

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, NOVEMBER 2, 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 2:11 p.m. The City Manager announced the appointment of Robert Osby as Chief of the San Diego Fire Department. This appointment is subject to approval and confirmation by the Mayor and City Council. The meeting was recessed by Mayor O'Connor at 2:31 p.m. in the 12th floor Conference Room to discuss pending litigation.

The meeting was reconvened by Mayor O'Connor at 3:03 p.m. with all Council Members present. Mayor O'Connor adjourned the meeting at 6:33 p.m.

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 (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-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Rev. Alan MacKillop of St. Andrew's Episcopal Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Wolfsheimer.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell regarding the Municipal Code and the time allowed for public comment versus Council comment.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A034-061.)

ITEM-PC-2: REFERRED TO CITY MANAGER

Comment by Betty Sherman regarding decreased library hours due to budget cuts.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A064-094.)

Manager was requested to bring this matter back to Council on November 9, 1992 with the budget appropriations.

ITEM-PC-3: REFERRED TO CITY MANAGER

Comment by Steve Wilner regarding low bid of Soltec for the construction of West Miramar Solid Waste facility - Phase 2.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A095-132.)

COUNCIL COMMENT:

ITEM-CC-1:

Comment by Council Member Behr encouraging attendance at the San Diego Junior Theatre's "Legend of Sleepy Hallow".

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A234-244.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

10/8/92 Special - Item 701  
10/8/92 Special - Item 702  
10/8/92 Special - Item 703  
10/8/92 Special - Item 704

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: 132-136.)

ITEM-31: (R-93-700) ADOPTED AS RESOLUTION R-280975

Proclaiming November 2, 1992 to be "Friends of the San Diego Public Library Day" in San Diego; honoring the Friends for their continued dedication which reflects the significance of citizen participation in important institutions like our public libraries.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A137-170.)

MOTION BY McCARTY TO ADOPT. Second by Behr. 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.

ITEM-32: PROCLAIMED

Proclaiming November, 1992 to be "MECRO/United Way/CHAD Campaign Month" in San Diego; encouraging all residents, employers and employees to participate in the MECRO/United Way/CHAD Campaign and to support this Citywide effort with volunteerism and contributions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A173-214.)

ITEM-33: PRESENTED

Presentation to the Mayor and City Council from Jerry L. Long, San Diego District Office Manager of the Automobile Club of Southern California.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A217-228.)

\* ITEM-50: (O-93-61) ADOPTED AS ORDINANCE O-17856 (New Series)

Amending Chapter II, Article 4, Division 10, of the San Diego Municipal Code by adding Section 24.1013 relating to the Early Retirement Incentive Program for the City Employees Retirement System.

(Introduced on 10/20/92. Council voted 8-0. Mayor not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A279-290.)

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, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-51: (O-93-59 Cor. Copy) ADOPTED AS ORDINANCE O-17857 (New Series)

Temporarily exempting area congregations which participate in the Interfaith Shelter Network from the requirement of a Conditional Use Permit (CUP) when expanding the number of homeless served from 12 to 20. (Introduced on 10/19/92. Council voted 8-0. District 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A279-290.)

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, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-52: (O-93-57) ADOPTED AS ORDINANCE O-17858 (New Series)

Approving an agreement with the United States of America (Navy) adopting a Development Plan and Urban Design Guidelines for the redevelopment of the Navy Broadway Complex.

(District-2. Introduced on 10/20/92. Council voted 7-0. Districts 3 and 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A279-290.)

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, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-100: (R-93-56) ADOPTED AS RESOLUTION R-280976

Awarding a contract to ESD Company for the purchase of four medium voltage controllers, complete, for a total cost of \$52,483.95, including tax; authorizing the expenditure of \$52,483.95, from Department No. 700, Organization No. 357, Object Account No. 3307, and Job Order No. 182140, 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-E3277/92)

Aud. Cert. 9300387.

FILE LOCATION: CONT-Purchase-ESD Company CONT FY93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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-93-484) ADOPTED AS RESOLUTION R-280977

Awarding a contract to C & M Transfer of San Diego as the primary contractor to provide office relocation services for the City's office space project, as may be required for a period of 13 1/2 months beginning November 15, 1992 through December 31, 1993, for a total estimated cost of \$200,000, including terms, with options to renew for three additional one year periods with price increases not to exceed five percent of prices in effect at the end of each prior year; awarding a contract to Cor-O-Van Moving and Storage as the first alternate contractor to provide office relocation services for the City's office space project, as may be required for a period of 13 1/2 months beginning November 15, 1992 through December 31, 1993, for a total estimated cost of \$20,000, including terms, with options to renew for three additional one year periods with no price increase; awarding a contract to Sullivan Moving and Storage Co. as the second alternate contractor to provide office relocation services for the City's office space project, as may be required for a period of 13 1/2 months beginning November 15, 1992 through December 31, 1993, for a total estimated cost of \$10,000, including terms, with options to renew for three additional one year periods with price increases not to exceed ten percent of prices in effect at the end of each prior year. (BID-B3363/93)

FILE LOCATION: CONT-Purchase-C&M Transfer of San Diego; Cor-O-Van Moving and Storage; Sullivan Moving and Storage Co. CONT FY 93-3

COUNCIL ACTION: (Tape location: A391-432.)

MOTION BY WOLFSHEIMER 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-yea.

