

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MAY 16, 1994
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:10 p.m. City Manager Jack McGrory reported on the status of the Impasse Hearing. The meeting was recessed by Mayor Golding at 3:37 p.m. Mayor Golding reconvened the meeting at 3:57 p.m. with all Council Members present. The meeting was recessed by Mayor Golding at 5:21 p.m. to meet in Closed Session in the 12th floor Conference Room to discuss the Impasse Hearing. The meeting was reconvened by Mayor Golding at 6:36 p.m. with Council Member Roberts not present. Mayor Golding recessed the meeting at 7:06 p.m. to meet in Closed Session in the 12th floor Conference Room to discuss the Impasse Hearing. The meeting was reconvened by Mayor Golding at 7:38 p.m. with Council Member Roberts not present. Mayor Golding adjourned the meeting at 7:39 p.m. to meet in Closed Session on Tuesday, May 17, 1994, at 9:00 a.m., in the 12th floor Conference Room to discuss pending litigation matters.

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-Abdelnour (ec)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL
Clerk Abdelnour called the roll:

- (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

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Father Theodore Phillips of Saints Constantine and Helen Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Mathis.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Don Stillwell regarding atomic secrets given to Russia in 1943. Also, he requested to have placed on the November Ballot a proposal to repeal the Federal Reserve Act and to have Council share Section 34.02P with their Unions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A229-265.)

ITEM-PC-2:

Comments by Carl Hood asking Council for help to stop jury tampering.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A266-300.)

ITEM-PC-3: REFERRED TO THE CITY MANAGER

Comments by Scott Wright asking Council for help regarding the drug use and the drug dealer in his apartment complex.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A301-316.)

ITEM-PC-4:

Comments by Robert Fish regarding the following: 1) San Diego's fire departments and how they have been neglected; 2) San Diego's streets that have been worked on but not improved; and 3) San Diego's police and crime and how the citizens of San Diego wouldn't have to put themselves into jeopardy as they are now if San Diego had a ratio of more police to people.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A317-349.)

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Member Roberts thanking Supervisor Brian Bilbray for taking time and supporting something that he's going to be proposing.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A380-383.)

ITEM-30: RECOGNIZED

Recognizing the Energy Task Force for developing ways to improve energy efficiency in both new and existing facilities.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A154-188.)

ITEM-31:

SUBJECT: La Jolla Country Day School Madrigals Day.

COUNCILMEMBER MATHIS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1691) ADOPTED AS RESOLUTION R-283857

Congratulating the La Jolla Country Day School Madrigals singing group for their achievement of being named the Choral Division Grand Champions at the Golden Gate Musical Festival in San Francisco;
Declaring Tuesday, June 14, 1994 to be "La Jolla Country Day School Madrigals Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A092-153.)

MOTION BY MATHIS TO ADOPT. 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-32:

SUBJECT: Encanto Neighborhood Council Day.

DEPUTY MAYOR STEVENS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1758) ADOPTED AS RESOLUTION R-283858

Commending the Encanto Neighborhood Council for its commitment and dedication to the residents of Encanto; Proclaiming May 16, 1994 to be "Encanto Neighborhood Council Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A189-228.)

MOTION BY STEVENS TO ADOPT. Second by Warden. 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-33: APPROVED

Approval of Council Minutes for the Meetings of:
05/02/94
05/03/94

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A089-091.)

MOTION BY MATHIS 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: Assignment of Temperature-Controlled Water Franchise.
(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-94-111) INTRODUCED, TO BE ADOPTED ON MAY 31, 1994

Introduction of an Ordinance supplementing Ordinance O-10639 (NS), to authorize assignment of the temperature-controlled water franchise from San Diego Central Cooling Company to RSD Power, L.P., for a period of 50 years to construct, maintain and use pipes and appurtenances to carry temperature-controlled water for heating and cooling purposes in streets within the City of San Diego and to utilize the pipes and appurtenances in the streets for transmitting temperature-controlled water for use outside the boundaries of the City for heating and cooling purposes.

