estate Development Agreement between the City of San Diego and Wuest Estate Company.

The proposed development agreement would apply to approximately 250 acres in the Miramar Ranch North community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the

community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute

facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Miramar Ranch North Community Plan for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The property subject to the proposed development agreement is located on the east side of I-15 between Poway Road and Miramar Lake. A brief legal description is as follows: northeast quarter of the northeast quarter and a portion of the northeast quarter of the northwest half of Section 29; and a portion of the south half of the south half, Section 20, Township 14 South, Range 2 West, SBM. The specific legal description is on file in the City Planning Department.

(Case-88-0908. District-5.)

Subitem-A: (R-91-430)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0100 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-91-49)

Introduction of an Ordinance approving the development agreement.

CITY MANAGER SUPPORTING INFORMATION: The proposed development agreement was docketed for Council action as Item 330 on February 21, 1989. At that time the agreement was returned to the City Manager and Planning Director. The agreement before Council at this time is basically unchanged from the 1989 version with the exception of minor technical changes to reflect events that have occurred since February, 1989 and for an increase in the developer's contribution for City of San Diego General Park purposes from \$315,000 to \$1,065,000. This

development agreement is similar to three others in the Miramar Ranch North community planning area that were originally presented to Council with this one, as a group of four small

development agreements. The other three were approved by Council on December 12, 1988 and are in full force and effect at this time. The Manager and Planning Director recommend approval of the proposed development agreement. The City Attorney has approved the agreement with respect to form only.

FILE LOCATION: DEVL - Wuest Estate Development Agreement

COUNCIL ACTION: (Tape location: C169-183.)

MOTION BY BERNHARDT TO CONTINUE FOR TWO WEEKS AS REQUESTED BY A MEMBER OF THE AUDIENCE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S400: PROCLAIMED

Proclaiming the month of October to be Domestic Violence Awareness Month and supporting the purpose and goals of the San Diego County Task Force on Domestic Violence toward raising public awareness and reducing the prevalence of domestic violence.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A090-132.)

MOTION BY WOLFSHEIMER TO APPROVE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S401: (O-91-95) CONTINUED TO NOVEMBER 5, 1990

Amending Chapter VI, Article 1, of the San Diego Municipal Code by adding Division 25, Section 61.2501, 61.2502, 61.2503, 61.2504, 61.2505, 61.2506, 61.2507, 61.2508, 61.2509 and 61.2510 relating to Impact Fees.
(Introduced as amended on 10/1/90. Council voted 5-3.
Districts 2, 6 and 8 voted nay. District 4 not present.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B037-C168.)

MOTION BY McCARTY TO CONTINUE THE QUESTION OF FEES UNTIL AFTER THE T&LU (TRANSPORTATION AND LAND USE COMMITTEE) MEETING. DIRECT STAFF TO BRING FORWARD TO T&LU THE DISCUSSION OF THE RECOMMENDED "TRIGGERS." Second by Filner. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-nay, Pratt-yea, Bernhardt-nay, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-nay.

* ITEM-S402: (R-91-535) ADOPTED AS RESOLUTION R-276708

Awarding a contract to Kelly Pipe Company for the purchase of tunnel casing pipe, for a total cost of \$130,745.25, including tax and terms; authorizing the expenditure of \$130,745.25 from Fund No. 41500, Department No. 700, Organization No. 423, Object Account No. 3316, and Job Order No. 171389, 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-E1773/91)
Aud. Cert. 9100300.

FILE LOCATION: CONT - PURCHASE - Kelly Pipe Company
CONT FY91-1

COUNCIL ACTION: (Tape location: A495-529.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S403: (R-91-527) TRAILED TO OCTOBER 16, 1990

Awarding a contract to Centercore Systems for furnishing labor and materials to install cluster style workstations for police communications, for a total cost of \$99,683.37, including tax and terms; authorizing the expenditure of an amount not to exceed \$99,683.37, from Department No. 30244, Fund No. 30244, Organization No. 106, Object Account No. 4922, and Job Order No. 331950, 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-D1661/91)

Aud. Cert. 9100305.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A135-150.)

