

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, FEBRUARY 11, 1991
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 2:05 p.m. The meeting was recessed by Mayor O'Connor at 2:50 p.m. to meet in Closed Session in the 12th Floor Conference Room, to discuss pending litigation matters. Mayor O'Connor reconvened the regular meeting at 3:17 p.m. with Council Member Roberts not present. Mayor O'Connor adjourned the meeting at 5:42 p.m. to meet in Closed Session at 9:30 a.m. on Tuesday, February 12, 1991 to discuss personnel matters.

ATTENDANCE DURING THE MEETING:

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

FILE LOCATION: MINUTES

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-not present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Reverend Roberto Porrás-Maynes
of the First Mexican Baptist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Wolfsheimer.

FILE LOCATION: MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

- 12/3/90 Adjourned
- 12/4/90 Adjourned
- 1/7/91 Adjourned
- 1/8/91 Adjourned
- 1/8/91 Special
- 1/9/91 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A021-025.)

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

* ITEM-50: (O-91-118) ADOPTED AS ORDINANCE O-17598 (New Series)

Amending Chapter X, Article 1, Division 11, of the San Diego Municipal Code, by amending Section 101.1101.99, Defining Inflatable Display.

(Introduced on 1/28/91. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-51: (O-91-111 Rev.1) ADOPTED AS AMENDED AS
ORDINANCE O-17599 (New Series)

Amending Chapter VIII, Article Six, of the San Diego Municipal Code by amending Section 86.01, relating to Parking Meter Nonenforcement Days, by adding Martin Luther King Jr.'s Birthday to the list of nonenforced parking meter days and by deleting Columbus Day.

(Introduced on 1/28/91. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A044-076 and A342-592.)

MOTION BY HENDERSON TO DISPENSE WITH THE READING, AND ADOPT AS AMENDED TO DELETE ANY REFERENCE TO COLUMBUS DAY FROM THE ORDINANCE, KEEPING COLUMBUS DAY ON THE LIST OF NON-ENFORCED PARKING METER DAYS. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-nay, Filner-nay, Mayor O'Connor-yea.

ITEM-52: (O-91-209 Cor.) NOTED AND FILED

Amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0462, relating to Development in the Environmentally Sensitive Areas of the City, to delete the Black Mountain Road and County Island Annexation areas from Paragraph E., Exclusions.

(District-6. Introduced on 1/29/91. Council voted 7-2. Districts 6 and 7 voted nay.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A037-044.)

MOTION BY BERNHARDT TO NOTE AND FILE AT THE REQUEST OF THE CITY MANAGER, TO BE BROUGHT BACK WITH THE RESOURCE PROTECTION ORDINANCE. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-53: (O-91-99) INTRODUCED, TO BE ADOPTED ON
FEBRUARY 25, 1991

Introduction of an Ordinance amending Chapter 6, Article 3, of the San Diego Municipal Code, by adding Section 63.20.15 relating to Marine Vessel Speed, to restrict vessel speed to five miles or less, with certain exceptions, within 1,000 feet of the coastline.

(See City Manager Report CMR-90-422. La Jolla, Mission Bay Park, Mission Beach, Ocean Beach and Pacific Beach Community Areas. Districts-1, 2, 6 and 8.)

COMMITTEE ACTION: Reviewed by PFR on 10/10/90. Recommendation to approve the City Manager's recommendation to enact such an ordinance. Districts 1, 3, 6 and 8 voted yea. District 7 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A595-B000.)

CONSENT MOTION BY McCARTY TO INTRODUCE. 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-yea.

* ITEM-100: (R-91-1080) ADOPTED AS RESOLUTION R-277325

Awarding a contract to Motorola Communications and Electric, Inc., for the purchase of Item 5, VHF Motorcycle Radios, as may be required for a period of one year beginning July 1, 1990 through June 30, 1991, for an estimated cost of \$49,489.12, including tax, for the City's portion. (BID-B1424/91)

FILE LOCATION: CONT - PURCHASE - Motorola Communications and Electric, Inc. CONT FY 91-1

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-101:

Two actions relative to Doyle Community Park Development:

(University City Community Area. District-1.)

Subitem-A: (R-91-1089) ADOPTED AS RESOLUTION R-277326

Inviting bids for Doyle Community Park Development on Work Order No. 119082; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$258,607 from Fund No. 79001, Revenue Account 72622 to CIP-29-402, Doyle Community Park; authorizing the expenditure of an amount not to exceed \$3,365,107 from CIP-29-402, Doyle Community Park, for the purpose of 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-K2049/91)

Subitem-B: (R-91-1090) ADOPTED AS RESOLUTION R-277327

Certifying that the information contained in Environmental Negative Declaration END-88-0867, dated October 17, 1988, in connection with Doyle Community Park Development, 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: Doyle Community Park is located at 7975 Regents Road between Nobel Drive and Berino Court in the University Community Planning Area. The proposed project will provide construction of a 27-acre park with a parking lot, comfort station, multi-purpose athletic fields, turfed open play/picnic areas, multi-purpose courts, sand volleyball courts, children's play areas, parcourse stations, horseshoe pits, security and athletic field lighting, median landscaping and other miscellaneous improvements.

Aud. Cert. 9100494.

FILE LOCATION: W.O. 119082 CONT - L. R. Hubbard Construction Co., Inc. CONT FY 91-1

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-102: (R-91-1088) ADOPTED AS RESOLUTION R-277328

Inviting bids for the Balboa Branch Library - Air Conditioning on Work Order No. 119489; authorizing the execution of a contract with the lowest responsible bidder;

Authorizing the expenditure of an amount not to exceed \$55,000 from CIP-35-062.0, Balboa Branch Library Expansion, for the purpose of 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-K2048/91)

(Clairemont Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This project provides for the design and installation of a new air-conditioning system at the Balboa Branch Library, located at 4255 Mt. Abernathy Avenue. This facility is presently heated only. The work will include installation of cooling and air-filtering equipment, controls, and ductwork modifications. This project is Phase I of a larger project (presently unfunded) to expand this library branch.

Aud. Cert. 9100490.

FILE LOCATION: W.O. 119489 CONT - Corporate Air CONT FY
91-1

COUNCIL ACTION: (Tape location: B000-009.)

MOTION BY BERNHARDT TO ADOPT. 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-yea.

* ITEM-103: (R-91-1091) ADOPTED AS RESOLUTION R-277329

Inviting bids for the Fire Station No. 14 - Reconstruction on Work Order No. 119075; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$1,397,970 from CIP-33-058.1 (\$666,250 from Fund DIF 79504, and \$731,720 from Fund Capital Outlay Other No. 302453), 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-K2050/91)

(Greater North Park Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: Capital Improvement Project CIP-33-058.1 provides for construction of a new fire station on the site of existing Fire Station No. 14 at 32nd Street and Lincoln Avenue. The present structure was built in 1943. Prior to demolition of the old building, a separate asbestos removal project will be completed in accordance with the policy for handling asbestos-containing materials. The new fire station will accommodate an engine company, aerial ladder truck company, and a Division Chief. Nine fire personnel will be better able to provide fire safety services to the community. The existing building is limited to accommodating four firefighters. During construction of the new facility, the

apparatus and Engine Co. 14 firefighters will be relocated to, and respond from, Fire Station No. 18 at 4676 Felton Street.

