

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 15, 1992
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 Deputy Mayor Roberts at 7:03 p.m. to convene the Redevelopment Agency. Deputy Mayor Roberts reconvened the meeting at 7:08 p.m. with Mayor O'Connor not present. The meeting was adjourned by Deputy Mayor Roberts at 7:14 p.m. to meet in Closed Session on Tuesday, June 16, 1992 at 9:30 a.m. in the 12th floor Conference Room to discuss pending and potential litigation, and adjudicatory proceeding regarding the proposed acquisition of the General Dynamics Missile Division by Hughes Aircraft.

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 Stevens-present
 - (5) Council Member Behr-present
 - (6) Council Member Stallings-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour/Fishkin (11)

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

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Paul Hetrick of the
First Church of the Nazarene.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Behr.

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell on Bonds vs. Notes.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A042-060.)

ITEM-PC-2: REFERRED TO THE CITY MANAGER

Comment by Daniel Jones regarding the unnecessary request
for ramps and water feed lines on residential property,
coupled with the excessive fee increases required by the
City for same.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A042-060.)

ITEM-PC-3: REFERRED TO THE CITY MANAGER

Comment by Terrance Durkin regarding excessive charges for building permits.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A042-060.)

ITEM-PC-4:

Comment by Betty Sherman regarding the possibility of placing Proposition N on the November ballot.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A042-060.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

5/18/92 Adjourned
5/19/92 Adjourned
5/25/92 Adjourned
5/26/92

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape Location: A200-212)

BY COMMON CONSENT MINUTES WERE APPROVED.

ITEM-31: PRESENTED; REPORT REFERRED TO CITY MANAGER

Presentation to the Mayor and City Council, regarding the final report from the Mayor's Youth Summit of April 3, 1992. The report contains information on the status of youth in San Diego and recommendations addressing some of the critical issues which affect young people.

The presentation will be made by youth discussion
leaders of this year's Summit.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A212-291.)

MOTION BY McCARTY TO APPROVE AND REFER THE REPORT TO THE
CITY MANAGER FOR IMPLEMENTATION AND THE YOUTH SUMMIT TO THE
YOUTH SERVICES COORDINATOR. Second by Stallings. Passed by
the following vote: Wolfsheimer-yea, Roberts- yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-32: RECOGNIZED

Recognizing and commending Fire Battalion Chief Gary
Anthony Pollard for his time and efforts devoted to
providing positive role models for high school youths.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A295-342.)

ITEM-33: (R-92-1965) ADOPTED AS RESOLUTION R-280100

Proclaiming June 15, 1992 to be "Faith Chapel Day" in
San Diego, and commending Faith Chapel for its
outstanding leadership, and community service.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A343-389.)

MOTION BY STEVENS TO ADOPT. Second by McCarty. Passed by
the following vote: Wolfsheimer-yea, Roberts- yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-34: PRESENTATION MADE

(Continued from the meeting of June 1, 1992, Item 37,
at the City Manager's request, for further review.)

Recognition award to the City of San Diego by Bravo!
News magazines.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A390-550.)

* ITEM-50: (O-92-139) INTRODUCED, TO BE ADOPTED JUNE 29, 1992

Introduction of an Ordinance amending Chapter V,
Article 5 of the San Diego Municipal Code by
incorporating by reference the Uniform Fire Code, 1991
Edition, with amendments, to replace the 1988 edition
of the Uniform Fire Code.
(See City Manager Report CMR-92-105.)

COMMITTEE ACTION: Reviewed by PSS on 4/1/92. Recommendation to
approve the City Manager's Report and send to Council. Districts
1, 4 and 8 voted yea. Districts 2 and 3 not present.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A567-569.)

MOTION BY WOLFSHEIMER TO INTRODUCE. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-100: (R-92-1845) ADOPTED AS RESOLUTION R-280101

Awarding contracts to Industries Supply Co., for a
total of \$11,130.90, including tax and terms; Standard
Plumbing and Industrial Supply Co., for a total of
\$50,679, including tax and terms; and Keenan Supply,
for a total of \$20,875, including tax and terms, for
the purchase of plumbing fixtures for City facilities,
as may be required for a period of one year beginning
May 1, 1992 through April 30, 1993. (BID-F3077/92)

FILE LOCATION: CONT-Purchase-Industries Supply Co; Standard
Plumbing and Industrial Supply Co; Keenan
Supply. CONT FY92-3

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-92-1420) ADOPTED AS RESOLUTION R-280102

Awarding a contract to Graybar Electric for the purchase of fixtures and poles, for a total cost of \$96,758, including tax and terms; authorizing the expenditure of not to exceed \$96,758 from Fund No. 30244, Department No. 30244, Organization Nos. 104 and 105, Object Account Nos. 3302 and 3303, and Job Order Nos. 22087, 29744, and 29755 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-I3074/92)

Aud. Cert. 9200950.

FILE LOCATION: CONT-Purchase-Graybar Electric CONT FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-92-1849) ADOPTED AS RESOLUTION R-280103

Awarding a contract to Hawthorne Machinery Co. for lease of seven heavy duty tractor dozers, as may be required for a period of one year beginning July 1, 1992 through June 30, 1993, for a total estimated cost of \$968,457, including tax, with options to renew the contract for four additional one year periods. (BID-B3068/92)

FILE LOCATION: CONT-Purchase-Hawthorne Machinery Co. CONT
FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-103: (R-92-1847) ADOPTED AS RESOLUTION R-280104

Awarding a contract to Eastman Kodak Company for lease
of one high speed duplicator, one back-up copier and
one binder, as may be required for a period of five
years including consumable supplies, for an estimated
first year total cost of \$40,082.27, including tax and
terms, and an estimated five year total cost of
\$234,377.35, including tax and terms. (BID-E3067/92)

FILE LOCATION: CONT-Purchase-Eastman Kodak Company CONT
FY92-1

COUNCIL ACTION: (Tape location: F380-381.)