CITY MANAGER SUPPORTING INFORMATION:

San Diego Central Cooling Company is the current franchisee of a non-exclusive franchise to utilize City streets for underground pipelines to transmit temperature-controlled water for heating and cooling purposes. The 50-year franchise was originally granted in 1971. The franchisee operates a chilling plant downtown and currently sells chilled water which is used in the central air conditioning of 14 downtown buildings connected by an underground pipeline loop. Revenue to the City is 3 percent of gross income and averages about \$50,000 per year. San Diego Central Cooling Company requests the City's consent to assign the franchise to RSD Power Partners, L.P. City Council approval is required to assign the franchise. The proposed franchisee plans to expand the capacity of the chilling plant and add new customers. Annual revenue to the City is projected to increase to \$75,000 within five years. City staff has determined that RSD Power Partners, L.P., is experienced and financially qualified to operate the franchise. Approval of the assignment is recommended.

FILE LOCATION: FRAN - San Diego Central Cooling Company RSD
Power, L.P. Partners

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO INTRODUCE. 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-100:

SUBJECT: Inviting Bids for the Construction Contract for the Initial Site Preparation of the Fiesta Island Replacement Project/Northern Sludge Processing Facility (FIRP/NSPF).
(University City and Serra Mesa Community Areas. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-647) ADOPTED AS RESOLUTION R-283859

Inviting bids for the Fiesta Island Replacement Project/Northern Sludge Processing Facility Site Development on Work Order No. 198880;
Authorizing the City Manager to apply for and accept grant funds for Fiesta Island Replacement Project/Northern Sludge Processing Facility Site Development, should a funding source become available.
(BID-K94105)

CITY MANAGER SUPPORTING INFORMATION:

The Fiesta Island Replacement Project/Northern Sludge Processing Facility (FIRP/NSPF) project to be located at NAS Miramar will replace the sludge drying facilities currently located at Fiesta Island. The Initial Site Preparation is the first of nine construction contracts for FIRP/NSPF. Mitigation measures related to this action have been incorporated into each package. At this time approval is requested to advertise the contract for this package for bid only. An Environmental Impact Report for this project is in preparation and will be certified prior to the approval of construction funds. The request to certify the Environmental Impact Report (EIR) and to adopt the Mitigation Monitoring and Reporting Program for this project are scheduled to accompany the request for award of this contract to Council in September 1994. Therefore, advertising for bid only is not considered to have the potential for causing a significant effect on the environment.

WU-CWP-94-145.

FILE LOCATION: W.O. 198880 CONT - Signs and Pinnick, Inc.

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-101:

SUBJECT: Painting the Botanical Building in Balboa Park.
(Balboa Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1755) ADOPTED AS RESOLUTION R-283860

Authorizing the use of City Forces to paint the Botanical Building located in Balboa Park, to be coordinated by the Park and Recreation Department, Special Projects Office, utilizing the existing scaffolding currently installed in the building; declaring that the cost of the work shall not exceed \$100,000;

Authorizing the expenditure of an amount not to exceed \$100,000, from San Diego Facilities and Equipment Leasing Corporation Construction Fund No. 91101, CIP-21-834.0, Balboa Park/Mission Bay Park Requirements.

CITY MANAGER SUPPORTING INFORMATION:

The Park and Recreation Department has just completed a project to structurally upgrade the Botanical Building, located in Balboa Park. During the course of construction it became evident that the building is in dire need of a paint job. If the building is to be repainted, now is the time to do so, since many of the trees and plants from within the building have been temporarily relocated, and an extensive scaffolding system has been erected. Park and Recreation, in partnership with General Services, proposes to paint the building at a substantially reduced cost than the amount that could be negotiated with the current general contractor. By contracting directly with the scaffolding subcontractor to leave the existing scaffolding in place, to be used by the General Services paint crews, there will be a credit of \$15,400 from the general contractor for not having to dismantle the scaffolding and a cost reduction of \$31,166 from the scaffolding subcontractor for not having to re-erect it at a

later date. General Services labor and materials costs for painting the building is estimated at \$94,000. Total painting cost, including scaffolding, is estimated at \$128,000, which is approximately \$95,000 less than the final negotiated fee proposed by the general contractor. Current project cost savings in the amount of \$28,000 will be utilized for this purpose. A funding balance of \$100,000, including contingencies, is being requested to pay for General Services labor and material requirements. Aud. Cert. 9401109.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-102:

SUBJECT: Approving Parcel Map W.O. No. 940127.
(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1716) ADOPTED AS RESOLUTION R-283861

Approving Parcel Map W.O. No. 940127.