Aud. Cert. 9100512.

FILE LOCATION: W.O. 119075 CONT - Landex Construction Corporation CONT FY 91-1

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-104:

Two actions relative to the Governor Drive (Genesee Avenue to Gullstrand Street) Underground Utility District:

(University Community Area. District-1.)

Subitem-A: (R-91-1268) ADOPTED AS RESOLUTION R-277330

Designating April 1, 1991, as the date upon which all property in the Governor Drive (Genesee Avenue to Gullstrand Street) Underground Utility District must be ready to receive underground service and September 1, 1991, as the date for the removal of all overhead utility facilities.

Subitem-B: (R-91-1269) ADOPTED AS RESOLUTION R-277331

Authorizing the City Auditor and Comptroller to open Fund No. 78053 for the purpose of depositing Public Utilities Commission Case 8209 Utility Undergrounding Allocation Funds for the Governor Drive Underground Utility District;

Authorizing the City Treasurer to receive these funds from the San Diego Gas and Electric Company; authorizing payment to all property owners in the Governor Drive Underground Utility District as reimbursement for electrical service underground conversion work done on private property whenever the required length of trenching exceeds 15 feet;

Authorizing the City Auditor and Comptroller to return to San Diego Gas and Electric Company any undisbursed funds upon written notice from SDG&E to the City that all electric service conversions within a particular district have been completed.

CITY MANAGER SUPPORTING INFORMATION: The Governor Drive (Genesee Ave. to Gullstrand Street) Underground Utility District was created by the City Council on December 8, 1987. The resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set April 1, 1991 as the Customer Ready Date, which will require that, upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system. This action will also establish September 1, 1991, as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the underground utility district must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

Aud. Cert. 9100571.

FILE LOCATION: STRT K-177

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-105:

Two actions relative to the International Business Center Cost Reimbursement District:
(Otay Mesa Community Area. District-8.)

Subitem-A: (R-91-1183) RETURNED TO CITY CLERK

Establishing the International Business Center Cost Reimbursement District; limiting the period for when

assessed costs are due and payable at 20 years;
declaring that this resolution represents a lawful lien
enacted against each parcel.

Subitem-B: (R-91-1184) RETURNED TO CITY CLERK

Authorizing the execution of an Cost Reimbursement
Agreement with Great American Development Co. relative
to the International Business Center Cost Reimbursement
District.

CITY MANAGER SUPPORTING INFORMATION: In May 1988, the City
Council authorized the initiation of the formation of a Cost
Reimbursement District for the developer of International
Business Center. The improvements for which the developer is
seeking partial reimbursement include right-of-way acquisition,
grading, sewer, surface improvements associated with the widening
of Britannia Boulevard and Siempre Viva Road, the construction of
a traffic signal at the intersection of Siempre Viva Road and
Cactus Road, and construction of a sewer line in Calle de Linea.
These improvements were required as a part of the Otay Mesa Plan
and were included in the International Business Center tentative
map conditions. These improvements benefit other properties and
it is proposed that their costs be spread to the benefitting
properties. The total estimated cost of the improvements are
\$741,163. Of this amount, International Business Center would
absorb \$43,588 and the remaining \$697,575 would be paid by the
benefitting parcels if they develop/redevelop within the 20 year
period. A proposed reimbursement district plan and cost
distribution report has been filed in the office of the City
Clerk as Document No. CR-4-3 & 4. A 20-day notice was sent to
all affected property owners prior to today's hearing.

FILE LOCATION: STRT CR-4 CONT FY 91-1

COUNCIL ACTION: (Tape location: A025-034.)

MOTION BY FILNER TO RETURN TO THE CITY CLERK FOR NOTICING
FOR DOCKET OF FEBRUARY 19, 1991. Second by Pratt. Passed
by the following vote: Wolfsheimer-yea, Roberts-not
present, Hartley-not present, Pratt-yea, Bernhardt-yea,
Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106: (R-91-1221) ADOPTED AS RESOLUTION R-277332

Approving the interim closure of Vine Street between
Kettner Boulevard and India Street for a period of six
months to study the significance of any reduction of

accidents and other impacts associated with the closure, pursuant to California Vehicle Code Section 21101(e).

(Midway and Uptown Community Areas. District-2.)

CITY MANAGER SUPPORTING INFORMATION: Vine Street between Kettner Boulevard and India Street has experienced an increase in accident frequency and severity. To improve the situation, the Engineering and Development Department initiated a set of progressively restrictive measures, including separation of traffic lanes on Kettner Boulevard and prohibition of left turns from southbound and Kettner Boulevard to Vine street. These measures reduced the frequency of accidents. However, they did not eliminate them. After a thorough review of the intersection and the traffic flow in the area, to improve traffic safety, staff closed Vine Street between Kettner Boulevard and India Street.

This action was taken prior to Council action due to the risk of additional accidents. Our initial review of traffic flow in the area had shown that all intersections and roadways impacted by this closure have sufficient capacity to accommodate the rerouted traffic. Furthermore, the additional driving time to a majority of drivers who have to reroute due to the closure is under four (4) minutes. The City's accident records show that between October 28, 1990, and December 6, 1990, there were no reported accidents at the subject intersection. However, to determine whether the reduction in accidents will continue, an additional six months of accident study period is needed. This time period will be utilized to study possible counter measures and to further define the traffic impacts of the Vine Street closure on the community.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-107: (R-91-1157) ADOPTED AS RESOLUTION R-277333

Authorizing and approving the conveyance to the United States of America, for and on behalf of the Department of the Navy, of all the City's right, title and

interest in and to those portions of real property excess right-of-way, being portions of the Southwest Quarter of the Southwest Quarter of Section 5, and of the Northwest Quarter of the Northwest Quarter of Section 8, Township 15 South, Range 2 West, San Bernardino Meridian; authorizing the execution of a quitclaim deed, quitclaiming to the United States of America, all that excess right-of-way.

(See City Manager Report CMR-91-56. Mira Mesa Community Area. District-5.)

FILE LOCATION: DEED F-5511 DEED FY 91-1

COUNCIL ACTION: (Tape location: B009-033.)

MOTION BY WOLFSHEIMER TO 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-yea.

* ITEM-108: (R-91-1200) ADOPTED AS RESOLUTION R-277334

Approving the acceptance by the City Manager of the easement deeds of Douglas W. Grinnell and Doris M. Grinnell, granting to the City easements for public street purposes and sewer facilities in Lot 377, Block 18, Crown Point, Map-1891; dedicating said land as and for public streets and naming the same La Cima Drive and Bayonne Drive.

(Pacific Beach Community Area. District-6.)

