

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, DECEMBER 8, 1992
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 10:01 a.m.
The meeting was recessed by Mayor Golding at 12:04 p.m.

The meeting was reconvened by Mayor Golding at 2:03 p.m. with Council Member Filner not present. Mayor Golding recessed the meeting at 4:24 p.m. The meeting was reconvened by Mayor Golding at 4:35 p.m. with Council Member Filner not present. Mayor Golding recessed the meeting at 7:46 p.m. to convene the Special Joint Council Meeting with the Redevelopment Agency.

The meeting was reconvened at 7:56 p.m. with Council Members Stevens, Behr and Filner not present. Mayor Golding presented Council Member Roberts with a plaque in honor of his service as Deputy Mayor. Mayor Golding adjourned the meeting at 8:03 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-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-not present

Clerk-Abdelnour/Fishkin (mc/so)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-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-not present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Reverend Dr. H. O. Tom Thomas of the Christ United Methodist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Stevens.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1: REFERRED TO CITY MANAGER

Comment by Anne Curo regarding Council Member Hartley's

proposal for shelter for the homeless.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A059-092.)

PUBLIC COMMENT:

ITEM-PC-2:

Comment by Al Strohlein regarding various challenges that the Mayor faces.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A091-117.)

COUNCIL COMMENT:

ITEM-CC-1:

Deputy Mayor Roberts agreed to have Council Member Wolfsheimer chair the T&LU meeting on December 9, 1992 so that the meeting does not have to be postponed.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: K606-L045.)

ITEM-CC-2:

Mayor Golding canceled the Paramedic Workshop scheduled for Thursday, December 10, 1992 until after the recess.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: L045-046.)

ITEM-CC-3:

Council Member Hartley requested that a resolution declaring December 8, 1992 as "Bill Peironnet Day" be docketed.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: L046-059.)

ITEM-CC-4:

Council Member Wolfsheimer urged everyone to write to Governor Wilson and each delegate asking for acceptance on the rider for gambling laws on cruise ships in various ports in California.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: G098-131.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

11/09/92

11/10/92

11/16/92

11/17/92

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A121-128.)

MOTION BY HARTLEY TO APPROVE. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-ineligible.

ITEM-31: PRESENTED

Presentation to the Mayor and City Council from Dr. Al Best, representing the Community Research Group.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A129-165.)

ITEM-32: (R-93-829) ADOPTED AS RESOLUTION R-281173

Commending the Naval Aviation Depot North Island and its employees for their contributions to the City and surrounding communities;

Supporting the retention of the Naval Aviation Depot North Island through local, state and federal governments, as a vital member of the San Diego family and business community.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A166-244.)

MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-33: DID NOT APPEAR

Welcoming a group of approximately 15 Girl Scouts from Blessed Sacrament School, accompanied by Penny Bento. This group will arrive at approximately 10:30 a.m.

(District-7.)

FILE LOCATION: AGENDA

* ITEM-50: (O-93-81) ADOPTED AS ORDINANCE O-17876 (New Series)

Amending Chapter II, Article 4, Division 5-C, of the San Diego Municipal Code, by amending Section 24.0545, relating to the Legislative Officers Retirement Plan.

(Introduced on 11/24/92. Council voted 7-0. Districts 3 and 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B245-280.)

CONSENT MOTION BY ROBERTS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-51: (O-93-87) ADOPTED AS ORDINANCE O-17877 (New Series)

Amending the Salary Ordinance for Fiscal Year 1992-93 (O-17781, adopted on May 26, 1992) to reflect an employer pickup of a portion of certain employee's retirement contributions pursuant to Internal Revenue Code Section 414(h) (2).

(Introduced on 11/17/92. Council voted 8-0. District-8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B245-280.)

CONSENT MOTION BY ROBERTS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-52: (O-93-27) ADOPTED AS ORDINANCE O-17878 (New Series)

Amending Chapter V, Article 6, of the San Diego Municipal Code, by amending Section 56.54 relating to Alcoholic Beverage Consumption Prohibited in Certain

Areas, to prohibit consumption of alcoholic beverages in certain areas to include all of the area within the boundaries of:

The Central and Southeastern Divisions of the San Diego Police Department;

That portion of the Eastern Division of the San Diego Police Department located south of Interstate 8; and

That portion of the Western Division of the San Diego Police Department located within Council District 3.

Including within the ban the following parks situated beyond the boundaries described above as parks where the consumption of alcohol is banned at any time:

- (a) Montgomery Waller Park
- (b) Silver Wing Park

Exempting from the ban that portion of Balboa Park bounded by State Route 163 on the west, Park Boulevard on the east, Upas Street on the north, and I-5 on the south.

(Introduced on 11/23/92. Council voted 7-0. District 8 and Mayor not present).

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B245-280.)

CONSENT MOTION BY ROBERTS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-53: (O-93-84) CONTINUED TO JANUARY 11, 1993

Amending Chapter V, Article 1 of the San Diego Municipal Code, by adding Division 20 and Sections 52.2001, 52.2002, and 52.2003, relating to Custody of Firearms at Domestic Violence Scenes and Suspension and Revocation of Firearm Permits.

(Introduced on 11/16/92. Council voted 7-1. District 1 voted nay. District 2 not present.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: K245-269.)

MOTION BY BEHR TO CONTINUE TO JANUARY 11, 1993 DUE TO A PROBLEM WITH THE LEGAL OPINION. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-not present, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-54: (O-93-79) ADOPTED AS ORDINANCE O-17883 (New Series)

Approving the Development Agreement with the Black Mountain Ranch Limited Partnership and the PGA Tour.

(North City Future Urbanizing Area. District-1. Introduced on 11/17/92. Council voted 9-0.)

FILE LOCATION: DEVL-Black Mountain Ranch

COUNCIL ACTION: (Tape location: G131-H164.)

Motion by Wolfsheimer to require that the \$500,000 the owner is required to contribute to the libraries directly impacted by this project be equitably distributed among Rancho Penasquitos, Carmel Valley, Rancho Bernardo and the Central Library that has to ship out books, based on the projected demand for material, equipment and staff generated by the Black Mountain project. Second by Stevens. Failed by the following vote: Yeas-1,4,6. Nays-2,3,5,7. Not present-8. Ineligible-M.

Motion by Wolfsheimer to distribute the \$500,000 library contribution equally among all eight districts on the basis of need. Second by Stevens. Failed by the following vote: Yeas-1,4. Nays-2,3,5,6,7. Not present-8. Ineligible-M.

MOTION BY BEHR TO SPLIT THE LIBRARY ISSUE FROM THE APPROVAL OF THE DEVELOPMENT AGREEMENT AT THE REQUEST OF COUNCIL

MEMBER WOLFSHEIMER.

THE MOTION IS FOR APPROVAL OF THE ENTIRE \$500,000 TO BE CONTRIBUTED TO THE RANCHO BERNARDO LIBRARY. Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-nay, McCarty-yea, Filner-not present, Mayor Golding-ineligible.

MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-ineligible.

* ITEM-55: (0-93-83) ADOPTED AS ORDINANCE O-17879 (New Series)

Amending Chapter X, Article 3, Division 17, of the San Diego Municipal Code by amending Section 103.1705, relating to Single-Family Residential Development Criteria.

(Introduced on 11/24/92. Council voted 7-0. District-8 not present.)

FILE LOCATION: LAND - Southeast San Diego Plan District

COUNCIL ACTION: (Tape location: B245-280.)

CONSENT MOTION BY ROBERTS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-56: (0-93-77) ADOPTED AS ORDINANCE O-17880 (New Series)

Rezoning one lot, located between Mesa Ridge Road and the planned extension of Camino Santa Fe, on the north side of Rattlesnake Canyon, into the M-1B Zone. RZ-91-

Mayor Golding-yea.

* ITEM-100: (R-93-495) ADOPTED AS RESOLUTION R-281174

Accepting the sole bids and awarding contracts to Badger Meter, Inc., Carlon Meter Co., Inc., Mueller Co. Marketing Group for Hersey Products Division of Grinnel Corporation, Kent Meters, Inc., Schlumberger Industries, Inc., and Sensus Technologies for the purchase of miscellaneous replacement water meter parts, as may be required for a period of one year beginning November 1, 1992 through October 31, 1993, for estimated costs, including tax, as follows:

\$ 7,200 - Badger Meter
\$19,400 - Carlon Meter Inc.
\$32,300 - Mueller Co.
\$ 4,600 - Kent Meters
\$13,700 - Schlumberger Industries
\$ 2,900 - Sensus Technologies, Inc.

(BID-E3384/93)

FILE LOCATION: CONT - Purchase - Badger Meter, Inc., Carlon Meter Co., Inc., Mueller Co. Marketing Group for Hersey Products Division of Grinnel Corporation, Kent Meters, Inc., Schlumberger Industries, Inc., and Sensus Technologies
CONTFY93-6

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-101: (R-93-489) ADOPTED AS RESOLUTION R-281175

Awarding a contract to Wardell Rogers Corporation to run a one week trial of the Wardell Process for chemical treatment of sewage effluent; authorizing the expenditure of not to exceed \$401,002.40 from Dept.

700, Org. 400, Object Account No. 3221, and Job Order No. 2501, 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-B3946/93)

Aud. Cert. 9300479.

FILE LOCATION: CONT - Purchase - Wardell Rogers Corporation
CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-102: (R-93-497) ADOPTED AS RESOLUTION R-281176

Awarding a contract to Neutron Products, Inc., for the
purchase of chemicals for testing of various polymers
for removal of suspended solids at the Pt. Loma
Wastewater Treatment Plant for an estimated total cost
of \$1,077,500, including tax. (BID-B3523/93)

FILE LOCATION: CONT - Purchase - Neutron Products, Inc.
CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-103: (R-93-491) ADOPTED AS RESOLUTION R-281177

Awarding a contract to Gierlich-Mitchell for the
purchase of two spiral heat exchangers for Auxiliary
Digester Sludge Heating at the Point Loma Wastewater
Treatment Plant, for an actual cost of \$62,710.50,
including tax; authorizing the expenditure of not to
exceed \$62,710.50 from Dept. 700, Org. 301, Object
Account 3537, and Job Order 2501 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-B3501/93)

Aud. Cert. 9300480.

FILE LOCATION: CONT - Purchase - Gierlich-Mitchell
CONTFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-104: (R-93-486) ADOPTED AS RESOLUTION R-281178

Awarding contracts to Pervo Paint Company, dba Colorama
Paint and John C. Henberger Company, Inc., for the
purchase of traffic paint, as may be required for a
period of one year beginning October 1, 1992 through
September 30, 1993, for an estimated cost of
\$188,029.14, including tax and terms. (BID-Q3427/93)

FILE LOCATION: CONT - Purchase - Pervo Paint Company, dba
Colorama Paint and John C. Henberger Company,
Inc. CONTFY93-2

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-105: (R-93-492) ADOPTED AS RESOLUTION R-281179

Awarding a contract to Aztec Landscaping, Inc., for
complete landscape maintenance of 38 designated
medians, rights-of-way and landscaped slopes within the
Gas Tax Landscaped Medians Maintenance Program, as may
be required for a period of one year beginning November
1, 1992 through October 31, 1993, for a total estimated
cost of \$109,391.40. (BID-C3378/93)

FILE LOCATION: CONT - Purchase - Aztec Landscaping, Inc.
 CONTFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-106:

Two actions relative to Mission Bay South Shores Phase
II:

(BID-K3534/93)

(See City Manager Report CMR-92-367. Mission Bay
Community Area. District-2.)

Subitem-A: (R-93-901) ADOPTED AS RESOLUTION R-281180

Inviting bids for South Shores Phase II on Work Order
No. 119601; authorizing the execution of a contract
with the lowest responsible bidder; authorizing the
City Auditor and Comptroller to transfer \$1,000,000
from Coastal Conservancy Grant Fund No. 38033, to CIP-
22-024.2, South Shores Development, Phase II;

Authorizing the expenditure of \$2,637,793 from CIP-22-
024.2, South Shores Development, Phase II, \$1,000,000
from Coastal Conservancy Grant, Fund No. 38033, as
received, \$400,000 from State Grant Mission Bay Park -
Shoreline Fund No. 38012, as received, \$1,237,793 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.

Subitem-B: (R-93-902) ADOPTED AS RESOLUTION R-281181

Certifying that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, EQD-81-10-02, dated April 18, 1983, in connection with South Shores Phase II, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

Aud. Cert. 9300499.

FILE LOCATION: W.O. 119601 CONT - Chilcote, Inc.
CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-107: (R-93-649) ADOPTED AS RESOLUTION R-281182

Inviting bids for the Point Loma - Sedimentation Basins 1 thru 8 - Cover Replacement on Work Order No. 172391; authorizing the execution of a contract with the lowest responsible bidder;

Authorizing the expenditure of \$1,800,000 from CIP-42-920.3, Point Loma Sedimentation Basins 1 thru 8 Cover Replacement Project, Sewer Revenue Fund 41508, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(BID-K3531/93)

(Peninsula Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: This project provides for the replacing of the existing ribbed aluminum covers on

sedimentation basins 1 thru 8. The existing sedimentation covers have deteriorated to the point where they no longer provide the odor control function for which they were intended. The proposed covers will allow for more efficient odor control and will provide easier access to the interior of the basins for maintenance personnel.