\* ITEM-102: (R-93-483) ADOPTED AS RESOLUTION R-280978

Awarding a contract to Eugene Carter Enterprises, Inc., dba, Environmental Maintenance Service Specialists, for janitorial services at the Central Library - Alternate 2 - Daytime Cleaning, as may be required for a period of one year beginning November 1, 1992 through October 31, 1993, for an estimated cost of \$61,847.23, including terms, with options to renew for four additional one year periods at prices not to exceed 10 percent of prices in effect at the end of the prior contract periods;  
declaring that in the event the Contractor fails to perform in accordance with specifications, the Purchasing Agent is authorized to terminate the contract and re-award to the next low responsible and responsive bidder. (BID-F3348/93)  
(District-2.)

FILE LOCATION: CONT-Purchase-Eugene Carter Enterprises, Inc., dba, Environmental Maintenance Service Specialists CONT FY93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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-93-481) ADOPTED AS RESOLUTION R-280979

Awarding a contract to Cajon Valley Building Services, for janitorial services at various branch libraries, as may be required for a period of one year beginning October 1, 1992 through September 30, 1993, for an estimated cost of \$65,832, including terms, with options to renew for four additional one year periods at a cost not to exceed 3 percent of prices in effect at the end of prior contract periods; declaring that in the event the Contractor fails to perform in accordance with specifications, the Purchasing Agent is authorized to terminate the contract and re-award to the next low responsible and responsive bidder or rebid. (BID-



F3346/93)

FILE LOCATION: CONT-Purchase-Cajon Valley Building Services  
CONT FY93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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-104:

Two actions relative to the Sea World Sewer Expansion  
Influent Sewer Replacement for Pump Station No. 43:  
(BID-K3480/93)  
(Mission Bay Park Community Area. District-2.)

Subitem-A: (R-93-635) ADOPTED AS RESOLUTION R-280980

Inviting bids for the Construction of Sea World Sewer  
Expansion Influent Sewer Replacement for Pump Station  
No. 43 on Work Order No.172681; authorizing the  
execution of a contract with the lowest responsible  
bidder; authorizing the expenditure of \$401,368 from  
Sewer Revenue Fund 41506, CIP-44-001.0, Annual  
Allocation - Sewer Main Replacements for providing  
funds for this project and related costs.

Subitem-B: (R-93-636) ADOPTED AS RESOLUTION R-280981

Authorizing the use of City Forces to perform testing  
and operational review; declaring that the cost of the  
work shall not exceed \$3,000.

CITY MANAGER SUPPORTING INFORMATION: The Influent Sewer  
Replacement for Pump Station No. 43 will replace approximately  
631 feet of existing undersized sewer main near Pump Station No.  
43 in Mission Bay Park.

The condition of this pipeline was discovered during the design  
study for the improvements to Pump Station No. 43. Approximately  
510 feet of this pipeline is under West Mission Bay Drive and  
Perez Cove Way and will be installed by tunneling operations.

This method of construction will eliminate the need for road closures in these areas and minimize the impact to Mission Bay Park.

Aud. Cert. 9300344.

WU-P-93-023.

FILE LOCATION: W.O. 172681 CONT - Orion Construction Corporation CONT FY93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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-93-633) ADOPTED AS RESOLUTION R-280982

Inviting bids for the Construction of the Black Mountain Road Bikeway - Hillery Drive to Gold Coast Drive on Work Order No. 119946; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$74,593 from Fund 39005, TDA Claim 177, to CIP-58-081.0, Black Mountain Road Bikeway - Hillery Drive to Gold Coast Drive; authorizing the expenditure of an amount not to exceed \$214,593, from CIP-58-081.0 (\$140,000 from Proposition "A" Fund 30301, and \$74,593 from Fund 39005, TDA Claim 177), for the purpose of executing this contract 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-K3477/93)

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide for the realignment of a bike lane along a section of Black Mountain Road from Gold Coast Drive north to Hillery Drive. A previous installation of bike lanes along this section of Black Mountain Road required the placement of traffic signs to restrict parking on the street. Reducing the median width and re-striping the southbound bike lane will allow sufficient room to reestablish needed on-street parking.

Aud. Cert. 9300257.

FILE LOCATION: W.O. 119946 CONT-L.R. Hubbard Construction Co., Inc. CONT FY93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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: (R-93-634) ADOPTED AS RESOLUTION R-280983

Inviting bids for the Balboa Park Club Building Rehabilitation on Work Order No. 119197; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$56,000 from CIP-58-007.0, Annual Allocation - Overhead/Other City Costs for Grant Projects, Capital Outlay Fund No. 30245, to CIP-21-826.0, Balboa Park Club Requirements; authorizing the expenditure of \$1,272,500 from CIP-21-826.0, Balboa Park Club Requirements, \$1,216,500 from Balboa Park Grant, Fund No. 39042, and \$56,000 from Capital Outlay Fund No. 30245, for the purpose of executing this contract 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-K3478/93)  
(Balboa Park Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The City received a \$2,478,000 Community Parklands Act of 1986 Grant for the rehabilitation of the Balboa Park Club building. The building will be rehabilitated in two phases. The first phase will renovate the ballroom and the office spaces located below the ballroom. The second phase will renovate the remainder of the building. The Phase I improvements consist of a structural upgrade, a new hardwood ballroom floor, new exterior and interior finishes and new mechanical and electrical and plumbing systems. The construction of the improvements was divided into two phases to allow the City to start construction before the grant deadline.

Aud. Cert. 9300326.

FILE LOCATION: W.O. 119197 CONT-Baldan Construction CONT  
FY 93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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: (R-93-661) ADOPTED AS RESOLUTION R-280984

Authorizing the City Manager to release a portion of  
the surety issued by Safeco Insurance Company for the  
construction of public improvements for Renaissance La  
Jolla, in the form of Performance Bond No. 5465167, so  
that the same is reduced as follows:

1. For faithful performance, to the sum of \$221,099.
2. For the benefit of the contractor, subcontractor  
and to persons renting equipment or furnishing labor or  
materials, to the sum of \$110,549.50.

