

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, NOVEMBER 4, 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 2:07 p.m. with no quorum present. A quorum was present at 2:08 p.m. with Council Members Hartley, Pratt, Henderson and Filner not present. Mayor O'Connor recessed the meeting to convene the Housing Authority at 2:14 p.m. Mayor O'Connor reconvened the meeting at 2:26 p.m. with Council Member Pratt not present. Mayor O'Connor recessed the meeting into Closed Session at 2:58 p.m. to discuss pending litigation in the 12th floor conference room. Mayor O'Connor reconvened the meeting at 3:30 p.m. with Council Member Pratt not present. The meeting was recessed at 4:41 p.m. by Mayor O'Connor into Closed Session in the 12th floor conference room to discuss pending litigation. The meeting was reconvened at 4:55 p.m. with Council Member Pratt not present. Mayor O'Connor adjourned the meeting at 5:00 p.m. into Closed Session on November 12, 1991 at 9:00 a.m. in the 12th floor conference room to discuss pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-not present
- (5) Council Member Behr-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present

(8) Council Member Filner-present

Clerk-Abdelnour (11)

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

ITEM-10: INVOCATION

Invocation was given by Dr. C. Linfield Crowder of Calvary Temple.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Behr.

ITEM-30: GRANTED THE HEARING

Matter of the request of Otay Mesa Acquisition and Development, Limited, by Richard Alvord, of Otay Mesa Development Company, (applicant), from the decision of the Planning Commission relating to Otay Mesa Development and Conditional Use Permits OMD/CUP-90-1016. Due to a lack of affirmative votes by the Planning Commission, the decision of the Planning

Director in approving the permit, with conditions, is sustained. The applicant is appealing conditions of the permits.

This project proposes a truck park on a site of approximately two acres, located on the east side of Otay Center Drive and the north side of Customhouse Plaza, in Zone OMDD (Commercial Component), in the Otay Mesa International Center Precise Plan. The subject property is further described as Lots 10 and 11, Otay International Center Lot 2A, Map 12299.

(OMD/CUP-90-1016. District-2.)

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

FILE LOCATION: PERM-OMD/CUP-90-1016

COUNCIL ACTION: (Tape location: A055-064.)

MOTION BY FILNER TO GRANT THE HEARING AS THE APPEAL IS BASED ON THE FACT THAT THE DEVELOPMENT REPRESENTS A CITYWIDE PLANNING ISSUE IN WHICH THE GUIDANCE OF THE CITY COUNCIL IS REQUIRED. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-not present, Behr-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-50: (O-92-56) ADOPTED AS ORDINANCE O-17705
(New Series)

Amending Chapter II, Article 6, of the San Diego Municipal Code by amending Section 26.13, to change the name of the "Advisory Board on Women" to the "Commission on the Status of Women."

(Introduced on 10/21/91. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A284-404.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT ORDINANCE. Second by Wolfsheimer. Passed by the

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

* ITEM-51: (O-92-48) ADOPTED AS ORDINANCE O-17706
(New Series)

Amending Chapter X, Article 5, Division 2, of the San Diego Municipal Code by amending Section 105.0209, relating to Los Penasquitos Watershed Restoration and Enhancement Fee.

(District-1. Introduced on 10/22/91. Council voted 6-0. Districts 2, 6 and 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A284-404.)

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

ITEM-52: (O-92-15) CONTINUED TO DECEMBER 9, 1991

Establishing a parking meter zone on the west side of Complex Street, north of Clairemont Mesa Boulevard and on the north side of the 8900 block of Clairemont Mesa Boulevard.

(Introduced on 10/21/91. Council voted 9-0. Kearny Mesa Community Area. District-5.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A404-497.)

MOTION BY BEHR TO CONTINUE TO DECEMBER 9, 1991 FOR A BETTER UNDERSTANDING OF THE PARKING SITUATION. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea,

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

* ITEM-53: (O-92-49) ADOPTED AS ORDINANCE O-17707 (New Series)

Approving the third amendment to the Development Agreement between the City and Catellus Development Corporation (formerly Santa Fe Land Improvement Company).