Aud. Cert. 9200831.

FILE LOCATION: W.O. 172391 CONT-Nielsen Construction
Company CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-108: (R-93-922) ADOPTED AS RESOLUTION R-281183

Approving the final map of Westview Unit No. 3, located southeasterly of Black Mountain Road and Westview Parkway.

(Mira Mesa Community Area. District-5.)

FILE LOCATION: SUBD - Westview Unit No. 3

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-109: (R-93-923) ADOPTED AS RESOLUTION R-281184

Approving the final map of Westview Unit No. 4, a 2-lot subdivision located southeasterly of Black Mountain Road and Westview Parkway.

(Mira Mesa Community Area. District-5.)

FILE LOCATION: SUBD - Westview Unit No. 4

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-110: (R-93-924) ADOPTED AS RESOLUTION R-281185

Approving the final map of Westview Unit No. 5, a 2-lot
subdivision located southeasterly of Black Mountain
Road and Westview Parkway.

(Mira Mesa Community Area. District-5.)

FILE LOCATION: SUBD - Westview Unit No. 5

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-111:

Two actions relative to McGuire Residential Parcel Map
- Vested Parcel Map VPM-16284:

(Carmel Valley Community Area. District-1.)

Subitem-A: (R-93-898) ADOPTED AS RESOLUTION R-281186

Granting an extension of time to November 5, 1993 to
Recreations of California, Inc., subdivider, to
complete the improvements required in McGuire
Residential Parcel Map.

Subitem-B: (R-93-899) ADOPTED AS RESOLUTION R-281187

Granting a one year extension of time for Vested Parcel Map VPM-16284.

CITY MANAGER SUPPORTING INFORMATION: On November 5, 1990, the City entered into an agreement with Reactions of California, Inc., for the construction of public improvements for McGuire Residential Parcel Map. The agreement expires on November 5, 1992. The subdivider has requested an extension of time to November 5, 1993 in which to complete the required improvements. The improvements are approximately 2 percent complete. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to serve adjacent developments or the general public. The time extension is in accordance with Council Policy 600-21. On November 8, 1991, Vested Parcel Map VPM-16284 was recorded at the Office of the San Diego County Recorder. According to Section 102.0312.5(A) of the San Diego Municipal Code and Section 66452.6(g) of the State Map Act, this map secures vested development rights and the rights thus vested remain in effect for two years from the date of recordation of the final parcel map. Section 102.0312.5(B) of the San Diego Municipal Code provides for an extension of one year. Such extension can only be granted by the City Council. The applicant has requested in writing a one year time extension. It is recommended that the time extension be granted.

FILE LOCATION: SUBD - McGuire Residential Parcel Map

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-112:

Two actions relative to vacating excess portions of Thurston Place and dedicating a portion of Thurston Place:

(Carmel Valley Community Area. District-1.)

Subitem-A: (R-93-612) ADOPTED AS RESOLUTION R-281188

Vacating the excess portion of Thurston Place, east of Sword Way, adjacent to Lots 42-44 of Map-12146; declaring that this Resolution shall not become effective unless and until public improvements have been installed in accordance with the reconfiguration of Thurston Place, in a manner satisfactory to the City Engineer; if this condition is not completed within 3 years following the adoption of the resolution, the resolution shall become void and of no further force or effect.

Subitem-B: (R-93-613) ADOPTED AS RESOLUTION R-281189

Approving the acceptance by the City Manager of a grant deed of Pardee Construction Company, granting to the City an easement for public street purposes in a portion of Lot 43 of North City West Neighborhood 4A Unit 2, Map-12146; dedicating the land as and for a public street and naming the same Thurston Place.

CITY MANAGER SUPPORTING INFORMATION: The proposed vacation and associated dedication of Thurston Place, east of Sword Way, have been requested by the abutting property owner in order to eliminate excess right-of-way adjacent to Lots 42-44 of Map-12146 and to create a uniform 50-foot right-of-way width for the extension of Thurston Place up to the west boundary of the Keiser 4A Subdivision (TM-89-0774). The subject vacation and dedication are located in the Carmel Valley Community and situated in an SF-1 Zone. The area-of-vacation totals approximately 23,100 square feet (0.53 acres) and will increase the allowable building areas of Lots 42-44. However, density will not be affected unless a discretionary permit is approved to create additional lots.

The Planning Department and the Carmel Valley Community Planning Group have no objections to the proposed vacation. The Planning Commission recommended approval by a vote of 3-0 on June 6, 1991. The area-of-vacation is partially improved with curb, gutter, and asphalt paving. The vacation area consists of portions of a cul-de-sac which will become excess upon the extension of Thurston Place in order to access property proposed for development under the Keiser 4A Subdivision. The right-of-way contains drainage facilities for which an easement will be reserved. The installation of curb, gutter, and sidewalk, to conform with the

new configuration of Thurston Place, will also be required as a condition of the vacation.

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.

NOTE: See Item 113 on today's docket for a companion item.

FILE LOCATION: Subitem A: STRT J-2787, DEED F-5927; Subitem
B: DEED F-5928 DEEDFY93-2

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-113: (R-93-823) ADOPTED AS RESOLUTION R-281190

Approving the acceptance by the City Manager of a street easement deed of Stan Keiser, granting to the City an easement for public street purposes in a portion of the Northeast Quarter of the Northwest Quarter of Section 17, Township 14 South, Range 3 West, San Bernadino Meridian; dedicating the land as and for a public street, and naming the same Thurston Place.

(Carmel Valley Community Area. District-1.)

NOTE: See Item 112 on today's docket for a companion item.

FILE LOCATION: DEED F-5929 DEEDFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-114: (R-93-775 Cor.Copy) ADOPTED AS RESOLUTION R-281191

Setting aside a drainage easement in Lot 159 of Sunburst Scripps Unit No. 3, Map-12280.

(Scripps Miramar Ranch Community Area. District-5.)

FILE LOCATION: DEED F-5930 DEEDFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-115: (R-93-884) ADOPTED AS RESOLUTION R-281192

Accepting the Biannual Equal Opportunity Report from the Personnel Director, dated December 8, 1992, covering the period from December 6, 1991 to June 5, 1992.

(See report from the Personnel Director.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-116: (R-93-890) ADOPTED AS AMENDED AS RESOLUTION R-281251; JANUARY ADOPTED AS AMENDED ONLY - REMAINING CALENDAR TO COME BACK JANUARY 4, 1993

Adopting the schedule of meetings for the City Council and Standing Committees of the City Council for the period of January 1, 1993 through December 31, 1993.

COMMITTEE ACTION: Initiated by COMM on 11/18/92.
Recommendation to adopt the proposed calendar. Districts 1,2,3,4,5,6,7 and Mayor voted yea. District 8 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B064-083.)

MOTION BY WOLFSHEIMER TO ADOPT THE SCHEDULE FOR THE MONTH OF JANUARY WITH THE AMENDMENT THAT THE WEEK OF JANUARY 18, 1993 BE DESIGNATED AS LEGISLATIVE RECESS. THE REMAINING CALENDAR WILL COME BACK TO COUNCIL ON JANUARY 4, 1993. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-117: (R-93-937) ADOPTED AS RESOLUTION R-281193

Commending William Logan for the generous giving of his time, energy and expertise to the San Diego Association of Realtors.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-118:

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

Subitem-A: (R-93-861) ADOPTED AS RESOLUTION R-281194
Robert J. Daneri - General Services/Equipment - \$500.

Subitem-B: (R-93-862) ADOPTED AS RESOLUTION R-281195
Henry D. Banks - Water Utilities - \$3,954.30.

Subitem-C: (R-93-863) ADOPTED AS RESOLUTION R-281196
Ronald L. Peterson - Water Utilities/Systems -
\$1,390.30.

Subitem-D: (R-93-864) ADOPTED AS RESOLUTION R-281197
John P. Apodaca - Park & Recreation/Coastal - \$160.

Subitem-E: (R-93-865) ADOPTED AS RESOLUTION R-281198
S. Gail Goldberg - Planning - \$75.

Subitem-F: (R-93-866) ADOPTED AS RESOLUTION R-281199
Toby Freestone - Police/Southeastern - \$160.

Subitem-G: (R-93-867) ADOPTED AS RESOLUTION R-281200
John Harley and Dolores Johnson - Water
Utilities/Services - \$232.19 (shared equally).

Subitem-H: (R-93-868) ADOPTED AS RESOLUTION R-281201
Robert W. Cherwink - Water Utilities/Systems - \$100.

Subitem-I: (R-93-869) ADOPTED AS RESOLUTION R-281202
Tim P. Jones - Engineering & Development - \$100.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-119: (R-93-893) ADOPTED AS RESOLUTION R-281203

Authorizing the City Auditor and Comptroller to set aside and expend an additional amount not to exceed \$175,000 from Public Liability Claims Fund 81140 to augment Resolutions R-278507, R-280468 and R-280559, for expenses including, but not limited to, legal fees, deposition costs, expert fees, costs and any judgements in Spaulding and Bray v. City of San Diego;

Authorizing the City manager to expend up to an additional \$175,000 for expenses including, but not limited to, legal fees, deposition costs, expert fees, costs and any judgments in the cases of Spaulding and Bray v. City of San Diego upon approval of the Risk Management Department and the City Attorney's office.

CITY MANAGER SUPPORTING INFORMATION: The requested \$175,000 supplements the three previously requested authorizations for attorney fees, legal expenses, and cost approved by City Council on August 5, 1991, July 7, 1992, and August 3, 1992.

Aud. Cert. 9300496.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-120:

There isn't an Item 120 on today's docket.

* ITEM-121: (R-93-880) ADOPTED AS RESOLUTION R-281204

A Resolution approved by the City Council in Closed Session on Tuesday, November 17, 1992 by the following vote: Wolfsheimer-yea; Roberts-yea; Hartley-yea; Stevens-nay; Behr-yea; Stallings-yea; McCarty-yea; Filner-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$30,000 in the settlement of each and every claim against the City, its agents and employees, Superior Court Case No. 644957, Evangelina McCormack v. City of San Diego, et al.), resulting from the injuries to plaintiff; authorizing the City Auditor and Comptroller to issue one check in the total amount of \$30,000 made payable to Evangelina McCormack and her attorney of record, Armando L. Odorico, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes the complete and final settlement of the personal injury claim of Evangelina McCormack against the City of San Diego as a result of the incident of March 24, 1991.

Aud. Cert. 9300490.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT 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 Golding-yea.

* ITEM-122: (R-93-710) ADOPTED AS RESOLUTION R-281205

A Resolution approved by the City Council in Closed Session on Tuesday, October 6, 1992 by the following vote: Wolfsheimer-yea; Roberts-yea; Hartley-yea; Stevens-yea; Behr-yea; Stallings-yea; McCarty-yea; Filner-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$164,000 in payment of bonus clause sums which were undisputed prior to the commencement of the litigation known as Superior Court Case No. 651047, Landex Construction Corporation v. City of San Diego, et al, which arises from further contract disputes between the parties for construction of Metro Pump Station No. 2; authorizing the City Auditor and Comptroller to issue one check in the amount of \$164,000, made payable to Landex Construction Corporation and Corona, Balistreri & Ramseyer, its Attorneys of Record, in partial settlement of the lawsuit.

(Pacific Highway Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: Metro Pump Station No. 2 - Additional Pumps is a project on the EPA Consent Decree with a mandated completion date of December 31, 1992. An incentive bonus clause was included in the Control Room contract to ensure that two vital project elements were completed quickly enough to avoid delaying construction of critical activities scheduled to begin early in the 8th Pump and Engine Drives contract. As a result, the 8th Pump and Engine Drives contract was able to begin on time and is presently on schedule. The incentive bonus was \$2,000 for each day prior to established milestone dates that the louvres and filters, and the relocation/removal of existing piping was completed. The contractor, Landex Construction Corp., completed the two milestones associated with the incentive clause a combined total of 82 days early for a bonus of \$164,000. Landex's bid of \$720,218 was \$184,369 or approximately 20 percent lower than the second lowest bid of \$904,587. We believe that the anticipated receipt of bonus monies positively affected the bid price of the lowest bidder. In summary, the cost of the Control Room bonuses are less than the difference between the low and the next lowest bids. Accordingly, the bonus clause served its intended purpose of getting critical work activities completed as quickly as possible and the project off to a fast start. Without the incentive bonus clause, the project had little chance of meeting the EPA mandated, Consent Decree deadline.

Aud. Cert. 9300506.

