

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, FEBRUARY 7, 1994
AT 4:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 5:07 p.m. City Manager Jack McGrory recognized and commended various City staff who provided aid to the Northridge earthquake victims. The meeting was adjourned by Mayor Golding at 7:01 p.m. to the regular meeting of Tuesday, February 8, 1994 at 10:00 a.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
 - (1) Council Member Mathis-present
 - (2) Council Member Roberts-present
 - (3) Council Member Kehoe-present
 - (4) Council Member Stevens-present
 - (5) Council Member Warden-present
 - (6) Council Member Stallings-present
 - (7) Council Member McCarty-present
 - (8) Council Member Vargas-present
- Clerk-Fishkin (mc)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Fishkin called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Roberts-not present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present

Minutes of the Council of the City of San Diego for
the Regular Meeting of Monday, February 7, 1994

Page 2

- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Datev Tatoulian of the St. John Armenian Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Vargas.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Don Stillwell regarding America's ungodly heritage and income versus wages.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A057-088.)

ITEM-PC-2:

Comments by Charles Stout requesting Council's support in defending the Constitution and to call on the media to show the general public the film, The Gas Jet Flame Thrower, which highlights the incident that took place at the compound in Waco, Texas.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A089-112.)

COUNCIL COMMENT:

ITEM-CC-1:

Comment by Council Member Roberts announcing that on February 14, 1994, there will be a new groundbreaking for the new day care center at Washington School.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A431-443.)

ITEM-CC-2:

Comment by Council Member Warden commending Mayor Golding and Council Member Roberts for bringing MTV to San Diego in March. MTV will be featuring various scenes throughout San Diego on their national program while broadcasting here.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A523-557.)

ITEM-30:

SUBJECT: The South Encanto Neighborhood Council Day.

(District-4.)

COUNCILMEMBER STEVENS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1071) ADOPTED AS RESOLUTION R-283357

Commending all the members of the South Encanto Neighborhood Council for their outstanding leadership and for their unselfish service to the community; Proclaiming February 7, 1994 to be "The South Encanto Neighborhood Council Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A222-338.)

MOTION BY McCARTY TO ADOPT ITEMS 30 AND 31. Second by
Warden. Passed by the following vote: Mathis-yea,
Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31:

SUBJECT: Commending the San Diego Madres.

COUNCILMEMBER STALLINGS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1105) ADOPTED AS RESOLUTION R-283358

Commending the San Diego Madres for their efforts on
behalf of youth baseball in San Diego County.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A292-338.)

MOTION BY McCARTY TO ADOPT ITEMS 30 AND 31. Second by
Warden. Passed by the following vote: Mathis-yea,
Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-32: PRESENTED

Presentation of the Technology Achievement Awards from the
National League of Cities and the International City
Management Association to Cruz Gonzalez, Risk Management
Director and Richard Hays, Waste Management Director.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A339-390.)

ITEM-33: APPROVED

Approval of Council Minutes for the Meetings of:

1/17/94 Adjourned
1/18/94
1/24/94 Adjourned
1/25/94 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A216-221.)

MOTION BY McCARTY TO APPROVE. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-50:

SUBJECT: Joint Use Agreement for Richard Henry Dana Center (Dana Junior High School).

(Peninsula Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-94-61) INTRODUCED, TO BE ADOPTED FEBRUARY 22, 1994

Introduction of an Ordinance authorizing a twenty-five year joint use agreement with the San Diego Unified School District for the construction, operation, maintenance, and lease of turfed field and recreation facilities at the Richard Henry Dana Center;

Authorizing the expenditure of not to exceed \$100,000 from Fund 79508, Peninsula Urban Impact Fees, to reimburse the School District for the construction of improvements.

CITY MANAGER SUPPORTING INFORMATION:

The proposed lease agreement provides for a twenty-five year no-fee joint use facility at the Richard Henry Dana Center (Dana Junior High School), in the Point Loma area. The terms of the agreement allow for the development, operation and maintenance of a turfed and irrigated multi-use playing field, parking facilities and a comfort station in an area which is deficient in recreational facilities. The San Diego Unified School District

funded and administered the contracts for design and construction of this project in order to more efficiently coordinate and expedite the development. This agreement will provide for the reimbursement of \$100,000 to the District for design and development of the joint use facility, and further provides for the use of the facility by the City and the District as well as the maintenance and repair responsibilities of both agencies.

Aud. Cert. 9400673.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO INTRODUCE. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-100:

SUBJECT: Awarding Contracts for Miscellaneous Police Support Vehicles.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1019) ADOPTED AS RESOLUTION R-283359

Awarding contracts for the purchase of miscellaneous Police Support Vehicles for a total estimated cost of \$146,710.86, including tax, terms and trade-in allowances as follows: 1. Kearny Mesa Ford (San Diego), for Item 1 - one off-road enforcement vehicle (Ford Bronco XL) at a cost of \$19,016 each; Item 3 - four cargo vans (Ford E-150) at a cost of \$13,596 each; Item 4 - three shop trucks (Ford F-150) at a cost of \$12,549 each; and Item 5 - three shop trucks (Ford Ranger XL) at a cost of \$10,364 each;

2. Tuttle-Click Ford (Orange County) for Item 2 - two off-road enforcement vehicles (Ford Bronco XL) at a cost of \$19,074.75 each;

Authorizing the expenditure of \$146,710.86 from Fund No. 100, Dept. No. 110, Organization No. 200, Object

Account No. 6010, and Job Order No. 111475, for providing funds for the 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-C4111/94) Aud. Cert. 9400715.