(District-2. Introduced on 10/22/91. Council voted 8-0. District 2 not present.)

FILE LOCATION: DEVL-Catellus Development Corporation

COUNCIL ACTION: (Tape location: A284-404.)

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

* ITEM-100: (R-92-632) ADOPTED AS RESOLUTION R-278929

Awarding a contract to Treebeard Landscape, Inc. for complete landscape maintenance of the designated medians, rights-of-way, and landscaped slopes within the Carmel Mountain Ranch Landscape and Lighting Maintenance District, as may be required for a period of one year beginning November 1, 1991 through October 31, 1992, for an estimated cost of \$86,521.85, including terms, with options to renew the contract for four additional one year periods with increases not to exceed ten percent of the prices in effect in each prior period; in the event that the Contractor does not perform to specifications, the Purchasing Agent is authorized to terminate the contract and to award to the next low responsible and responsive bidder and to subsequent bidders, if necessary, until a bidder is found who performs to specifications. (BID-C2609/92)

(District-6.)

FILE LOCATION: STRT M-248 CONT FY92-1

COUNCIL ACTION: (Tape location: A499-518.)

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

* ITEM-101: (R-92-88) ADOPTED AS RESOLUTION R-278930

Awarding contracts to S::Two, Eastman, Inc., Seal
Furniture & Systems, Inc., Marci Heider & Associates,
BK Cox, Inc., dba Office Pavillion, Hodkinson Torbensen
Assoc., Inc., Burt C. Gentle Co., Inc., Brodart Co.,
and Panel Technology for the purchase of interior
furnishings and signage for the Rancho Penasquitos
Branch Library for a total cost of \$200,047.19,
including tax and terms. (BID-H2552/92)

Aud. Cert. 9200286.

FILE LOCATION: CONT-Purchase-S::Two, Eastman, Inc., Seal
Furniture & Systems, Inc., Marci Heider &
Associates, BK Cox, Inc., DBA Office
Pavillion, Hodkinson Torbensen Associates,
Inc., Burt C. Gentle Co., Inc., Brodart Co.,
and Panel Technology CONT FY92-9

COUNCIL ACTION: (Tape location: A499-518.)

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

* ITEM-102: (R-92-634) ADOPTED AS RESOLUTION R-278931

Awarding contracts for miscellaneous water works
fittings, as may be required for a period of one year
beginning September 1, 1991 through August 31, 1992,
for a total cost of \$181,270 for Davis Taylor Jett Co;
and \$154,703 for Westburne Supply. (BID-M2551/92)

FILE LOCATION: CONT-Purchase-Davis Taylor Jett Co.,
 Westburne Supply CONT FY92-2

COUNCIL ACTION: (Tape location: A499-518.)

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

* ITEM-103: (R-92-487) ADOPTED AS RESOLUTION R-278932

Authorizing the City Manager to accept a donation of
two handheld Laser Speed Detection Systems LTI 20-20
valued at approximately \$2,000 from Government
Employees Insurance Company (GEICO) for use by the San
Diego Police Department as speed enforcement tools;
expressing the gratitude of the citizens of San Diego
for this act of civic generosity.

CITY MANAGER SUPPORTING INFORMATION: To achieve their goal of
helping to reduce traffic accidents and fatalities, GEICO has
offered to donate two laser speed detection systems to the Police
Department. The LTI 20-20 Laser Speed Detector has been tested
extensively in the laboratories of Michigan State University and
it has been field tested by over 100 agencies throughout the
country. Numerous agencies are actively using this instrument as
an enforcement tool and all court challenges have been
successfully prosecuted.