FILE LOCATION: DEED F-5512 DEED FY 91-1

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-109: (R-91-795) ADOPTED AS RESOLUTION R-277335

Authorizing the City Manager to enter into exclusive negotiations with the adjacent owner, McGrath

Development, Inc. for the sale of Site 684, being a portion of Lot 73, El Cajon Valley Lands, constituting approximately 1.78 acres and located south of the intersection of Willow Road and Vine Street in Lakeside, which parcel has an appraised value of \$19,000.

(See City Manager Report CMR-90-476.)

COMMITTEE ACTION: Reviewed by PFR on 12/12/90.
Recommendation to approve the City Manager's recommendation to authorize the negotiations. Districts 1, 3, 6, 7 and 8 voted yea.

WU-PR-91-049.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-110: (R-91-1187) ADOPTED AS RESOLUTION R-277336

Excusing Councilmember Judy McCarty from attending a portion of the Council meeting of January 15, 1991, due to her attendance at the California State University Trustees meeting in Long Beach regarding the Supplemental Environmental Impact Report for the San Diego State University proposed Student Activities Center.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-111:

Two actions relative to authorizing Suggestion Awards to the following City employees:

Subitem-A: (R-91-1262) ADOPTED AS RESOLUTION R-277337

John Russell - Police Department - \$160.
Pauline Copher - Citizens Assistance - \$320.

Subitem-B: (R-91-1261) ADOPTED AS RESOLUTION R-277338

Carmen Lutes - Building Inspection Department - \$49.91.
Lawrence Guthrie - Property Department - \$99.46.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-112: (R-91-648) ADOPTED AS RESOLUTION R-277339

Approving the fee schedule contained in City Manager Report CMR-91-53 of \$975 annually for Swap Meets or \$243.75 for a 90 day period, \$236 annually for Auto Dismantlers, \$96 annually for Second Hand Dealers, and \$126 annually for Firearms Dealers, for the recovery of signatory costs;

Authorizing the City Manager to collect the above described fees as a part of his regulatory duties.

(See City Manager Report CMR-91-53.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-113: (R-91-560) ADOPTED AS RESOLUTION R-277340

Adopting Council Policy 100-16 for procurement of products and services from California's Prison Industry Authority (PIA).

(See Legislative Specialist Analysis PSS-91-3.)

COMMITTEE ACTION: Initiated by PSS on 1/16/91. Recommendation to accept the City Manager's recommendation. Districts 3, 4, 5 and 7 voted yea. District 2 not present.

CITY MANAGER SUPPORTING INFORMATION: During the Purchasing Department budget hearing, Councilmember Hartley suggested that the City adopt a policy regarding purchases from the PIA, and offered the County policy as a model. Council directed the City Manager to draft and forward such a policy to the appropriate Council committee. The City currently purchases materials and services from the PIA from time to time; however, there is no current City Council policy governing such purchases. This policy, if adopted, would encourage acquisitions from the PIA and set forth operating parameters for such purposes.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-114: (R-91-1266) ADOPTED AS RESOLUTION R-277341

Authorizing the expenditure of an amount not to exceed \$85,700 from Gas Tax Fund 32191, CIP-37-028, Annual Allocation, Undergrounding of City Utilities, solely and exclusively as payment to San Diego Gas & Electric Company for the purchase and installation of sixteen new street lights to replace existing pole mounted street lights in the La Jolla Boulevard Phase II Underground Utility District, minor City Force work, and other related work.

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: As part of the City's Utility Undergrounding Program, existing pole-mounted street

lights must be replaced with new street lights when the overhead utilities are removed. Since the City now owns all street lights, it is necessary for the City to pay this cost. SDG&E has estimated the cost of purchasing and installing new streetlights to be \$85,700 if installed by their contractor.

The City has the option of purchasing and installing this street light through a City contract. The City cost estimate for this project is \$92,350, which is more than SDG&E's cost estimate.

Aud. Cert. 9100557.

FILE LOCATION: STRT K-153

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-115: (R-91-1267) ADOPTED AS RESOLUTION R-277342

Authorizing the expenditure of an amount not to exceed \$20,890 from Gas Tax Fund 32191, CIP-37-028, Annual Allocation, Undergrounding of City Utilities, for payment to San Diego Gas and Electric Company for the purchase and installation of five new street lights to replace existing pole mounted street lights in the Governor Drive (Genesee Avenue to Gullstrand Street) Underground Utility District, minor City Force work, and other related work.

(University Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: As part of the City's Utility Undergrounding Program, existing pole-mounted street lights must be replaced with new street lights when the overhead utilities are removed. Since the City now owns all street lights, it is necessary for the City to pay this cost. SDG&E has estimated the cost of purchasing and installing new street lights to be \$20,890 if installed by their contractor. The City has the option of purchasing and installing this street light through a City contract. The City cost estimate for this project is \$24,670, which is more than SDG&E's cost estimate.

Aud. Cert. 9100560.

FILE LOCATION: STRT K-177

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-116: (R-91-1258) ADOPTED AS RESOLUTION R-277343

Authorizing the execution of an agreement with BSI
Consultants, Inc. for engineering services in
connection with improvements to Sewer Pump Station 20,
together with any necessary amendments or modifications
which do not increase the project's scope or cost which
the City Manager shall deem necessary in order to carry
out the purposes and intent of the project and
agreement; authorizing the City Auditor and Comptroller
to transfer an amount not to exceed \$84,646 within
Sewer Revenue Fund 41506, Sewer Construction Outlay
(70492), from CIP-46-162.0, East Linda Vista Trunk
Sewer, to CIP-46-106.0, Annual Allocation for Sewer
Pump Station Restoration; authorizing the expenditure
of an amount not to exceed \$84,646 from Sewer Revenue
Fund 41506, CIP-46-106.0, Annual Allocation for Sewer
Pump Station Restoration, to provide funds for the
above project;

Authorizing the City Manager to finance or refinance
the project with tax exempt securities, if
circumstances so warrant.

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This agreement will
provide engineering services for the design of the restoration of
Sewer Pump Station No. 20. Located in the La Jolla Community
area, Sewer Pump Station No. 20 has been in service since 1950.
In order to improve the reliability of this station, structural
modifications to the existing wet well, new pumps and
appurtenances, new electrical telemetry and ventilation
equipment, and a second source of power supply are needed. Due
to the scope and complexity of the restoration, professional
consulting engineering services are needed. Three consultants
were selected from the "As-Needed" list of Civil Engineers by the
Consulting Selection Coordinator on January 23, 1990. The Water
Utilities Department interviewed these three firms on February

15, 1990, in accordance with Council Policy 300-7, and BSI Consultants, Inc. was selected for this particular project. The geotechnical firm of Ninyo and Moore, an MBE subconsultant, will perform 7.8 percent of the work. The Scope of Work will include the preparation of construction drawings and specifications, and assistance during the construction phase.

Aud. Cert. 9100554.

WU-U-91-058.