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

* ITEM-104: (R-92-1846) ADOPTED AS RESOLUTION R-280105

Awarding a contract to CPS Chemical Company, Inc., for
furnishing liquid cationic polymer as may be required
for a period of one year beginning July 1, 1992 through
June 30, 1993, for a total estimated cost of
\$145,950.61, including tax and terms, with an option to
renew the contract for four additional one year periods
with price escalations not to exceed 10 percent of
prices in effect at the end of the prior year;
authorizing the Purchasing Agent to terminate this
contract in the event the contractor is unable to
deliver the material and to award to the next low
responsible and responsive bidder, and to subsequent
bidders if necessary, until one is found who can comply
with specifications.
(BID-B3130/92)

FILE LOCATION: CONT-Purchase-CPS Chemical Company, Inc.
CONT FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105: (R-92-1575) ADOPTED AS RESOLUTION R-280106

Inviting bids for the Memorial Community Park
Recreation Center Improvements on Work Order No.
119162; authorizing the execution of a contract with
the lowest responsible bidder; authorizing the
expenditure of \$600,000 from CIP-29-661.0, Memorial
Community Park - Improvements, Proposition 70 Fund No.
38008; authorizing the expenditure of \$213,700 from
CDBG Fund No. 18524, and \$220,000 from CDBG Fund No.
18525, for providing funds for said project and related
costs; authorizing the Auditor and Comptroller, upon
advice from the administering department, to transfer
excess budgeted funds, if any, to the appropriate
reserves.
(BID-K3216/92)
(Prime construction contract \$899,000. Logan Heights
Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Memorial Recreation
Center is located at 2902 Marcy Avenue. The gymnasium was
constructed in 1942, and additions were made in the late 1940's.
With the exception of the gymnasium, the existing building will
be demolished and replaced with a larger building by the proposed
project. The new building will include a reception area, a
weight room, several multi-use rooms, a crafts room, a kitchen
and several office spaces for City staff.
Aud. Cert. 9200821.

FILE LOCATION: W.O. 119162 CONT - Randazzo Construction
CONT FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106:

Two actions relative to the Calle Cristobal Landscape
Maintenance District:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-92-1941) ADOPTED AS RESOLUTION R-280107

Resolution of Intention to annex territory to the
District by extending the boundaries of the district
westerly along Sorrento Valley Road and to levy and
collect assessments on the Calle Cristobal Landscape
Maintenance District.

Subitem-B: (R-92-1942) ADOPTED AS RESOLUTION R-280108

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The Calle Cristobal
Landscape Maintenance District was established in 1987 to provide
maintenance for landscaped medians, street-scapes and the street
side of the sound attenuator wall along Calle Cristobal within
the district boundaries.

Assessments were levied and collected for Fiscal Year 1989.
However, due to delays in the developer's implementation schedule
and changes in the landscaping concept and plans, no maintenance
was provided in Fiscal Year 1989 through 1992, and none is
scheduled for Fiscal Year 1993. The developer will continue to
provide maintenance for the existing landscaping improvements
until they are accepted and taken over by the district.
Additional landscaping improvements are proposed by the developer
along the westerly extension of Calle Cristobal to include
Sorrento Valley Boulevard to a point approximately 1.0 mile
easterly of I-5. Consequently, it is proposed to extend the
existing district through annexations of westerly areas along
Sorrento Valley Boulevard into the district. A portion of the
area to be annexed is presently within the boundaries of the Mira
Mesa Boulevard Landscape Maintenance District.

No assessments are proposed for Fiscal Year 1993. It is
anticipated that the district will start maintaining a portion of
the existing landscaping improvements in Fiscal Year 1994. The
current district account balance of \$80,892 and an estimated
interest amount of \$6,000, a total amount of \$86,892, will be
carried over to the following Fiscal Year's budget. The amount
assessed to the district for Fiscal Year 1993 is none.

FILE LOCATION: STRT M-259

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-107:

Two actions relative to the Gaslamp Quarter Landscape
and Lighting Maintenance District:
(Centre City Community Area. District-2.)

Subitem-A: (R-92-1935) ADOPTED AS RESOLUTION R-280109

Resolution of Intention to levy and collect
assessments.

Subitem-B: (R-92-1936) ADOPTED AS RESOLUTION R-280110

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing
establishes the annual assessments for the Gaslamp Quarter
Landscape and Lighting Maintenance District. The district
provides landscaping, tree maintenance, sidewalk scrubbing and
cleaning, litter, graffiti and gum removal plus electrical energy
and maintenance for the ornamental street lights within the
district.

The Fiscal Year 1993 proposed maintenance costs for the district
are as follows:

Contractual Maintenance	\$ 33,400
Personnel	234,904
Utilities	29,100
Incidentals	133,373*
Total Expenses	\$430,777
Reserve	55,437
Total	\$486,214
Less Carry-over & Interest	136,600
Less City Contribution	13,000
Assessed to District	\$336,614

* Includes Assessment District Management Fee of \$26,612.

The annual assessment for Fiscal Year 1993 will be \$336,614
compared to \$321,996, the amount assessed for Fiscal Year 1992.