(University Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On October 31, 1988, the  
City issued Engineering Permit No. W35745 for the construction of  
public improvements for Renaissance La Jolla. Permit Performance  
Bond No. 5465167 issued by Safeco Insurance Company of America in  
the amount of \$858,636 was provided by the subdivider. The  
permit was extended to October 31, 1993. Approximately 99  
percent of the work has been completed to the satisfaction of the  
City Engineer, and the subdivider has requested a partial release  
of surety. The job order account has sufficient funds to cover  
anticipated future costs to the City. There are no mechanic's  
liens filed against the surety and there has not been a previous  
partial release. In accordance with Council Policy 800-11, it is  
recommended that the surety be reduced by an amount which is 75  
percent of the value of the work completed. Therefore, 74.25  
percent of the original surety will be released which will reduce  
the surety to \$221,099.

FILE LOCATION: SUBD-Renaissance La Jolla

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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: (R-93-672) ADOPTED AS RESOLUTION R-280985

Vacating a street reservation and related slope easements east of Northside Drive, within Parcel Map PM-15626.

(Mission Valley Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The proposed vacation has been requested by the applicant for landscaping and in order to assure adequate off-street parking for a proposed Veteran's Administration office building. The subject vacation is located in the Mission Valley Community Plan area and is situated in the MV-M/SP Zone. The area-of-vacation totals 34,240 square feet (0.786 acres) and the area of the slope easement abandonment totals 20,600 square feet (0.473 acres). The development entitlements for the property will increase as allowed by the applicable zoning regulations. However, any development in the area would be subject to the Mission Valley Planned District Ordinance, the adopted specific plan, and the adopted development agreement for this area. The Planning Department and the Mission Valley Unified Planning Organization have no objections to the vacation. The Planning Commission recommended approval by a vote of 5-0 on September 24, 1992. The area-of-vacation is unimproved and does not contain any public utilities or franchise facilities. The right-of-way is not required for access or traffic circulation, since access to the nearby stadium parking lot will be provided by the future extension of Rancho Mission Road along the southern boundary of the stadium parcel. The extension would be between the proposed Milly Way and the existing Rancho Mission Road and would be constructed at a later date pursuant to the existing development agreement. The slope easements would only be necessary if the street reservation was improved and, therefore, may now be considered excess. All adjacent parcels will continue to obtain access from Northside Drive. Curb, gutter, and sidewalk have already been constructed across the street reservation at Northside Drive, so no additional public improvements will be required.

FINDINGS: Staff review has indicated that the vacation is consistent with the General Plan, the community and specific plans, and Council Policy 600-15 and may be summarily vacated. The right-of-way is not required for present or prospective public use, and the facilities for which it was originally acquired will not be detrimentally affected.

The public will benefit from the vacation through improved utilization of the land and relieving the City of maintenance and liability responsibilities.

FILE LOCATION: STRT-J-2781, DEED F-5916 DEED FY93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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: (R-93-549) ADOPTED AS RESOLUTION R-280986

Removing the previously established parking time limit of two hours on the south side of Elliott Street between Evergreen Street and Rosecrans Street, effective between the hours of 8:00 a.m. and 6:00 p.m., Saturdays, Sundays and certain holidays excepted. (Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: This proposed removal of the two-hour time limit parking zone located on the south side of Elliott Street between Evergreen Street and Rosecrans Street was petitioned by 90 percent of the fronting property owners. This meets the requirements of Council Policy 200-4 for the removal of two-hour time limit parking. Therefore, this parking restriction is recommended for removal.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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 Interstate 5/Del Mar Heights Road project:  
(North City West and Torrey Pines Community Areas. District-1.)

Subitem-A: (R-93-673) ADOPTED AS RESOLUTION R-280987

Authorizing the execution of a utility agreement with the State of California Department of Transportation (CalTrans), for the relocation and adjustment of water main facilities within the Interstate 5/Del Mar Heights Road project; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$52,000 within Water Revenue Fund 41500, from CIP-73-083, Annual Allocation - Water Main Replacements, to CIP-73-024.0, Annual Allocation - Freeway Relocation; authorizing the expenditure of an amount not to exceed \$161,000 from Water Revenue Fund 41500, CIP-73-024.0, Annual Allocation - Freeway Relocation, for providing funds for the above agreement; authorizing the City Manager to finance or refinance this project with tax exempt securities, if circumstances so warrant.

Subitem-B: (R-93-674) ADOPTED AS RESOLUTION R-280988

Certifying that the information contained in the Categorical Exemption Exclusion Determination prepared by the California Department of Transportation has been reviewed and considered by the Council in connection with the Interstate 5/Del Mar Heights Road project.

CITY MANAGER SUPPORTING INFORMATION: The State Department of Transportation has determined that a portion of the existing 24-inch Del Mar Heights water main is in conflict with the construction of an additional lane of traffic on Interstate I-5 at approximately 500 feet north of Del Mar Heights Road. All relocation work, except a small amount of work by City forces, shall be performed by the State contractor. Due to the State having prior rights in this area, the City shall reimburse the State for all relocation work.

Aud. Certs. 9300381/9300382.

WU-U-93-027.

FILE LOCATION: WATER-State of California Department of  
Transportation (Cal Trans) CONT FY93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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: (R-93-576) ADOPTED AS RESOLUTION R-280989

Authorizing the execution of a San Diego County Fire  
Mutual Aid Agreement with the County of San Diego;  
designating the Fire Chief to serve as a member on the  
San Diego County Fire Advisory Committee.