WU-U-93-046.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-123: (R-93-930) ADOPTED AS RESOLUTION R-281206

Authorizing the Auditor and Comptroller to transfer an amount not to exceed \$368,600 from Proposition "A" Interest Fund No. 30300 to CIP-11-226.0, Mission Beach Drainage; authorizing the expenditure of not to exceed \$368,600 from CIP-11-226.0, Mission Beach Drainage, for the purpose of executing construction contract change orders and related costs.

(Mission Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: On April 8, 1991, the City Council by Resolution R-277638 authorized the execution of a contract with Western Utility Contractors, Inc., (WESTCON) for the construction of Mission Beach Drainage, Phase I Streets and Drains. The original contract was authorized in the amount of \$5,516,892. The additional authorization in the amount of \$368,600 will provide funds to pay for City Field personnel costs (\$70,000) and unanticipated and unforeseeable construction work (\$298,600) performed by the contractor. This additional work was directed by City staff to facilitate the project in response to concerns expressed by the residents and business operators and to reconstruct the southbound half of Mission Boulevard to provide a uniform and more durable street surface. By working with the contractor and rescheduling his work around the holiday season, the City was able to meet the needs of the businesses and still provide the highest level of service to the citizens of the Mission Beach Community.

Aud. Cert. 9300474.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-124: (R-93-797) ADOPTED AS RESOLUTION R-281252

Directing the Planning Commission to schedule and conduct a hearing as soon as possible following the finalization of the environmental review documents, on proposed amendments to the Otay Mesa Community Plan, the Stonecrest Specific Plan (Kearny Mesa Community Plan) and the Mira Mesa Community Plan, to propose locations for three commercial retail centers, each consisting of approximately 50 acres.

(Districts-5, 6 and 8.)

SUPPORTING INFORMATION: This Resolution seeks to initiate amendments to the Otay Mesa, Kearny Mesa (Stonecrest Specific Plan) and Mira Mesa Community Plans. The amendments, if approved, would enable Wal-Mart Stores, Inc. to develop three commercial facilities with complimentary retail uses in the above communities. The resolution would initiate the amendments and exempt them from the consolidation requirement contained in Council Policy 600-35, Processing of Community Plan amendments. These commercial retail facilities have the potential to provide a substantial stimulus to the local economy through the generation of revenues and jobs for San Diego. It is estimated that development of these centers will result in several million dollars of sales tax revenue to the City and create several thousand construction and permanent jobs. In order to capitalize on this unique economic development opportunity, it is necessary to process the community plan amendments concurrent with all other required permits and rezones as expeditiously as possible. Approval of the community plan amendment initiations does not represent a position in favor of, nor in opposition to the proposals. The City Manager's recommendation on the proposals will be presented at the conclusion of the community plan amendment process.

FILE LOCATION: LAND - Stonecrest Specific Plan

COUNCIL ACTION: (Tape location: A398-B063.)

Motion by Behr to continue to February 2, 1993. Second by Stallings. Motion withdrawn.

Motion by Behr to continue the initiation of the plan amendment for the Mira Mesa Community to February 2, 1993, and have the remainder of the project go forward. No second.

MOTION BY WOLFSHEIMER TO ADOPT ALLOWING THE INITIATION OF THE PROJECT WITH THE CAVEAT THAT THE APPLICANT MEET IMMEDIATELY WITH THE COMMUNITY PLANNING GROUPS. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-nay, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-125: (R-93-900 Rev.1) ADOPTED AS AMENDED AS
RESOLUTION R-281253

Authorizing the execution of Amendment 2 to the agreement with the Linda Vista Community Development Corporation for neighborhood development activities; authorizing the expenditure of an amount not to exceed \$20,700 from Fund 18528, Dept. 4030, Org. 3003 for the purpose of providing funds for the amendment.

(Linda Vista Community Area. Districts-5 and 6.)

CITY MANAGER SUPPORTING INFORMATION: The City Council, in the 1992-93 Community Development Block Grant (CDBG) appropriation cycle, approved a \$90,000 grant for Linda Vista CDC. Major activities include maintaining meeting spaces for residents and business owners, promotion of special events, development and implementation of revitalization and redevelopment of the Linda Vista Community. An interim contract was approved by City Manager action for the period of September 1, 1992 through October 31, 1992, and a one month amendment was approved by City Council for November 1-30, 1992 to ensure that the agency's cash flow was maintained and to avoid disruption of service to the community. The Linda Vista CDC is resolving issues related to scope of services, staffing, and their operation. It is anticipated that these issues will be resolved by the end of February, 1993.

Aud. Cert. 9300501.

FILE LOCATION: MEET CONFY93-1

COUNCIL ACTION: (Tape location: J269-562.)

MOTION BY STALLINGS TO ADOPT AS AMENDED AS FOLLOWS:

1. A COMPLETE AUDIT OF THE BOOKS OF THE LINDA VISTA COMMUNITY IS UNDERWAY AND WILL BE AVAILABLE IN MID-JANUARY.
2. CITY STAFF HAS PREPARED A BASIC BUDGET FOR CORE FUNDING FOR THE NEXT THREE MONTHS AT \$4,000 PER MONTH.
3. THE LVDCD SHALL BE FUNDED AT THE RATE OF \$4,000 PER MONTH THROUGH THE MONTH OF DECEMBER.
4. BEGINNING JANUARY 1, 1993 AND CONTINUING THROUGH THE END OF FEBRUARY, 1993, THE FUNDING SHALL BE FURTHER REDUCED TO \$2,200 PER MONTH. THIS WILL FUND ONLY A PART-TIME BOOKKEEPER, RENT, UTILITIES AND SIMILAR BASIC EXPENSES TO KEEP THE OFFICE OPEN AND MAINTAIN A PRESENCE IN THE COMMUNITY. (VOLUNTEERS NEED TO BE FOUND AND SCHEDULED TO KEEP THE OFFICE OPEN).
5. BY THE NEXT FUNDING CYCLE THE AUDIT WILL BE COMPLETED AND REVIEWED BY CITY STAFF.
6. A DATE AND DETAILED PLAN FOR OPEN ELECTIONS TO ALL SEATS OF THE BOARD OF DIRECTORS SHALL BE PRESENTED.
7. THE NEW BOARD WILL SUBMIT A REVISED ACTION PLAN.

Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-not present, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-126:

Two actions relative to Utilities Agreement Nos. 29019 and 29020 with the State Department of Transportation (CalTrans):

(Skyline Paradise Hills Community Area. District-4.)

Subitem-A: (R-93-837) ADOPTED AS RESOLUTION R-281207

Authorizing the execution of utility agreements with the State of California Department of Transportation (CalTrans), for: 1) the relocation and adjustment of water main facilities within the State Route 54/Reo

Drive Bonita Pipeline Relocation Highway Improvement Project; and 2) the relocation and adjustment of sewer main facilities within the State Route 54/Tonawanda Drive Sewer Relocation Highway Improvement project; authorizing the expenditure of an amount not to exceed \$29,000 from Water Revenue Fund 41500, CIP-73-024.0, Annual Allocation - Freeway Relocation, to provide funds for Utility Agreement No. 29019 (water mains); and an amount not to exceed \$35,000 from Sewer Revenue Fund 41506, CIP-44-001.0, Annual Allocation - Freeway Relocation, to provide funds for Utility Agreement No. 29020 (sewer mains); authorizing the use of City Forces to make connections and perform operational checks in connection with these projects, with the cost of the work not to exceed \$13,000.

Subitem-B: (R-93-838) ADOPTED AS RESOLUTION R-281208

Stating that the information contained in Negative Declaration 11-SD-54; P.M. 1.8/5.4, dated May 4, 1990, prepared by the California Department of Transportation as Lead Agency, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines; that the Negative Declaration reflects the independent judgement of the City of San Diego as Responsible Agency; and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by the Council in connection with the approval of the State Route 54/Reo Drive Bonita Pipeline Relocation Highway Improvement Project and the State Route 54/Tonawanda Drive Sewer Relocation Highway Improvement Project.

CITY MANAGER SUPPORTING INFORMATION: The State Department of Transportation has determined that portions of an existing 18-inch sewer main in and adjacent to Tonawanda Drive and Valley Road, and an existing 28-inch Bonita water pipeline crossing under South Bay Freeway/SD-54 are in conflict with the proposed freeway improvement construction work and need to be relocated. Two separate agreements will address the relocation of the conflicting water and sewer mains. All relocation work, except a small amount of work by City Forces, shall be performed by the State Contractor.

Aud. Cert. 9300484.

WU-U-93-030.

FILE LOCATION: WATER - State of California Department of
Transportation (CalTrans) CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-127: (R-93-822) ADOPTED AS RESOLUTION R-281209

Authorizing the execution of a first amendment to the
lease agreement with The Goodyear Tire and Rubber
Company, extending the lease term for an additional
five years and updating other terms and conditions, for
the use of a blimp mooring site on the north side of
Montgomery Field, between Runway 23, Runway 28R and
Taxiway D.

(Kearny Mesa Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The Goodyear Tire and
Rubber Company has been leasing a blimp mooring site on the north
side of Montgomery Field Airport since 1986 by a flat rate, 10-
year lease agreement (RR-265858). The extension of the lease
term is mutually beneficial. The Goodyear blimp is used for
network television assignments and a variety of activities for
local civic events. Alternative uses are hindered by the site's
proximity to taxiways and the FAA Control Tower. The current
rent is \$1,800 per year, which is adjusted annually to the City
Airport's approved transient tiedown fee. This first amendment
extends the lease term an additional five years and updates other
terms and conditions of the lease to the City's current standard
lease.

FILE LOCATION: LEAS - The Goodyear Tire and Rubber Company
LEASFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-128: (R-93-931) ADOPTED AS RESOLUTION R-281210

Authorizing the execution of a three-year lease agreement with Li-Ling and Pi-Shia Yu, for a police community relations office at 7345 Linda Vista Road; authorizing the expenditure of not to exceed \$8,379.28 from the Police Department Budget, General Fund 100, to provide funds for this lease for the period of December 1, 1992 to June 30, 1993.

(Linda Vista Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: In 1989, the City entered into a three-year lease agreement for 1,075 square feet of office space for a Police Department Community Relations Office in Linda Vista. The agreement will terminate November 30, 1992, and the Police Department has requested that it be renewed for an additional three years to continue to provide the Linda Vista Community with a Storefront operation. A summary of the agreement is as follows:

Location: 7345 Linda Vista Road, Suite A.
Term: Three years.
Rent: \$1,197.04 per month (\$1.11 per square foot) plus utilities, subject to an annual CPI adjustment not to exceed five percent. The rent is comparable to current rents in the area.
Date: Commencement date is December 1, 1992.
Size: 1,075 square feet.

Aud. Cert. 9300462.

FILE LOCATION: LEAS - Li-Ling and Pi-Shia Yu LEASFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-129: (R-93-925 Cor.Copy 12/15/92) ADOPTED AS
RESOLUTION R-281211

Approving Change Order No. 2 (dated July 27, 1992,
\$82,602), Change Order No. 3 (dated July 29, 1992,
\$133,952) and Change Order No. 4 (dated
September 3, 1992, \$119,372) issued in connection with
the contract with Western Summit Contractors, amounting
to a net increase in the contract price of \$335,881;

Authorizing the Auditor to transfer \$186,163 from Sewer
Revenue Fund 41508, Operating Maintenance to Metro Pump
Station No. 2-Additional Pumps, CIP-46-101.0;
authorizing the Auditor and Comptroller to transfer
\$133,952 within Sewer Revenue Fund 41506 from CIP-46-
086.0, Point Loma - Maintenance Building Expansion to
Metro Pump Station No. 2- Additional Pumps, CIP-46-
101.0;

Authorizing the additional expenditure of \$320,115 from
Sewer Revenue Fund 41506 from Metro Pump Station No. 2-
Additional Pumps, Installation of 8th Pump and Engine
Drives, CIP-46-101.0, for the purpose of funding Change
Order Nos. 2,3 and 4.

(Pacific Highway Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: The construction contract
for the Installation of the 8th Pump and Engine Drives at Metro
Pump Station No. 2 was awarded to Western Summit Contractors,
Inc. on September 23, 1992. The original contract was for
\$7,734,000. During construction, it became necessary to have the
contractor perform work that was not required by the original
contract. Change Order No. 1 was recently approved that included
upgrading the existing telephone system to provide additional
communications interface with Metro Pump Station No. 1. Change
Order No. 2 resulted when it was discovered that one of the
existing motors at the pump station had deteriorated to a point
where it may have ceased to function at any time. The pump
station could not be without the motor-driven pump for more than

seven days. This required an accelerated schedule to refurbish the motor. Change Order No. 3 resulted when it was determined that the operating cost to protect the pump station during the installation of driven engines support piles was excessive. The use of cast in-place drilled hole piers was selected in lieu of driven piles because there was little risk in affecting the continuous operation of the pump station. Change Order No. 4 is the result of changes necessary for the continuous, safe operation of the pump station. Much of the existing electrical equipment, wiring, conduits, and raceways were found to be in a deteriorated condition. In order not to delay the contractor, it was imperative that they make the necessary repairs and modifications, and continue with their contract work. Because the contractor was mobilized on site, it was more efficient and cost effective for them to do the work that would ordinarily be performed by the Metro Division.