FILE LOCATION: CONT - Purchase - Kearny Mesa Ford (San Diego); Tuttle-Click Ford (Orange County) CONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-101:

SUBJECT: Awarding a Contract for Automatic Defibrillators and Accessory Equipment.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1018) ADOPTED AS RESOLUTION R-283360

Awarding a contract to Spacelabs, Inc. (Seattle, WA) for the purchase of automatic defibrillators and accessory equipment, for a total estimated cost of \$55,886, including tax and freight. Authorizing the expenditure of not to exceed \$55,886 from Department No. 120, Object Account No. 6010, and Job Order No. 4162; Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-I4161/94) Aud. Cert. 9400716.

FILE LOCATION: CONT - Purchase - Spacelabs, Inc. (Seattle, WA) CONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.

Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102:

SUBJECT: Awarding a Contract for Landscape Maintenance of Park
Village Estates. (District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1016) ADOPTED AS RESOLUTION R-283361

Awarding a contract to Krueger Landscape (Riverside),
for furnishing complete landscape maintenance of the
designated medians, rights-of-way, landscaped slopes,
and perimeter banks within the Park Village Estates
Landscape Maintenance District, as may be required for
a period of one year beginning January 1, 1994 through
December 31, 1994, for a total estimated cost of
\$55,498.80, with options to renew the contract for four
additional one year periods, with option period price
increases not to exceed the prices in effect for the
previous contract period by more than 7 percent; In the
event the Contractor does not perform to
specifications, the Purchasing Agent is authorized to
terminate the contract and award to the next low
responsive and responsible bidder and to subsequent
bidders, if necessary, until a bidder is found who
performs to specifications. (BID-C4105/94)

FILE LOCATION: STRT M-281 CONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-103:

SUBJECT: Balboa Park Plaza de Balboa Cascades and Tile

Rehabilitation. (Balboa Park Community Area.
District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-984) ADOPTED AS RESOLUTION R-283362

Rejecting all bids received on December 21, 1993, and re-advertising for bids for Plaza de Balboa Cascades and Tile Refurbishment on Work Order No. 119495; Authorizing the execution of a contract with the lowest responsible bidder. (BID-K94005B)

CITY MANAGER SUPPORTING INFORMATION:

Plaza de Balboa is located immediately west of Park Boulevard, between the Natural History Museum and Reuben H. Fleet Space Theater. This project will replace the tile inlay with stamped concrete which looks like tile but is much more durable. It will also refurbish the cascades pumping system. Council approved the project on August 2, 1993. Bids for the construction of this project were opened on December 21, 1993. The lowest bid of \$139,200 was received from Tri Core Construction and contains subcontract work as 73 percent of the contract. This is substantially over the 50 percent subcontract work allowed by the Standard Specifications for Public Works Construction. The second low bid of \$183,000 was received from DWM Construction. This company did not provide adequate bonding, as required by the City. Therefore, rejection of all bids is recommended.

FILE LOCATION: W.O. 119495 CONT - Tri-Core Construction
CONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104:

SUBJECT: Two actions related to approving Parcel Map No. W.O.
880772.(Located southwesterly of I-5 and Del Mar

Heights Road. Torrey Pines Community Area.
District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1070) ADOPTED AS RESOLUTION R-283363

Authorizing a Subdivision Improvement Agreement
(Deferred Improvement Development) with Vernon H. and
Lynne Sabin Blackman, for the installation and
completion of public improvements.

Subitem-B: (R-94-1069) ADOPTED AS RESOLUTION R-283364

Approving Parcel Map No. W.O. 880772.

CITY MANAGER SUPPORTING INFORMATION:

In lieu of the standard Subdivision Improvement Agreement, the subdividers are requesting to enter into a Lien Agreement (Deferred Improvement Development) with the City of San Diego. City Council Policy 800-10 requires that the developer agree not to sell any of the individual lots within the subdivision during the period of the Lien Agreement, and that subordination agreements from all prior lien holders agreeing to abide by the City's Lien Agreement be obtained. The deviation from Council Policy requested by the subdivider will place the lien against only one of the parcels (Parcel 2). Parcel 1 has an existing house and is carrying an existing loan. The lienholder of the existing trust deed, which is secured by both parcels, is willing to revise the loan so that it is secured by only Parcel 1, thus leaving Parcel 2 unencumbered with any liens except that imposed by the Lien Agreement. The deviation will allow the subdivider to proceed with the development of Parcel 2 and at the same time assures all improvements identified under TM Resolution requirements. When Parcel 2 is ready to be improved, all improvements will be provided and the Lien Agreement will be removed. This Lien Agreement is consistent with the intent of Council Policy 800-10, which is to ensure the provision of the required public improvements at the time any new structures are built. Approval of this parcel map is recommended.