MOTION BY WOLFSHEIMER TO TRAIL TO OCTOBER 16, 1990, AS REQUESTED BY THE CITY MANAGER. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S404: (R-91-617) TRAILED TO OCTOBER 16, 1990

Certifying that the information contained in Environmental Mitigated Negative Declaration DEP No. 90-0480, for the Mission Beach Drainage Project CIP-11-226, together with any comments received during the public review process, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code Section 21000 et seq.), as amended, and State guidelines (California Administrative Code Section 15000 et seq.), and that said report has been reviewed and considered by the Council; declaring that the City Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and therefore approves the Mitigated Negative Declaration; adopting the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the project as required by the City Council in order to mitigate or avoid significant effects on the environment, pursuant to California Public Resources Code, Section 21081.6.
(Mission Beach Community Area. District-6.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A135-150.)

MOTION BY WOLFSHEIMER TO TRAIL TO OCTOBER 16, 1990, AS REQUESTED BY THE CITY MANAGER. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S405: TRAILED TO OCTOBER 16, 1990

Two actions relative to the Drug Abatement and Housing Inspection Program:

(See City Manager Reports CMR-90-442, CMR-90-441 and CMR-90-396; and Committee Consultant memorandum dated 10/9/90.)

Subitem-A: (O-91-65)

First public hearing in the matter of:

Amending Ordinance O-17504-1 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1990-91 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. 00-17504-1, as amended and adopted therein, by amending the personnel authorization of the Building Inspection Department (1300), Enterprise Fund 41300, by adding two Building Inspector II positions, one Word Processing Operator, and two Clerical Assistant II positions; authorizing the City Auditor and Comptroller to increase the Building Inspection Enterprise Fund 41300 by \$277,995 to accommodate cost of additional positions, said funds to come from recovered fees in the Full Cost Recovery Housing Inspection Program and Full Time Drug Abatement Program.

Subitem-B: (O-91-69)

First public hearing in the matter of:

Amending Ordinance O-17504 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1990-91 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. OO-17504-1, as amended and adopted therein, by amending the personnel authorizations of the City Attorney's Department (045) and the Police Department

(110) by adding one-half Deputy City Attorney's position, one Legal Assistant, and one Legal Secretary to the City Attorney's Department (045) and one Police Officer II/Detective to the Police Department (110); authorizing the City Auditor and Comptroller to increase the General Fund 100 by \$230,894 for the purpose of implementing an expanded Drug Abatement Program to be allocated as follows: To the City Attorney's Department (045) - \$114,132 Personnel \$38,439 and Non-Personnel and Police Department (110) - \$58,289 Personnel and \$20,034 Non-Personnel; to defray costs of additional positions, the \$230,894 is to come from a surcharge on the Housing Permit Fee and to be

deposited initially into General Fund 100 Revenue Account 77230 for the above purpose.

COMMITTEE ACTION: Initiated by PSS on 9/19/90. Recommendation to approve the City Manager's recommendations detailed in CMR-90-396 with three amendments: 1) Recommended expansion of Drug Abatement Program; 2) implementation of a full cost recoverable Housing Inspection Program by the end of 1990; and 3) creation of a Public Services and Safety Committee Task Force. Districts 3, 4 and 5 voted yea. Districts 2 and 7 not present.

Aud. Certs. 9100291 and 9100299.

NOTE: See Item S501 on the supplemental docket of Tuesday, October 16, 1990, for the introduction and adoption of the Ordinances. Today's action is the first public hearing.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A135-150.)

MOTION BY WOLFSHEIMER TO TRAIL TO OCTOBER 16, 1990, AS REQUESTED BY THE CITY MANAGER. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S406: (O-91-52) ADOPTED AS ORDINANCE O-17539 (New Series)

(Continued from the meeting of October 8, 1990, Item 50, as suggested by Mayor O'Connor, for full Council.)

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.

(Introduced on 9/24/90. Council voted 5-2. Districts 6 and 7 voted nay. District 2 and Mayor not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A315-488.)

MOTION BY FILNER TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-nay, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-nay, McCarty-nay, Filner-yea, Mayor O'Connor-nay.

ITEM-S407: TRAILED TO OCTOBER 16, 1990, AS
UNFINISHED BUSINESS

(Continued from the meetings of July 30, 1990, Item 51, September 17, 1990, Item 200, September 24, 1990, Item S404 and October 8, 1990, Item 200; last continued at Councilmember Roberts' request.)

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."

FILE LOCATION: --

COUNCIL ACTION: (Tape location: J424-446.)

ITEM-S408: (R-91-415) TRAILED TO OCTOBER 16, 1990, AS
UNFINISHED BUSINESS

(Continued from the meetings of September 10, 1990, Item S406, September 24, 1990, Item 200, and October 8, 1990, Item 201; last continued as a companion item to the Future Urbanizing Ordinances.)