These units offer the capability of positive vehicle
identification which removes the potential for officer error and
eliminates the common excuses used for challenging speeding
tickets. The instruments are not detectable by radar detectors
making them the most effective speed enforcement tool available.
The Police Department will provide these units to officers
assigned to the Traffic Division, which is responsible for the
majority of "radar" speed enforcement. It is recommended that
GEICO be publicly acknowledged for this donation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-518.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Wolfsheimer.

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

* ITEM-104: (R-92-601) ADOPTED AS RESOLUTION R-278933

Authorizing the City Manager to accept the Grant Award, as described in the Grant Application Proposal, to the Office for Criminal Justice Planning for the ongoing program entitled "Jurisdictions Unified for Drug Gang Enforcement" (JUDGE); authorizing the City Manager to execute the grant proposal program, including any extensions or amendments.

CITY MANAGER SUPPORTING INFORMATION: The District Attorney's Office, as lead agency for the state block grant distribution plan implemented by the Office of Criminal Justice Planning, has submitted San Diego's anti-drug abuse program plan for Fiscal Year 1991-92. This plan has been approved by OCJP. The total County grant is \$1,738,724. The San Diego Police Department's share of this is \$257,995. The plan will continue the established and successful JUDGE program which consists of North County and San Diego Teams representing nine local law enforcement agencies, and targeting habitual drug and drug/gang offenders. The only substantial change in the new program is that the half a Sheriff Lieutenant position was eliminated in order to fund a full SDPD Lieutenant position, which supervises both Teams. In addition, the grant will continue to fund two SDPD Detectives and one Sergeant.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-518.)

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

* ITEM-105: (R-92-678) ADOPTED AS RESOLUTION R-278934

Authorizing the Park and Recreation Department Lifeguard Services Division to conduct a seamanship and

rescue boat handling class co-sponsored by the
California State Department of Boating and Waterways.

CITY MANAGER SUPPORTING INFORMATION: The California Department of Boating and Waterways (DBW) currently offers four 40-hour modules of training in the area of Boating Rescue and Enforcement. These courses are approved by the Port Captains and Harbor Masters Association and the California Boating Safety Officers Association. The modules are seamanship and rescue boat handling, marine firefighting, boating safety and enforcement and navigation.

DBW requested that the City of San Diego host these classes in the San Diego area. Classes are open to agencies involved in boating safety, rescue and enforcement, including lifeguards, harbor patrolmen and law enforcement officers. By hosting this class, San Diego staff members will be able to attend without having to incur the cost of travel. DBW will reimburse the City of San Diego for the cost of the class up to \$1,000 currently estimated to be \$750.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-518.)

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

* ITEM-106: (R-92-527) ADOPTED AS RESOLUTION R-278935

Authorizing the City Manager to submit an application to the State of California for \$40,000 in grants from the California State Library for the purpose of completing the second phase of the Literacy Minority Volunteer Recruitment Campaign.

CITY MANAGER SUPPORTING INFORMATION: The San Diego Public Library has been invited by the California State Library to submit an application for State grant funds in the amount of \$40,000 to complete a pilot project designed to attract minority tutors for literacy programs. READ/San Diego, the library's adult literacy program, received a grant for the first phase of the pilot project which included hiring a consultant to develop

the project, with input from community groups. The additional \$40,000 grant monies for the second phase of the project will be used to measure the effectiveness of the campaign and to adjust and refine media products for future use in the San Diego and other major broadcast markets. The grant will allow READ/San Diego to make available and disseminate the revised products to libraries elsewhere in the State.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-518.)

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

ITEM-107: (R-92-610) RETURNED TO CITY MANAGER

Adopting the Seven-Year TransNet Local Street and Road Program of Projects for Fiscal Years 1993 through 1999 and amending the Fiscal Year 1992 TransNet Local Street and Road Program of Projects.