The individual assessments in this district vary depending on the degree of service and number of stories of the building on the parcel. Assessments on individual parcels range from approximately \$300 to \$21,000.

FILE LOCATION: STRT M-260

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108:

Two actions relative to the Mid-City Landscape and
Lighting Maintenance District:
(Mid-City and Greater North Park Community Areas.
Districts-2 and 3.)

Subitem-A: (R-92-1944) ADOPTED AS RESOLUTION R-280111

Resolution of Intention to levy and collect
assessments.

Subitem-B: (R-92-1945) ADOPTED AS RESOLUTION R-280112

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing
establishes the annual assessments for the nine subdistricts in
the Mid-City Landscape and Lighting Maintenance District. The
Fiscal Year 1993 proposed maintenance costs for the district are
as follows:

Contractual Maintenance	\$ 56,766
Personnel	20,108
Utilities	4,690
Incidentals	24,402*
Total Expenses	\$105,966
Reserve	9,838
Total	\$115,804
Less Carry-over & Interest	29,900
Less City Contribution	1,833
Assessed to District	\$ 84,071

* Includes Assessment District Management Fee of \$6,480.

The assessments per frontage foot for each subdistrict is tabulated below:

	1	2	3	4	5	6	7	8	9
FY93	\$8.43	\$6.46	\$17.92	\$3.93	\$4.80	\$21.50	\$8.81	\$2.36	\$.97
FY92	\$7.65	\$2.61	\$13.24	\$3.81	\$5.13	\$14.37	\$6.77	0	0

The changes in assessments are due to, in subdistrict: 1) normal cost increase, 2) first full year of maintenance, 3) less carry-over funds from previous year, 4) normal cost increase, 5) favorable carry-over from previous year, 6) less carry-over and slight operational budget increase, 7) first full year of maintenance, 8 & 9) new subareas half-year maintenance.

FILE LOCATION: STRT M-261

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109:

Two actions relative to the Rancho Bernardo Landscape Maintenance District:
(Rancho Bernardo Community Area. District-5.)

Subitem-A: (R-92-1929) ADOPTED AS RESOLUTION R-280113

Resolution of Intention to levy and collect assessments.

Subitem-B: (R-92-1930) ADOPTED AS RESOLUTION R-280114

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessments for the Rancho Bernardo Landscape Maintenance District. The district provides maintenance of landscaped and paved street medians and streetscapes. The Fiscal Year 1993 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 90,000
Personnel	12,263

Utilities	27,500
Incidentals	32,249*
Total Expenses	\$162,012
Reserve	58,351
Total	\$220,363
Less Carry-over & Interest	90,108
Less City Contribution	13,221
Assessed to District	\$117,034

* Includes Assessment District Management Fee of \$9,890.

The annual assessment for Fiscal Year 1993 will be approximately \$8 per dwelling unit, as compared to \$7.77 for Fiscal Year 1992.

FILE LOCATION: STRT M-262

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110:

Two actions relative to the Sabre Springs Landscape
Maintenance District:
(Sabre Springs Community Area. District-5.)

Subitem-A: (R-92-1938) ADOPTED AS RESOLUTION R-280115

Resolution of Intention to levy and collect
assessments.

Subitem-B: (R-92-1939) ADOPTED AS RESOLUTION R-280116

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing
establishes the annual assessments for the Sabre Springs
Landscape Maintenance District. The district provides
maintenance for landscaped medians, slopes and open spaces within
the district boundaries.

The Fiscal Year 1993 proposed maintenance costs for the district
are as follows:

Contractual Maintenance	\$ 56,000
Personnel	24,527
Utilities	8,700
Incidentals	24,039*
Reimbursement to General Fund	15,000
Total Expenses	\$128,266
Reserve	5,080
Total	\$133,346
Less Carry-over & Interest	2,316
Less City Contribution	17,966
Assessed to District	\$113,064

* Includes Assessment District Management Fee of \$7,222.

The proposed assessment for FY 93 is approximately \$13.28 per dwelling unit compared to \$10.10 for FY 92. The increase in assessments is due to additional areas such as slopes, medians and crib walls to be maintained by the district in FY 93. These additions will require the entire district to be noticed this year.

FILE LOCATION: STRT M-263

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111:

Two actions relative to the Tierrasanta Landscape
Maintenance District:
(Tierrasanta Community Area. District-7.)

Subitem-A: (R-92-1932) ADOPTED AS RESOLUTION R-280117

Resolution of Intention to levy and collect
assessments.

Subitem-B: (R-92-1933) ADOPTED AS RESOLUTION R-280118

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION: The public hearing establishes the annual assessments for the Tierrasanta Landscape Maintenance District. The district provides for the maintenance of open space, center islands, and street light and street name standards.

The Fiscal Year 1993 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$249,873
Personnel	49,058
Utilities	68,550
Incidentals	50,663*
Total Expenses	\$418,144
Reserve	61,483
Total	\$479,627
Less Carry-over & Interest	62,242
Less City Contribution	39,972
Assessed to District	\$377,413

* Includes Assessment District Management Fee of \$25,529.

The proposed assessment for Fiscal Year 1993 will be \$41.50 per dwelling unit compared to \$39.75 for Fiscal Year 1992.