FILE LOCATION: MEET CCONT FY 91-1

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-117: (R-91-1273) ADOPTED AS RESOLUTION R-277344

Authorizing the execution of a second amendment to the agreement with San Diego Service Center for the Blind for the renovation of their facility, together with any reasonably 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 this project and agreement; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$50,000 from Fund 18502 to Fund 18525, Dept. 5882, Org. No. 8204, for the purpose of providing funds for the above project; authorizing the expenditure of an amount not to exceed \$50,000 from Fund 18525, Dept. 5882, Org. No. 8204, for the purpose of providing funds for the above project.

(Mid-City Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: On October 8, 1990, the City amended its original agreement with the Service Center for the Blind to provide additional funding for asbestos removal in conjunction with their CDBG funded facility renovation project. Additional asbestos has been found and must be removed and the building decontaminated. This also requires replacing some of the heating and ventilation ductwork. Estimates for the removal, decontamination, ductwork, and relocated items range from \$47,000 to \$53,000. Transferring an additional \$50,000 into this Block

Grant project will enable the Blind Center to proceed toward a completion of the project in mid-March.

Aud. Cert. 9100584.

FILE LOCATION: MEET CONT FY 91-1

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-118: (R-91-810) RETURNED TO CITY MANAGER

Authorizing the City Manager to enter into exclusive lease negotiations with Nalliah R. Chandran for the operation of the Community Concourse Gift Shop.

(See City Manager Report CMR-90-484. Centre City Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 12/12/90.
Recommendation to approve the City Manager's recommendation to authorize exclusive lease negotiations with Nalliah Rama Chandran. Districts 1, 3, 6, 7 and 8 voted yea.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A025-034.)

MOTION BY FILNER TO RETURN TO THE CITY MANAGER FOR FURTHER REVIEW. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-119: (R-91-1259) ADOPTED AS RESOLUTION R-277345

Approving Change Order No. 4, issued in connection with the contract with Dorfman Construction for Sanitary Sewer Replacement Group 61, amounting to a net increase in the contract price of \$297,388.48; authorizing the expenditure of an amount not to exceed \$297,388.48 from Sewer Revenue Fund 41506, Annual Allocation Sewer Main

Replacement, CIP-44-001, Sewer Replacement Group 61,
for the purpose of funding this change order.

(Mission Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: On July 31, 1989, the City Council approved a construction contract with Dorfman construction Company, Inc., for Sewer Replacement Group 61. It replaced 3950 lineal feet of deteriorated sewer mains in Bayside Lane, Mission Bay Place, and San Juan Place. In addition, this project is part of an accelerated concrete main replacement program for the Mission Bay area in the effort to reduce overflow into Mission Bay waters. Due in part to the limited width of construction, existing underground utilities, the geological formation, and the proximity of this project to the bay, a series of construction changes were necessitated during the course of this contract. Unanticipated conflicts which were encountered during trenching operations resulted in additional work and delay in completion of this project. The major work items were comprised of: The contractor encountered sections of gravel and cobblestones which delayed installation of dewatering wells and trench shoring; lowering the pipe elevation connection to the existing pump station in anticipation of a new pump station caused sewage to backup in the main; the deteriorated condition of the concrete alley subgrade required its complete replacement; and overtime authorized to avoid work during the Mission Bay summer moratorium. Change Order No. 4 in the amount of \$297,388.48 is required to accommodate the extra work for this project. Prior Change Orders No.1 thru No.3 total \$52,893.71. Additional funding in the amount of \$24,011.52 is needed in the project contingency to close out project billing.

Aud. Cert. 9100570.

FILE LOCATION: CONT - Dorfman Construction CONFY91-1

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-120: (R-91-1230) ADOPTED AS RESOLUTION R-277346

Approving Change Order No. 7, dated October 30, 1990,
issued in connection with the contract with Western
Summit Constructors, Inc. for the Point Loma Plant

Expansion Project, Sedimentation Basins 9 and 10; authorizing the City Auditor to allocate \$300,000 to the Point Loma Plant Expansion Project, Sedimentation Basins 9 and 10, CIP-46-008.0, to cover costs of the work and related costs.

(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The construction contract for the addition of Sedimentation Basins 9 and 10 to the Point Loma Wastewater Treatment Plant (PLWTP) was awarded to Western Summit Constructors, Inc. in December 1989 for the amount of \$12,210,000. Previous change orders totaled \$248,434. This request is for construction Change Order No. 7, for the estimated amount of \$300,000 for labor, equipment, materials and incidentals necessary to construct portions of the proposed effluent structure. Extension of this proposed effluent channel at the west end of Basins 9 and 10 was included in the original plans designed in 1987. A new study, dated October 1990, requires changes to the original design which resulted in modification of the future construction plans for the effluent channel for connection to an outfall structure, ultimately connecting to the existing ocean outfall pipe. The modification will require extensive demolition and utility relocation at this time. This work cannot possibly be done after completion of Basins 9 and 10 without the new basins and a portion of the effluent channel being out of service for an extended period of time. This revised construction will reduce the amount of the demolition and extended down time of Sedimentation Basins 9 and 10. In addition, this work will eliminate the need for disinfection and cleanup of the effluent channel prior to construction. The additional estimated cost of constructing this work after completion of Basins 9 and 10 is \$594,000. The City did not agree with the lump sum amount proposed by the contractor and directed the contractor to perform the additional work on a time and material basis. The contractor will be reimbursed on a monthly basis with this authorization. The final resolution of the compensation and contract time will be resolved on a subsequent change order.

Aud. Cert. 9100522.

WU-U-91-074.

FILE LOCATION: CONT - Western Summit Constructors, Inc.
CONT FY 91-1

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-150:

Two actions relative to an agreement with SIECOM
Information Systems, Inc. for an automated golf tee
time reservation system:

(See City Manager Report CMR-90-530. Districts-1 and
3.)

Subitem-A: (O-91-123) HEARING HELD

First public hearing in the matter of:

Amending Ordinance No. 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 Documents No.
OO-17504-1 and No. OO-17504-2, as amended and adopted
therein, by transferring the sum of \$51,400 from the
General Fund 100, Unallocated Reserve (605) to the
Torrey Pines Golf Course Improvement Fund (10530) and
the Balboa Park Golf Improvement Course (10531) for the
purpose of administering an automated golf reservation
system.

NOTE: See Item 330 on the docket of Tuesday, February
12, 1991 for the introduction and adoption of the
Ordinance.

Subitem-B: (R-91-1271) ADOPTED AS RESOLUTION R-277347

Authorizing the execution of an agreement with SIECOM
Information Systems, Inc. for an automated telephone
system in connection with tee time reservations at
Torrey Pines and Balboa Park Golf Courses, together
with any necessary modifications or amendments which do
not increase the project scope or cost and which the
City Manager shall deem necessary in order to carry out
the purposes and intent of the project and agreement;

authorizing the expenditure of an amount not to exceed
\$33,300, consisting of \$18,650 from Balboa Park Golf

Course Improvement Fund (10531) and \$14,650 from Torrey Pines Golf Course Improvement Fund (10530), to provide funds for the project.