CITY MANAGER SUPPORTING INFORMATION: It is necessary that the City Council approve resolutions adopting the Seven-Year TransNet Local Streets and Roads Program of Projects for Fiscal Years 1993 through 1999 in a form that is consistent with SANDAG policies. On April 15, 1991, the City Council held a public hearing on the TransNet list of transportation projects contained in City Manager Report CMR-91-159, and approved this list of projects with ten amendments. On July 22, 1991, the City Council adopted the 1992 CIP which contained the same TransNet projects that were approved on April 15, 1991. The projects listed with this resolution are the same projects that were approved by the City Council in April and again in July in connection with the FY 1992 CIP.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A065-102.)

MOTION BY McCARTY TO RETURN TO THE CITY MANAGER, AT THE REQUEST OF THE CITY MANAGER AS PROCEDURAL CORRECTIONS HAVE BEEN WORKED OUT WITH SANDAG STAFF AND NO LONGER REQUIRES

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

* ITEM-108: (R-92-606) ADOPTED AS RESOLUTION R-278936

Authorizing the execution of a five-year lease agreement with Box-It Mobile Self-Storage Corporation for the use of a two-acre parcel at Brown Field Airport for the assembly, repair and storage of self-storage wooden boxes, at an annual rent of \$15,000.

CITY MANAGER SUPPORTING INFORMATION: The Box-It Mobile Self-Storage Corporation has been a responsible tenant at Brown Field Airport since August 1, 1988. The current lease includes approximately two acres of vacant land. The leased land is used to assemble, repair, and for the storage of self-storage wooden boxes. The current three-year lease expired July 31, 1991 and the tenant is currently on a month-to-month holdover status. The rent is currently \$1,089 per month (\$13,068 annually). The lessee has requested a five-year lease renewal of their existing facilities to be effective August 1, 1991. The rent for the new lease has been increased to \$1,250 per month (\$15,000 per year) for the first 2 1/2 years of the lease and then will be increased to \$1,450 per month (\$17,400 per year) for the remaining 2 1/2 years. The rent increase (approximately 15%) corresponds with increases in the CPI over the term of the expiring lease. The proposed lease renewal contains a 180-day notice of cancellation for future airport expansion. The lessee also requested an option to cancel the lease with a 180-day written notice to the City. All other terms and conditions of the new lease have been updated to current standards.

FILE LOCATION: LEAS-Box-It Mobile Self-Storage Corporation
LEAS FY92-1

COUNCIL ACTION: (Tape location: A499-518.)

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

* ITEM-109: (R-92-686) ADOPTED AS RESOLUTION R-278937

Authorizing the execution of a consultant agreement with Management Concepts Systems and Services, for the purpose of providing training services in the delivery of the Project Management Academy; authorizing the City Auditor and Comptroller to expend a sum not to exceed \$57,000 (services \$50,000, reimbursable expenses \$7,000) from Special Training Funds 50062/086 to defray costs of the above authorized consultant agreement.

CITY MANAGER SUPPORTING INFORMATION: The Project Management Academy has been developed by the City Manager's Office to enhance the performance of Project Managers in the Capital Improvements Program. The eight and one-half day program trains Project Managers in current strategies for management of construction related projects that are completed on time and within budget. Management Concepts, Systems & Services were selected through an RFP process and is an MBE firm. The Financial Management Department oversees program implementation and administration. It is expected that this consultant contract will result in more effective project management for all projects in the Capital Improvements Program. Additional outcomes include more effective collaboration between departments responsible for timely project completion, more effective and realistic project planning and control, and dollars saved in avoidance of projects running over time and over budget.

Aud. Cert. 9200307.

FILE LOCATION: MEET CCONT FY92-1

COUNCIL ACTION: (Tape location: A499-518.)

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

* ITEM-110: (R-92-617) ADOPTED AS RESOLUTION R-278938

Authorizing the execution of a first amendment to the agreement with Krommenhoek/McKeown & Associates, Architects, to provide professional services for the

Southern Division Police Station; authorizing the expenditure of an amount not to exceed \$26,880 from CIP-36-021.0, Industrial Development Fund 30248, Southern Area Station, for the above project.