FILE LOCATION: SUBD - Parcel Map 839, Parcel 2,
Portion CONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-105:

SUBJECT: Two actions related to Street Dedication - Mar Scenic
Drive. (Located southwesterly of I-5 and Del Mar
Heights Road. Torrey Pines Community Area.
District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1113) ADOPTED AS RESOLUTION R-283365

Approving the acceptance of a grant deed of Vernon H.
Blackman and Lynne Sabin Blackman, granting to the City
an easement for public street purposes in a portion of
Parcel 2 of Parcel Map PM-839; dedicating the property
as a public street and naming the same Mar Scenic
Drive.

Subitem-B: (R-94-1114) ADOPTED AS RESOLUTION R-283366

Stating for the record that the City Council, as lead
agency, has reviewed the information contained in the
final Environmental Mitigated Negative Declaration
DEP-91-0314, Addendum to Environmental Mitigated
Negative Declaration DEP-88-0772; finding that project
revisions now mitigate potentially significant effects
on the environment previously identified in the Initial
Study and approving the Mitigated Negative Declaration.

FILE LOCATION: DEED F-6224 DEEDFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-106: TRAILED TO TUESDAY, FEBRUARY 8, 1994, FOR RESPONSE
FROM CITY MANAGER REGARDING ABOVE-GROUND LIGHTING

SUBJECT: Three actions related to "F" Street (7th Avenue to 12th
Avenue) Underground Utility District. (Centre City
Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1079)

Designating April 1, 1994 as the date upon which all
property in the "F" Street (7th Avenue to 12th Avenue)
Underground Utility District must be ready to receive
underground service and June 1, 1994 as the date for
the removal of all overhead utility facilities.

Subitem-B: (R-94-1080)

Authorizing the Auditor and Comptroller to open Fund
No. 78069 for the purpose of depositing Public
Utilities Commission Case 8209 Utility Under-grounding
Allocation Funds for the "F" Street (7th Avenue to 12th
Avenue) Underground Utility District; Authorizing
payment to all property owners in the "F" Street (7th
Avenue to 12th Avenue) Underground Utility District as
reimbursement for electrical service underground
conversion work done on private property whenever the
required length of trenching exceeds 1 foot, from Case
8209 funds held by the City Treasurer for this
purpose; Authorizing the Auditor and Comptroller to
return to San Diego Gas and Electric Company any
un-disbursed funds.

Subitem-C: (R-94-1081)

Authorizing the expenditure of not to exceed \$42,500
from Annual Allocation - Under-grounding of City
Utilities, CIP-37-028.0, Transnet Fund 30300, for the
installation of street lights in the "F" Street (7th
Avenue to 12th Avenue) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The "F" Street (7th Avenue to 12th Avenue) Underground Utility
District was created by the City Council on July 18, 1989. The
resolution creating the district left the matter of the actual

dates for converting services and removing overhead facilities to be established later. This action will set April 1, 1994 as the Customer Ready Date, which will require that, upon this date, all affected customers within the underground utility district must have their services prepared to receive service from the new underground system. This action will also establish June 1, 1994 as the Pole Removal Date, which will require that, upon this date, all overhead facilities within the underground utility district must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all underground utility districts. Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench. The property owner remains responsible for all remaining conversion costs.

Aud. Cert. 9400710.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A495-521.)

* ITEM-107:

SUBJECT: Accepting the Gift of \$35,000 from Mrs. Cecile Salomon.
(Balboa Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1110) ADOPTED AS RESOLUTION R-283367

Accepting the generous gift of \$35,000 presented by Mrs. Cecile Salomon; Expressing gratitude and commending Mrs. Salomon for her act of civic generosity; Engaging the services of Walt Rankin and Associates, Inc. (San Diego), at a cost not to exceed \$35,000, to provide playground equipment for the children's playground located at Sixth and Spruce Streets in Balboa Park.

CITY MANAGER SUPPORTING INFORMATION:

On December 14, 1993 the City of San Diego received a check for the sum of \$35,000 from Mrs. Cecile Salomon. The gift was to

assist the City in refreshing playground equipment, originally gifted to the City by Mrs. Salomon and her late husband, Colonel Irving Salomon. The present playground equipment, located in Balboa Park at Sixth and Spruce Streets, was originally donated to the City by the Salomons back in the 1960s. With over thirty years wear and tear, this equipment has either been repaired beyond economical feasibility or removed without replacement. Fiscal constraints have not allowed for replacement of playground equipment in recent years and will not allow for such in the near future. Mrs. Salomon's gift will allow for a safer and more aesthetically pleasing play area for the children that patronize that area of Balboa Park. It is the Manager's recommendation that the company of Walt Rankin and Associates, Inc. be engaged, as requested by Mrs. Salomon, to provide replacement playground equipment for the area identified above.

Aud. Cert. 9400658.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108:

SUBJECT: Transnet Funding Transfer from El Cajon Boulevard
Street-scape Project to the North Park Commercial
Revitalization Project. (Greater North Park Community
Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1093) ADOPTED AS RESOLUTION R-283368

Authorizing the Auditor and Comptroller to transfer an amount of \$150,000 in Transnet Cash Funds (Fund 30300) from CIP-52-560.0, El Cajon Boulevard Improvements between Texas Street and 39th Street, to CIP-39-207.0, North Park Commercial Revitalization Public Requirements, for the purpose of completing design of street-scape improvements on University Avenue in the

Greater North Park Community Planning Area. Authorizing the expenditure up to \$150,000 of Transnet Cash Funds (Fund 30300) for consulting design, staff and related costs of CIP-39-207.0, North Park Commercial Revitalization Public Requirements.