FILE LOCATION: STRT M-264

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-92-1917) ADOPTED AS RESOLUTION R-280119

Authorizing the City Manager to release and substitute the surety issued by Union Bank in the form of Irrevocable Letter of Credit No. 200/69222 in the amount of \$3,067,464, with a Performance Bond in the amount of \$1,415,535, for the remaining public improvements on Mesa Del Sol Unit 1 and Capricorn Way and a Letter of Credit in the amount of \$1,651,929, for the remaining work on Black Mountain Road.
(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On October 29, 1990 Shapell Industries, Inc. entered into a secured Subdivision Improvement Agreement for the Construction of public improvements for Mesa Del Sol Unit No. 1, including improvements to Black Mountain Road from Galvin Avenue to the northerly boundary of Mesa Del Sol Unit No. 1. At that time Shapell also provided surety for the mass grading for Mesa Del Sol Units 2, 3, 4, and 5. The surety for the improvements totaled \$6,855,796. A Letter of Credit in that amount was provided by the subdivider. On May 15, 1990, per City Council Resolution R-275716, Shapell Industries, Inc. entered into a Settlement Agreement with the City of San Diego. This agreement provides for, among other things, the substitution of a new Letter of Credit for a lesser amount after each portion of the work for Black Mountain Road Improvements has been completed by Shapell and inspected and approved by the City. Shapell has completed improvements for Black Mountain Road in the amount of \$3,788,332. The original Letter of Credit in the amount of \$6,855,796, has been exchanged for a Letter of Credit in the amount of \$3,067,464, the difference between \$6,855,796, and \$3,788,332, representing the amount of work remaining. Shapell is now proposing to substitute a Performance Bond in the amount of \$1,415,535, for the remaining public improvements on Unit 1 and Capricorn Way and a Letter of Credit in the amount of \$1,651,929, for the remaining work on Black Mountain Road.

FILE LOCATION: SUBD-Mesa Del Sol Unit 1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-92-1951) ADOPTED AS RESOLUTION R-280120

Dedicating portions of the Northeast Quarter of Section 31, Township 14 South, Range 2 West, S.B.B.M., as public streets, and naming the same Westview Parkway and Galvin Avenue.
(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On January 13, 1987, the City Council adopted Resolution R-267479 which required that land for Westview Parkway and Galvin Avenue be acquired, improved and dedicated as an offsite improvement for approval of Tentative Map TM-85-0500.

Attempts by the development, Mesa Shopping Center-East, to acquire the necessary rights-of-way were unsuccessful. On July 24, 1990, the Council entered into an Offsite Acquisition Agreement (RR-276200) with the developer wherein the City would acquire rights-of-way by negotiation or condemnation and the developer would pay all costs.

Negotiations were unsuccessful and the City condemned the rights-of-way resulting in a Final Order of Condemnation being recorded April 17, 1992. This action will complete the dedication of rights-of-way required for the extension and realignment of Westview Parkway and Galvin Avenue in the Mira Mesa area.

FILE LOCATION: DEED F-5840 DEED FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-92-1952) ADOPTED AS RESOLUTION R-280121

Vacating the City's interest in an unneeded electrical easement affecting Parcel B of Parcel Map PM-381, pursuant to Section 8300 et seq. of the Streets and Highways Code.
(Located on the south side of Sports Arena Boulevard, east of Kemper Street. Midway Community Area. District-2.)

FILE LOCATION: DEED F-5841 DEED FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-92-1964) ADOPTED AS RESOLUTION R-280122

Supporting the goodwill efforts of the House of
Philippines and congratulating them on the 94th
Anniversary of Philippine Independence from Spain.
(Docketed at the request of Councilmember Hartley.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-116: (R-92-1966) ADOPTED AS RESOLUTION R-280123

Excusing Mayor Maureen O'Connor from attending the
regularly scheduled Council meeting of May 26, 1992,
due to official business out of town.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-117: (R-92-1887) ADOPTED AS RESOLUTION R-280124

Accepting a grant from the California Integrated Waste
Management Board, to reimburse the Waste Management
Solid Waste Enterprise Fund, for the completion of
mandated household hazardous materials program
activities in Fiscal Year 1990-91.
(See City Manager Report CMR-92-189.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-118:

Three actions relative to the Mira Mesa Library - Site
Acquisition:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-92-1829) ADOPTED AS RESOLUTION R-280125

Authorizing the expenditure of an amount not to exceed
\$1,870,000 from CIP-35-076.0, Mira Mesa Library
Expansion, for the acquisition of property rights and
related costs in connection with the relocation of the
Mira Mesa branch library.

Subitem-B: (R-92-1830) ADOPTED AS RESOLUTION R-280126

Certifying that the information contained in
Environmental Negative Declaration END-91-0639, in
connection with Mira Mesa Library Expansion, together
with any comments received during the public review
process, has been completed in compliance with the
California Environmental Quality Act of 1970, as
amended, and State guidelines, and that said report has
been reviewed and considered by the Council; finding
that there is no substantial evidence that the project
will have a significant effect on the environment,
based upon the Initial Study and any comments received.

Subitem-C: (R-92-1831) ADOPTED AS RESOLUTION R-280127

Authorizing the execution of an Agreement for
Reciprocal Parking and Access and Use of Real Property,
with Mira Mesa Shopping Center - West.

CITY MANAGER SUPPORTING INFORMATION: Authorization of this
project and funding will provide a site for the relocation of the
Mira Mesa Branch Library. The existing 8,000 square foot
building is too small to meet the existing and projected needs of
the community. The current site will not accommodate
construction of the 20,500 square foot branch library planned for
Mira Mesa. The proposed site consists of two lots which are part
of an office/commercial complex. The complex is covered by an
agreement for reciprocal parking and access and use. As such the

library patrons and complex customers may access and park their vehicles on each others sites.

Aud. Cert. 9200914.