FILE LOCATION: SUBD - Carmel Valley Village Unit 3, Map
12264, Lots 223, 224, 226-229, 249, 272, 298
& S; Parcel Map 17333, Parcel 1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-103:

SUBJECT: Three actions related to Adams Avenue (Felton Street to Mansfield Street) Landscape Maintenance District. (Mid-City (Normal Heights) Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1627) ADOPTED AS RESOLUTION R-283862

Initiating proceedings for the formation of the Adams Avenue (Felton Street to Mansfield Street) Landscape Maintenance District.

Subitem-B: (R-94-1628) ADOPTED AS RESOLUTION R-283863

Resolution of Intention to establish and levy and collect assessments on the Adams Avenue (Felton Street to Mansfield Street) Landscape Maintenance District.

Subitem-C: (R-94-1629) ADOPTED AS RESOLUTION R-283864

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing proposes to establish the Adams Avenue (Felton Street to Mansfield Street) Landscape Maintenance District between Felton Street and Mansfield Street. At the same time, it also establishes the annual assessments for the landscape maintenance district for Fiscal Year 1995. The facilities to be maintained by the district include street trees and irrigation facilities on Adams Avenue between Felton Street and Mansfield Street. The district will be administered by the Adams Avenue Business Association (AABA) in accordance with Section 65.0209.5 of the San Diego Municipal Code, with an agreement between the City and the AABA which was scheduled for Council approval in June 1994. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 3,000
Utilities	900
Incidentals	3,600*
Total Expenses	\$ 7,500
Reserve	2,000

Total	\$ 9,500
Less AABA Contribution	(3,000)**
Assessed to District	\$ 6,500

* Incidentals includes \$500 (AABA) administration fees, \$600 nursery stock, and \$2,500 for administration costs by the City's Special Districts Section.

** This amount is to be financed by AABA through Business License Fees. The assessments are based on the frontage along Adams Avenue equal to 2,050 linear feet. The proposed unit assessment for Fiscal Year 1995 is \$3.17 per frontage foot of parcel. Fiscal Year 1995 is the first year assessments are being levied for this district.

FILE LOCATION: STRT M-321

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-104:

SUBJECT: Two actions related to the Bay Terraces Landscape
Maintenance District.
(Skyline/Paradise Hills Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1633) ADOPTED AS RESOLUTION R-283865

Resolution of Intention to levy and collect assessments
on Areas 1 and 5 of Bay Terraces Landscape Maintenance
District.

Subitem-B: (R-94-1634) ADOPTED AS RESOLUTION R-283866

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the Bay

Terraces Landscape Maintenance District. The district provides for the maintenance of 4 acres open space. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

	Area 1	Area 5	Total
Contractual Maintenance	\$13,500	\$ 4,200	\$17,700
Personnel	2,571	2,571	5,142
Utilities	2,575	0	2,575
Incidentals	3,762	3,036	6,798
Total Expenses	\$22,408	\$ 9,807	\$32,215
Reserve	7,752	7,496	15,248
Total	\$30,160	\$17,303	\$47,463
Less Carry-over & Interest	(7,062)	(7,112)	(14,174)
Less City Contribution	(50)	(50)	(100)
Assessed to District	\$23,048	\$10,141	\$33,189

For Area 1, the annual assessment for Fiscal Year 1995 is \$65.85 per dwelling unit, the same as Fiscal Year 1994. For Area 5, the annual assessment for Fiscal Year 1995 is \$105.64 per dwelling unit, the same as Fiscal Year 1994. The district consists of areas 1 and 5 only.

FILE LOCATION: STRT M-322

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-105:

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1636) ADOPTED AS RESOLUTION R-283867

Resolution of Intention to levy and collect assessments
on the Calle Cristobal Landscape Maintenance District.

Subitem-B: (R-94-1637) ADOPTED AS RESOLUTION R-283868

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the Calle Cristobal Landscape Maintenance District. The district was established in 1987 to provide maintenance for landscaped medians, streetscapes, and the street side of the sound attenuator wall along Calle Cristobal within the district boundaries. In Fiscal Year 1995, certain landscaping improvements within Zone 1 only will be maintained by the district. The developer will continue to provide maintenance for the remainder of the existing landscaping improvements in Zones 1 and 2 until they are accepted and taken over by the district. The Fiscal Year 1995 proposed maintenance costs for Zone 1 of the district are as follows:

Contractual Maintenance	\$ 45,000
Personnel	12,849
Utilities	21,550
Incidentals	35,871
Total Expenses	\$115,270
Reserve	13,935
Total	\$129,205
Less Carry-over & Interest	(52,400)
Less City Contribution	(2,239)
Assessed to District	\$ 74,566

The assessment amount per dwelling unit for Zone 1 in Fiscal Year 1995 is \$62.05, the same as Fiscal Year 1994. No assessments are levied for Zone 2 for Fiscal Year 1995.