CITY MANAGER SUPPORTING INFORMATION:

In the Fiscal Year 1994 Capital Improvement Projects (CIP) Budget, approved by City Council, Transnet Bond Funding is allocated to the Mid-City Street-scape Improvement Project CIP-39-207.0 - University Avenue, Idaho Street to 30th Street. Preliminary design work has begun for the project. Design consultants have been selected, but consultant contracts cannot be approved until budgeted funding is made available for that purpose. The budgeted Transnet Bond funding cannot be used until a bond is issued and processed through SANDAG. El Cajon Blvd. Street-scape Project, Texas-39th Street, CIP-52-560.0, has been allocated \$750,000 in Transnet cash funding. Design is proceeding on this project, but construction funds are not projected to be needed immediately. It is proposed that \$150,000 of the total Transnet cash funding for this project be transferred to the University Avenue Streetscape Project so that it could proceed immediately with design. It is also proposed that the same amount of funding be reimbursed to the El Cajon Blvd. Street-scape Project during FY-95, after the Transnet Bond is issued. The reimbursement would allow the El Cajon Boulevard Project to proceed without delay.

Aud. Cert. 9400739.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-109:

SUBJECT: Settlement of the Personal Injury Claims of Denise
Loya, et al.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1103) ADOPTED AS RESOLUTION R-283369

A Resolution approved by the City Council in Closed Session on Tuesday, December 7, 1993 by the following vote: Mathis-not present; Roberts-yea; Kehoe-yea; Stevens-yea; Warden-yea; Stallings-yea; McCarty-yea; Vargas-yea; Mayor-not present. Authorizing the City Manager to pay the total sum of \$180,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injuries to Denise Loya, Richard Loya and Aramis Rivera (Superior Court Case No. 660040, Loya, et al. v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$180,000 made payable to Denise Loya, Richard Loya and Aramis Rivera, and their attorney of record, Terri Singleton, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION:

This constitutes the complete and final settlement of the personal injury claims of Denise Loya, Richard Loya and Aramis Rivera against the City of San Diego as a result of the incident of July 11, 1992.

Aud. Cert. 9400757.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-110:

SUBJECT: Excusing Councilmember Valerie Stallings from the Council Meeting and Rules Committee Meeting of 1/10/94.

COUNCILMEMBER STALLINGS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1117) ADOPTED AS RESOLUTION R-283370

Excusing Councilmember Valerie Stallings from attending the regularly scheduled Council meeting and Rules Committee meeting of January 10, 1994, to testify at the State Assembly regarding City recycling issues.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-111:

SUBJECT: Federal Empowerment Zone/Enterprise Community Application. (See City Manager Report CMR-94-19. Barrio Logan, Centre City East, Golden Hill, City Heights, Oak Park-Webster, San Ysidro, Otay Mesa, Oak Park, Webster, Mount Hope, Chollas View, Lincoln Park, Mountain View and Southcrest Community Areas. Districts-3,4, & 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1089) ADOPTED AS RESOLUTION R-283371

Establishing an Empowerment Zone Task Force to oversee citizen participation requirements for the City to prepare and submit an application for Federal Empowerment Zone designation: The Empowerment Zone Task Force shall consist of one member each designated by the Mayor and the Councilmembers representing Council Districts 3,4, and 8, areas containing census tracts most likely to meet Empowerment Zone eligibility requirements; - Members of Congress representing U.S. Congressional Districts 49 and 50 are invited to each designate a member of the Empowerment Zone Task Force; Authorizing the City Manager to engage in a citizen participation process, as required by Empowerment Zone application regulations, and from the participation process to prepare and submit to the U.S. Department of

Housing and Urban Development an application for
Empowerment Zone designation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C244-455.)

MOTION BY STEVENS TO ADOPT THE RESOLUTION WITH THE FOLLOWING
RECOMMENDATIONS FOR THE MAYOR AND CITY MANAGER: 1. RECOMMEND
THAT THE CITY MANAGER WORK CLOSELY WITH THE COUNCIL MEMBERS
REPRESENTING THE AFFECTED STUDY AREA IN PREPARING THE GRANT
APPLICATION. 2. RECOMMEND THAT THE STUDY AREA BE EXPANDED
TO INCLUDE EXISTING REDEVELOPMENT AREAS PARTICULARLY IN
DISTRICT 4. PART OF THE REDEVELOPMENT AREA OF DISTRICT 4 IS
IN THE PROPOSAL BY STAFF, HOWEVER, THE ENTIRE AREA WOULD
QUALIFY, WHICH WOULD INCLUDE THE MARKET STREET CORRIDOR EAST
ON MARKET STREET AND EUCLID AVENUE AND IMPERIAL WHICH ARE
NOT INCLUDED IN THE STUDY AREA AT THE PRESENT TIME. 3.
RECOMMEND THAT THE MAYOR OBTAIN NOMINEES FOR THE CITIZENS
OVERSIGHT COMMITTEE FROM THE COUNCIL MEMBERS OF THE AFFECTED
AREAS. 4. DIRECT STAFF TO INCLUDE NATIONAL CITY'S CENSUS
TRACTS IN OUR STUDY AREA AND COME BACK TO COUNCIL WITH A
RECOMMENDATION AS TO WHETHER TO INCLUDE NATIONAL CITY AS
PART OF THE SAN DIEGO APPLICATION. Second by Vargas. Passed
by the following vote: Mathis-yea, Roberts-not present,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112:

SUBJECT: Agreement with Daniel Boyle Engineering, Inc., for the
Design of Point Loma Reservoir Rehabilitation.
(Peninsula Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1087) ADOPTED AS RESOLUTION R-283372

Authorizing an agreement with Daniel Boyle Engineering,
Inc.(Orange County), for the design of Point Loma
Reservoir Rehabilitation; Authorizing the expenditure
of not to exceed \$74,000 from Water Revenue Fund 41502,
CIP-73-277.0, Annual Allocation Standpipe and Reservoir
Restoration; Authorizing the City Manager to finance or
refinance this project with tax exempt securities, if

circumstances so warrant.

CITY MANAGER SUPPORTING INFORMATION:

The existing 10.9 million gallon Point Loma Reservoir, located in the Peninsula Community at Catalina Boulevard and Hill Street, has served this area for 50 years. The Point Loma Reservoir Rehabilitation project was initiated to address existing deterioration in the wood roof and cracking in the concrete sides and bottom. The complex nature of the work required the experience and expertise of a consulting engineer. The request for consultant services was made to the City's Consultant Nominating Committee and five firms were certified from the Junior "As Needed" Civil Engineering (Water/Sewer) list. These firms were interviewed on May 18, 1993 in conformance with Council Policy 300-7. Daniel Boyle Engineering was selected as the best qualified to provide the consultant services. Daniel Boyle will investigate various alternatives for the rehabilitation and piping improvements, and will provide detailed construction drawings, specifications, and cost estimates for the final recommended project. The sub-consultants for this project are: Simon Wong Engineering, 29.9 percent (MBE); Dahl Taylor & Associates, 9.4 percent (MBE); Moraes/Pham & Associates, 4.7 percent (MBE); Marum and Associates, 2.0 percent (WBE).

Aud. Cert. 9400693.

WU-U-94-035.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-113:

SUBJECT: Environmental Impact Report for State Route 56.

(North City Future Urbanizing Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1088 Cor.Copy) ADOPTED AS RESOLUTION R-283373

Authorizing an agreement with Keller Environmental Association (San Diego), in the amount of \$459,432, for preparation of the Environmental Impact Report for State Route 56 (CIP-52-463.0); Authorizing an agreement with SANDAG, in the amount of \$24,150, for preparation of the Environmental Impact Report for State Route 56 (CIP-52-463.0); Authorizing the Auditor and Comptroller to transfer not to exceed \$600,000 from Gas Tax Fund 30219 Unallocated Fund Balance, to State Route 56 - Right-of-Way Acquisition(CIP-52-463.0); Authorizing the expenditure of not to exceed \$600,000 from State Route 56 - Right-of-Way Acquisition (CIP-52-463.0).

CITY MANAGER SUPPORTING INFORMATION:

The State Route 56 projects consists of the east/west extension of SR-56 through the Future Urbanizing Area between Carmel Country Road and Black Mountain Road. This agreement would provide for the necessary environmental constraints studies, and Environmental Impact Report (EIR)and traffic modeling and analysis for the future six-lane facility connecting the communities of Carmel Valley and Rancho Penasquitos. Construction of this project is expected to alleviate traffic on existing local arterial streets including Black Mountain Road, Miramar Road, Mira Mesa Boulevard and Del Dios Highway. It is proposed to utilize the services of a consultant and SANDAG to prepare the environmental documents since City staff are already fully committed to other projects. Consultants submitted letters of interest and ten were interviewed in conformance with Council Policy 300-7. Keller Environmental Associates, Inc., was selected. They would be responsible for the preparation of the EIR and all of the associated technical and constraints reports.

Aud. Cert. 9400756.

FILE LOCATION: MEET CCONFY94-2

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. ACCEPT MAYOR GOLDING'S APPOINTMENT OF COUNCIL MEMBERS WARDEN AND MATHIS AS CO-CHAIRS OF THE "COMPLETE STATE ROUTE 56 CAMPAIGN" TO LEAD THE COUNCIL IN DOING WHAT IS NECESSARY TO GET THE ROAD COMPLETED. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114:

SUBJECT: First Amendment to the Agreement with Lee & Ro Consulting Engineers, Inc., for Additional Design Services for the North City Raw Sludge and Water Pipelines.