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

CITY MANAGER SUPPORTING INFORMATION: On September 17, the City Council authorized the City Manager to execute an agreement (RR-276551) with Krommenhoek/McKeown & Associates Architects for professional design and related services for the Southern Division Police Station. Council Policy 300-7 was waived for this agreement. Based on Planning Department recommendations, the City Manager requested a redesign of the station to include a revised entry and a bus stop. The Planning Department recommended the revisions to the building as a condition of the Community Plan Amendment.

Aud. Cert. 9200255.

FILE LOCATION: MEET CCONT FY92-1

COUNCIL ACTION: (Tape location: A499-518.)

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

* ITEM-111:

Two actions relative to the Ocean Outfall Intake Structure Restoration located at the Point Loma Treatment Plant:

(Peninsula Community Area. District-2.)

Subitem-A: (R-92-534) ADOPTED AS RESOLUTION R-278939

Awarding a contract to Roca Construction for Restoration of Ocean Outfall Intake Structure - Point Loma Wastewater Treatment Plant; authorizing the expenditure of \$25,168.75 from CIP-46-131.0, Point Loma Ocean Outfall Intake Structure Restoration, Sewer Revenue Fund 41508, for the purpose of executing the

second amendment to agreement and to supplement the financing authorized by Resolution R-276751, dated October 29, 1990, and Resolution No. C-02821, dated August 8, 1989. (BID-K1852/91)

Subitem-B: (R-92-535) ADOPTED AS RESOLUTION R-278940

Second amendment to agreement with Nolte and Associates, Consulting Engineers, for construction support services required for the Ocean Outfall Intake Structure Restoration Project, at a cost not to exceed \$40,000, in connection with Restoration of Ocean Outfall Intake Structure - Point Loma Wastewater Treatment Plant.

CITY MANAGER SUPPORTING INFORMATION: This project will provide for the restoration of the interior of the Ocean Outfall Intake Structure located at the Point Loma Wastewater Treatment Plant. Seventy-nine bid packages were issued and on November 30, 1990, nine bids were received. The low base bid of \$274,593.75 from Roca Construction was four percent over the engineer's estimate of \$265,000. Two other bids were within five percent of the low bid. Re-advertising for bids would not result in a lower bid and would delay the project. It is recommended that a contract be awarded to the low bidder of Roca Construction. Construction inspection services are required for the project. The proposed second amendment to agreement provides compensation to Nolte & Associates for this service.

Aud. Cert. 9200275.

WU-P-91-102.

FILE LOCATION: Subitem A: CONT-Roca Construction - W.O.
170991 Subitem-B: MEET CONFY92-1; CCONT
FY92-1

COUNCIL ACTION: (Tape location: A499-518.)

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

ITEM-200:

Two actions relative to the Urban Form Workshop:

Subitem-A: REPORT GIVEN

A report from the Planning Department, City Architect, regarding the proceedings of the Urban Form Workshop.

Subitem-B: (R-92-697 Corr Copy) ADOPTED AS RESOLUTION
R-278941

Adoption of a Resolution accepting the Urban Form Action Report and directing staff to prepare an implementation program to be presented to the City Council by January, 1992. The City Council will then use this implementation program to help formulate the Fiscal Year 1992-1993 budget.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B200-566.)

MOTION BY WOLFSHEIMER TO ACCEPT THE REPORT AND REFER ECONOMIC DEVELOPMENT RECOMMENDATIONS TO THE EQD TASK FORCE WITH A REPORT BACK TO THE COUNCIL ON DECEMBER 10, 1991, AND THE REMAINDER OF RECOMMENDATIONS REFERRED TO THE CITY MANAGER WITH A REPORT BACK TO COUNCIL IN EARLY JANUARY, 1992 ON AN ANALYSIS AND RECOMMENDATION ON AN IMPLEMENTATION PLAN. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-201: (O-92-52) CONTINUED TO NOVEMBER 12, 1991

(Continued from the meeting of October 21, 1991, Item 200, at the City Manager's request, to allow time for the Police Officers Association to meet and confer on this issue.)