FILE LOCATION: STRT M-323

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-106:

SUBJECT: Two actions related to the Campus Point Landscape
Maintenance District.
(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1639) ADOPTED AS RESOLUTION R-283869

Resolution of Intention to levy and collect assessments on the Campus Point Landscape Maintenance District.

Subitem-B: (R-94-1650) ADOPTED AS RESOLUTION R-283870

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the Campus Point Landscape Maintenance District. The district provides maintenance of 25 acres of open space. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$15,000
Personnel	5,139
Utilities	6,125
Incidentals	6,786
Total Expenses	\$33,050
Reserve	20,927
Total	\$53,977
Less Carry-over & Interest	(28,500)
Less City Contribution	(625)
Assessed to District	\$24,852

The proposed amount to be assessed to the district in Fiscal Year 1995 is \$425 per net acre. The assessment amount per acre in Fiscal Year 1994 was \$427. The thirteen parcels in the district range in size from 2.2 to 10.2 acres.

FILE LOCATION: STRT M-324

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-107:

SUBJECT: Three actions related to the Del Mar Terrace Street

Repair and Maintenance District.
(Torrey Pines Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1700) ADOPTED AS RESOLUTION R-283871

Initiating proceedings for the formation of the Del Mar Terrace Street Repair and Maintenance District.

Subitem-B: (R-94-1701) ADOPTED AS RESOLUTION R-283872

Resolution of Intention to establish the Del Mar Terrace Street Repair and Maintenance District.

Subitem-C: (R-94-1702) ADOPTED AS RESOLUTION R-283873

Approving the City Engineer's Report submitted in connection with the Del Mar Terrace Street Repair and Maintenance District.

FILE LOCATION: STRT M-332

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-108:

SUBJECT: Two actions related to the Eastgate Technology Park Landscape Maintenance District.
(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1652) ADOPTED AS RESOLUTION R-283874

Resolution of Intention to levy and collect assessments on the Eastgate Technology Park Landscape Maintenance District.

Subitem-B: (R-94-1653) ADOPTED AS RESOLUTION R-283875

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the Eastgate Technology Park Landscape Maintenance District. The district maintains landscaped center islands, streetscapes and open space areas within the district.

The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 95,000
Personnel	25,698
Utilities	25,350
Incidentals	25,371
Total Expenses	\$171,419
Reserve	26,834
Total	\$198,253
Less Carry-Over and Interest	(71,137)
Less City Contribution	(3,430)
Assessed to District	\$123,686*

Assessment for Fiscal Year 1995 is \$1,169 per net acre. The assessment in Fiscal Year 1994 was also \$1,169 per net acre.

FILE LOCATION: STRT M-325

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-109:

SUBJECT: Two actions related to the First San Diego River Improvement Project (FSDRIP) Landscape Maintenance District.
(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1664) ADOPTED AS RESOLUTION R-283876

Resolution of Intention to levy and collect assessments on the First San Diego River Improvement Project (FSDRIP) Landscape Maintenance District.

Subitem-B: (R-94-1665) ADOPTED AS RESOLUTION R-283877

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the First San Diego River Improvement Project Landscape Maintenance District. The facility proposed to be maintained consists of San Diego River earthen flood control channel, eight river islands inside the channel zone, and an approximately 20-foot wide buffer zone running along and adjacent to the channel embankments. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$333,500
Personnel	34,853
Utilities	47,700
Incidentals	73,998
Total Expenses	\$490,051
Reserve	106,123
Total	\$596,174
Less Carry-over & Interest	(340,969)
Assessed to District	\$255,205*

Fiscal Year 1995 assessments are approximately \$70 for the condo units, and from \$288 to \$46,564 for the individual parcels compared to \$88 for condo units and from \$360 to \$58,000 for the individual parcels in Fiscal Year 1994. The decrease is due to the larger carry-over amount from the previous fiscal year.

FILE LOCATION: STRT M-326

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-110:

SUBJECT: Two actions related to the La Jolla Village Drive
Landscape Maintenance District.
(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1655) ADOPTED AS RESOLUTION R-283878

Resolution of Intention to levy and collect assessments
on the La Jolla Village Drive Landscape Maintenance
District.