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: --

P. Paul Mutascio Data Processing
(Re-election)
David Williams Law

(Re-election)
Lucia Smalheer General Business
(Re-election)

Declaring that after full and complete public discussion and deliberation, P. Paul Mutascio, David Williams, and Lucia Smalheer, are re-elected to the Board of Directors of the San Diego Data Processing Corporation, for three-year terms to expire July 1, 1993, in the categories of Data Processing, Law, and General Business.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: K570-577.)

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

ITEM-S412: (R-91-612) ADOPTED AS RESOLUTION R-276712

Declaring that the City Council, acting as the sole member of the Southeast Economic Development Corporation, is nominating for election to the Southeast Economic Development Corporation Board of Directors the following persons:

(See memorandum from Mayor O'Connor dated 10/3/90 with resumes attached.)

NOMINEE	NOMINATED BY
Lyle F. Gabrielson (Re-elected.)	Councilmember Pratt
Lynne L. Heidel (Re-elected.)	Councilmember Pratt
Rev. Ellis Casson	Councilmember Pratt

Declaring that after full and complete public discussion and deliberation, Lyle F. Gabrielson and Lynne L. Heidel are re-elected to the Southeast Economic Development Corporation Board of Directors for three-year terms ending May 25, 1993; declaring that after full and complete public

discussion and deliberation, Rev. Ellis Casson is elected to the Southeast Economic Development Corporation Board of Directors, for a term ending May 25, 1993, to replace

Carlos Legerrette, who has resigned.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: K582-585.)

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

ITEM-S413: ACCEPT REPORT

(Continued from the meetings of July 30, 1990, Item S407, and October 9, 1990, Item S502; last continued at the request of Councilmember Pratt, to allow him to be present for Council discussion.)

The matter of the Annual Meeting of the Member of the Centre City Development Corporation (CCDC).

NOTE: See Item S414 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: K376-381.)

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

ITEM-S414: (R-91-176 Rev.1) ADOPTED AS RESOLUTION R-276713

19901015

(Continued from the meeting of July 30, 1990, Item S408, and October 9, 1990, Item S503; last continued at Councilmember Pratt's request, to allow him to be present.)
Consideration of the following nominees for appointment by the Council to fill four vacancies on the Centre City

Development Corporation Board of Directors, for terms expiring 5/1/93:

(See memorandum from Mayor O'Connor dated 7/20/90 with resumes attached.)

Nominee	Category	Nominated by
Phillip C. Blair	General Business	Mayor O'Connor
Thomas F. Carter	Finance	Councilmember Roberts
Henri Lagatella	Real Estate	Councilmember McCarty
Pat Kruer	Finance	Councilmember Pratt
Carlos E. LeGerrette	General Business	Mayor O'Connor
Lucy Goldman	General Business	Councilmembers Hartley and McCarty
Craig D. Higgs	Attorney	Councilmember Bernhardt
Raul Silva-Martinez	Attorney	Councilmember Filner

Today's action is adoption of a Resolution making four appointments.

NOTE: See Item S413 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I556-J400.)

The first ballot was taken, and Clerk Abdelnour announced the tally for Round 1: Blair-2,6,M; Carter-2,6,7,M;

Goldman-1,3,4,5,7,8,M; Higgs-3,4,5,8; Kruer-1,2,3,4,5,6,8; Lagatella-1,7; LeGerrette-4,6,M; Silva-Martinez-1,2,3,5,7,8.

The second ballot was taken, and Clerk Abdelnour announced the tally for Round 2: Blair-0; Carter-2,7; Higgs-3,4,5,8;

Lagatella-1; LeGerrette-6,M.

The third ballot was taken, and Clerk Abdelnour announced the tally for Round 3: Blair-0; Carter-2,7; Higgs-3,4,5,8;

Lagatella-1; LeGerrette-7,M.

The fourth ballot was taken, and Clerk Abdelnour announced the tally for Round 4: Blair-0; Carter-2,7; Higgs-3,4,5,8;

Lagatella-0; LeGerrette-1,6,M.

The fifth ballot was taken, and Clerk Abdelnour announced the tally for Round 5: Blair-0; Carter-2,7; Higgs-3,4,5,8;

Lagatella-0; LeGerrette-1,6,M.

The sixth ballot was taken and Clerk Abdelnour announced the tally for Round 6: Blair-0; Carter 2,7; Higgs-3,5,8;

Lagatella-0; LeGerrette-1,4,6,M.