Introduction of an Ordinance amending Ordinance O-17648 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for Fiscal Year

1991-92," to create a new position of Assistant to the Police Chief; exempting the new position from the Classified Service; amending Exhibit "C" to said ordinance to include the new position in Managerial Category B; and establishing a salary rate.

CITY MANAGER SUPPORTING INFORMATION: An internal audit of the Police Department was recently conducted at the request of the Police Chief to identify conditions within the Department that could undermine the commitment to giving San Diegans the finest in community policing. One particular adopted recommendation of the audit calls for the flattening of the steep hierarchy of the Police Department to bring the Police Chief closer to the men and women who police our City. This reorganization has considerably changed the duties of the Chief who now has direct supervision of seven Assistant Chiefs, a responsibility which places a greater burden on his time. Therefore, many of the tasks to which he gave his personal attention will now be carried out by his staff.

In order to accomplish these tasks, it will be necessary to increase the level of responsibility and scope of complexity of the present Adjutant to the Chief position which is currently being under-filled by a Police Sergeant. This reclassified Assistant to the Police Chief position will function as the Chief's primary advisor and aide, and, as such, will be a key managerial employee having significant responsibility for administering and formulating Police Department policies and programs. On September 5, 1991, the Civil Service Commission reviewed the request from the Police Department to create this position and exempt it from the Classified Service. The Commission determined that the position meets the criteria of the City Charter for exemption and commented favorably upon the request.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A521-B093.)

MOTION BY McCARTY TO CONTINUE TO NOVEMBER 12, 1991 IN ORDER TO GIVE THE POA TIME TO WRITE AND FILE A GRIEVANCE. Second by Hartley. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202: (R-92-520) RETURNED TO THE CITY MANAGER

(Continued from the meeting of October 21, 1991, Item 125, at Councilmember Pratt's request, to allow the City Manager to further review legal issues.)

Confirming the contractual and administrative cost of \$34,378.46, to abate the public nuisance of the burnt construction project at 6201 El Cajon Boulevard, and levying these costs as a special assessment;

authorizing the County Tax Assessor to place an assessment on the tax roll to collect these costs in the same manner as municipal property taxes, and then reimburse the City.

(District-7.)

CITY MANAGER SUPPORTING INFORMATION: On April 23, 1991, the City declared the burnt construction project at 6201 El Cajon Boulevard a public nuisance and authorized the City manager to abate administratively by demolition. (Resolution R-277773). Demolition work at this site has been completed; debris has been removed; and the contractor has been paid from the City's Nuisance Abatement Superfund as previously authorized. A record of contractual and related administrative costs is hereby transmitted for confirmation by Council and for authorization to levy these costs as a special assessment:

Contractual	\$33,031.00
Administrative	\$ 1,347.46
Totals Assessed	\$34,378.46

Upon authorization by the City Council, the County Auditor will be notified to place an assessment on the tax roll and these costs will be collected in the same manner as municipal property taxes, and then reimbursed to the City.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A072-084.)

MOTION BY McCARTY TO RETURN TO THE CITY MANAGER, AT THE REQUEST OF THE CITY MANAGER AS FURTHER RESEARCH INDICATED THE PROPERTY IS WORTH MORE THAN ORIGINALLY PROJECTED AND HAS SEVERAL LIENS AGAINST IT; THEREFORE IT IS RECOMMENDED TO FILE A CLAIM WITH THE INSURANCE CARRIER WHICH MAY LEAD TO MORE PRODUCTIVE RESULTS. Second by Henderson. Passed by

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

ITEM-203: CONTINUED TO NOVEMBER 12, 1991

Three actions relative to Downtown Office Space Leases:

(Introduced on 10/22/91. Council voted 6-0. Districts 1, 6 and Mayor ineligible. Centre City Community Area. District-2.)