CITY MANAGER SUPPORTING INFORMATION: Pursuant to the California  
Emergency Services Act, Chapter 7, Division 1 of the Government  
Code (commencing with Section 8550), a Mutual Aid agreement is  
needed between/for fire agencies within San Diego County. This  
agreement coordinates the interchange of fire protection and  
rescue services from other agencies within San Diego County in  
the event of a fire or other emergency which may result from a  
disaster. Provisions in the agreement prevent the depletion of  
services from any one agency or financial reimbursement for  
services. Approval is needed to designate the City Manager to  
execute this agreement and appoint the Fire Chief as the City  
representative to the San Diego County Fire Advisory Committee.

FILE LOCATION: MEET CONT FY 93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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-93-655) ADOPTED AS RESOLUTION R-280990



Authorizing the execution of an agreement with the County of San Diego, to renew the industrial hygiene services from July 1, 1992 through June 30, 1993; authorizing the expenditure of an amount not to exceed \$23,000 from Fund 50061, Account No. 9544, for the purpose of providing funds for the above agreement.

CITY MANAGER SUPPORTING INFORMATION: For a number of years, the City of San Diego has retained the services of the County of San Diego for the performance of industrial hygiene services, with regard to indoor air quality, respiratory protection, noise monitoring, chemical analysis and various other complex issues that must be investigated by certified industrial hygienists. In June, 1991 a contract was approved (RR-278043), for an initial contract period of June 1, 1991 through November 3, 1992 with option to renew clauses available through November, 1994. The contract amount was not to exceed \$70,000 and was to be used primarily in regard to a Citywide respiratory needs assessment. Because of the program's duration and both the City and County's desire to maintain a contract that corresponds to a July 1 - June 30 fiscal year, the contract was amended accordingly. The initial contract was procured in accordance with all requirements of A.R.25.70, scrutinized and approved by E.O.C.P. However, Council approval is now required to initiate the option clause for the period of July 1, 1992 through June 30, 1993. Aud. Cert. 9300330.

FILE LOCATION: MEET CONT FY 93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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:

Two actions relative to the Alvarado Filtration Plant:  
(Navajo Community Area. District-7.)

Subitem-A: (R-93-601) ADOPTED AS RESOLUTION R-280991

Authorizing the execution of an amendment to the

agreement of November 6, 1989 with Engineering-Science, Inc. for construction management services in connection with the improvements to the Alvarado Filtration Plant; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$179,000 within the Water Revenue Fund 41500, from Annual Allocation - Water Mains, CIP-73-083.0, to Alvarado Filtration Plant - Joint Laboratory Facility, CIP-73-258; authorizing the expenditure of an amount not to exceed \$678,000, for providing funds for the above project and related costs, to be expended as follows:

\$179,000 from Water Revenue Fund 41500, Alvarado Filtration Plant - Joint Laboratory Facility, CIP-73-258, for in-house engineering support services;

\$140,000 from Water Revenue Fund 41500, Alvarado Filtration Plant - Joint Laboratory Facility, CIP-73-258;

\$235,000 from Sewerage Utility Revenue Fund 41506, Alvarado Filtration Plant - Joint Laboratory Facility, CIP-46-124;

\$8,000 from Water Revenue Fund 41500, Alvarado Filtration Plant- Training Facility, CIP-73-257;

\$12,000 from Sewerage Utility Revenue Fund 41506, Alvarado Filtration Plant - Training Facility, CIP-46-123;

\$104,000 from Water Revenue Fund 41500, Alvarado Filtration Plant - Expansion, CIP-73-261, for the Early Operational Improvement (EOI) project.

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

Subitem-B: (R-93-602) ADOPTED AS RESOLUTION R-280992

Declaring that the information contained in Negative Declaration DEP-87-0800, certified by Resolution R-273896, on August 29, 1988, including any comments received during the public review process, has been reviewed and considered by the Council, in connection with the Alvarado Filtration Plant improvements.

CITY MANAGER SUPPORTING INFORMATION: Council authorized a master agreement with Engineering-Science, Inc. on November 6, 1989 (Resolution R-274685) to perform construction management services for the Alvarado Filtration Plant Improvements. The original agreement expired on November 6, 1991. The master agreement provided for amendments as subsequent projects for the Alvarado Filtration Plant plans were identified. The original agreement covered the construction management services for a period of 24 months at a cost of \$1,830,000 for the construction of a Joint Laboratory, Training Facilities, new reservoir roofs, and filtration plant up-grades. The amendment accounts for the addition of "The Early Operational Improvement Project" which was originally part of the Phase II projects listed in the original agreement. The requested time extension of November 6, 1993 will cover the construction of "The Early Operational Improvements" and completion of the Joint Laboratory and Training Facilities. Both projects were delayed from the original schedule due to the inability of bidding contractors to satisfy EOCP requirements. Rebidding resulted in a savings of \$608,000. The construction management cost for the Training Facilities is 6.7 percent of the project cost, the construction management cost for the Joint Laboratory is 13.4 percent of the project cost, and "The Early Operations" is 12.0 percent of the project cost. Aud. Cert. 9300342.

WU-U-93-045.

FILE LOCATION: MEET CCONT FY 93-1

COUNCIL ACTION: (Tape location: A435-508.)

MOTION BY STEVENS TO ADOPT. Second by Roberts. 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-93-385) ADOPTED AS RESOLUTION R-280993

Authorizing the execution of an agreement with Episcopal Community Services, for the operation of a program to provide services to crime victims and their families; authorizing the expenditure of an amount not to exceed \$86,520 from Fund 100, for providing funds for the above project.

COMMITTEE ACTION: Reviewed by PSS on 10/14/92. Recommendation to approve the contract with Episcopal Community Services and refer it to the full City Council for discussion. Districts 1, 3, 4 and 8 voted yea. District 2 voted nay.