Subitem-B: (R-94-1656) ADOPTED AS RESOLUTION R-283879

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the La
Jolla Village Drive Landscape Maintenance District. The district
provides maintenance of the landscape medians along La Jolla
Village Drive between I-5 and Regents Road.

The Fiscal Year 1995 proposed maintenance costs for the district
are as follows:

Contractual Maintenance	\$ 5,000
Personnel	5,139
Utilities	2,700
Incidentals	9,170
Total Expenses	\$22,009
Reserve	76,524
Total	\$98,533
Less Carry-over & Interest	(55,100)
Less City Contribution	(695)
Assessed to District	\$42,738

The proposed assessment for Fiscal Year 1995 is \$18.67 per
dwelling unit, the same as Fiscal Year 1994.

FILE LOCATION: STRT M-327

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-111:

SUBJECT: Two actions related to the Lopez Canyon Stormwater
Retention Basin Maintenance District.
(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1658) ADOPTED AS RESOLUTION R-283880

Resolution of Intention to levy and collect assessments
on the Lopez Canyon Stormwater Retention Basin
Maintenance District.

Subitem-B: (R-94-1659) ADOPTED AS RESOLUTION R-283881

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the
Lopez Canyon Stormwater Retention Basin Maintenance District.
The district provides maintenance for the storm drain retention
basin and the related structures. The Fiscal Year 1995 proposed
maintenance costs for the district are as follows:

Contractual Maintenance	\$1,500
Personnel	0
Utilities	0
Incidentals	2,500
Total Expenses	\$4,000
Reserve	3,127
Total	\$7,127
Less Carry-Over and Interest	(7,127)
Assessed to District	\$ 0

The carry-over amount from the previous year and the projected
interest is \$7,127. The proposed expenditure to maintain the
district including incidental expenses for Fiscal Year 1995 is
\$4,000. The balance remaining in the district account (\$7,127)

in Fiscal Year 1995 is sufficient to provide a continuing major maintenance reserve. Consequently, no assessments to the district are proposed for Fiscal Year 1995. The amount assessed to the district in Fiscal Year 1994 was also zero.

FILE LOCATION: STRT M-328

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-112:

SUBJECT: Two actions related to the Mission Boulevard Landscape
Maintenance District.
(Mission Beach Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1661) ADOPTED AS RESOLUTION R-283882

Resolution of Intention to levy and collect assessments
on the Mission Boulevard Landscape Maintenance
District.

Subitem-B: (R-94-1662) ADOPTED AS RESOLUTION R-283883

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the Mission Boulevard Landscape Maintenance District. The district provides for the maintenance of approximately 200 trees and planter boxes along Mission Boulevard from San Diego Place to Pacific Beach Drive. The contractual maintenance is only for irrigation of the trees via the contractor's water trucks. All other maintenance services are provided by City personnel.

This includes tree trimming, trash pick-up, weed and pest control, graffiti removal, plus tree and container replacement

due to vandalism, weather, etc. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$18,653
Personnel	22,264
Incidentals	13,076
Total Expenses	\$53,993
Reserve	12,254
Total	\$66,247
Less Carry-over & Interest	(23,174)
Assessed to District	\$43,073

The annual assessment for Fiscal Year 1995 is \$11.49 per dwelling unit. The assessment for Fiscal Year 1994 was \$11.73.

FILE LOCATION: STRT M-330

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-113:

SUBJECT: Two actions related to the Mira Mesa Landscape
Maintenance District.
(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1667) ADOPTED AS RESOLUTION R-283884

Resolution of Intention to levy and collect assessments
on the Mira Mesa Landscape Maintenance District.

Subitem-B: (R-94-1668) ADOPTED AS RESOLUTION R-283885

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The public hearing establishes the annual assessments for the
Mira Mesa Landscape Maintenance District. The district provides

maintenance of landscaped and paved medians, slopes and streetscapes within Zone 1 and Zone 3 of the district. There is no maintenance within Zone 2 and consequently there is zero assessment. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

	Zone 1	Zone 3	Total
Contractual Maintenance	\$120,000	\$50,000	\$170,000
Personnel	20,561	10,279	30,840
Utilities	38,500	26,500	65,000
Incidentals	51,286	20,995	72,281
Total Expenses	\$230,347	\$107,774	\$338,121
Reserve	32,381	186,166	218,547
Total	\$262,728	\$293,940	\$556,668
Less Carry-over & Interest	(103,376)	(169,747)	(273,123)
Less City Contribution	(32,644)	-	(32,644)
Assessed to District	\$126,708	\$124,193	\$250,901

The FY '95 assessment amounts per dwelling unit for Zone 1 is \$3.83 and for Zone 3 is \$77.02, the same as FY '94.