COMMITTEE ACTION: Reviewed by PFR on 12/12/90.

Recommendation to approve the City Manager's recommendation. Districts 1, 3, 6, 7 and 8 voted yea.

Aud. Cert. 9100370.

FILE LOCATION: MEET CONT FY 91-1

COUNCIL ACTION: (Tape location: B033-087.)

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

MOTION BY HENDERSON TO RECONSIDER THE PREVIOUS MOTION, ALLOW PUBLIC TESTIMONY, AND ADOPT STAFF'S RECOMMENDATIONS. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200:

(Continued from the meeting of January 28, 1991, Item 111, at the request of Councilmember Bernhardt and the public, for further review and involvement of the community.)

Two actions relative to the abandonment of the excess portion of a walkway easement:

(Serra Mesa Community Area. District-5.)

Subitem-A: (R-91-1047 Rev.1) ADOPTED AS RESOLUTION
R-277348

Vacating the City's interest in an unneeded excess portion of the walkway easement affecting Lot 2 of First Assembly of God Church, Map-8062, pursuant to Section 8300 et seq. of the Streets and Highways Code; declaring that the resolution shall not become

effective unless and until the permits for the required and necessary public improvements have been issued; in the event that the required permits are not issued within 18 months after adoption of this resolution, this resolution shall become void and be of no further force or effect; declaring that the City Engineer shall advise the City Clerk of the issuance of the aforementioned permits.

Subitem-B: (R-91-1113) ADOPTED AS RESOLUTION R-277349

Certifying that the information contained in Negative Declaration DEP-89-1204, in connection with a Conditional Use Permit involving the vacation of an excess portion of the walkway easement within a portion of Lot 2, First Assembly of God Church, Map-8062, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and said Report has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The proposed easement abandonment has been requested in conjunction with Conditional Use Permit CUP-89-1204. The purpose of the abandonment is to accommodate expansion of the First Assembly of God Church. The proposed expansion includes classrooms, auxiliary building, and future gymnasium. The subject abandonment is located in the Serra Mesa community and encumbers approximately 4,930 square feet of the 6.96-acre church site. Development of the abandonment area will be controlled by CUP-89-1204. There is no designated Community Planning Committee. The walkway easement was retained by the State as an easement without fee title when the property was conveyed to the Malone Development Company in August of 1972. Subsequent to that, the State gave its interest in the easement and transferred operation of the easement to the City. The subject walkway easement contains paved improvements and provides pedestrian and non-motor-vehicular circulation. A segment of the area to be abandoned contains a portion of the paved walkway improvements. As a condition to this abandonment, the applicant is to relocate the improvements into the remaining portion of the easement, in a manner satisfactory to the City Engineer. Staff review has indicated that the portion of the walkway easement to be abandoned may be considered excess and surplus to present and prospective public use and will not detrimentally affect the facility for which it was acquired, subject to the relocation of the walkway improvements into the remaining walkway easement. The public will benefit from the vacation through improved utilization of the property and relieving the City of maintenance responsibilities. The abandonment is consistent with the General Plan and the community

plan.

FILE LOCATION: STRT J-2755; DEED F-5502 DEED FY 91-1

COUNCIL ACTION: (Tape location: E033-088.)

MOTION BY BERNHARDT TO APPROVE THE VACATION CONDITIONED UPON A CUP PLAN AMENDMENT INCLUDING SIX CONDITIONS SUBMITTED BY THE PRINCESS PARK ESTATES COMMUNITY AND AGREED UPON BY ALL PARTIES INVOLVED. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-201: (R-91-1285) ADOPTED AS RESOLUTION R-277350

Confirming the appointment by the Mayor of Darrell Ken Alden to serve as a member of the Housing Trust Fund Board of Trustees for a term ending August 5, 1992, to replace Kathy Recordon, who has resigned.

(See memorandum from Mayor O'Connor dated February 4, 1991, with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-202: (R-91-1275 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-277351

Providing for additional temporary partially paid military leave of absence and continued benefits for City employees called to active duty with the armed forces in connection with the Middle East crisis.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A093-330.)

MOTION BY McCARTY TO ADOPT AS AMENDED TO PROVIDE FOR AN

ADDITIONAL 150 CALENDAR DAYS OF SUPPLEMENTAL SALARY AND BENEFITS FOR ACTIVE MILITARY SERVICE COMPENSATION, TO BE RETROACTIVE TO AUGUST 2, 1990. REFER TO WASHINGTON, D.C., THE UNITED STATES CONFERENCE OF MAYORS, AND THE NATIONAL LEAGUE OF CITIES FOR CONSIDERATION OF REIMBURSEMENT FOR MILITARY SERVICE PERSONNEL WHO DO NOT WORK FOR A GOVERNMENTAL AGENCY AND WHO ARE ON MILITARY LEAVE IN THE PERSIAN GULF. 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-yea.

ITEM-203: (O-91-125) INTRODUCED, TO BE ADOPTED
FEBRUARY 25, 1991

Introduction of an Ordinance amending Ordinance No. O-17468 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1990-91," to create the new position of Disabled Services Coordinator; exempting the new position from the Classified Services; amending Exhibit "C" to the Ordinance to include the position in Managerial Category B; establishing a salary rate therefor.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-S400: (R-91-1081) ADOPTED AS RESOLUTION R-277353

Awarding contracts to Accuracy Gun Shop and San Diego Police Equipment for the purchase of semi-automatic pistols, for an actual cost of \$138,656.01, including tax, terms and trade-in, as follows:

1. Accuracy Gun Shop for Item 1 - Smith and Wesson 9MM 6906.
2. San Diego Police Equipment for Item 2 - Ruger Model KP85.

Authorizing the expenditure of an amount not to exceed \$138,656.01, from Department No. 110, Fund No. 100, Organization No. 200, Object Account No. 6010 and Job Order No. 111475, 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-I1846/91)

Aud. Cert. 9100553.

FILE LOCATION: CONT - PURCHASE - Accuracy Gun Shop and San Diego Police Equipment CONT FY 91-2

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-S401:

(Continued from the meeting of February 4, 1991, Item 150, at Councilmember Henderson's request, for further review by the City Attorney to seek guidance from the Court.)

Two actions relative to the Water Reclamation and Reuse Conceptual Master Plan:

(See City Manager Reports CMR-90-506 and CMR-89-383.)

Subitem-A: (R-91-696) ADOPTED AS RESOLUTION R-277354

Accepting the Water Reclamation and Reuse Conceptual Master Plan, as set forth in City Manager Report CMR-89-383.

Subitem-B: (R-91-697) ADOPTED AS RESOLUTION R-277355

Certifying that the information contained in Environmental Impact Report DEP-89-1219, in connection with the City's Water Reclamation and Reuse Conceptual Master Plan, has been completed in compliance with the California Environmental Quality Act 1970, as amended, and State guidelines, and that said report, with

Statements of Findings and Overriding Considerations,
have been reviewed and considered by the Council.