CITY MANAGER SUPPORTING INFORMATION: As directed by the City Council on June 15, 1992, the Community Services Program of the City Manager's Office issued a Request for Proposals (RFP) for a crime victim services program. Seven proposals were received before the due date of July 27, 1992. A three person panel composed of representatives from the Human Relations Commission, Police Department, and San Diego Mediation Center interviewed representatives from each of the seven agencies on August 10, 1992. Their unanimous recommendation was to award contracts to both the District Attorney's Victim Witness Program and Episcopal Community Services. The District Attorney's Office subsequently declined the shared funding, and a single agreement with Episcopal Community Services has been negotiated. Episcopal Community Services' Crime Victim Services Program will offer: 1) a Crime Victim's Crisis Line which will provide a telephone number that crime victims can call to receive immediate crisis counseling and referral information to other services they may need; 2) a Crime Victim's Newsletter which will include information about services available in the community, articles written by victims of crime, and a calendar of events and announcements; 3) a Crime Victim's Resource Directory that will contain information about specialized services offered in San Diego to victims of crime; and 4) a Police Ride-Along Program in which trained counselors will accompany law enforcement officers to the scene of a crime to counsel victims and survivors. It is the Manager's belief that this program will provide an effective and coordinated approach to crime victim services.

Aud. Cert. 9300217.

FILE LOCATION: MEET CONT FY 93-1

COUNCIL ACTION: (Tape location: C531-545.)

MOTION BY McCARTY TO ADOPT AND TO RECOGNIZE THE CITY MANAGER'S COMMENT THAT THE FUNDING IS COMING FROM THE POLICE DEPARTMENT'S GENERAL FUND AND NOT THE COMMUNITY SERVICES PROGRAM BUDGET, AS ORIGINALLY DOCKETED UNDER FISCAL IMPACT. Second by Wolfsheimer. 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-93-662) CONTINUED TO NOVEMBER 16, 1992

Authorizing the execution of an agreement with Pardee Construction Company, for the construction of a deceleration lane on westbound Poway Road, at the entrance to Sabre Springs Town Center Development; authorizing the expenditure of an amount not to exceed \$50,000 from Capital Outlay Fund 30245, Annual Allocation, New Development, CIP-58-001.0, for providing funds for the above project.  
(Sabre Springs Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: Poway Road east of Sabre Springs Parkway is classified as a 6-lane major street with a 55 mph speed limit. The portion of Poway Road, which is the subject of this Request for Council Action, has been constructed per Engineering Permit No. W-30994 in accordance with Subdivision Board Resolution No. 3862 and PCD-85-0252. In view of the large traffic volume to the Sabre Springs Shopping Center and the high speed of traffic along this portion of Sabre Springs Parkway, Traffic Engineering of E & D determined that a deceleration lane is required to separate the slow right turn movement to the shopping center from the fast through traffic. The T.M. and P.C.D. conditions for this project did not require construction of the deceleration lane. The developer agreed to dedicate the additional right-of-way at no cost to the City. The improvements are for the benefit of the City and will cost more if constructed independently by a separate contract. It is recommended that the City enter into a participation agreement with the developer to complete the above mentioned improvements for a cost not to exceed \$50,000.

Aud. Cert. 9300355.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A268-278.)

MOTION BY BEHR TO CONTINUE TO NOVEMBER 16, 1992 AT THE REQUEST OF THE CITY MANAGER. Second by Wolfsheimer. 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-93-659) ADOPTED AS RESOLUTION R-280994

Extending for one year the agreement with the YMCA of San Diego County, Inc., for after school day camp programs; authorizing the expenditure of an amount not to exceed \$240,000 from the Community Park and Recreation Division Operating Budget, Neighborhood Pride and Protection Program (Fund 100, Account 4222), to provide funds for these programs in Fiscal Year 1993.

(City Heights, Golden Hill, Linda Vista, Logan Heights, San Ysidro, and Skyline/Valencia Community Areas. Districts-3, 4, 5 and 8.)

CITY MANAGER SUPPORTING INFORMATION: The Park and Recreation Department is proposing to extend the contract with the YMCA to operate youth after school day camp programs in six high crime communities within the City as part of the Neighborhood Pride and Protection Program. The YMCA's PRYDE Program format will be used in the implementation of this program. The PRYDE Program is designed to reach "at risk" youth between the ages of 8 and 15 and features anti-drug/gang education as well as wholesome recreation activities.

The PRYDE Program is conducted out of four YMCA centers and outreach into the six communities: City Heights, Golden Hill, Logan Heights, Linda Vista, San Ysidro and Skyline/Valencia. Approximately 50 percent of the program is conducted on park or school grounds and the remainder at YMCA sites. The program includes a camping component and follow-up with families. The program has been in effect for six months in FY '92 during which time it has proven to be effective and successful with positive evaluation. Per Resolution R-279271, the Park and Recreation Department proposes to extend the program into FY '93. A minimum of 400 children and their families will be involved during the twelve month program in FY '93, beginning July 1, 1992.

Aud. Cert. 9300357.

FILE LOCATION: MEET CONT FY 93-1

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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-200: (O-93-71) INTRODUCED, TO BE ADOPTED NOVEMBER 16, 1992

Introduction of an Ordinance rezoning proposed Lots 1,2,4,8,9 and 10 in TRW Rancho Carmel, from M-LI (Manufacturing-Light Industrial) to M-1B (Light Industrial-Limited Commercial).