FILE LOCATION: MEET CONT FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-119: (R-92-1914) ADOPTED AS RESOLUTION R-280128

Authorizing the execution of a first amendment to agreement with Groundwater Technology, Inc. to continue to provide professional services for the Underground Petroleum Abatement Project - Kettner Boulevard; authorizing the expenditure of an amount not to exceed \$142,000 from CIP-33-084.0, Underground Storage Tank Management Program, Capital Outlay Other, Fund 303453; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves; authorizing the Auditor and Comptroller to close CIP-371870, Underground Petroleum Abatement Project, and authorizing the transfer of the remaining funds of \$68,276.78 from CIP-371870, Fund 10225, TOT New Convention Facility to CIP-330840, Underground Tank Program.

(Centre City Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: For the City of the San Diego to convey as agreed to the San Diego Unified Port District the Old Central Police Station located at 801 W. Market Street free and clear of all encumbrances, it is necessary to continue the operation of the vapor extraction unit and modify the agreement with Groundwater Technology, Inc. (G.T.I.).

During 1985 it was determined that a City owned underground storage tank at the site experienced a leak. Phase I site cleanup of hydrocarbon contaminated soil as mandated by State law was begun in 1987 pursuant to Council Resolution R-269189. In 1989 Phase II of the cleanup was awarded to G.T.I. and included installation, operation and maintenance of a vapor extraction system designed to remove and destroy hydrocarbons from the soil and underlying groundwater. Since beginning operation in January

1990, the system has removed considerable amounts of contaminants from the site. GTI estimates it may take up to two more years to clean up the site to the satisfaction of the Regional Water Quality Control Board, who is the regulatory agency.

An amendment to the agreement is required because the State Regulatory Agency requires additional reporting beyond the scope of the original agreement. Design modifications may also be necessary to increase vapor extraction efficiency. This action will provide funding for operation of the vapor extraction system for twelve months.

Aud. Cert. 9200943.

FILE LOCATION: MEET CCONT FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-120: (R-92-1731) ADOPTED AS RESOLUTION R-280129

Authorizing the execution of a first amendment to the agreement with Groundwater Technology, Inc., to continue to provide professional services for the cleanup of the hydrocarbon contaminated soils at the Western Division Police Station;

authorizing the expenditure of an amount not to exceed \$188,000 from CIP-33-084.0 Underground Storage Tank Management Program, Capital Outlay Other Fund 302453 for this purpose; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(Linda Vista Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: For the City of San Diego to complete the cleanup of the hydrocarbon contaminated soils at Western Division Police Station, it is necessary to continue the operation of the vapor extraction unit and modify the agreement with Groundwater Technology, Inc. (GTI). In February 1987, it was determined a faulty piping connection from one of the underground storage tanks had allowed the loss of unleaded gasoline into the surrounding soil. A preliminary site assessment confirmed the loss of up to 50,000 gallons of fuel,

approximately 10,000 gallons of which remained in the ground. In November 1989, GTI was selected to install, operate and maintain a vapor extraction system to remove hydrocarbon vapors and destroy them via catalytic oxidation. Although thousands of pounds of contaminants have been removed from the soil, GTI estimates it may take two more years to completely clean up the site to the satisfaction of the Regional Water Quality Control Board, who is the regulatory agency.

An amendment to the agreement is required to extend the cleanup time and because the State Regulatory Agency requires additional reporting which is beyond the scope of the original agreement. Design modifications may also be necessary to increase vapor extraction efficiency. This action will provide funding for operation of the vapor extraction system for an additional twelve month period.

Aud. Cert. 9200870.

FILE LOCATION: MEET CCONT FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150: (R-92-1961 Rev.1) ADOPTED AS AMENDED AS
RESOLUTION R-280130

Authorizing the execution of agreements with 31 community agencies to operate social service programs during Fiscal Year 1993 at the funding levels recommended by the Public Services and Safety Committee on May 20, 1992; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$2,267,027 from the General Fund (Fund 100) to the Human Care Services Special Fund (Fund 19665); authorizing the transfer of an amount not to exceed \$86,520 from the General Fund (Fund 100) to the Human Care Services Special Fund (Fund 19665) for a Victim Services Program which will be subject to a Request for Proposals (RFP);

authorizing the expenditure of an amount not to exceed \$2,267,027 from Human Care Services Special Fund (Fund 19665), for the purpose of providing funds to operate 23 social service programs;

authorizing the expenditure of an amount not to exceed \$1,448,993 from Fund 18528 (18th Year CDBG Entitlement), for the purpose of providing funds to operate 8 social service programs.
(See City Manager Report CMR-92-169, CMR-92-155, CMR-92-152; Councilmember Hartley's memo dated 5/7/92; agencies/citizens' letters.)

COMMITTEE ACTION: Reviewed by PSS on 5/20/92.

ACTION: Motion by Councilmember Hartley, second by Deputy Mayor Roberts to:

1. Approve the City Manager's recommendations and:
 - a. Restore the \$86,520 in funding for Crime Victims' Services.
 - b. Add the Homeless Coordinator position to the list of programs proposed for additional funding.
2. Request the City Manager find additional funding for the following:
 - a. \$300,000 for a jobs program, \$224,000 of which is to be allocated to the Triple Crown Youth Coalition Juvenile Diversion Program.
 - b. \$86,520 for the Homeless Coordinator position proposed by the City Manager.
 - c. \$100,000 for Cafe 6000.

Districts 1, 2, 3, 4 and 8 voted yea.

The Committee also requested the City Manager to return with recommendations for a process where social service needs are assessed on an annual basis so that changes in needs can be accommodated. No vote taken.