COMMITTEE ACTION: Reviewed by PSS on 12/6/91. Recommendation to approve the City Manager's recommendations. The Committee requested responses to questions and issues presented by Citizens Coordinate for Century 3 at the time of docketing. In addition, the Committee requested a report on reservoir expansion and live stream discharges studies. Districts 3, 4 and 5 voted yea. District 7 voted nay. District 2 not present.

CITY MANAGER SUPPORTING INFORMATION: The Water Reclamation and Reuse Conceptual Master Plan has been prepared as a preliminary step in fulfilling Council Policy 400-12, "Implementation of Water Reclamation/Reuse," and Ordinance O-17327 which relates to the establishment of a Water Reclamation Master Plan and Implement Procedures for the City of San Diego. The Ordinance requires development of a facilities master plan. It also requires installation of reclaimed water distribution systems within new development, which, when utilized would have a long term environmental effect. The Ordinance prohibits the use of potable water supplies for irrigating greenbelt areas, when reclaimed water is available. It also provides for implementation programs including establishing rules and regulations, public awareness, and financing. The Master Plan and Ordinance both discuss Regulations of Waste Discharges to Sewage Systems. Statements of Findings and Overriding Considerations are attached to the Environmental Impact Report (DEP File No. 89-1219) covering the Water Reclamation and Reuse Conceptual Master Plan. More specific Facilities Master Plans will be prepared with additional environmental review. There is no fiscal impact directly connected with this action.

WU-91-053.

FILE LOCATION: WATER - Water Reclamation and Reuse
Conceptual Master Plan

COUNCIL ACTION: (Tape location: B087-E033.)

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

ITEM-S402: (R-91-1213) TRAILED TO FEBRUARY 12, 1991

(Continued from the meeting of February 4, 1991, Item

206, at Councilmember Henderson's request, for further review by the City Attorney to seek guidance from the Court.)

Certifying that the information contained in Environmental Impact Report DEP-89-1397, in connection with the Mission Valley Reclamation Project as described in the Clean Water Program Project Report for Modification to the Metropolitan Sewerage System, Volume VI, Mission Valley Water Reclamation System dated May 1990, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council; accepting the findings and recommendations and adopting the Findings and Statement of Overriding Considerations.

(See City Manager Report CMR-91-47. Mission Bay Park, Midway, Linda Vista, Mission Valley, Uptown, Greater North Park, Mid-City, Golden Hills, Serra Mesa, Navajo, Tierrasanta, Clairemont Mesa, University, NAS Miramar Master Plan, Mira Mesa, and Balboa Park Community Areas. Districts-5 and 7.)

CITY MANAGER SUPPORTING INFORMATION: The Mission Valley Water Reclamation project is one of six proposed water reclamation projects that are part of the Clean Water Program. The proposed project will provide two 15 mgd plants: one at the Del Rio North site and the other at Admiral Baker Field. The construction of each of the plants would be in two phases: 7.5 mgd under the first phase by the year 1998 which then would be expanded under a second phase to 15 mgd by the year 2010. Project components would include advanced wastewater treatment, pump stations, reclaimed water pipelines, storage basins and sludge pipelines. The Project Report and its accompanying Environmental Impact Report (EIR) analyze four alternative sites: Del Rio North, Admiral Baker Field and Mission Gorge No.1 and No.2. Studies performed for the Project Report found that the overall superior sites are two 15 mgd plants, one at Del Rio North and one at Admiral Baker Field, taking into account engineering, cost and environmental considerations. Studies performed for the EIR alone found that the environmentally superior site is one single 30 mgd plant at the Del Rio North site. The Findings and Statement of Overriding Considerations concur with the Project Report that two 15 mgd plants, one at Del Rio North and one at Admiral Baker, are the overall superior project sites.

WU-CWP-91-108.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B087-E033.)

Motion by McCarty to adopt, accepting the Findings and Statement of Overriding Considerations, and the community plan amendments. Second by Mayor O'Connor. Failed by the following vote: Yeas-1,4,7,M; Nays-3,5,6,8; Not present-2.

Motion by Bernhardt to consider adding language to the Findings and Statements of Overriding Considerations to incorporate a statement that the current findings should not serve as a basis for future findings. No vote.

Motion by McCarty to consider continuing the item to Thursday, February 14, 1991 at 11:50 a.m. in Council Chambers for a full Council. Second by Pratt. Passed by the following vote: Yeas: 1,3,4,5,7,M; Nays-6,8; Not present-2.

BY COMMON CONSENT COUNCIL APPROVED THE CITY MANAGER'S REQUEST TO CONTINUE THIS ITEM UNTIL FEBRUARY 12, 1991, AT WHICH TIME A CONTINUANCE TO FEBRUARY 14, 1991 COULD BE ACTED ON.

ITEM-S403: (R-91-1214 Rev.1) ADOPTED AS RESOLUTION R-277356

(Continued from the meeting of February 4, 1991, Item 207, at Councilmember Henderson's request, for further review by the City Attorney to seek guidance from the Court.)

Certifying the information contained in Environmental Impact Report DEP-90-0212, in connection with the North City Reclamation Project, as described in the Clean Water Program Project Report for Modifications to the Metropolitan Sewerage System, Volume IV, North City Water Reclamation System, dated May 1990, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council; accepting the findings and recommendations and adopting the Findings and Statement of Overriding Consideration.

(See City Manager Report CMR-91-47. University Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The North City Water Reclamation Project is one of six water reclamation projects

proposed for the San Diego area under the Clean Water Program. The proposed project will provide 30 million gallons per day (mgd) of reclaimed water by the year 1996, and up to 45 mgd by the year 2017. Project components would include advanced wastewater treatment, sludge processing facilities, pump stations, reclaimed water pipelines, storage facilities and sludge pipelines. The Project Report and its accompanying Environmental Impact Report (EIR) analyze three alternative sites in the North City area: The Carroll Canyon, Eastgate Technology Park and Eastgate Mall sites. Studies performed for the Project Report found that the overall superior site is the Eastgate Mall site, taking into account engineering, cost and environmental considerations. Studies performed for the EIR alone found that the environmentally superior site is the Carroll Canyon site. The Findings and Statement of Overriding Considerations concur with the Project Report that the Eastgate Mall site is the overall superior project site.

WU-CWP-91-109.

FILE LOCATION: WATER - North City Water Reclamation Project

COUNCIL ACTION: (Tape location: B087-E033 (C577-590).)