The subject property is a 42.65 acre site located between Innovation Drive and Avenue of Science, north of Rancho Carmel Drive, and is described as Lot 1 of TRW Rancho Carmel Division Unit No. 1, Map No. 10417, within the Carmel Mountain Ranch Community Plan Area. (RZ-91-0700. District-5. Introduced as amended on 10/20/92. Council voted 9-0.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A301-389.)

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

ITEM-201:

Two matters relative to the Centre City Development Corporation:

Subitem-A: DISCUSSED

In the matter of the Annual Meeting of the member of the Centre City Development Corporation (CCDC).

Subitem-B: (R-93-682) CONTINUED TO NOVEMBER 16, 1992

Council consideration of the following nominees to fill one vacancy on the Centre City Development Corporation Board of Directors, to replace John G. Davies, who has resigned, for a term ending May 1, 1994:

(See memorandum from Mayor O'Connor dated 10/19/92 with resumes attached.)

NOMINEE	NOMINATED BY:
Adhle Naudi Santos	Councilmember Wolfsheimer
Harold K. Brown	Councilmember Stevens
Lynne L. Heidel	Councilmember McCarty

Adoption of a Resolution making one appointment.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B164-C522.)

The first ballot was taken, and Clerk Abdelnour announced the talley for Round 1: Santos-3, Brown-2, Heidel-4.

The second ballot was taken, and Clerk Abdelnour announced the talley for Round 2: Santos-3, Brown-2, Heidel-4.

The third ballot was taken, and Clerk Abdelnour announced the talley for Round 3: Santos-3, Brown-2, Heidel-4.

MOTION BY FILNER TO CONTINUE TO NOVEMBER 16, 1992 AND DIRECT THE CITY ATTORNEY TO BRING BACK A REPORT WITH A CHANGE IN THE BYLAWS TO EXPAND THE CCDC BOARD TO NINE MEMBERS. 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.

Motion by Roberts to split the question. No second. Motion withdrawn.

ITEM-202: (R-93-684) ADOPTED AS RESOLUTION R-280995

Council confirmation of the appointment by the Mayor of Sharon B. Terrill to serve as a member of the Commission on the Status of Women, for a term ending March 1, 1994, replacing Katye B. Anderson, who is deceased; appointing Linda R. Brown as Chairperson.



(See memorandum from Mayor O'Connor dated 10/20/92 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A301-389.)

MOTION BY WOLFSHEIMER 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-203: (R-93-678) ADOPTED AS RESOLUTION R-280996

Council confirmation of the following appointments by the Mayor to serve as members of the Park and Recreation Board for terms ending March 1, 1994:  
(See memorandum from Mayor O'Connor dated 10/19/92 with resumes attached.)

Appointments:

Jim Dudley  
(to replace Eugene McElroy whose term has expired)  
Helen Duffy  
(to replace Betty Hubbard whose term has expired)  
Stuart L. Glassman  
(to replace Steven Alexander whose term has expired)  
Appointing Terrance J. Curren as Chair, replacing Bonnie N. Reading.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A301-389.)

MOTION BY WOLFSHEIMER 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-204: (R-93-685) ADOPTED AS RESOLUTION R-280997

Council consideration of the following nominees to the

San Diego Data Processing Corporation Board of Directors, to fill four vacancies with three terms ending July 1, 1995 and one term ending July 1, 1994: (See memorandum from Mayor O'Connor dated 10/20/92 with resumes attached.)

NAME	CATEGORY REPRESENTED	NOMINATED BY:
James V. Maddaffer (Reappointment.)	Data Processing Field	Councilmember McCarty
Edward P. Martin (Reappointment.)	Finance	Mayor O'Connor
Phil Saenz (Replacing Jay V. Ruiz, who has resigned.)	General Business	Councilmember Filner
Mark Pollick (Replacing Ann Davis McNeil, whose term has expired.)	Law	Councilmember Filner

Declaring that after full and complete public discussion and deliberations, James V. Maddaffer, Edward P. Martin, and Mark Pollick, are elected to the Board of Directors of the San Diego Data Processing Corporation, in categories as indicated, for three-year terms ending July 1, 1995; and Phil Saenz is elected to the Board of Directors of the San Diego Data Processing Corporation, for a term ending July 1, 1994, in the category of General Business, to replace Jay Ruiz, who has resigned.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A301-389.)

MOTION BY WOLFSHEIMER 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-205: (R-93-676) ADOPTED AS RESOLUTION R-280998

Authorizing the execution of an agreement for \$300,000 for the period of November 1, 1992 through November 30, 1993 with Labor's Community Service Agency, Inc., to provide a home security rehabilitation program for low income homeowners; authorizing the expenditure of an amount not to exceed \$300,000 from Fund 18528, Dept.

4026, Org. 2601, for the purpose of providing funds for the above project.  
(Districts 2,3,4,7 and 8.)

CITY MANAGER SUPPORTING INFORMATION: On April 27, 1992, the City Council authorized that \$300,000 of the 1992 Community Development Block Grant (CDBG) allocation be awarded to the Labor's Community Service Agency to continue to provide a home security rehabilitation program for low income individuals. The allocation awarded has double the first year's funding amount in order to expand the program's boundaries from the Mid-City area to include an area south of Highway 94 to the National City border, San Diego Bay east to Interstate 805, and all of the San Ysidro area. The program will provide services to 600 low income homeowners. These services will consist mainly of installation of security screen doors and some outside lighting. The program will cost the City of San Diego \$500 for each client. Of this amount, \$192 will pay for materials and labor at each house. \$308 will pay for overhead, project salaries, and related costs. Aud. Cert. 9300379.

FILE LOCATION: MEET CONT FY 93-1

COUNCIL ACTION: (Tape location: C547-D119.)