CITY MANAGER SUPPORTING INFORMATION: On May 20, 1992, the Public Services and Safety Committee (PS&S) recommended: 1) the allocation of social service funds to current contractors at the FY 92 levels; and 2) the funding of a new program to assist victims of crime. A contractor for the victim assistance program will be solicited through a competitive Request for Proposals (RFP) process. This action authorizes the approval of the PS&S Committee's recommendations.
Aud. Cert. 9300003.

FILE LOCATION: MEET CONT FY92-31

COUNCIL ACTION: (Tape location: E226-533.)

MOTION BY MAYOR O'CONNOR TO DELETE \$32,445 FROM THE UNITED WAY OF SAN DIEGO COUNTY BUDGET TO PUT TOWARD A FULL TIME HOMELESS COORDINATOR POSITION. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY FILNER TO ADOPT AS AMENDED TO INCLUDE MAYOR O'CONNOR'S MOTION. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-151: (R-92-1956) ADOPTED AS AMENDED AS RESOLUTION
R-280131

Authorizing the formation of an advisory committee for transportation, entitled "Community Planners Advisory Committee" (COMPACT) for a one year trial period; directing that COMPACT consist of eighteen voting members.

(See City Manager Reports CMR-92-187 and CMR-92-96, Councilmember Hartley's Memos dated 10/28/91 and 3/24/92.)

COMMITTEE ACTION: Reviewed by TPE on 3/25/92. Recommendation to approve Alternative 1 which includes 12 representatives, made up of 2 appointments from each sub-area committee. Special interest representatives should participate through the Community Planning Program, instead of setting themselves as a separate entity.

Referred comments by Councilmembers McCarty and Behr to the City Manager and City Attorney. Districts 1, 4 and 6 voted yea. Districts 5 and 7 voted nay.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E544-F371.)

MOTION BY HARTLEY TO ADOPT AS AMENDED TO APPROVE THE CITY MANAGER'S RECOMMENDATION IN REPORT #92-187 ALTERNATIVE #1 FOR "COMPACT" WITH TWELVE MEMBERS ON THE COMMITTEE INSTEAD OF EIGHTEEN. STAFF WAS REQUESTED TO REPORT BACK TO THE COUNCIL ON THE STATUS OF THIS COMMITTEE IN SIX MONTHS. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-nay, Filner-yea, Mayor O'Connor-not present.

ITEM-152: (R-92-1440) ADOPTED AS RESOLUTION R-280132

(Continued from the meetings of May 4, 1992, Item 150, and June 1, 1992, Item 153; last continued to revise the fee schedule as requested by the County.)

Adopting the proposed Waste Management Fiscal Year 1993 Revised Landfill Fee Schedule and Regulations.
(See City Manager Report CMR-92-118, and Legislative Specialist Analysis PFR-92-4.)

COMMITTEE ACTION: Reviewed by PFR on 4/8/92. Recommendation to send to Council without a recommendation. Districts 5, 6, and 7 voted yea. District 3 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F382-G003.)

MOTION BY McCARTY TO ADOPT AND TO REQUEST STAFF THAT IN THE FUTURE, SHOULD THE CITY ASCERTAIN TIPPING FEES WILL BE RAISED AGAIN, A CONTINGENCY PLAN BE PREPARED TO ALLOW COUNCIL MORE DISCRETION IN SETTING FEE STRUCTURES. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-200: (R-92-1948 Rev.2) ADOPTED AS RESOLUTION
R-280133

Authorizing the City Manager to charge a \$1.00 fee for reserving library material, to be paid when material is picked up, and increase the fee for replacement of adult library cards from \$1.00 to \$5.00.
(See City Manager Report CMR-92-188.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G004-412.)

Motion by Behr to note and file the \$1.00 fee for reserving library materials and approve the \$5.00 fee for replacement of adult library cards. Second by McCarty. No vote.

MOTION BY WOLFSHEIMER TO ADOPT AS AMENDED AND TO HOLD IN ABEYANCE THE \$1.00 FEE TO RESERVE LIBRARY MATERIALS UNTIL THE CITY DETERMINES THAT THE STATE IS GOING TO MAKE SIGNIFICANT CUTS TO THE CITY'S REVENUES, THEN GIVE CONSIDERATION AT THAT TIME AND CHARGE THE \$1.00 FEE BUT ONLY IF THAT MONEY IS GIVEN BACK TO THE LIBRARY FOR THEIR USE TO MAINTAIN THE SERVICE LEVEL. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-nay, Filner-yea, Mayor O'Connor-not present.

MOTION BY McCARTY TO NOTE AND FILE THE CITY MANAGER'S RECOMMENDATION TO INCREASE THE REPLACEMENT OF ADULT LIBRARY CARD FEES AT THIS TIME. STAFF WAS REQUESTED TO BRING THIS MATTER BACK TO COUNCIL WHEN THE STATE'S BUDGET HAS BEEN FINALIZED. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-nay, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-201: (R-92-1962 Rev.1) ADOPTED AS AMENDED AS
RESOLUTION R-280134

Economic Development Task Force Implementation:

- 1) Accepting the Economic Development Task Force Implementation Report Strategic Plan;
- 2) Adopting the Revised Council Economic Development Policy 900-1;
- 3) Approving the City's Two-year Economic Development Strategic Plan;
- 4) Approving the Economic Development Financing Plan to provide for implementation of the Strategic Plan;
- 5) Authorizing the City Manager to negotiate and execute two-year contracts with the San Diego Economic Development Corporation, the Convention and Visitors Bureau and the Greater San Diego Chamber of Commerce based on the Strategic and Financing Plans.
(See City Manager Report CMR-92-190.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C160-E225.)