MOTION BY McCARTY TO ADOPT, ACCEPTING THE FINDINGS AND STATEMENT OF OVERRIDING CONSIDERATIONS, AND THE COMMUNITY PLAN AMENDMENTS, AS AMENDED TO: 1) CERTIFY THE EIR FOR EASTGATE MALL, BUT ONLY AS TO ITS RECLAMATION PLANT FACILITIES; AND 2) CONTINUE TO STUDY ALTERNATIVE SITES FOR THE SLUDGE FACILITIES, NEGOTIATE WITH THE NAVY AND RETURN WITH A REPORT SO THE CITY CAN ACT ON THE FINAL SLUDGE FACILITY SITING. Second by Mayor O'Connor. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-nay, Pratt-yea, Bernhardt-nay, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

Motion by Bernhardt to consider adding language to the Findings and Statements of Overriding Considerations to incorporate a statement that the current findings should not serve as a basis for future findings. No vote.

ITEM-S404: (R-91-1212) TRAILED TO FEBRUARY 12, 1991

(Continued from the meeting of February 4, 1991, Item 208, at Councilmember Henderson's request, for further review by the City Attorney to seek guidance from the Court.)

Certifying that the information contained in Environmental Impact Report DEP-90-0225, in connection with the Otay Water Reclamation Project as described in the Project Report for Modification to the Metropolitan Sewerage System, Volume VII, Otay Valley Water Reclamation System, dated May 1990, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council; accepting the findings and recommendations, and adopting the Findings and Statement of Overriding Consideration.

(See City Manager Report CMR-91-47. Otay Mesa/Nestor, San Ysidro, Tia Juana River Valley Community Areas. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Otay Valley Water Reclamation project is one of six water reclamation projects proposed for the San Diego area under the Clean Water Program. The proposed project will provide 6 million gallons per day (mgd) of reclaimed water by the year 1996 and up to 12 mgd by the year 2008. Project components would include advanced wastewater treatment, pump stations, reclaimed water pipelines, storage facilities and sludge pipelines. The Project Report and its accompanying Environmental Impact Report (EIR) analyze two alternative sites in the Otay Valley: The Otay Valley Road West and Otay Valley Road East sites. Studies performed for the Project Report found that the overall superior site is the Otay Valley Road East site, taking into account engineering costs and environmental considerations. Studies performed for the EIR alone found that the environmentally superior site is the Otay Valley Road West site. The Findings and Statement of Overriding Considerations concur with the Project Report that the Otay Valley Road East site is the overall superior project site.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B087-E033 (C590-608).)

Motion by McCarty to adopt. Second by Wolfsheimer. Failed by the following vote: Yeas-1,4,7,M. Nays-3,5,6,8. Not present-2.

Motion by Bernhardt to consider adding language to the Findings and Statements of Overriding Considerations to incorporate a statement that the current findings should not serve as a basis for future findings. No vote.

Motion by McCarty to consider continuing the item to Thursday, February 14, 1991 at 11:50 a.m. in Council

Chambers for a full Council. Second by Pratt. Passed by the following vote: Yeas-1,3,4,5,7,M; Nays-6,8; Not present-2.

BY COMMON CONSENT COUNCIL APPROVED THE CITY MANAGER'S REQUEST TO CONTINUE THIS ITEM UNTIL FEBRUARY 12, 1991, AT WHICH TIME A CONTINUANCE TO FEBRUARY 14, 1991 COULD BE ACTED ON.

ITEM-S405: (R-91-1216) ADOPTED AS RESOLUTION R-277357

(Continued from the meeting of February 4, 1991, Item 209, at Councilmember Henderson's request, for further review by the City Attorney to seek guidance from the Court.)

Certifying that the information contained in Environmental Impact Report DEP-90-0213, in connection with the Santee Water Reclamation Project as described in the Clean Water Program Project Report for Modification to the Metropolitan Sewerage System, Volume V, Santee Basin Water Reclamation System, dated May 1990, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council; accepting the findings and recommendations and adopting Findings and Statement of Overriding Consideration.

(See City Manager Report CMR-91-47. East Elliott Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: The Santee Basin Water Reclamation Project is one of six water reclamation projects proposed for the San Diego area under the Clean Water Program. The proposed project will provide 18-million gallons per day (mgd) of reclaimed water by the year 1997 and up to 24 mgd by the year 2009. Project components would include advanced wastewater treatment, pump stations, reclaimed water pipelines, storage facilities and sludge pipelines. The Project Report and its accompanying Environmental Impact Report (EIR) analyze three alternative sites in the Santee area: the Mast Boulevard, East Sycamore Canyon and West Sycamore Canyon sites. Studies performed for the Project Report found that the overall superior site is the East Sycamore Canyon site, taking into account engineering, cost and environmental considerations. Studies performed for the EIR found the same site as the environmentally

superior site.

WU-CWP-91-111.

FILE LOCATION: WATER - Santee Basin Water Reclamation
Project

COUNCIL ACTION: (Tape location: B087-E033.)

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

Motion by Bernhardt to consider adding language to the
Findings and Statements of Overriding Considerations to
incorporate a statement that the current findings should not
serve as a basis for future findings. No vote.

ITEM-S406: (R-91-) TRAILED TO FEBRUARY 12, 1991

(Continued from the meeting of February 4, 1991, Item
210, at Councilmember Henderson's request, for further
review along with companion items.)

Proposal to adopt amendments to the following community
plans based on the final site selections pertaining to
the location of water reclamation facilities and to
consider the adoption of amendments to the Progress
Guide and General Plan and associated Local Coastal
Program (LCP) Plans.

- 1) An amendment to the Ocean Beach Precise Plan and
Local Coastal Program Addendum and Mission Bay
Park Master Plan relating to the North City Water
Reclamation Project - San Diego River Excess
Reclaimed Water Ocean Outfall for construction of
a reclaimed water pipeline along the Flood Channel
and an ocean outfall approximately 7,000 feet
offshore into the Pacific Ocean.
- 2) Amendments to the University and Mira Mesa
Community Plans relating to the North City Water
Reclamation Project for water reclamation facility
candidate sites at:

Eastgate Mall - 37.5 acres located directly west

of I-805, between Miramar Road and extending approximately 400 feet north of Eastgate Mall Road (University Community Plan area);

Eastgate Technology Park - 60.4 acres located immediately west of I-805 and north of Eastgate Mall Road (University Community Plan area);

or,

Carroll Canyon - 41 acres located northwest of the intersection of Fenton Road and Camino Santa Fe (Mira Mesa Community Plan area).

- 3) Amendments to the Mission Valley, Navajo and Tierrasanta Community Plans relating to the Mission Valley Water Reclamation Project for water reclamation facility candidate sites at:
Del Rio North - 18 acres located immediately north of I-8, east of Mission City Parkway/Milly Way and is transected by Camino del Rio North. The site is currently occupied by the City of San Diego Aquaculture Facility (Mission Valley Community Plan area).

Admiral Baker Field - 9.5 acres on the north side of the San Diego River and southwest of Tierrasanta Boulevard (Tierrasanta Community Plan area).

Mission Gorge No. 1 - 39 acres located between Mission Gorge Road and the San Diego River, approximately 0.25 miles north of Old Cliff/Mission Gorge Roads (Navajo Community Plan area).