Subitem-A: (0-92-58)

Adoption of an Ordinance authorizing the City Manager to enter into a 10-year lease with Pacific Southwest Realty for office space in the Security Pacific Plaza at 1200 Third Avenue.

Subitem-B: (0-92-59)

Adoption of an Ordinance authorizing the City Manager to enter into a 10-year lease with the Executive One Associates for office space in the Executive Complex at 1010 Second Avenue.

Subitem-C: (0-92-60)

Adoption of an Ordinance authorizing the City Manager to enter into a 10-year lease with Kowa Real Estate California, Inc., for office space in the 600 "B" Street Building.

NOTE: Six votes required for each Subitem. Pursuant to Section 99 of the City Charter, a noticed hearing is required for the adoption of the Ordinances.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C588-593.)

MOTION BY BEHR TO CONTINUE TO NOVEMBER 12, 1991 FOR FULL COUNCIL. Second by McCarty. Passed by the following vote: Wolfsheimer-ineligible, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea, Henderson-ineligible, McCarty-yea,

Filner-yea, Mayor O'Connor-ineligible.

ITEM-S400: (O-92-4) CONTINUED TO NOVEMBER 12, 1991

Introduction of an Ordinance amending Chapter IX, Article 3, Division 2, of the San Diego Municipal Code by adding Section 93.0208 establishing water conservation plumbing standards upon change of property ownership or upon alteration of existing structures.

(See City Manager Report CMR-91-466.)
WU-92-035.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A247-281.)

MOTION BY McCARTY TO CONTINUE TO NOVEMBER 12, 1991 AT THE REQUEST OF REBECCA MICHAEL TO ALLOW THE ASSOCIATION OF BOARD OF REALTORS TO WORK OUT SOME OF THE DETAILS OF THE ORDINANCE WITH STAFF. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S401: (R-92-714) ADOPTED AS RESOLUTION R-278942

Authorizing the execution of a five-year lease agreement with Home Savings of America, for 2,428 square feet of office space at 225 Broadway, for use by the Risk Management Department, Employee Assistance Program, at an initial annual rental of \$32,049.50; authorizing the expenditure of an amount not to exceed \$21,600 from Fund 50061, Dept. 084, Org. 470, Job Order 710, for Fiscal Year 1991-92 rental and related costs.

(Centre City Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The Employee Assistance Program (EAP) of the Risk Management Department has occupied space in the 525 B Street building since March 1988 but now must evacuate that space no later than December 15, 1991. The 525 B

Street building is being remodeled and any City office that is on a floor scheduled for renovation is being evicted. EAP Offices are deliberately set apart from any other City office space to protect the confidentiality of their efforts in counseling City employees. This facility will be at least one block away from other City office space. The EAP's new office will provide for more space, 2,428 square feet versus 1,389 square feet at a lesser rental, \$1.10 per square foot versus approximately \$1.50 per square foot. The rental cost is already budgeted in the Risk Management Department.

Aud. Cert. 9200318.

FILE LOCATION: LEAS-Home Savings of America LEAS FY92-1

COUNCIL ACTION: (Tape location: A499-518.)

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

ITEM-S402: (R-92-790) ADOPTED AS RESOLUTION R-278943

(Trailed to October 29, 1991, a portion of Item S403; Continued from October 29, 1991, at the request of Councilmember Wolfsheimer, for the City Manager to return to Council with recommendations for spending the remaining portion of the grant monies on priority hard improvements for the bicycle lane program.)

Additional Business to Item S403 of October 28, 1991, the acceptance of grant funds for the Bicycle Helmet Study and the Bicycle Safety Encouragement Campaign; recommendations by the City Manager for spending the remaining portion of the grant funds.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A499-518.)

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

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell encouraging everyone to vote on Election Day.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: C604.)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 5:00 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: C604-610).

MOTION BY HENDERSON TO ADJOURN IN HONOR OF THE MEMORY OF DONNA JANE MUNROE BERND. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.