Aud. Cert. 9300392.

WU-U-93-025.

FILE LOCATION: CONT - Western Summit Contractors, Inc.
CONTFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-150:

Four actions relative to appointing the Deputy Mayor, Council Standing Committees, Housing Commission, and Council representatives to various organizations:

Subitem-A: (R-93-885 Rev.) ADOPTED AS RESOLUTION R-281254

Appointing the Deputy Mayor for the period commencing December 8, 1992 and ending December 5, 1993, pursuant to Section 25 of the City Charter.

Subitem-B: (R-93-886 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-281255

Appointing Councilmembers to serve as Chairpersons and as members of the Committee on Public Services and Safety, Committee on Public Facilities and Recreation, and Committee on Transportation, Planning and Environment, for terms commencing on December 8, 1992 and ending December 5, 1993.

Subitem-C: (R-93-888 Rev.) ADOPTED AS RESOLUTION R-
281272

Council confirmation of the appointments by the Mayor of three Councilmembers to the San Diego Housing Commission for a term commencing December 8, 1992 through December 5, 1993.

Subitem-D: (R-93-889 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-281256

Appointing Council representatives and Council liaison and their alternates to organizations listed below for the period commencing December 8, 1992 and ending December 5, 1993:

1. ADAPT Board of Directors
 - Representative
2. ARJIS Board of Directors
 - Representative
 - Alternate
3. Beach Erosion Task Force
 - Representative
4. Cities Advisory Committee to LAFCO
 - Representative
5. Committee on City-County Water Re-Use
 - Representative
 - Alternate
6. Economic Development Corporation
 - Representative
 - Alternate
 - Alternate
7. Cruise Ship Consortium
 - Representative
8. Interjurisdictional Task Force Policy Committee on United Enterprises
 - Representative

9. League of California Cities, San Diego Division
 - Representative
 - Alternate
10. Local Agency Formation Commission (LAFCO)
 - Representative
 - Alternate
11. Legislative Delegation
 - Representative
 - Representative
 - Representative
12. Los Penasquitos Regional Park Task Force
 - Representative
 - Representative
13. Metropolitan Transit Development Board
 - Representative; alternate
 - Representative; alternate
 - Representative; alternate
 - Executive Board representative; alternate
14. Mission Bay Quality Task Force
 - Representative
 - Alternate
15. Mission Trails Regional Park Task Force
 - Representative
 - Representative
16. Palm City Sanitation District
 - Representative
 - Alternate
17. Park and Recreation Board
 - Representative
18. Planetarium Authority Governing Board
 - Representative
 - Alternate
19. Planning Commission
 - Representative
20. Port Commission
 - Representative
 - Alternate
21. Project First Class
 - Representative
22. Regional Airport Group
 - Representative
23. Regional Employment and Training Consortium (RETC)
 - Representative
 - Representative
 - Alternate

- Alternate
- 24. Reinvestment Task Force
 - Representative
- 25. Route 56 Citizens Advisory Board
 - Representative
- 26. San Diego Trolley Advisory Board
 - Representative
 - Representative
 - Representative
 - Representative
- 27. San Diego County Regional Justice Facility Financing Agency, Board of Directors
 - Alternate
 - Representative
 - Representative
- 28. San Dieguito River Valley Regional Open Space Park Joint Powers Authority
 - Representative; alternate
 - Representative; alternate
- 29. Senior Citizen Advisory Board
 - Representative; alternate
- 30. Service Authority for Freeway Emergencies (SAFE)
 - Representative
 - Representative
- 31. Small Business Advisory Board
 - Representative
- 32. Southeast Economic Development Corporation (SEDC)
 - Representative
- 33. Stadium Authority Governing Board
 - Representative
 - Alternate
- 34. SANDAG Bay Route Bikeway Policy Committee
 - Representative
- 35. SANDAG Board
 - Representative
 - Alternate
- 36. SANDAG Southern California Hazardous Waste Management Authority
 - Representative
 - Alternate
- 37. SANDAG Aviation Policy Advisory Committee
 - Representative; alternate
 - Representative; alternate
- 38. SANDAG Commuter Rail Advisory Committee
 - Representative

39. SANDAG Mid-County Transportation Study
 - Representative
 - Representative
40. SANDAG Regional Transportation Demand Management Advisory Committee
 - Representative
 - Representative
41. SANDAG Transportation Sales Tax Highway Subcommittee
 - Representative
42. SANDAG Outer Continental Shelf Task Force
 - Representative
43. SANDAG Shoreline Erosion Advisory Committee
 - Representative
44. Tecolote Canyon Natural Park Task Force
 - Representative
 - Representative

COMMITTEE ACTION: Initiated by COMM on 11/18/92. Recommendation to refer the appointments to the City Council on December 8, 1992 without a recommendation. Districts 1,2,4,5,6,7 and Mayor voted yea. District 3 voted nay. District 8 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D167-G079.)

MOTION BY ROBERTS TO ADOPT SUBITEM-A APPOINTING TOM BEHR AS DEPUTY MAYOR. ADOPT SUBITEM-B AS AMENDED APPOINTING VALERIE STALLINGS AS CHAIR TO THE PF&R COMMITTEE, JOHN HARTLEY AS CHAIR TO THE PS&S COMMITTEE AND RON ROBERTS TO THE T&LU COMMITTEE (FORMERLY THE TP&E COMMITTEE). THE REMAINING PERMANENT APPOINTMENTS TO EACH COMMITTEE WILL BE MADE BY THE RULES COMMITTEE. SUBITEM-C IS REFERRED TO THE MAYOR TO APPOINT TWO COUNCIL MEMBERS TO THE HOUSING COMMISSION AFTER HEARING THE INTERESTS OF THE COUNCIL. THESE APPOINTMENTS ARE TEMPORARY UNTIL THE VACANCY IN DISTRICT 8 IS FILLED. ADOPT SUBITEM-D INCORPORATING COUNCIL MEMBER ROBERTS' RECOMMENDATIONS DATED DECEMBER 1, 1992 (HANDLED OUT AT MEETING) AS AMENDED TO REPLACE COUNCIL MEMBER WOLFSHEIMER FOR THE DISTRICT 8 REPRESENTATIVE AS THE ALTERNATE FOR THE PORT COMMISSION. ADD COUNCIL MEMBER WOLFSHEIMER AS AN ADDITIONAL ALTERNATE TO THE SANDAG BOARD. THE APPOINTMENTS WILL GO INTO EFFECT IMMEDIATELY UNTIL SUCH TIME AS THE

REPRESENTATIVE FOR DISTRICT 8 IS ELECTED. THE MAYOR WILL

THEN REDOC

ITEM-200: (R-93-760) ADOPTED AS RESOLUTION R-281212

(Continued from the meeting of November 16, 1992, Item 208, at Councilmember Behr's request on behalf of the City Manager, to work on some of the key provisions of the contract.)

Amending the consultant agreements for the Comprehensive Waste Management Facility Project.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B369-478.)

MOTION BY McCARTY TO ADOPT AND DIRECT THE CITY MANAGER TO:
1) PROVIDE COUNCIL WITH A WRITTEN TIME LINE IDENTIFYING THE REMAINING DECISION POINTS THAT HAVE TO BE MADE ON THIS PROJECT BEFORE THE AGREEMENTS CAN BE SIGNED; AND 2) HAVE THE LEGISLATIVE STAFF, THE COUNCIL MEMBERS AND THE MAYOR WORK WITH THE LEGISLATURES AND THE NAVY TO TRY AND SOLVE THE PROBLEMS OF THIS PROJECT. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-201: CONTINUED TO SOME TIME IN JANUARY; DATE TO BE DETERMINED BY THE MAYOR

In the matter of a workshop regarding the East Elliott Community Plan Update Progress Report.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B483-C312.)

MOTION BY McCARTY TO CONTINUE TO SOME TIME IN JANUARY, THE DATE TO BE DETERMINED BY THE MAYOR. THE CITY MANAGER IS REQUESTED TO COME BACK IN JANUARY WITH THE STATUS AND PLANS FOR LANDFILLS AT SYCAMORE CANYON AND OAK CANYON. THIS INFORMATION SHOULD BE GIVEN TO THE COUNCIL MEMBERS WAY IN ADVANCE OF THE HEARING. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-330: PRESENTED

In the matter of a presentation by John Reid regarding the Holiday Bowl.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D014-128.)

ITEM-331: CONTINUED TO JANUARY 5, 1993

Matters of:

1. Adoption of Coastal Development Permit, Planned Commercial Development, Vesting Tentative Map (Torrey Reserve), and Rezone 85-0824 for the development of approximately 483,646 square feet of visitor commercial and office uses on a 60-acre site. The subject property is located east of Interstate 5 and approximately one-quarter mile south of Carmel Valley Road and is described as Parcel 2 of Parcel Map No. 14873. The currently A1-1 zoned (proposed CO zone) site is within the Sorrento Hills Community Plan area.
2. The vacation of excess portions of El Camino Real, as provided for under Section 66499.20-1/2 of the State Map Act, in conjunction with Vesting Tentative Map VTM-85-0824.

(CDP/PCD/VTM/REZONE-85-0824. District-1.)

Subitem-A: (R-93-335)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report DEP-85-0824 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting the mitigation monitoring and reporting program and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-93-96 Cor. Copy)

Introduction of an Ordinance for CO zoning.

Subitem-C: (R-93-)

Adoption of a Resolution granting or denying the Coastal Development Permit, with appropriate findings to support Council action.

Subitem-D: (R-93-)

Adoption of a Resolution granting or denying the Planned Commercial Development Permit, with appropriate findings to support Council action.

Subitem-E: (R-93-)

Adoption of a Resolution granting or denying the Vesting Tentative Map, with appropriate findings to support Council action.

Subitem-F: (R-93-936)

Adoption of a Resolution authorizing the vacation of El Camino Real.

FILE LOCATION: SUBITEMS-A,C,D: PERM CDP 85-0824; SUBITEM-B: --; SUBITEM-E: SUBD-Torrey Reserve; SUBITEM-F: DEED F-5931, STRT - J-2784 DEEDFY93-1

COUNCIL ACTION: (Tape location: D128-149.)

MOTION BY WOLFSHEIMER TO CONTINUE TO JANUARY 5, 1993 AT THE REQUEST OF THE CITY MANAGER BECAUSE OF UNRESOLVED LOCAL COASTAL PLAN ISSUES IN TERMS OF THE ZONING OF THIS PROPERTY. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-332:

1. Request for a Tentative Parcel Map TM-90-0979 to subdivide a 0.34-acre site into two lots for residential development. The subject property is located at 7166 Hillsboro Street, at the northwest corner of the intersection of Linna Place and Hillsboro Street, and is described as Lot 1402, Allied Gardens Unit No. 5, according to the map thereof No. 3218. The R1-5000 zoned site is within the Navajo Community Plan area.
2. A proposal to vacate an excess westerly portion of Linna Place, as provided for under Section 66499.20-1/2 of the State Map Act, in conjunction with the proposed Tentative Map TM-90-0979.

(TM-90-0979. District-7.)

Subitem-A: (R-93-943) ADOPTED AS RESOLUTION R-281257

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration DEP-90-0979 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-93-942) ADOPTED AS RESOLUTION R-281258, GRANTED TENTATIVE MAP

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

Subitem-C: (R-93-941) ADOPTED AS RESOLUTION R-281259

Adoption of a Resolution authorizing the vacation of the excess westerly portion of Linna Place.

FILE LOCATION: SUBITEM-A,B: SUBD - Allied Gardens Unit No. 5, Lot 1402; SUBITEM-C: DEED F-5932, STRT - J-2785 DEEDFY93-1

COUNCIL ACTION: (Tape location: G081-099.)

Hearing began at 4:18 p.m. and halted at 4:19 p.m.

MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-333: (R-93-928) ADOPTED AS RESOLUTION R-281260

Adoption of a Resolution to adopt the proposed Otay Valley Regional Park Focused Planning Area boundary which extends eastward approximately eleven miles from south San Diego Bay along the Otay Valley to the Otay Lakes and Bureau of Land Management boundaries near the San Ysidro Mountains. The proposed boundary establishes a study area for the planning of the future regional park. The boundary encompasses portions of the County of San Diego and the Cities of Chula Vista and San Diego, including portions of the Otay Mesa and Otay Mesa-Nestor Community Planning Areas in the City of San Diego. The goal statement describes the basic regional park concept and the mission of the park planning effort.

(Otay Mesa and Otay Mesa-Nestor Community Areas. Districts-2 and 8.)

FILE LOCATION: LAND - Otay Valley Regional Park

COUNCIL ACTION: (Tape location: H497-I321.)

Hearing began at 5:40 p.m. and halted at 6:05 p.m.

Testimony in favor by John Willet and Phyllis McHone.