MOTION BY FILNER TO ADOPT AND ACCEPT COUNCIL MEMBER ROBERTS' REQUEST TO INCLUDE NESTOR, DISTRICT TWO'S PORTION OF SOUTH BAY FOR THIS REHABILITATION PROGRAM. 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-S400: (R-93-708) ADOPTED AS RESOLUTION R-280999

Recognizing Thomas W. Payzant for a decade of outstanding contributions to the future development of the youth of our City.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A301-389.)

CONSENT MOTION BY WOLFSHEIMER 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-93-713) RETURNED TO THE MAYOR'S OFFICE

Council confirmation of the appointment by the Mayor of Beverly Miller to serve as a member of the Elections, Campaign and Governmental Ethics Advisory Board, for a term ending February 1, 1994, to replace Dr. Aaron Gold, who has resigned.

(See memorandum from Mayor O'Connor dated 10/27/92 with resume attached.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B141-164.)

MOTION BY McCARTY TO RETURN TO THE MAYOR'S OFFICE TO HAVE COUNCIL MEMBER FILNER'S NOMINATED CANDIDATES REVIEWED FOR POSSIBLE REPRESENTATION FROM DISTRICT EIGHT. Second by Filner. 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-S402: (R-93-704) ADOPTED AS RESOLUTION R-281000

Council confirmation of the following appointments and reappointment by the Mayor to serve as members of the Commission for Arts and Culture, for terms indicated: (See memorandum from Mayor O'Connor dated 10/23/92 with resumes attached.)

Term Ending August 31, 1995

Mary Ellen Cain

(replacing Dr. Warren Kessler, whose term has expired)

Esther Burnham

(reappointment)

Term Ending August 31, 1993

Berit Nielsen Durler

(replacing Catherine Y.Woo, who has

resigned)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A301-389.)

MOTION BY WOLFSHEIMER 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-93-623) ADOPTED AS RESOLUTION R-281001

(Trailed from the meeting of October 26, 1992, and continued from meeting of October 27, 1992, Item 109, at the City Manager's request, for further review.)

Authorizing the execution of a third amendment to the agreement of January 12, 1987 with Boyle Engineering Corporation, for services in connection with the Morena Boulevard Interceptor; authorizing the expenditure of an amount not to exceed \$82,732 from Sewer Revenue Fund 41506, CIP-43-123.0, Morena Boulevard Interceptor, to provide funds for the amendment; authorizing the City Manager to finance or refinance the project with tax exempt securities, if circumstances so warrant.

(Clairemont Mesa and Mission Bay Community Areas. District-6.)

CITY MANAGER SUPPORTING INFORMATION: On January 12, 1987, the City entered into an agreement with Boyle Engineering Corporation for engineering services for the Morena Boulevard Interceptor, Document No. RR-267456. On March 14, 1988, and August 6, 1990, the original agreement was amended, Document Nos. RR-270531 and RR-276358 respectively, to design an interim peak period sewage storage facility in Mission Bay and to provide required additional design services for completion of the Morena Boulevard Interceptor Sewer project. Contract Amendment No. 3 encompasses additional work not included in the previous authorization.

The original proposal and contract for the present level of services was negotiated in 1987. During the life of the project since, unanticipated revisions of the project concept have greatly increased the level of services required to provide adequate construction support to the City. Amendment No. 3

includes increased shop drawing reviews, response to contractor questions, review of change order requests, and increased general observations of the construction to assist the City in controlling the construction costs. Compared to the total construction cost for this project (counting all three contracts), the consultant's total level of compensation has been less than 5 percent.

This is well below industry standards, and even with the additional newly-required construction support, this contract represents an outstanding engineering value for the City. There is no work to be performed by subconsultants in this amendment.

Aud. Cert. 9300343.

WU-U-93-014.

FILE LOCATION: MEET CCONT FY 93-1

COUNCIL ACTION: (Tape location: D124-137.)

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

ITEM-S404:

(Continued from the meetings of October 19, 1992, Item 134; trailed from the meeting of October 26, continued from October 27, 1992, Item S403; last continued at Councilmember Stevens' request, to meet with the Chamber of Commerce regarding their Equal Opportunity Policy and its relation to these agreements.)

Two actions relative to agreements with the Greater San Diego Chamber of Commerce, Economic Research Bureau and San Diego Film Commission:

Subitem-A: (R-93-468) ADOPTED AS RESOLUTION R-281002

Authorizing the execution of a two-year agreement with the Greater San Diego Chamber of Commerce, Economic Research Bureau, to provide economic development support services.

Subitem-B: (R-93-469) ADOPTED AS RESOLUTION R-281003

Authorizing the execution of a two-year agreement with the San Diego Greater Chamber of Commerce, San Diego Film Commission, to provide economic development support services.

CITY MANAGER SUPPORTING INFORMATION: On June 15, 1992, the City Council approved the Economic Development Program Report (CMR-92-190), including a Financing Plan for implementation. The Plan provided funding for agencies which will assist the City in the implementation of various activities identified in the Report. ERB will provide objective economic and demographic information about San Diego to assist public and private sector representatives to make informed decisions. SDFC will promote the use of San Diego as an ideal site location for film, and television, and will assist with advertising production and other artistic endeavors. The City Council requested that the contract for the Greater San Diego Chamber of Commerce, ERB and SDFC be returned to the Council for approval.

FILE LOCATION: MEET CONT FY 93-2

COUNCIL ACTION: (Tape location: D142-280.)

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

ITEM-S405: (R-93-467) ADOPTED AS RESOLUTION R-281004

(Continued from the meetings of October 19, 1992, Item 135, and October 26, 1992, Item S404; last continued at Councilmember Hartley's request, for further review.)