The seventh ballot was taken and Clerk Abdelnour announced the tally for Round 7: Blair-0; Carter-2,3,5,7,8; Higgs-0;

Lagatella-0; LeGerrette-1,4,6,M.

MOTION BY COMMON CONSENT TO CONFIRM THE APPOINTMENTS OF CARTER,

GOLDMAN, KRUER, AND SILVA-MARTINEZ AS APPOINTED BY BALLOT.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S415: (R-91-622) ADOPTED AS RESOLUTION R-276714

Expressing Council support for a proposal by the San
Dieguito Joint Powers Authority for funding by the
California Coastal Conservancy for property acquisition in
the Coastal Zone of the San Dieguito River Valley.
(District-1.)

SUPPORTING INFORMATION: On October 19, 1990, the Coastal
Conservancy will meet to discuss providing the San Dieguito
Joint Powers Authority funds to acquire property in the Coastal
Zone of the San Dieguito River Valley. This proposal will allow
for natural resource protection and public access.

NOTE: See Item 120 on the regular docket of October 15, 1990
for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A495-529.)

MOTION BY HENDERSON TO ADOPT. Second by Wolfsheimer. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-S416: (R-91-577) ADOPTED AS RESOLUTION R-276715

19901015

(Continued from the meeting of October 9, 1990, Item 336,
for full Council.)

Accepting the recommendations of the Governance Advisory
Group regarding Future Management and Organization of the
Metropolitan Sewerage System.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J549-K194.)

MOTION BY ROBERTS TO ADOPT. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-nay, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Oct-15-1990

ITEM-S417: TRAILED TO OCTOBER 16, 1990, AT
10:00 A.M.

(Continued from the meeting of October 2, 1990, Item 701.)
In the matter of discussion on docketing procedures.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A170-175.)

MOTION BY ROBERTS TO TRAIL THE ITEM TO OCTOBER 16, 1990, 10:00 A.M. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S418:

(Continued from the meetings of October 9, 1990, Item 330, and October 10, 1990, Item 702; last continued at Councilmember Henderson's request, via instructions from the City Attorney, for proper noticing.)

A proposal to adopt an ordinance amending Chapter X, Article 1, Division 8, of the San Diego Municipal Code by amending Section 101.0821 relating to tandem parking in new residential development within the boundaries of the Pacific Beach Community Plan Area.

This ordinance is intended to reduce the credit permitted for tandem parking when calculating required off-street parking for all new residential projects in Pacific Beach. The ordinance proposes to reduce the tandem parking credit from the current two spaces to one space.

This ordinance also constitutes an amendment to the City of San Diego's Local Coastal Program (LCP). If approved by the City Council, the proposed LCP amendment must be submitted to the California Coastal Commission for review and final approval.

(District-6.)

Subitem-A: (O-91-53) INTRODUCED, TO BE ADOPTED
OCTOBER 29, 1990

Introduction of an Ordinance amending the San Diego
Municipal Code.

Subitem-B: (R-91-483) ADOPTED AS RESOLUTION R-276716

Adoption of a Resolution modifying the Local Coastal
Program Implementation Plan with respect to the tandem
parking in Pacific Beach.

FILE LOCATION: SUBITEM-A: --; SUBITEM-B: LAND - Pacific
Beach Community Plan

COUNCIL ACTION: (Tape location: K218-372.)

Hearing began at 9:07 p.m. and halted at 9:17 p.m.

Testimony by Tom Armstrong.

MOTION BY ROBERTS TO DELETE TANDEM PARKING IN THE PACIFIC BEACH
AREA. Second by Henderson. Passed by the following vote:

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

Motion by Roberts to direct staff to come back to Council with
criteria for tandem parking on a city-wide basis. Second by
Henderson. Passed. Yeas: 1,2,3,4,5,6,7,M. Nays: None. Not
present: 8.

ITEM-S419: TRAILED TO OCTOBER 16, 1990

(Continued from the meetings of October 2, 1990, Item 331,
and October 9, 1990, Item S501; last continued at Mayor
O'Connor's request, for full Council.)

Matters of:

- 1) Appeals of The Baldwin Company, by JoAnn Shannon, from
the decision of the Planning Commission in approving with
modifications Tentative Map and Planned Development Permit
TM and PD-89-1305 (Carmel Del Mar Neighborhood 4 South),
the description of the subject properties is included in
the legal description below; and
- 2) The proposed amendments to the North City West Community
Plan, the North City West Neighborhoods 1, 4, 5 and 6
Precise Plans, the North City West Planned District
Ordinance, and the North City Local Coastal Program Land
Use Plan. The amendments would:

Redesignate Site No. 1 from a 1.25-acre mini park to seven single-family residential home sites.