Testimony in opposition by Laurie McKinley, Bruce Tabb, Bernice Wall, Robert Childers, Barry Ross, David R. Poole and Linda Wall.

MOTION BY STALLINGS 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-not present, Mayor Golding-yea.

ITEM-334:

Approval of San Ysidro Development Permit SYDP-92-0498 and Conditional Use Permit CUP-92-0498 to construct, operate and maintain an approximately 200-square-foot cellular communications facility. The subject property is located at 120 Willow Street, and is described as a portion of the northeast quarter of the northwest quarter of Section 1, Township 19 South, Range 2 West. The CSR-2 and R-400-zoned site is within the San Ysidro Community Plan area.

(SYDP/CUP-92-0498. District-8.)

Subitem-A: (R-93-1087) ADOPTED AS RESOLUTION R-281261

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration DEP-92-0498 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-93-1089) ADOPTED AS RESOLUTION R-281263
(COMBINED WITH SUBITEM-C AS DIRECTED BY THE CITY ATTORNEY)

Adoption of a Resolution granting or denying the San Ysidro Development Permit, with appropriate findings to support Council action.

Subitem-C: (R-93-1089) ADOPTED AS RESOLUTION R-

281263, GRANTED PERMIT

Adoption of a Resolution granting or denying the Conditional Use Permit, with appropriate findings to support Council action.

FILE LOCATION: PERM - SYDP/CUP 92-0498

COUNCIL ACTION: (Tape location: G099-120.)

Hearing began at 4:20 p.m. and halted at 4:21 p.m.

MOTION BY BEHR TO ADOPT AND GRANT THE PERMITS FOR SUBITEMS B AND C. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-335: RETURNED TO THE CITY MANAGER

Matter of:

1. Certification of Environmental Impact Report DEP-89-0739;
2. Approval of the Hidden Trails Precise Plan;
3. An amendment to the Otay Mesa Community Plan to relocate a proposed elementary school and neighborhood park site, to modify the location for proposed single-family and multifamily residential uses and open space (the total number of units proposed will not exceed that allowed by the community plan);
4. A Vesting Tentative Map (Hidden Trails) and Planned Residential Development to subdivide 208 acres for development of 1239 residential units (480 single-family and 759 multifamily);
5. A Resource Protection Ordinance/Hillside Review permit;
6. A rezone from A-1-10 & A-1-10/HR (Agricultural/Hillside Review) to R1-5000, R-2500, R-1500, and R-1750 (Residential), and A-1-1 (Agricultural);

The subject property is located north of Otay Mesa

Road, between Interstate 805 and Otay Valley Road and is described more particularly as the northeast quarter of Section 30, Township 18 South, Range 1 West, and the southwest quarter of the southeast quarter of Section 19, Township 18 South, Range 1 West, S.B.B.M.

(VTM/PRD/RPO/HRP/REZONE 89-0739. District-8.)

Subitem-A: (R-93-)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report DEP-89-0739 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-93-94)

*Developer requests introduction of an Ordinance to rezone the property from A-1-10 & A-1-10/HR (Agricultural/Hillside Review) to R1-5000, R-2500, R-1500, and R-1750 (Residential), and A-1-1 (Agricultural).

Subitem-C: (O-93-95)

*City recommends introduction of an Ordinance to rezone certain portions of the property and to retain the current zoning on the remaining property.

Subitem-D: (R-93-946)

Adoption of a Resolution granting or denying the Vesting Tentative Map VTM-89-0739, with appropriate findings to support Council action.

Subitem-E: (R-93-945)

Adoption of a Resolution granting or denying the Planned Residential Development Permit/Resource Protection Ordinance Permit/Hillside Review Permit No. 89-0739, with appropriate findings to support Council

action.

Subitem-F: (R-93-944)

Adoption of a Resolution denying the Precise Plan, with appropriate findings to support Council action.

Subitem-G: (R-93-)

Adoption of a Resolution granting or denying the amendment to the Otay Mesa Community Plan, with appropriate findings to support Council action.

FILE LOCATION: SUBITEMS-A,B,C: LAND - Hidden Trails Precise Plan; SUBITEM-D: SUBD - Hidden Trails; Subitem-E: PERM - PRD, RPO, HRP, 89-0739; SUBITEMS-F,G: LAND - Hidden Trails Precise Plan

COUNCIL ACTION: (Tape location: D149-174; I322-356.)

MOTION BY STALLINGS TO RETURN TO THE CITY MANAGER TO BE REDOCKETED WHEN THE ELECTED MEMBER FROM DISTRICT 8 TAKES OFFICE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

MOTION BY ROBERTS TO SUSPEND THE PERMANENT RULES AND END THIS MEETING AT 7:00 P.M. 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 Golding-yea.

ITEM-S400: (R-93-983) ADOPTED AS RESOLUTION R-281213

Designating Tuesday, December 8, 1992 as "San Diego Gulls Day";

Recognizing the accomplishments of the San Diego Gulls and thanking the "Gulls" for their contributions to the people of San Diego and further thanking Fred Comrie for his commitment to and investment in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A245-320.)

MOTION BY BEHR 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-not present, Mayor Golding-yea.

ITEM-S401:

(Docketed at the request of Councilmember Stallings.)

In the matter of a request for reconsideration of the City Council's action on November 16, 1992 adopting as amended Item 109, the Water Conservation Ultra-Low Flush Toilet Rebate Program.

On November 16, 1992 Council voted 5-3 to adopt the item as amended. Yeas: Districts 3,4,5,6 and Mayor. Nays: Districts 1,2 and 7. Not present: District 8.

(See memorandum from Councilmember Stallings dated 11/24/92.)

Subitem-A: RECONSIDERED

A motion to reconsider the item.

Subitem-B: FILED

If approved for reconsideration by a majority vote, setting a date for a hearing.

Subitem C: (R-93-1031) RULE SUSPENDED, ADOPTED AS
RESOLUTION R-281271

A motion to suspend Rule 4 of the Permanent Rules of Council, to allow the item to be heard as part of today's agenda, rather than setting a date for a hearing.

FILE LOCATION: WATER - County Water Authority (CWA) - Ultra-Low Flush Toilet Rebate Program

COUNCIL ACTION: (Tape location: A321-391; H200-497.)

MOTION BY STALLINGS TO RECONSIDER. 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 Golding-yea.

MOTION BY STALLINGS TO SUSPEND THE RULE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

MOTION BY STALLINGS TO ADOPT A RESOLUTION TO PROVIDE FOR A \$75 REBATE WITH DIRECTION TO THE CITY MANAGER TO NEGOTIATE WITH THE COUNTY WATER AUTHORITY FOR MORE FUNDS. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-S402: (O-93-80 REV. 1) ADOPTED AS ORDINANCE O-17881
(New Series)

Approving the Amended and Restated Development Agreement with the Catellus Development Corporation (formerly Santa Fe Land Improvement Company).

(Centre City Community Area. District-2. Introduced as amended on 11/23/92. Council voted 7-0. District 8 and Mayor not present.)

FILE LOCATION: DEVL - Catellus Development Corporation
CONFY93-1

COUNCIL ACTION: (Tape location: B245-280; H193-200.)

CONSENT MOTION BY ROBERTS TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-ineligible.

IN THE AFTERNOON SESSION MAYOR GOLDING ANNOUNCED THAT SHE IS INELIGIBLE TO VOTE ON THIS ITEM.

* ITEM-S403:

Three actions relative to the final subdivision map of Del Mar Summit, an 8-lot subdivision located northeasterly of Del Mar Heights Road and Lansdale Road:

(Carmel Valley Community Area. District-1.)

Subitem-A: (R-93-873) ADOPTED AS RESOLUTION R-281214

Authorizing the execution of a Subdivision Improvement Agreement with J. Marotta Construction Company, Inc., for the installation and completion of public improvements.

Subitem-B: (R-93-872) ADOPTED AS RESOLUTION R-281215

Approving the final map.

Subitem-C: (R-93-874) ADOPTED AS RESOLUTION R-281216

Authorizing the execution of a Joint Use Agreement with San Diego Gas and Electric Company.

CITY MANAGER SUPPORTING INFORMATION: On August 17, 1989 the Planning Commission of the City of San Diego approved Planning Commission Resolution No. 0556-PC. Condition No. 13 requires that all rights-of-way which are required to be dedicated with this map be free and clear of all encumbrances and prior easements. In the case of major transmission facilities, the subdivider must secure a joint use agreement. In order to satisfy this condition, the City and San Diego Gas & Electric are entering into a Joint Use Agreement which will provide for the joint use of the area common to both the SDG&E easement and right-of-way and the City's dedicated street right-of-way for the construction, operation, and maintenance of both parties' facilities in, over, under, and across the aforesaid common area.

FILE LOCATION: SUBD - Del Mar Summit CONFY93-2

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S404: (R-93-881) ADOPTED AS RESOLUTION R-281217

Approving the acceptance by the City Manager of those grant deeds of Pardee Construction Company and of The Children's School, granting to the City easements for public street purposes in a portion of Parcel J in North City West Neighborhood 4A, Unit 4, Map-12149, and in a portion of the East Half of the Northeast Quarter of Section 17, Township 14 South, Range 3 West, San Bernardino Meridian; dedicating said land as and for a public street and naming the same White Emerald Drive.

(Located northeasterly of Del Mar Heights Road and Lansdale. Carmel Valley Community Area. District-1.)

FILE LOCATION: DEED F-5933 DEEDFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S405: (R-93-940) ADOPTED AS RESOLUTION R-281218

Approving the acceptance by the City Manager of the deed of LJPI, Inc., conveying to the City a building restricted easement in Lot 14 of La Jolla Palisades, Unit No. 4, Map-12339;

Authorizing the execution of a quitclaim deed, quitclaiming to LPJI, Inc., all of the City's right, title and interest in a building restricted easement in Lot 14 of La Jolla Palisades, Unit No. 4, Map-12339.

(Located on the east side of Rutgers Road, north of Moonlight Lane. La Jolla Community Area. District-1.)

FILE LOCATION: DEED F-5934 DEEDFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S406:

Six actions relative to substitution of Bonds for
Scripps Ranch North Units 1 through 6:

(Located easterly of I-15 and Scripps North Parkway.
Miramar Ranch North Community Area. District-5.)

Subitem-A: (R-93-971) ADOPTED AS RESOLUTION R-281219

Accepting Performance Bond No. 102574, issued by
American Home Assurance Company, in the amount of
\$5,957,907, as the surety for the required improvements
in the Scripps Ranch North Phase 1, Unit No. 1
subdivision; releasing Performance Bond No. 111 4139
3477, issued by American Insurance Company, in the
amount of \$5,957,907.

Subitem-B: (R-93-972) ADOPTED AS RESOLUTION R-281220

Accepting Performance Bond No. 102575, issued by
American Home Assurance Company, in the amount of
\$373,367, as the surety for the required improvements
in the Scripps Ranch North, Phase 1, Unit No. 2
subdivision; releasing Performance Bond No. 111 4139
3485, issued by American Insurance Company, in the
amount of \$373,367.

Subitem-C: (R-93-973) ADOPTED AS RESOLUTION R-281221

Accepting Performance Bond No. 102576, issued by
American Home Assurance Company, in the amount of
\$2,834,895, as the surety for the required improvements
in the Scripps Ranch North Phase 1, Unit No. 3
subdivision; releasing Performance Bond No. 111 4139
3493, issued by American Insurance Company, in the
amount of \$2,834,895.

Subitem-D: (R-93-974) ADOPTED AS RESOLUTION R-281222

Accepting Performance Bond No. 102577, issued by American Home Assurance Company, in the amount of \$3,068,792, as the surety for the required improvements in the Scripps Ranch North, Phase 1, Unit No. 4 subdivision; releasing Performance Bond No. 111 4139 3501, issued by American Insurance Company, in the amount of \$3,068,792.

Subitem-E: (R-93-975) ADOPTED AS RESOLUTION R-281223

Accepting Performance Bond No. 102578, issued by American Home Assurance Company, in the amount of \$2,363,100, as the surety for the required improvements in the Scripps Ranch North, Phase 1, Unit No. 5 subdivision; releasing Performance Bond No. 111 4139 3519, issued by American Insurance Company, in the amount of \$2,363,100.

Subitem-F: (R-93-976) ADOPTED AS RESOLUTION R-281224

Accepting Performance Bond No. 102579, issued by American Home Assurance Company, in the amount of \$3,052,133, as the surety for the required improvements in the Scripps Ranch North, Phase 1, Unit No. 6 subdivision; releasing Performance Bond No. 111 4139 3527, issued by American Insurance Company, in the amount of \$3,052,133.