Mission Gorge No. 2 - 24 acres located between Mission Gorge Road and the San Diego River, immediately west of the proposed extension of Tierrasanta Boulevard (Navajo Community Plan area).

- 4) Amendments to the Progress Guide and General Plan, East Elliott Community Plan and associated Local Coastal Program (LCP) relating to the Santee Basin Water Reclamation Project for water reclamation plant candidate sites at:

West Sycamore Canyon - 56 acres located within the easterly boundaries of the Miramar Naval Air

Station (Progress Guide and General Plan);

or,

Mast Boulevard - 44 acres located near the intersection of Mission Gorge Road and Mast Boulevard (East Elliott Community Plan area).

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

Adoption of a Resolution approving the community plan, Progress Guide and General Plan and LCP amendments.

NOTE: Certification of Environmental Impact Reports and adoption of the Findings and Statement of Overriding Considerations for EIR Nos. 89-1397, 90-0212, 90-0213 and 90-0225 are to be adopted as part of the Clean Water Program.

NOTE: See Items S402, S403, S404, and S405 for companion items.

FILE LOCATION: LAND - 1) Ocean Beach Precise Plan, Local Coastal Program Addendum and Mission Bay Park Master Plan; 2) University and Mira Mesa Community, University Community Plan area, Mira Mesa Community Plan area; 3) Mission Valley Community Plan area, Tierrasanta Community Plan area, Navajo Community Plan area, 4) Progress Guide and General Plan, East Elliott Community Plan area

COUNCIL ACTION: (Tape location: B087-E033.)

Motion by McCarty to consider adopting, accepting the Findings and Statement of Overriding Considerations, and the community plan amendments, as amended to: 1) certify the EIR for Eastgate Mall, but only as to its reclamation plant facilities; and 2) continue to study alternative sites for the sludge facilities, negotiate with the Navy and return with a report so the City can act on the final sludge facility siting. Second by Mayor O'Connor. Passed by the following vote: Yeas-1,4,6,7,M. Nays-3,5,8. Not present-2.

Motion by Bernhardt to consider adding language to the Findings and Statements of Overriding Considerations to incorporate a statement that the current findings should not serve as a basis for future findings. No vote.

BY COMMON CONSENT COUNCIL APPROVED THE CITY MANAGER'S REQUEST TO CONTINUE THIS ITEM UNTIL FEBRUARY 12, 1991, AT WHICH TIME A CONTINUANCE TO FEBRUARY 14, 1991 COULD BE ACTED ON.

ITEM-S407: (R-91-1076) ADOPTED AS RESOLUTION R-277358

(Continued from the meeting of February 4, 1991, Item 106, at Councilmember Wolfsheimer's request, for a report from the City Manager addressing concerns raised regarding the safety factor of the cones.)

Awarding a contract to Roadmaker Co. for the purchase of stackable traffic cones, as may be required for a period of one year beginning December 1, 1990 through November 30, 1991, for an estimated cost of \$60,998.44, including tax, with an option to renew the contract for four additional one year periods, with increases not to exceed 10 percent of prices in effect at the end of each prior year.

(BID-H1894/91)

FILE LOCATION: CONT - Purchase - Roadmaker Co.
CONFY91-1

COUNCIL ACTION: (Tape location: E088-188.)

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

* ITEM-S408: (R-91-1274) ADOPTED AS RESOLUTION R-277359

Approving Change Order No. 1, dated December 11, 1990, issued in connection with the contract with Daley Corporation for the Construction of City Aero Drive Industrial Park, amounting to a net increase in the contract price of \$101,066.41; authorizing the expenditure of an amount not to exceed \$101,066.41 from

Industrial Development Fund No. 30248, CIP-39-052.0,
for the execution of this change order.

(Serra Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On February 5, 1990, a contract was awarded to Daley Corporation for the construction of City Aero Drive Industrial Park. The original landscape and irrigation scope of work provided for erosion control only. Subsequent to this, the Planned Industrial Development (PID) condition of the map required the installation of more extensive landscaping and irrigation to complete the project. It was also necessary to extend the establishment period until such time that the site is occupied by City staff. The tenant will then be responsible for the maintenance of the landscaping. The construction of the irrigation system, the installation of landscaping, and the extended establishment period for landscaping after the project has been accepted by the City, require an additional 110 working days for installation and 365 calendar days for the required establishment period.

Aud. Cert. 9100576.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

* ITEM-S409: (R-91-1300) ADOPTED AS RESOLUTION R-277360

Directing the City Manager to submit an application to the State of California for funding pursuant to the California Library Construction and Renovation Bond Act for the purpose of establishing City Library branches in Pacific Beach, Point Loma, and Valencia Park; declaring that the information to be supplied on said publication has been considered and that all requirements for making application pursuant to said Act have been fulfilled.

(See City Manager Report CMR-91-87. Point Loma, Pacific Beach and Valencia Park Community Areas. Districts-2 and 4.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A080-093.)

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

ITEM-S410: (R-91-1386) ADOPTED AS RESOLUTION R-277352

Declaring that the City Manager, in cooperation with
San Diego Housing Commission staff, shall solicit,
through a competitive process, a provider or providers
for shelter space to accommodate the homeless when
temperatures reach 40 degrees or below, or 50 degrees
or below when one-half inch of rain is predicted;
requesting that the Housing Authority identify adequate
funding for this effort;

Requesting that the Housing Authority authorize the
Housing Commission to enter into appropriate agreements
as may be required to implement the opening of
emergency shelters, and to authorize the expenditure of
funds for this purpose.

COMMITTEE ACTION: Initiated by PSS on 2/6/91. Recommendation
to request that on the Council docket of 2/11/91 the City
Manager, in cooperation with the Housing Commission, submit
amendments to the temperature threshold in Council Policy 000-50,
"Emergency Shelters for the Homeless." Threshold amendments
shall be 40 degrees or below, or 50 degrees or below if 1/2 inch
of rain is predicted. Districts 3, 4 and 5 voted yea. Districts
2 and 7 not present.

CITY MANAGER SUPPORTING INFORMATION: The City of San Diego has
operated a homeless Cold Weather Shelter Program since 1987. The
program is activated when temperatures reach 35 degrees, or 40
degrees when one-half inch of rain is predicted. The Public
Services and Safety Committee on February 6, after receiving
public testimony, directed that an item be placed on the February
11 City Council docket modifying the temperature range when
shelters would be provided for the homeless. The temperature
range recommended by the Committee when emergency shelters would
be provided for the homeless is 40 degrees or 50 degrees when
one-half inch of rain is predicted. The temperature change is
endorsed by the Regional Task Force on the Homeless and the San
Diego Housing Commission. In order to implement the temperature

criteria change, the City Manager will work with the Housing Commission staff to seek a provider or providers of shelter space for the homeless when the temperature criteria is met.

FILE LOCATION: MEET CONT FY 91-1

COUNCIL ACTION: (Tape location: E188-205.)

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

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor O'Connor at 5:42 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: E218).