(University Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1091)

ADOPTED AS RESOLUTION R-283374

Authorizing the execution of an amendment to the agreement with Lee & Ro Consulting Engineers, Inc. (San Diego and Los Angeles) for additional design services in connection with the North City Raw Sludge and Water Pipelines; Authorizing the Auditor and Comptroller to transfer not to exceed \$444,058 from CIP-42-910.0, North City Sludge Processing Facilities, to CIP-41-911.3, North City Raw Sludge and Water Pipelines; Authorizing the additional expenditure of not to exceed \$350,037 from Clean Water Program Fund 41509, CIP-42-911.3, North City Raw Sludge and Water Pipelines, to supplement amounts previously authorized in Resolution R-281607, for this project. Authorizing the aggregate expenditure of not to exceed \$1,435,064 from Clean Water Program Fund 41509, CIP-42-910.0, North City Sludge and Water Pipelines, according to the revised funding schedule, to be expended as follows:
Phase 1 - \$444,058 from Fiscal Year 1993 appropriations
Phase 2 - \$830,508 from Fiscal Year 1994 appropriations
Phase 3 - \$ 69,755 from Fiscal Year 1995 appropriations, contingent on approval of the FY95 CIP budget
Phase 4 - \$ 58,609 from Fiscal Year 1996 appropriations, contingent on approval of the FY96 CIP budget
Phase 5 - \$ 32,134 from Fiscal Year 1997 appropriations, contingent on approval of the FY97 budget.

CITY MANAGER SUPPORTING INFORMATION:

The North City Raw Sludge Pipeline (NCRSP) will convey the raw sludge generated at the North City Water Reclamation Plant (NCWRP) to the Fiesta Island Replacement Project/Northern Sludge Processing Facility (FIRP/NSPF) for processing. The water

pipeline will convey reclaimed water from the NCWRP to serve the processing needs at FIRP/NSPF. Also part of this project is a raw sludge pump station at the NCWRP site. In March 1993, the City Council approved the agreement between the City and Lee & Ro Consulting Engineers, Inc. (Lee & Ro) for providing design services for the North City Raw Sludge and Water Pipelines. This request is for approval of Amendment No. 1 to the agreement with Lee & Ro to modify and provide additional engineering design services necessary to complete the 100 percent design documents. This modification is the result of changes in the pipeline route from the previously recommended alignment and reflects additional studies done to investigate alternatives. The original route was changed in response to environmental constraints which surfaced as a result of the listing of the California gnatcatcher as a threatened species, and concerns from the U.S. Navy (owner of the land) and the U.S. Fish and Wildlife Service. The final route was selected with the aid of biological field surveys and is not only the most technically and economically feasible alternative but also the one with the least impact to environmentally sensitive areas. The modifications to the scope of work include an entirely new aerials and field survey of the new alignment, and the incremental design costs resulting from the increased length of pipeline (5,200 additional feet). Additional expenses are anticipated in case hazardous materials are encountered along the sections of pipelines adjacent to the Miramar Landfill. The MBE/WBE participation for this amendment is expected to be the same as the original agreement, 97 percent MBE and 3 percent WBE.

Aud. Cert. 9400744.

WU-CWP-94-095.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-115:

SUBJECT: Award of As-needed Environmental Consultant Services
for the Clean Water Program (1994-1996).

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1092) ADOPTED AS RESOLUTION R-283375

Authorizing the execution of an agreement with Brian F. Mooney Associates (San Diego), for as-needed environmental consultant services, for the Clean Water Program; Authorizing the City Auditor and Comptroller to transfer within Clean Water Program Fund 41509, amounts not to exceed \$465,000 from CIP-40-910.6, North City Effluent Pipeline, and \$35,000 from CIP-45-910.2, Program & Pre-design, both to CIP-45-910.3; Authorizing the expenditure of not to exceed \$500,000 from Clean Water Program Fund 41509, CIP-45-910.3, Program Planning and Studies.

CITY MANAGER SUPPORTING INFORMATION:

After careful review of the ongoing development of the Clean Water Program, it has been determined that the City has a further need for professional environmental consultant services on an "as-needed" basis to support the Clean Water Program. Due to the ongoing nature of program development, identifying specific tasks for the consultant to perform will also be ongoing. As specific requirements are established, the consultant will be authorized in writing by the City to perform the requirements via "Task Orders." Anticipated tasks may include biological surveys and mitigation and monitoring plans; re-vegetation plans; traffic analysis; visual assessments of facilities; hazardous materials and soils assessments; air quality, noise, and odor evaluation; studies of public health and safety issues, and environmental impact report preparation. These tasks require the ability to contract with qualified specialists to perform such work in a timely fashion. Additional tasks will include the preparation of early environmental constraints analysis relative to the sensitive issues noted above in order to identify any fatal flaws for CWP facilities as early in the planning process as possible. The estimated cost for such services is based on the last four years of environmental services required, and costs borne by the Clean Water Program for similar tasks by local environmental firms. The average cost of the types of studies envisioned for the as-needed environmental consultant to undertake is estimated to be \$20,000 to \$75,000 per study. This agreement is for a three-year period. A Request For Proposal (RFP) was issued for this project and twenty proposals were received; Brian F. Mooney was selected from a short-list of three.

Aud. Cert. 9400748.

WU-CWP-94-082.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-116:

SUBJECT: First Amendment to the Agreement with PSG Engineering,
Inc., for As-Needed Corrosion Consultant Services.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1084) ADOPTED AS RESOLUTION R-283376

Authorizing the execution of an amendment to the agreement with PSG Corrosion Engineering, Inc. (San Diego), for as-needed consultant services for the Water Utilities Department; Authorizing the Auditor and Comptroller to transfer not to exceed \$100,000 within Water Revenue Fund 41500, from CIP-73-310.0, Annual Allocation for Corrosion Control, to the Water Operations Engineering Program 70830. Authorizing the expenditure of not to exceed \$100,000 from Water Revenue Fund 41500, Water Operations Engineering Program 70830 to provide funds for this amendment.