FILE LOCATION: SUBD - Scripps Ranch North Units 1 through 6

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S407: (R-93-907) ADOPTED AS RESOLUTION R-281225

Inviting bids for the Construction of Morena Boulevard Bridge Polyester Concrete Deck Overlay (Over the San Diego River) on Work Order No. 119447; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$474,500 from Gas Tax Fund 30219, releasing

funds previously authorized per Resolution R-275960 and previously encumbered per AC9100277 (for a total of \$707,237), for providing funds for said project and related costs; authorizing the City Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K3541/93)

(Prime construction contract \$389,000. Mission Bay Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The Morena Boulevard bridge over the San Diego River floodway is 1,021 feet long and consists of thirteen steel girder spans on concrete piers and abutments and provides two 24-foot wide roadways. This bridge was constructed in 1952. In recent years, progressive physical damage to the bridge deck has occurred. Linear fractures and delaminations have produced a rough riding surface, necessitating frequent deck repairs. This project will repair and overlay the bridge deck to prevent further deterioration of the existing substrate while providing a relatively impermeable, skid resistant wearing surface.

NOTE: The original plans and specifications for this project have been revised. The City will now readvertise the project.

Aud. Cert. 9300513.

FILE LOCATION: W.O. 119447 CONT - West Coast Bridge Inc.
CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S408: (R-93-648) ADOPTED AS RESOLUTION R-281226

Inviting bids for the North City Water Reclamation Plant Initial Site Preparation on Job Order No. 194580. (BID-K3526/93)
(University Community Area. District-5.)

COMMITTEE ACTION: Reviewed by PFR on 11/25/92. Recommendation to approve the City Manager's recommendation. Districts 3, 5, 6 and 7 voted yea.

CITY MANAGER SUPPORTING INFORMATION: The design of the North City Water Reclamation Plant (NCWRP) was approved by the City Council on October, 1991. The design is proceeding on schedule and is envisioned to be completed by January of 1993. This plant will provide 30 million gallons per day (mgd) of reclaimed water during the first phase (by the year 1997) and ultimately 45 mgd during the second phase (between the years 2010 and 2020). Also, this plant will provide additional sewage treatment capacity to the Metropolitan Sewerage System. NCWRP is a part of the Consumer's Alternative and Consent Decree. The budgeted construction cost for the entire project is \$166 million. To maximize the local contractors' participation and provide opportunities to local construction firms including MBE/WBE contractors, the construction of the NCWRP will be divided into several packages ranging from approximately \$3.0 million to \$30 million. The Draft Environmental Impact Report (DEIR) for this project was sent out for public review on September 15, 1992. The public review period ended on October 29, 1992. The DEIR is scheduled to be considered for certification by the City Council on January 25, 1993. Upon certification of the DEIR and adoption of the Mitigation Monitoring and Reporting Program (MMRP), approval and award of the initial grading contract to the lowest responsible bidder will be requested. The design of the first construction packages "initial grading" has been completed. Mitigation measures related to this action have been incorporated into this package. At this time, only approval to advertise for bids for this initial grading package is requested. The remaining construction packages will be advertised separately for bid during the next two years.

The Council will have the opportunity to approve each individual package as it becomes ready to be advertised for bids. In order to enhance MBE/WBE participation on this project, a request for letters of interest is being advertised in national and local publications emphasizing the City's Equal Opportunity Contracting Program. The construction cost for this initial grading is currently estimated at \$8.6 million.

WU-CWP-93-047.

FILE LOCATION: W.O. 194580 CONT - R. E. Hazard Contracting
Co. CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-S409: (R-93-947) ADOPTED AS RESOLUTION R-281264

Conceptually accepting the Reclaimed Water Distribution
Master Plan for the Northern, Central and Southern
Service Areas, including the addendum evaluating the
facilities required under the reduced-scale
configuration termed the "Consumers' Alternative";
declaring that future approval of any component of the
Reclaimed Water Distribution Master Plan shall be
subject to prior or contemporaneous approval of an
Environmental Impact Report on the Master Plan.

(See City Manager Report CMR-92-364.)

COMMITTEE ACTION: Reviewed by PFR on 11/25/92. Recommendation
to approve the City Manager's recommendation. Districts 3, 5, 6
and 7 voted yea.

WU-CWP-93-058.

FILE LOCATION: WATER - Reclaimed Water Distribution Master
Plan

COUNCIL ACTION: (Tape location: K269-372.)

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

* ITEM-S410: (R-93-939) ADOPTED AS RESOLUTION R-281227

Authorizing the City Manager to apply for a grant in the amount of \$20,000 from the California State Library (Library Services and Construction Act), to increase the San Diego Library Department's collection and outreach services that target the San Diego Asian communities.

(Centre City, College, Mid-City, Mira Mesa, Serra Mesa, Southeast San Diego and University Community Areas. Districts-1,2,3,4,5,6 and 7.)

CITY MANAGER SUPPORTING INFORMATION: The San Diego Public Library was invited by the California State Library to apply for grant funds in the amount of \$20,000 as part of Title I of the Library Services and Construction Act. This grant will allow the Library Department to enhance their collection of Asian Language materials as well as provide funding for outreach services. The Library will be able to respond more effectively to the requests by Asian patrons for contemporary and relevant library materials in a variety of formats. Special attention will be given to expanding the English as a Second Language and U.S. citizenship collections.

FISCAL IMPACT: None.

Herring/Sannwald/JG

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S411: (R-93-957) ADOPTED AS RESOLUTION R-281228

Authorizing the expenditure of an amount not to exceed \$75,000 from CIP-53-037.0, Annual Allocation - Earthquake Restrainers for Bridges, for the purpose of

providing funds for the seismic retrofit of Harbor Drive Bridge over Las Chollas Creek for construction contingencies.

(Barrio Logan Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: This project provides for seismic retrofit improvement of the Harbor Drive Bridge over Las Chollas Creek. The structure is a continuous reinforced concrete slab bridge built in 1942. Work to be done consists of providing (1) reinforced concrete wall-type of longitudinal restrainers at abutment, (2) rod-type restrainers and steel beam seat at hinges, and (3) in-fill walls between columns. The field conditions vary significantly from the as-builts and estimates used in design. In order to complete the project, additional funds are being requested for the rod-type restrainer application (item (2) above) as well as the associated engineering inspection services. This requires removal of approach slabs at both sides of the bridge and reinforcement with stitch dowels and epoxy concrete beyond the original scope of work. This procedure will prevent the superstructure from splitting and sliding during a strong earthquake.

Aud. Cert. 9300518.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S412:

Two actions relative to transfer of funds relating to Southern Police Station:

(San Ysidro Community Area. District-8.)

Subitem-A: (R-93-932) ADOPTED AS RESOLUTION R-281229

Modifying the FY 93 CIP Budget by adding CIP-36-060.0;

Modification of Old Southern Police Station.

Subitem-B: (R-93-933) ADOPTED AS RESOLUTION R-281230

Authorizing the transfer of an amount not to exceed \$100,000 from Southern Police Station, CIP-36-021.0, (\$45,000 from San Ysidro DIF Fund 79518 and \$55,000 from Capital Outlay -- Misc. Rev. Fund 32453) to a new project modifying the City facility at 663 East San Ysidro Blvd., CIP-36-060.0.

CITY MANAGER SUPPORTING INFORMATION: This action provides for the transfer of \$100,000 from the new Southern Police Station (CIP-36-021.0), located at 27th Street and Coronado Avenue, to a new project which will provide for capacity increasing modifications to the previous Southern Police Station located at East San Ysidro Boulevard. The specific capacity utilization for these modifications will be determined by the City Council at a later date.

Aud. Cert. 9300486.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-S413: (R-93-960) CONTINUED TO JANUARY 4, 1993

Authorizing the City Auditor to transfer an amount not to exceed \$106,000 from CIP-58-004, Annual Allocation - Miscellaneous Requirements - City Streets, Fund 30300, to CIP-52-329.0, Torrey Pines Road Slope Reconstruction; authorizing the expenditure of an amount not to exceed \$106,000 from CIP-52-329.0, for supplementing Resolution R-277241 to provide funds for Change Order Nos. 1 through 9, and related engineering costs.

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This project consisted of constructing four high retaining walls adjacent to Torrey Pines Road. Without the wall, Torrey Pines Road would be undermined, causing failure to the roadway and a dangerous condition for the motoring public. The right-of-way in which to do the work was less than 20 feet wide. This limited space necessitated special design considerations as well as special construction and inspection requirements. Due to the limited area and special construction methods, inspection was increased to assure adequate quality control. Additionally, the inspector was required to allocate extra time to assure proper coordination with the residents who were affected by this project. These additional inspection requirements caused \$77,300 of this request. The balance of this request is for charges involving unforeseen conditions, planting the slope to restore original conditions and regrading the access road.

Aud. Cert. 9300526.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B084-110.)

MOTION BY WOLFSHEIMER TO CONTINUE TO JANUARY 4, 1993 AT THE REQUEST OF THE COMMUNITY PLANNING GROUP FOR FURTHER REVIEW. Second by Hartley. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-S414: (R-93-979) ADOPTED AS RESOLUTION R-281231

Authorizing the City Manager to submit the Draft FFY 1992 Comprehensive Housing Affordability Strategy (CHAS) Performance Report and the Draft FFY 1993 CHAS Annual Plan to HUD prior to December 31, 1992, and to release the draft documents for the required 30-day public review period; directing the City Manager to return to the City Council with a final document early in 1993 which incorporates, as appropriate, comments received through the public comment process.

(See Housing Commission Report HCR-92-012CC.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S415: (R-93-953) ADOPTED AS RESOLUTION R-281232

Authorizing the execution of an agreement with the
Chicano Federation of San Diego, for the development of
a master plan and design of the renovation of their
facilities at 2130 Market Street and 631 21st Street;

Authorizing the Auditor and Comptroller to reprogram
the savings of \$9,064 in CIP-37-204.0, CDBG Fund 18526,
Dept. 5893, Org. 9302, JO 118710 and \$100,000 in CDBG
Fund 18527, Dept. 4012, Org. 1204, JO 112003 to CDBG
Fund 18528, Dept. 4023, Org. 2304, JO 112003, for the
purpose of consolidating the CDBG funding available for
this project; authorizing the expenditure of an amount
not to exceed \$159,064 from CDBG Fund 18528, Dept.
4023, Org. 2304 for the purpose of providing funds for
the above project.

(Centre City East Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Chicano Federation is
a non-profit organization located at 610 22nd Street. This
project proposes to renovate two structures. One structure, an
old church at 2130 Market Street, has historic significance and
will be used for administrative services. The "Queen Ann" house
at 631 21st Street will be remodeled to provide special services
for area residents. The design will also include site
improvements for both locations.

Aud. Cert. 9300511.

FILE LOCATION: MEET CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S416: (R-93-951) ADOPTED AS RESOLUTION R-281233

Authorizing the execution of a first amendment to the agreement with Educational Enrichment Systems, Inc., for the design and renovation of their facility at 6960 Linda Vista Road;

Authorizing the Auditor and Comptroller to reprogram \$5,841.60 from CDBG Fund 18524, Dept. 5662, Org. 6208, JO 119976 and \$137,000 from CDBG Fund 18525, Dept. 5883, Org. 8310, JO 119976 to CDBG Fund 18257, Dept. 4012, Org. 1207, JO 119976 for the purpose of consolidating CDBG funding available for this project; authorizing the expenditure of an amount not to exceed \$251,841.60 from CDBG Fund 18527, Dept. 4012, Org. 1207, JO 119976, for the purpose of providing funds for the above project.

(Linda Vista Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: Educational Enrichment Systems, Inc., is a non-profit organization located at 4011 Ibis Street. This project proposes to convert the Old Linda Vista Library building at 6960 Linda Vista Road, into a child care facility (Linda Vista Child Development Center) for 66 school-aged children. The improvements were to consist of the creation of various care areas, several offices, rest rooms, a small kitchen, some electrical and mechanical improvements, and surface treatments. The Center will serve 50 percent low income families.

The original funding for this project was insufficient; and vandalism to the vacant building has created the necessity for added work. Additional Community Development Block Grant funding has been obtained for the replacement of the vandalized roof; additional security features, and landscape and parking area improvements. This agreement will provide an additional \$87,000 for this project.

Aud. Cert. 9300512.

FILE LOCATION: MEET CCONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S417: (R-93-997) ADOPTED AS RESOLUTION R-281234

Authorizing the execution of an agreement with Metcalf & Eddy, Inc., for design services in connection with the Fiesta Island Replacement Project and the Northern Sludge Processing Facility;

Authorizing the expenditure of an amount not to exceed \$15,461,604 with funds made available by funding previously unfunded projects from the budgeted fund balance of the Clean Water Program Fund 41509, CIP-46-055.0, Fiesta Island Replacement Project and CIP-42-910.0, Northern Sludge Processing Facility, to provide funds for the above projects, in the following manner:

\$2,098,461 from CIP-46-055.0 and \$2,098,461 from CIP-42-910.0 FY 1993 appropriations, for Phase 1

\$3,493,075 from CIP-46-055.0 and \$3,493,075 from CIP-42-910.0 FY 1994 appropriations contingent upon approval of the FY 1994 CIP budget, for Phase 2

\$706,398 from CIP-46-055.0 and \$706,397 from CIP-42-910.0 FY 1995 appropriations contingent upon approval of the FY 1995 CIP budget, for Phase 3

\$645,816 from CIP-46-055.0 and \$645,817 from CIP-42-910.0 FY 1996 appropriations contingent upon approval of the FY 1996 CIP budget, for Phase 4

\$461,826 from CIP-46-055.0 and \$461,826 from CIP-42-910.0 FY 1997 appropriations contingent upon approval of the FY 1997 CIP budget, for Phase 5

\$325,226 from CIP-46-055.0 and \$325,226 from CIP-42-910.0 FY 1998 appropriations contingent upon approval of the FY 1998 CIP budget, for Phase 6

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

(See City Manager Report CMR-92-366. University and Serra Mesa Community Areas. District-5.)