Authorizing the execution of a two-year agreement with the San Diego Economic Development Corporation, to provide economic development support services.

CITY MANAGER SUPPORTING INFORMATION: On June 15, 1992, the City Council approved the Economic Development Program Report (CMR-92-190), including a Financing Plan for implementation. The Plan provided funding for agencies which will assist the City in the

implementation of various activities identified in the Report. The San Diego Economic Development Corporation will work with the City to implement a pro-active business retention and outreach program that will identify and solve the specific problems of targeted companies and will encourage communication between the business community and public agencies. The City Council requested that the contract for the San Diego Economic Development Corporation be returned to the Council for approval.

FILE LOCATION: MEET CONT FY 93-1

COUNCIL ACTION: (Tape location: D282-F151.)

Motion by Stallings to adopt. Second by McCarty. Motion withdrawn.

Motion by Hartley to eliminate the proposed increase of \$75,000 to the EDC budget and request the City Manager to direct EDC to implement an aggressive retention program with the original budget of \$470,000 of City funds; reallocate \$50,000 of this money to the office of Small Business to further their work in promoting and advising small business in San Diego, particularly minority and women owned businesses; reallocate the remaining \$25,000 to the Banker's Small Business Community Development Corporation for the purpose of creating a loss reserve fund to stimulate more investment in the program by the private sector; direct the City Manager to implement a conflict of interest code for EDC staff and to come back with a recommendation on the selection process for representatives to the EDC Board. Second by Stevens. No vote.

MOTION BY ROBERTS TO APPROVE THE ORIGINAL BUDGET FUNDING OF \$474,000; DIRECT THE CITY ATTORNEY AND CITY MANAGER TO BRING BACK A REPORT CONCERNING BOTH THE CONFLICT OF INTEREST AND FINANCIAL DISCLOSURE CODE AND AN APPOINTMENT PROCEDURE FOR REPRESENTATION OF THE EDC BOARD AND BRING BACK WITHIN TWO WEEKS - NOVEMBER 16, 1992. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

MOTION BY ROBERTS TO APPROVE THE \$100,000 ORIGINALLY BUDGETED FOR THE EXPANSION AND RETENTION PROGRAM. Second by Behr. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-nay, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.



MOTION BY ROBERTS TO AUTHORIZE THE EXECUTION OF THE AGREEMENT WITH SAN DIEGO EDC. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-nay, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S406: (O-93-58) TRAILED TO NOVEMBER 9, 1992

(Trailed from the meeting of October 27, 1992, Item 337, to be brought back for clarification of the vote, at the discretion of the Chair.)

Introduction of an Ordinance amending:

1. The A-1 (agricultural) Zone (San Diego Municipal Code Section 101.0404) to delete churches as a permitted use within the Coastal Zone.
2. The City of San Diego Local Coastal Program (LCP) Implementing Ordinances. If adopted by the City, the proposed LCP amendment must be submitted to the California Coastal Commission for review and certification. The LCP amendment will not become effective in the Coastal Zone until after approval by the California Coastal Commission.

This ordinance amendment is in response to action by the California Coastal Commission on June 11, 1992, to require the above amendment to the A-1 Zone as a condition of certification of other unrelated amendments to the zone. If the proposed ordinance amendment is adopted, churches could be permitted in the A-1 Zoned areas of the Coastal Zone by Conditional Use Permit pursuant to Section 101.0510 of the San Diego Municipal Code.

Areas within the Coastal Zone zoned A-1-1, A-1-5 or A-1-10 are affected by this ordinance amendment. These areas generally include land within the Tijuana River Valley, Otay Mesa Nestor, Ocean Beach, Mira Mesa, Sorrento Hills, Penasquitos Canyon, Carmel Valley, the North City Future Urbanizing Area, San Dieguito River Valley and Torrey Pines. (A-1 Zone. Districts-1, 2, 5, 6, and 8.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: F154-217.)

Motion by Stevens to reconsider the item. Second by Wolfsheimer. No vote.

BY COMMON CONSENT IT WAS AGREED TO TRAIL TO NOVEMBER 9, 1992 FOR DISCUSSION AT THE ADOPTION STAGE.

ITEM-S407: (R-93-724) ADOPTED AS RESOLUTION R-281005

Adoption of a Resolution regarding the California Transportation and Innovation Center, directing the City Manager to work with the steering committee to:

1. Provide regulatory, legislative, and technical expertise as needed, in order to select San Diego as the location of the Center.
2. Prepare an economic impact statement detailing the potential benefits of this proposal.
3. Develop a list of possible sites in the region for this facility.
4. Utilize the necessary City resources toward this goal.
5. Report back to the City Council in 60 days with a status report on this effort.

(See memorandum from Deputy Mayor Roberts dated 10/29/92.)

(Docketed at Deputy Mayor Roberts' request.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A293-357.)

MOTION BY ROBERTS TO ADOPT. Second by Wolfsheimer. 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-S408: (R-93-725) ADOPTED AS RESOLUTION R-281006

Declaring Kim Construction in default of its contract for the Construction of Sewer Group 97; authorizing the Engineering and Development Department, Field Division, to negotiate with the Contractor's surety to immediately complete the project;

authorizing the City Attorney to pursue recovering all costs to the City resulting from this action; declaring Kim Construction and its officers and principals non-responsible bidders and ineligible to submit bids to the City of San Diego for a period of three years. (Pacific Beach Community Area. District-2.)

FILE LOCATION:                   CONT-Kim Construction

COUNCIL ACTION:                 (Tape location: A512-B139.)

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

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 6:33 p.m.

FILE LOCATION:                   AGENDA

COUNCIL ACTION:                 (Tape location: F217).