MOTION BY BEHR TO ADOPT AS AMENDED CONTINGENT UPON FINAL APPROVAL OF THE THREE CONTRACTS BY THE CITY COUNCIL WITH THE SAN DIEGO ECONOMIC DEVELOPMENT CORPORATION, THE CONVENTION AND VISITORS BUREAU AND THE GREATER SAN DIEGO CHAMBER OF

COMMERCE, AND BRING THESE CONTRACTS BACK TO COUNCIL AS QUICKLY AS POSSIBLE. STAFF WAS DIRECTED TO LOOK INTO THE CONSOLIDATION AND UNIFICATION OF THE VARIOUS ECONOMIC DEVELOPMENT PROGRAMS, WORKSHOPS, FORUMS, GROUPS, TASK FORCES INTO ONE BODY THAT WOULD COME BACK TO THE COUNCIL'S ECONOMIC DEVELOPMENT COMMITTEE IN ORDER TO ENSURE THERE IS NO DUPLICATION OR FRAGMENTATION OF WORK. ALSO TO LOOK INTO THE POSSIBILITY OF A PUBLIC/PRIVATE PARTNERSHIP THAT MIGHT FUNCTION TO MAKE THE ECONOMIC DEVELOPMENT WORK FORCE OPERATE EFFECTIVELY. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202: (R-92-1647 Rev.1) ADOPTED AS AMENDED AS
RESOLUTION R-280135

(Continued from the meeting of April 28, 1992, Item 334, at Councilmember Behr's request, for report from the City Manager with a more in depth response to questions raised including an expanded analysis of Ward Valley with the background and a timeline of all the events.)

Encouraging the State of California to expeditiously provide for the efficient and environmentally safe disposal of low-level radioactive waste (LLRW).
(See City Manager Report CMR-92-138.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B023-C158.)

MOTION BY ROBERTS TO ALLOW PUBLIC TESTIMONY ON THIS ITEM, BUT ONLY FIVE MINUTES FOR EACH SIDE. Second by Mayor O'Connor. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-nay, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

MOTION BY STALLINGS TO ADOPT AS AMENDED TO APPROVE THE MANAGER'S RECOMMENDATION TO ENCOURAGE THE STATE OF CALIFORNIA TO EXPEDITIOUSLY PROVIDE FOR THE EFFICIENT AND ENVIRONMENTALLY SAFE DISPOSAL OF LLRW AND DIRECT THE MANAGER TO CONTINUE TO MONITOR AND WORK WITH LOCAL INDUSTRIES POTENTIALLY IMPACTED BY THIS ISSUE TO ASSURE THAT THE HAZARDS ASSOCIATED WITH DISPOSAL AND STORAGE OF LLRW ARE MINIMIZED. ALSO, TO STATE IN THE RESOLUTION, "BE IT FURTHER RESOLVED THAT THE ADOPTION OF THIS RESOLUTION IS NOT AN

ENDORSEMENT OF THE DISPOSAL FACILITY AT WARD VALLEY, OR ANY OTHER SPECIFIC SITE. DELETE THE LAST LINE OF THE RESOLUTION THAT STATES "AS MORE PARTICULARLY DESCRIBED IN THE CITY MANAGER'S REPORT DATED APRIL 17, 1992, A COPY OF WHICH IS ATTACHED HERETO." Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

Substitute motion by Filner to encourage the State of California to expeditiously provide for the efficient and environmentally safe disposal of LLRW and support immediate study of a separation of short-lived from long-lived radio nuclides with appropriate above ground storage of the short-lived waste, recycling of tritium waste, and intensified source reduction efforts. Second by Stevens. Failed by the following vote: Yea-1,3,4,8; Nay-2,5,6,7,M.

ITEM-203: (R-92-1065) ADOPTED AS RESOLUTION R-280136

(Continued from the meeting of February 4, 1992, Item 333, at Councilmember Wolfsheimer's request, to include the report from TPE of 3/25/92 and to be docketed concurrently with the Economic Development Task Force Report.)

Accepting The Urban Form Phase II Action Program; directing staff to prepare a fiscal analysis of the report and a phasing program indicating when each recommendation could be implemented.
(See City Manager Report P-92-043.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G415-558.)

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

* ITEM-S400: (R-92-2017) ADOPTED AS RESOLUTION R-280137

Declaring June 12, 1992 to be "Bob Dingeman Day" in San Diego;

recognizing Bob Dingeman for his outstanding contributions to the community and wishing him a very happy birthday with many more to come.

(Docketed at the request of Councilmember Behr.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S401: (R-92-1968) ADOPTED AS AMENDED AS RESOLUTION
R-280138

Establishing Council Policy 500-01 regarding the Addition of Sworn Police Officers.

(See memorandum from the City Manager dated 6/3/92.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G563-H111.)