CITY MANAGER SUPPORTING INFORMATION:

On February 1, 1993, the City entered into an agreement with PSG Corrosion Engineering, Inc., Document RR-281430, to provide as-needed corrosion engineering services. The agreement provided for services by task order with each task not to exceed \$25,000 and the total contract not to exceed \$150,000. The City has reached the \$150,000 limit on PSG Corrosion Engineering, Inc.'s agreement due to eight tasks that have been performed. These tasks have consisted of corrosion investigations, designs, installations, and evaluations for major pipelines, and other miscellaneous projects. The requested action will amend the existing agreement to provide for the extension of PSG Corrosion Engineering, Inc.'s agreement for one year with an additional allocation of \$100,000. Aud. Cert. 9400692.

WU-U-94-050.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-117:

SUBJECT: Agreement with the San Diego Unified School District
for Modifications to the Traffic Signal at the
Intersection of Chatsworth Boulevard and
Narragansett Street. (Peninsula Community Area.
District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1067) ADOPTED AS RESOLUTION R-283377

Authorizing the execution of an agreement with the San
Diego Unified School District, for the design and
construction of modifications to the existing traffic
signal at the intersection of Chatsworth Boulevard and
Narragansett Street; Authorizing the expenditure of not
to exceed \$15,000 from CIP-62-002.0, Annual Allocation
- Minor Signal Requirements, Fund 30300.

CITY MANAGER SUPPORTING INFORMATION:

The San Diego Unified School District (SDUSD) is renovating Dana
Junior High School. As a part of the renovation project, the
SDUSD is making street improvements which include modifications
of the traffic signal at Chatsworth Boulevard and Narragansett
Street. The City also has Capital Improvement Project
CIP-62-002.0, which includes additional modifications to the same
traffic signal. The modifications to the traffic signal will
include the upgrade of the existing equipment to provide enhanced
vehicular and pedestrian safety. The modification will include
emergency vehicle preemption equipment for the safe passage of
emergency vehicles, and the installation of new pedestrian ramps
for improved pedestrian access. An agreement between the City

and the San Diego Unified School District (SDUSD) has been prepared, enabling the SDUSD to make modifications to the existing traffic signal at the intersection of Chatsworth Boulevard and Narragansett Street that would satisfy both parties. The agreement provides for the City to reimburse SDUSD for the City's portion of the traffic signal improvements.

Aud. Cert. 9400676.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-118:

SUBJECT: 1994 Legislative Sponsorship Program. (See
Intergovernmental Relations Department Reports IRD-94-1
and IRD-94-2.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-94-1043) ADOPTED AS RESOLUTION R-283378

Approving and adopting the legislative sponsorship recommendations contained in Intergovernmental Relations Department Report IRD-94-1, dated November 5, 1993, and IRD-94-2, dated January 11, 1994, providing recommendations for City sponsorship of legislation for the 1994 State Legislative period.

RULES COMMITTEE'S RECOMMENDATION:

On 1/10/94, RULES voted 4-0 (Councilmembers Roberts, Stevens, McCarty, and Mayor Golding voted yea; Councilmember Stallings not present) to approve the report (IRD-94-1, dated 11/5/93) with the following modifications: 1. Protection for City Employees whose lives may be threatened by the public's easy access to personal records. 2. Adopt the report. 3. Refer to the Transportation and Land Use Committee for review. 4. Referred to Council and directed letter to state the City's position on

transfers or diversions of City revenue. 5. No unfunded local mandates. 6. Expressed interest but directed IRD to return to Rules Committee additional information on actual initiatives for possible action. 7. Approved recommendation. 8. Approved recommendation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas.
Passed by the following vote: Mathis-yea, Roberts-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-150:

SUBJECT: Automated Refuse Collection.

(See City Manager Report CMR-93

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution and hold the first public hearing
of the ordinance:

Subitem-A: (R-94-1112) ADOPTED AS RESOLUTION R-283379

Adoption of an Resolution authorizing the City Manager
to implement plans for a City-wide automated refuse
collection program; Authorizing the City Manager to
recover all City costs for providing more than one
automated container per residence, the revenue to be
deposited in the Automated Container Fund (10509);
Authorizing the City Auditor and Comptroller to
transfer working capital advance in the amount of
\$362,000 from the Equipment Division Motive Replacement
Fund (33) to the Automated Container Fund (10509) via
General Fund 100; Authorizing the Purchasing Agent to
advertise for bids for the automated containers and to
award the bid in accordance with the bid instructions;
Authorizing the City Manager to execute multi-year
lease/purchase agreements for automated containers.

Subitem-B: (O-94-60) HEARING HELD

First public hearing in the matter of amending Ordinance O-17947 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1993-94 and Appropriating the Necessary Money to Operate the City of San Diego for the Fiscal Year" by amending Document No. 00-17947-1, by increasing the appropriations and estimated revenues in General Fund 100 by \$362,000 for transfer to the Automated Container Fund (10509).

NOTE: See Item 336 on the docket of Tuesday, February 8, 1994 for the second public hearing and introduction and adoption of the ordinance in subitem B.