Redesignate Site No. 2 from a neighborhood commercial center to a 5-acre mini park and relocate the neighborhood commercial center to Site No. 3.

Relocate the elementary school/neighborhood park complex from Site No. 4 to Site No. 5 and designate Site No. 4 for 68 single-family detached units.

Add 46 attached residential units to Site No. 6 for a total of 205 units.

Redesignate Site No. 7 from 278 single-family detached residences to 225 detached single-family residences.

The subject properties are bounded by Del Mar Heights Road, Carmel Country Road, Carmel Valley Road and the easterly boundary of the North City West community. The properties are legally described as Lots 1-7, Carmel Valley Neighborhood 1, Unit 9, Map-11895; Parcel 1, Parcel Map PM-11877; Parcels 9-13, Parcel Map PM-14460; Parcel 5, Parcel Map PM-15370; Parcel 1, Parcel Map PM-15370; and Lots 1-91, Carmel Valley Neighborhood 1, Unit 3, Map-12564, within the North City West community.

The proposed plan amendment and rezone also constitute an amendment to the City of San Diego's Local Coastal Program. If approved by the City Council, the proposed LCP must be submitted to the California Coastal Commission for review and final approval. The proposed Local Coastal Program amendment would not become effective until after approval by the California Coastal Commission.

(District-1.)

Subitem-A: (R-91-493)

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-89-1305 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and adopting the mitigation measures and monitoring program, and that said declaration has been reviewed and considered by the Council and adopting the Mitigation Monitoring and Reporting Program.

Subitem-B: (R-91-)

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

Subitem-C: (R-91-)

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

Subitem-D: (R-91-494)

Adoption of a Resolution approving amendments to the North City West Community Plan, North City West Neighborhoods 1, 4, 5 and 6 Precise Plans and North City Local Coastal Program Land Use Plan.

Subitem-E: (O-91-56)

Introduction of an Ordinance amending the planned district ordinance.

FILE LOCATION: SUBITEM-A: LAND - NCW Neighborhoods 1,4,5,6 Precise Plans; SUBITEM-B: SUBD - Carmel Del Mar Neighborhood 4 South; SUBITEM-C: PERM-NCW PD-89-1305; SUBITEM-D: LAND - North City West Community Plan, North City West Neighborhoods 1,4,5,6 Precise Plans and North City Local Coastal program Land Use Plan; LAND - NCW Planned District

COUNCIL ACTION: (Tape location: A135-150.)

MOTION BY WOLFSHEIMER TO TRAIL THE ITEM TO OCTOBER 16, 1990, AT 10:00 A.M., AS REQUESTED BY THE CITY MANAGER. Second by Pratt.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S420: (R-91-269) TRAILED TO OCTOBER 16, 1990, AS UNFINISHED BUSINESS

(Continued from the meetings of August 6, 1990, Item S423, September 18, 1990, Item 336, October 2, 1990, Item 332, and October 9, 1990, Item S500; last continued at Deputy Mayor Wolfsheimer's request, per the request of the City Manager, for full Council.)

Confirming the following appointments by the Mayor to serve as trustees of the Housing Trust Fund, to represent categories as shown, for terms to expire as indicated:

Name	Category	Term Expires
Linda Lopez	Business & Industry	August 5, 1993
Jerold H. Goldberg	Business & Industry	August 5, 1993
Alice Smith	Labor - minimum wage	August 5, 1993

worker
Sister RayMonda DuVall Nonprofit/Community August 5, 1993
Organization
Rev. Walter G. Wells Nonprofit/Community August 5, 1993
Organization
Mark P. Krones Business & Industry August 5, 1992
Kathy Recordon Business & Industry August 5, 1992
Nick Hernandez Labor August 5, 1992
James Ridley Nonprofit/Community August 5, 1992
Organization
Jean E. Porter Nonprofit/Community August 5, 1992
Organization
James Mitsuo Cua Nonprofit/Community August 5, 1992
Organization

FILE LOCATION: --

COUNCIL ACTION: (Tape location: J424-446.)

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

ITEM-PC-1: REFERRED TO THE CITY MANAGER

Comments by Art Wollgast and Ron Buciung regarding
historical and aviation artifacts.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: L033-150.)

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor

O'Connor at 9:42 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: L150-155).