MOTION BY BEHR TO ADOPT AND AMEND COUNCIL POLICY FOR THE ADDITION OF SWORN POLICE OFFICERS, PARAGRAPH #2, AS FOLLOWS, "IT IS THE INTENTION OF THE CITY COUNCIL THAT A TOTAL OF 250 SWORN POLICE OFFICERS AND ADDITIONAL RELATED SUPPORT STAFF AND EQUIPMENT BE ADDED BETWEEN JULY 1, 1993 AND DECEMBER 31, 1998. THIS ADDITION OF SWORN POLICE OFFICERS MAY BE ACCELERATED AND INCREASED IF A SIGNIFICANT NEW TAX OR REVENUE SOURCE IS IMPLEMENTED AND/OR BUDGET REDUCTIONS NOT AFFECTING PUBLIC HEALTH AND SAFETY ARE ACHIEVED. THE TIMING AND PHASING OF THE 250 ADDITIONAL OFFICERS WILL BE SUBJECT TO THE IMPACT OF THE ECONOMY ON THE CITY BUDGET. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

Motion by Hartley to refer the status of the matter of the police reserve implementation plan to PS&S Committee for consideration and planning. Second by Stallings. Passed by the following vote: Yea-1,2,3,4,5,6,7,8; Nay-none; Not present-Mayor O'Connor.

ITEM-402: (R-92-2000) ADOPTED AS RESOLUTION R-280139

Council confirmation of the appointment by the Mayor of Marylou Valencia, to serve as a member of the Commission for Arts and Culture, for a term ending August 31, 1994, replacing Ramon M. Sanchez, who has resigned.

(See memorandum from Mayor O'Connor dated 6/8/92 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A573-B020.)

MOTION BY HARTLEY TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S403: (R-92-2001) ADOPTED AS RESOLUTION R-280140

Council confirmation of the appointment by the Mayor of Peggy Lacy, to serve as a member of the Park and Recreation Board, for a term ending March 1, 1994, replacing Robert E. Russell, whose term has expired.

(See memorandum from Mayor O'Connor dated 6/8/92 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A573-B020.)

MOTION BY HARTLEY TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S404: (R-93-325) ADOPTED AS RESOLUTION R-280141

(Continued from the meeting of June 8, 1992, Additional Business to Item S408, at Councilmember Stallings' request for further review.)

Approving the payment of \$28,000 for development consultant fees for the Mercado Apartment Project.

(Barrio Logan/Harbor Community Area. District-8.)

NOTE: On 6/8/92 Council voted 7-0 (District 8 and Mayor not present) to adopt the Finding of Benefit Resolution for the Mercado Apartment Project, and continued the issue of the development consultant fees to today's meeting.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A573-B020.)

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

* ITEM-S405:

Three actions relative to the Bermuda Avenue Seawall:
(Ocean Beach Community Area. District-2.)

Subitem-A: (R-92-2014) ADOPTED AS RESOLUTION R-280142

Establishing Capital Improvement Project Fund
CIP-52-544.0, Bermuda Avenue Seawall; authorizing the transfer of \$300,000 from Proposition "A" Interest Fund No. 30300 to CIP-52-544.0;

authorizing the expenditure of funds for the purpose of executing a consultant agreement with Apex Geotechnology, Inc., in association with Group Delta Consultant, Inc., a joint-venture partnership, for a construction contract yet to be awarded and for related costs.

Subitem-B: (R-92-2015) ADOPTED AS RESOLUTION R-280143

Authorizing the execution of an agreement with Apex Geotechnology, Inc., in association with Group Delta Consultants, Inc., a joint-venture partnership, to provide construction documents for the Bermuda Avenue Seawall Project; waiving Council Policy 300-7 regarding consultant services selection due to the rapid rate of erosion of the Bermuda Avenue retaining wall/seawall; authorizing the expenditure of an amount not to exceed \$35,000 from CIP-52-544.0, Bermuda Avenue Seawall, Proposition "A" Interest Fund 30300, for the purpose of providing funds for the above project.

Subitem-C: (R-92-2016) ADOPTED AS RESOLUTION R-280144

Authorizing the Purchasing Agent to invite bids for the Bermuda Avenue Seawall, once the construction documents are completed to the City's satisfaction; authorizing the expenditure of not to exceed \$300,000 from CIP-52-544.0, Bermuda Avenue Seawall, for the purpose of providing funds for the entire project and related costs; authorizing the Auditor and Comptroller, upon the advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION: The existing retaining wall/seawall at the westerly end of Bermuda Avenue has become badly deteriorated and has undermined the street. This project would provide an immediate reconstruction of the seawall and slope and prevent the possibility of damage to public and private property. A similar and private wall adjoins and extends north of the City's seawall. The owners of this wall are considering a cooperative effort with the City to have their portion of the seawall built at the same time as the City reconstructs its seawall. Staff is currently drafting a cooperative agreement with these property owners. The agreement, which Council will consider in the near future, will provide for a payment to the City for the private portion of the seawall.

It is proposed to utilize the services of a consultant to design this project since the design requires specific technical skills and expertise which are not now available within present City staff. Additionally, because of the rapid rate of erosion, staff is suggesting that Council Policy 300-7 be waived and the firm of Apex Geotechnology, Inc., in association with Group Delta Consultants, Inc., a joint-venture partnership, be retained to provide the construction documents. This firm provided the seawall design for the Shoreline Protection project for the Point Loma Treatment Plant. This consultant, a certified MBE consultant with Equal Opportunity Contracting Program, can provide a quick and efficient design.

Aud. Cert. 9200980.

FILE LOCATION: MEET CCONT FY92-1

COUNCIL ACTION: (Tape location: A573-B020.)

CONSENT MOTION BY HARTLEY TO ADOPT. Second by Stevens.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

ITEM-CC-1: REFERRED TO THE COMMITTEE OF THE WHOLE

Comment by Council Member Hartley on a Park Safety Program.
Matter was referred to the Budget committee for
consideration and implementation.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: A110-120)

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Roberts at
7:14 p.m. in honor of the memory of Donald J. Hauck.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: H208.)