COMMITTEE ACTION: Reviewed by PFR on 11/25/92. Recommendation to approve the City Manager's recommendations. Districts 3, 5, 6 and 7 voted yea.

Aud. Cert. 9300549.

WU-CWP-93-055.

FILE LOCATION: MEET CCONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S418: (R-93-967) ADOPTED AS RESOLUTION R-281235

Authorizing the execution of an agreement with David Reed Landscape Architects, to provide construction documents to correct the failed tile pavers on Broadway; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$223,500 from Fund 302453, Account 74200 to CIP-52-325.0, Broadway Bus Accommodation Plan; authorizing the expenditure of an amount not to exceed \$52,100 from CIP-52-325.0, Broadway Bus Accommodation Plan, for the above project.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On September 29, 1989, the City of San Diego filed the Notice of Completion for the Broadway Bus Accommodation Plan. Subsequently, failure of the new tile

pavers on Broadway occurred and a lawsuit was filed. The City received \$223,500 as settlement of the lawsuit. This agreement would provide construction documents to correct the failed tile pavers on Broadway. It is not practical to prepare the construction documents utilizing City staff as they are already fully involved in other projects. Additionally, the projects require specific technical skills and expertise that are not now available within present City staff. Consultants submitted letters of interest and seven were interviewed in conformance with Council Policy 300-7. The firm of David Reed Landscape Architects, a sole proprietorship, was selected as the recommended consultant. They would be responsible for developing all features of the project, including preparation of the construction documents. Consultant has submitted a design feasibility statement. The MBE and WBE participation for this agreement will be 17.3 percent and 0 percent, respectively.

Aud. Cert. 9300579.

FILE LOCATION: MEET CCONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-S419:

Two actions relative to Neighborhood Outreach Program and Ocean Beach Community Services:

(Greater Golden Hill and Peninsula Community Areas. Districts-2 and 8.)

Subitem-A: (R-93-952) ADOPTED AS RESOLUTION R-281265

Authorizing the execution of an agreement with San Diego Youth & Community Services, for the construction of the facility at 2220 Broadway; authorizing the expenditure of an amount not to exceed \$18,250.30 from CDBG Fund 18522, Dept. 5862, Org. 6207, for the purpose of providing funds for the above project.

Subitem-B: (R-93-956) ADOPTED AS RESOLUTION R-281266

Authorizing the execution of an agreement with San Diego Youth & Community Services, for the design and construction of their facility at 5041 Newport Avenue; authorizing the expenditure of an amount not to exceed \$60,000 from CDBG Fund 18528, Dept. 4023, Org. 2309, for providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: A) The Neighborhood Outreach Program is a non-profit organization located at 2220 Broadway. This project proposes the construction of interior tenant improvements to the existing structure. B) Ocean Beach Community Services is a non-profit organization located at 5041 Newport Avenue. This project proposes the design and construction of interior and exterior improvements and remodeling of the existing facility.

Aud. Certs. 9300507/9300508.

FILE LOCATION: MEET CONFY93-2

COUNCIL ACTION: (Tape location: K372-398.)

MOTION BY ROBERTS TO ADOPT WITH DIRECTION TO THE CITY MANAGER TO FIND OUT WHY THIS TOOK SUCH AN UNUSUALLY LONG TIME TO COME BEFORE COUNCIL AND RETURN WITH A REPORT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-not present, Behr-not present, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-S420:

Two actions relative to the Sherman Heights Community Center:

(Sherman Heights Community Area. District-8.)

Subitem-A: (R-93-954) ADOPTED AS RESOLUTION R-281236

Authorizing the amendment to the agreement with Sherman Heights Community Center Corporation for the design of a community center;

Agreement with Sherman Heights Community Center Corporation for the construction of a community center; authorizing the City Auditor and Comptroller to reprogram \$1,597,500 from CDBG Fund 18526, Dept. 5893, Org. 9312, JO 000001; \$195,000 from CDBG Fund 18527, Dept. 4013, Org. 1302, JO 000001, \$200,000 from CDBG Fund 18527, Dept. 4013, Org. 1309, JO 000001 to CDBG Fund 18527, Dept. 4013, Org. 1309, JO 119150, for the purpose of consolidating the CDBG funds available for this project; authorizing the expenditure of an amount not to exceed \$1,992,500 from CDBG Fund 18527, Dept. 4013, Org. 1309, JO 119150, for the purpose of providing funds for the above project.

Subitem-B: (R-93-958) ADOPTED AS RESOLUTION R-281237

Stating that the Finding of No Significant Impact/Negative Declaration No. 91-0038BG, has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: On February 6, 1992, the agreement for the design of the Sherman Heights Community Center was approved by Council Resolution R-272817. The Sherman Heights Community Center Corporation was granted additional 1992 CDBG funds to complete the design phase of this project. This action will provide an additional \$98,000 to complete the design phase of this project. A total of \$1,711,000 was provided to the agency for construction of the community center through combined 1991 and 1992 CDBG grants. The amendments to the design agreement will allow completion of the design of the community center, and provide for the architect's services during the construction process. The agreement for the construction of the community center will allow the Sherman Heights Community Center Corporation to begin building the facility in January of 1993.

FILE LOCATION: MEET CCONFY93-1 CONTFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S421:

Two actions relative to the construction of Sunset Cliffs Boulevard Bridge Bikeway and Median Improvements:

(Mission Beach and Ocean Beach Community Areas. Districts-2 and 6.)

Subitem-A: (R-93-965) ADOPTED AS RESOLUTION R-281238

Approving Change Order No. 5, issued in connection with the contract with Daley Corporation, amounting to a net increase in the contract price of \$283,601; authorizing the City Auditor and Comptroller to transfer \$96,493 from the CIP-58-004.0, Annual Allocation - Miscellaneous Requirements, City Streets, Fund 30245 and \$264,031 from TransNet Interest, Fund 30300 to CIP-58-045.0, Sunset Cliffs Bridge Bikeway and Median Improvements, for the purpose of funding this change order and added contract related costs; authorizing the expenditure of an amount not to exceed \$360,524 from Fund 30300, to supplement Resolution R-276738.

Subitem-B: (R-93-966) ADOPTED AS RESOLUTION R-281239

Stating that the information contained in DEP-87-0358, previously adopted by R-276739 on October 29, 1990, has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The widening of Sunset Cliffs Boulevard Bridge to provide a Class I bike path and center median improvements was authorized by the City Council on October 29, 1990, by Resolution R-276738. At that time, the total project cost was \$4,080,804. Due to field conditions, traffic control modifications and additional work requirements, several change orders had to be prepared. The major changes Change Order No. 5 covers are the upgrading of the steel girders and additional concrete required to have the pier extensions meet existing field conditions. Construction of this project is now completed. However, there are three change orders in processing, including the final quantities adjustment change order. In order to cover these remaining change orders and final closeout costs, \$360,524 in additional CIP funds will be required.

FILE LOCATION: CONT - Daley Corporation CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S422:

Two actions relative to MOUs with the San Diego Unified
School District:

(Mira Mesa and Scripps Miramar Ranch Community Areas.
District-5.)

Subitem-A: (R-93-995) ADOPTED AS RESOLUTION R-281240

Authorizing the City Manager to execute a Memorandum of
Understanding with the San Diego Unified School
District regarding certain future park and school
improvements in the Mira Mesa Community.

Subitem-B: (R-93-996) RECONSIDERED AT PM/CONTINUED
TO JANUARY 4, 1993

Authorizing the City Manager to execute a Memorandum of
Understanding with the San Diego Unified School
District regarding certain future park and school
improvements in the Scripps Miramar Ranch community.

CITY MANAGER SUPPORTING INFORMATION: In January 1992 the City
Council approved in concept Memorandums of Understanding between
the City of San Diego and the San Diego Unified School District
for future park and school improvements in the Mira Mesa and
Scripps Miramar Ranch communities. The City Manager and City
Attorney were directed to work with staff of the School District
to develop final Memorandums of Understanding (MOUs) for proposed
Council approval. Two separate Memorandums of Understanding
(MOUs) have been developed in conjunction with the School
District and are recommended for adoption. The Mira Mesa MOU
provides that the Carroll and Breen Elementary School sites are
surplus to the District's needs and will be sold to the City at
fair market value. Purchase payments will be made over a period

of years from the Mira Mesa Facilities Benefit Fund. The Scripps Miramar Ranch MOU provides that: (1) The School District shall construct athletic playfields on Scripps Ranch High School Campus and the City and the School District shall jointly use a portion of the Scripps Ranch High School campus for a 25-year period at no cost to the City except normal maintenance and operations expenses; (2) The City shall fast-track the District's application for rezoning of a 14-acre site west of Scripps Ranch High School campus; (3) The School District shall convey Ahrens Field to the City at no cost if a reasonably satisfactory rezoning is approved by the City; (4) The Fairbrook Elementary School site is surplus to the District's needs, and, after the above rezoning, will be sold to the City at fair market value. Council approval of the two MOUs is recommended.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B286-363; H163-193.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

MOTION BY BEHR TO RECONSIDER SUBITEM-B. Second by McCarty. Motion passed by the following vote: Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

MOTION BY BEHR TO CONTINUE SUBITEM-B TO JANUARY 4, 1993 FOR FURTHER REVIEW. Second by McCarty. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-S423: DISCUSSION HELD

In the matter of a Public Safety Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C313-343.)

MOTION BY BEHR TO REQUEST THE CITY MANAGER TO COME BACK TO COUNCIL IN MID JANUARY WITH ALTERNATIVES WITH RESPECT TO STRUCTURING AN ORDINANCE THAT WOULD ADDRESS SETTING ASIDE, AS PART OF THE BUDGET PROCESS, A FIXED PERCENTAGE OF THE PROPERTY TAX REVENUES FOR THE HIRING OF ADDITIONAL POLICE OFFICERS. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-S424: DISCUSSION HELD

In the matter of evaluating the feasibility of Neighborhood Service Centers.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C344-396.)

MOTION BY McCARTY TO DIRECT THE CITY MANAGER TO: 1) COME BACK WITH, AS A REGULAR AGENDA ITEM FOR DEBATE, THE MATTER OF ESTABLISHING NEIGHBORHOOD SERVICE CENTERS IN THE NEIGHBORHOODS OF THE CITY OF SAN DIEGO; AND 2) WORK WITH THE COUNTY OF SAN DIEGO AND THE SCHOOL DISTRICTS ON THE POSSIBILITY OF BRINGING OTHER SERVICES INTO THESE NEIGHBORHOOD SERVICE CENTERS THAT WOULD ADDRESS THE NEIGHBORHOODS AND THEIR NEEDS. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-S425:

Three actions relative to dedicating City-owned land for public parks:

(Mission Trails Regional Park Community Area. District-7.)

Subitem-A: (O-93-101) INTRODUCED, TO BE ADOPTED
JANUARY 4, 1993

Introduction of an Ordinance setting aside and dedicating portions of Lot 73 of Rancho Mission of San Diego, Map-330, for a public park.

Subitem-B: (R-93-978) ADOPTED AS RESOLUTION R-281242

Adoption of a Resolution certifying that the information contained in Environmental Impact Report DEP-90-0980, in connection with Mission Trails Visitors Center, including any comments received during the public review process, has been reviewed and considered by the Council in connection with the setting aside and dedication of portions of Lot 73 of Rancho Mission of San Diego, Map-330, for park and recreation purposes.

Subitem-C: (R-93-970) CONTINUED TO JANUARY 4, 1993

Adoption of a Resolution creating and setting aside a conservation easement over portions of Lot 73 of Rancho Mission of San Diego, Map-330, being two parcels of 14.93 acres and 3.74 acres located between Spring Canyon Road and Soledad Freeway.

CITY MANAGER SUPPORTING INFORMATION: The City Council on September 29, 1992 approved a proposed site for development of the Mission Trails Regional Park Visitors Center Project, directing the City Manager to proceed with development of the project, including dedication of a mitigation site as discussed in the project EIR. This action is pursuant to that direction. In accordance with Charter Section 55 and Council Policy 700-17, the Park and Recreation Board has reviewed the City's inventory of park lands to determine which parks meet the requirements for dedication. The two subject parks meet these requirements and have been recommended for dedication. This action does not name the park in order to permit flexibility in naming and changing the names in the future.