PUBLIC FACILITIES AND RECREATION COMMITTEE'S RECOMMENDATION:

On 11/10/93, PF&R voted 3-0 to approve the City Manager's recommendation and forward the item to full City Council with the following issues to be addressed: 1) response to Councilmember McCarty's memo regarding comparison of costs to privatization; 2) contacting City employees for their input; and 3) an assessment of unit costs per household. (Councilmembers Stallings, McCarty and Vargas voted yea; Councilmembers Behr and Hartley not present). Aud. Cert. 9400687.

FILE LOCATION: Subitem A: MEET; Subitem B: NONE

COUNCIL ACTION: (Tape location: B035-224.)

MOTION BY McCARTY TO ADOPT SUBITEM A AND TO APPROVE THE FIRST HEARING OF SUBITEM B. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200:

SUBJECT: Master Lease Program.

(See City Manager Report CMR-94-06.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-947) ADOPTED AS RESOLUTION R-283380

Authorizing the execution of an amendment to the agreement with Public Resources Advisory Group/Municipal Capital Management(WBE), to provide financial advisory services to the Master Lease Program and the Automated Refuse Collection Program; Authorizing the expenditure of not to exceed \$47,000 from Non-departmental/Financial Services and the Refuse Collection Program Budget.

Aud. Cert. 9400625.

NOTE: See Item 150 for a companion item.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A391-B034.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Vargas. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201:

SUBJECT: Proposed Renaming and Reuse of the San Diego Athletic Club Building (formerly the HBJ Building) at 1250 Sixth Avenue. (See City Manager Reports CMR-94-23 and CMR-93-344. Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-833 Rev. 1) ADOPTED AS RESOLUTION R-283381

Approving the proposed renaming and reuse of the San Diego Athletic Club Building (formerly the HBJ Building) located at 1250 Sixth Avenue, as follows: 1. That the San Diego Athletic Club Building be re-designated as the "World Trade Center San Diego" building; 2. That the use of the World Trade Center San Diego building be limited to City offices and to those other public purpose uses that are directly related to the City functions that will be housed in the building; 3. That the City Manager is authorized to begin occupying the building in general accordance

with the proposed reuse plan.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B225-311.)

MOTION BY STEVENS TO ADOPT AND TO DIRECT THE CITY MANAGER TO COME BACK WITH A PLAN FOR THE LEASING AND OCCUPANCY OF THE REST OF THE BUILDING SO THAT COUNCIL CAN SEE EXACTLY WHAT TO DO TO MAKE THIS BUILDING FUNCTIONAL AS A WORLD TRADE CENTER. Second by Roberts. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-202:

SUBJECT: Alternative Funding for State Route 56 West. (See City Manager Report P-94-030. Carmel Valley Community Area. District-1.)

Adoption of the following resolution:

(R-94-1099 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-283382

Authorizing the City Manager to request funding from SANDAG through the Debt Financing Program in an amount not to exceed \$1,500,000; Authorizing the execution of the necessary documents relating to the receipt of the funds from SANDAG; Amending the Fiscal Year 1994 Capital Improvement Program (CIP) budget to include the addition of \$1,500,000 TransNet Bond, Fund 30302, to CIP-52-356.0 - Acquisition of Right-of-Way for State Route 56 West/CVREP; Declaring that the City will be responsible for paying its proportionate share of issuance costs and overall annual department service requirements of the SANDAG Debt Financing Program and that such cost shall be the first priority of the City of San Diego's annual allocation of TransNet revenues; Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$2,000,000 from Fund 30300 "Trans Net Interest" to CIP-52-356.0 - Acquisition of Right-of-Way for State Route 56 West/Carmel Valley Restoration & Enhancement Project (CVREP); Authorizing the expenditure of not to exceed \$3,500,000 from CIP-52-356.0, Acquisition of Right-of-Way for State Route 56 West and CVREP

(contingent upon the receipt of funds).

CITY MANAGER'S RECOMMENDATION:

Adopt the above resolution and: 1) Approve the use of TransNet interest earnings and bonding capacity to reduce the Carmel Valley FBA's obligation for SR-56 West and CVREP to \$3 million. 2) Delete Carmel Valley FBA's share of the funding for SR-56 right-of-way in the Future Urbanizing Area. 3) Delete the remaining communities' share of the funding for SR-56 right-of-way in the Future Urbanizing Area. 4) Do not amend the transportation phasing plans for the impacted communities.

Aud. Cert. 9400771.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B312-C243.)

Motion by Mathis to accept the City Manager's recommendations. Second by Roberts. No vote.

MOTION BY MATHIS TO ADOPT THE RESOLUTION APPROVING THE CARMEL VALLEY PLAN AS AMENDED BY NOT DELETING THE REMAINING COMMUNITIES' SHARE OF THE FUNDING FOR SR-56 RIGHT-OF-WAY IN THE FUTURE URBANIZING AREA, BUT TO GRANT THE COMMUNITIES THE OPTION TO VOICE THEIR OPINION DURING THE FINANCING PLAN UPDATE PROCESS. Second by Roberts. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-nay, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 7:01 p.m. in honor of the memory of Deputy City Attorney Tom Calverley.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: C456.)