FILE LOCATION: Subitem A: --; Subitem B & C: MEET

COUNCIL ACTION: (Tape location: C397-523.)

MOTION BY McCARTY TO INTRODUCE SUBITEM A, ADOPT SUBITEM B, AND CONTINUE SUBITEM C TO JANUARY 4, 1993 AT THE REQUEST OF THE CITY ATTORNEY. Second by Stallings. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-S426: (O-93-100 COR. COPY) INTRODUCED, TO BE ADOPTED
JANUARY 4, 1993

Introduction of an Ordinance amending the pipeline provision of Ordinance O-17838, which amended Chapter X, Article 1, Division 8 of the San Diego Municipal Code relating to Tandem Parking.

(Docketed per Council direction at the meeting of 11/23/92.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY TO INTRODUCE THE ORDINANCE.
Second by Roberts. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-427:

Two actions relative to the final subdivision map of Otay Heights Business Park, Unit No. 1, a 10-lot subdivision located southeasterly of Otay Mesa Road and Cactus Road:

(Otay Mesa Community Area. District-8.)

Subitem-A: (R-93-985) ADOPTED AS RESOLUTION R-281268

Authorizing the execution of a Subdivision Improvement Agreement with Otay Heights, Ltd., for the installation and completion of public improvements.

Subitem-B: (R-93-984) ADOPTED AS RESOLUTION R-281269

Approving the final map.

FILE LOCATION: SUBD - Otay Heights Business Park, Unit No. 1
CONFY93-1

COUNCIL ACTION: (Tape location: K401-420.)

MOTION BY STALLINGS TO ADOPT AND REFER THE ISSUE OF
SUBDIVISION IMPROVEMENT AGREEMENTS ACCOMPANYING MAPS TO THE
MBE/WBE WORKSHOP TO BE HELD IN JANUARY. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Stevens-not present, Behr-not present,
Stallings-yea, McCarty-yea, Filner-not present, Mayor
Golding-yea.

* ITEM-S428: (R-93-999) ADOPTED AS RESOLUTION R-281243

Authorizing the execution of a three-year lease
agreement with University Square Ltd., for use by the
Police Department of 1,100 square feet of office space
at 5971 University Avenue for a Police Department
Storefront; authorizing the expenditure of an amount
not to exceed \$1,380 from Fund 100, Dept. 110, Org.
485, Account 4682, Job Order 111482, for the prorated
common area maintenance charges for the balance of
Fiscal Year 1993.

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

CITY MANAGER SUPPORTING INFORMATION: The Police Department
maintains community relations offices in neighborhoods throughout
the City. In addition to maintaining a highly visible police
presence, these "storefront" locations serve as a safe are where
routine reports and paperwork can be done. The owners of
University Square have offered a suite in their shopping center
at 5961 University Avenue to the City for a storefront operation.
The suite is 1100 square feet in size and is being offered to the
City under a three year lease agreement. The tenant improvements
will be made at the owner's expense. The only direct cost to the
City for the space will be a proportionate share of common area
maintenance charges for the center, estimated to be no more than
\$2,760 per year.

Aud. Cert. 9300551.

FILE LOCATION: LEAS - University Square Ltd. LEASFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-429: (R-93-961) ADOPTED AS RESOLUTION R-281244

Authorizing the execution of a 10-year lease agreement with Braemar Partnership, for the use of a docking pier in Mission Bay, at a minimum yearly rental of \$7,200 vs. 10 percent of all gross income, whichever is greater; authorizing the execution of a five year permit with Braemar Partnership, for daylight use of a portion of the beach adjacent to the Catamaran Hotel pier for food, beverage and beach equipment concession, at an annual rental of \$500 per year vs. 10 percent of all gross income.

(Mission Bay Park Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The Catamaran Resort Hotel pier was originally authorized in 1962 by lease and renewed for 10 years in 1977. The pier was removed at the request of the City in 1987 to provide space for the beach expansion efforts of Sail Bay. When the enhancement project was complete, the pier was replaced under permit awaiting completion of an environmental assessment. The proposed lease will be with the Braemar Partnership, Anne L. Evans, general partner, for a ten year term and will provide for daylight beach rental boat storage, Catamaran Hotel guests and public mooring, as well as docking for the sternwheelers "Bahia Belle" and William D. Evans" (both owned by Braemar). These boats are operated under separate rental agreements with the City. The water area for the pier is .902 acres, approximately the same as was previously leased and there will be .721 acres of land area to be used for daytime catamaran rental and storage. The public will be able to rent boats and temporarily leave their boats on the beach as well. Rental will be based on 10 percent of gross income received from the boat rentals versus \$7,200 per year, whichever is greater. A provision has been included in the lease to allow general public access to and use of the beach area behind the Catamaran Pier.

It is also proposed to issue a five year permit to Braemar for an area of beach, .588 acre, adjacent to the pier for use as a daylight public snack, beverage sales, and beach equipment sales area serving the public and hotel guests. The City will receive 10 percent of all gross income versus a minimum of \$500 per year from the activity. The permit is cancelable by either party on 60 days written notice. A Negative Declaration No. 88-0637 was completed on June 7, 1990 for this activity.

FILE LOCATION: LEAS - Braemar Partnership LEASFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S430: (R-93-1001 Cor.Copy) ADOPTED AS RESOLUTION R-281245

Authorizing the execution of an agreement with the Little League to refurbish the Memorial Park and Recreation Center Little League Concession Stand for an amount not to exceed \$12,000; authorizing the City Auditor and Comptroller to transfer Community Development Block Grant funds in an amount not to exceed \$12,000 within Fund 18523, Department 5633, from Organization 3303 to Organization 3322, for the above purpose.

Aud. Cert. 9300553.

FILE LOCATION: MEET CONTFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-S431: (R-93-1036) ADOPTED AS RESOLUTION R-281270

In the matter of the Torrey Pines Community Planning Group, and special elections for community planning group members and officers.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I356-J265.)

MOTION BY WOLFSHEIMER TO ADOPT A RESOLUTION APPROVING THE CITY MANAGER'S, THE CITY ATTORNEY'S AND THE PLANNING DEPARTMENT'S RECOMMENDATIONS IN MANAGER'S REPORT NO. P-92-278 AS FOLLOWS:

1. THE TORREY PINES COMMUNITY PLANNING GROUP SHOULD ELECT NEW OFFICERS AFTER THE REGULAR ELECTION SCHEDULED IN MARCH, 1993.
2. THE TORREY PINES PLANNING GROUP SHOULD ELECT 10 MEMBERS AT THE REGULAR ELECTION SCHEDULED IN MARCH, 1993.
3. ASK THE PLANNING DEPARTMENT TO SCHEDULE ITS ORIENTATION WORKSHOP FOR THE TORREY PINES COMMUNITY PLANNING GROUP IMMEDIATELY AFTER THE MARCH ELECTION.
4. HAVE THE COMMUNITY PLANNING GROUP AMEND ITS BYLAWS WITHIN 90 DAYS FOLLOWING THE MARCH ELECTIONS TO BE IN FULL COMPLIANCE WITH COUNCIL POLICY 600.24. THE PLANNING GROUP SHOULD CLARIFY ITS MEMBERSHIP QUALIFICATIONS AND ELECTION PROCEDURES.
5. THE PLANNING GROUP SHOULD UTILIZE THE SERVICES OF THE COMMUNITY MEDIATION CENTER WITHIN 60 DAYS IN ORDER TO RESOLVE ANY INTERNAL CONFLICTS. THIS IS ON A VOLUNTARY BASIS.

Second by Stallings. Passed by the following vote:
Wolfsheimer-yea, Roberts-nay, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-nay, Filner-not present,
Mayor Golding-yea.

ITEM-432:

Two actions relative to Live From Xanadu:

(See report from CCDC Executive Vice President dated 12/2/92. Centre City Community Area. District-2.)

Subitem-A: (R-93-1012 Cor.
Copy 01/14/93) ADOPTED AS AMENDED AS
RESOLUTION R-281246

Approving a height exception up to 125 feet for "Live From Xanadu" as permitted by the Gaslamp Quarter Planned District Ordinance.

Subitem-B: (R-93-1004) ADOPTED AS RESOLUTION R-
281247

Certifying that the Council has reviewed and considered information contained in the Master Environmental Impact Report and the Secondary Study with respect to the approval of the Basic Concept/Schematic Drawings, subject to the Conditions of Approval.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J562-K245.)

MOTION BY ROBERTS TO ADOPT SUBITEM-A AS AMENDED TO INSERT THE WORD "APPROXIMATELY" BEFORE 4.59 FOR MORE FLEXIBILITY IN THE FLOOR AREA RATIO; AND 2) ALLOW A CURB CUT OF 40 FEET RATHER THAN 30 FEET IN WIDTH. Second by Behr. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-not present, Behr-yea, Stallings-nay, McCarty-yea, Filner-not present, Mayor Golding-yea.

* ITEM-S433: (O-93-90) ADOPTED AS ORDINANCE O-17882 (New Series)

Amending Chapter VI, Article 1, Division 23 of the San Diego Municipal Code by adding a new Section 61.2310, by renumbering Sections 61.2310, 61.2311, 61.2312 and 61.2313 to Sections 61.2311, 61.2312, 61.2313 and

61.2314; and by adding a new Part 9, Section 61.2390, 61.2391, 61.2392 and 61.2393; and amending Chapter VI, Article 5, Division 2, Section 65.0219, all relating to the Distribution of Funds from Delinquent Payments.

(Introduced on 11/23/92. Council voted 8-0. Mayor not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B245-280.)

CONSENT 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-not present, Mayor Golding-yea.

* ITEM-S434:

Two actions relative to the final subdivision map of TRW Business Park, a 10-lot subdivision located southeasterly of I-15 and Camino del Norte:

(Carmel Mountain Ranch Community Area. District-5.)

Subitem-A: (R-93-987) ADOPTED AS RESOLUTION R-281248

Authorizing the execution of a Subdivision Improvement Agreement with TRW, Inc., for the installation and completion of public improvements.

Subitem-B: (R-93-986) ADOPTED AS RESOLUTION R-281249

Approving the final map.

FILE LOCATION: SUBD - TRW Business Park CONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

* ITEM-S435: (R-93-1002) ADOPTED AS RESOLUTION R-281250

Authorizing the execution of an agreement with Bement-Dainwood-Sturgeon, to provide engineering consultant services for the widening of Harbor Drive; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$80,000 from CIP-68-011.0, Annual Allocation - Modernize Top 5-10 Prioritized Traffic Signals," Capital Outlay Sales Tax Fund 30245 to CIP-52-546, Widening of Harbor Drive; authorizing the expenditure of an amount not to exceed \$80,000 from Fund 30245, for the purpose of providing funds for the above project.

(Centre City Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: On October 23, 1992, the City Council approved, in concept, the deal points with the Del Mar Race Management (DMRM) to relocate the Del Mar Grand Prix to Harbor Drive.

(See City Manager Report CMR-92-326). As was discussed at that time, the City will be responsible for widening Harbor Drive such that it can accommodate the requirements of hosting such a race. DMRM will repay the City for the costs over the first five years of our contract with them. This action will provide for the transfer of the necessary funding and execute an agreement with the consultant, Bement-Dainwood-Sturgeon, for the purpose of preparing the construction documents for the project. This consultant is recommended because of their prior knowledge of the project as they had previously worked for DMRM in investigating the viability of the project. Therefore, Council is asked to waive Council Policy 300-7 regarding consultant selection. Not following standard consultant selection procedures is necessary in order to meet the schedule which requires that the road be widened by early August of 1993. Authorization to expend up to \$80,000 is requested now for the consultant services, staff time and any other miscellaneous costs. The WBE and MBE participation for this project is 31 percent and 0 percent respectively.

Aud. Cert. 9300539.

FILE LOCATION: MEET CCONFY93-1

COUNCIL ACTION: (Tape location: B286-363.)

CONSENT MOTION BY McCARTY 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-not present, Mayor Golding-yea.

ITEM-S436: CONTINUED TO FEBRUARY 1, 1993

In the matter of the City Council direction to the City
Manager to submit a proposal for deferral of the
collection of development impact fees for all buildings
until construction has been completed.

(See City Manager Report CMR-92-375.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: B161-190.)

MOTION BY BEHR TO CONTINUE TO FEBRUARY 1, 1993 AT THE
REQUEST OF THE CITY MANAGER FOR FURTHER REVIEW. Second by
Roberts. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-
yea, McCarty-yea, Filner-not present, Mayor Golding-yea.

ITEM-S437: (R-93-1000) ADOPTED AS RESOLUTION R-281267

Repealing the Temporary Rules of the Council, adopted
on February 25, 1992 by Resolution R-279476 and
extended on November 24, 1992 by Resolution R-281167,
immediately upon adoption of this Resolution.

NOTE: See Item 150 on the docket of December 8, 1992
for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D167-F196.)

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

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 8:03 p.m. in honor of the memory of Jennifer Loscher.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: L059-061).