FILE LOCATION: STRT M-329

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-114:

SUBJECT: Two actions related to the Washington Street Landscape
 Maintenance District.
 (Mission Hills Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1670) ADOPTED AS RESOLUTION R-283886

Resolution of Intention to levy and collect assessments on
 the Washington Street Landscape Maintenance District.

Subitem-B: (R-94-1671) ADOPTED AS RESOLUTION R-283887

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The Washington Street Landscape Maintenance District was established in July 1993. The maintenance district was established for the purpose of maintaining the landscaping improvements on the existing Washington Street center islands approximately 380 feet west of the University Avenue overpass and Hawk Street. The landscaping improvements will consist predominantly of various types of blossoming trees, shrubs and ground cover. The construction project along with the landscaping improvements are currently scheduled to be completed in June 1994. The landscaping maintenance will be funded by the City for approximately one year until July 1995, at which time the district will fund the maintenance operations. Consequently, there will be no assessment to the district for Fiscal Year 1995. Based on current estimates, the proposed total assessment for Fiscal Year 1996 will be approximately \$32,000, corresponding to approximately \$10 per dwelling unit.

FILE LOCATION: STRT M-331

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-115:

SUBJECT: Five actions related to Ordering Foreclosure Action
 Against Delinquent Parcels of Land.
 (See City Manager Report CMR-94-137.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1674) ADOPTED AS RESOLUTION R-283888

Ordering action to be brought in the Superior Court of
San Diego County to foreclose the assessment liens
against delinquent parcels of land in Assessment
District No. 4011 - De La Fuente Business Park - Phase

I.

Subitem-B: (R-94-1675) ADOPTED AS RESOLUTION R-283889

Ordering action to be brought in the Superior Court of San Diego County to foreclose the assessment liens against delinquent parcels of land in Assessment District No. 4021 - De La Fuente Business Park - Phase II.

Subitem-C: (R-94-1676) ADOPTED AS RESOLUTION R-283890

Ordering action to be brought in the Superior Court of San Diego County to foreclose the assessment liens against delinquent parcels of land in Assessment District No. 4010 - Otay International Center - Phase I.

Subitem-D: (R-94-1677) ADOPTED AS RESOLUTION R-283891

Ordering action to be brought in the Superior Court of San Diego County to foreclose the assessment liens against delinquent parcels of land in Assessment District No. 4019 - Otay International Center - Phase II.

Subitem-E: (R-94-1678) ADOPTED AS RESOLUTION R-283892

Ordering action to be brought in the Superior Court of San Diego County to foreclose the assessment liens against delinquent parcels of land in Assessment District No. 3987 - Otay Mesa Road (Right of Way Acquisition).

FILE LOCATION: Subitem A: STRT D-2265; Subitem B: STRT D-2283; Subitem C: STRT D-2264; Subitem D: STRT D-2276; Subitem E: STRT D-2236

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-116:

SUBJECT: Hispanic Community Blood Drive and Health Fiesta Day.

COUNCILMEMBER ROBERTS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1625) ADOPTED AS RESOLUTION R-283893

Supporting the Third Annual Hispanic Community Blood Drive and Health Fiesta and congratulating El Mexicano newspaper and the San Diego Blood Bank for this important work;

Declaring Saturday, May 14, 1994 to be "Hispanic Community Blood Drive and Health Fiesta Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-117:

SUBJECT: Seven actions related to authorizing Suggestion Awards.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1680) ADOPTED AS RESOLUTION R-283894

Bradd J. Elander - Fire Department - \$45.00
Richard R. Hopson - Water Utilities - \$50.00

Subitem-B: (R-94-1681) ADOPTED AS RESOLUTION R-283895

John Trent - Police Department - \$217.00
Mehrddad Maher - Building Inspection - \$298.30

Subitem-C: (R-94-1682) ADOPTED AS RESOLUTION R-283896

Maria V. Romero - Auditor's/CIP - \$318.77

Subitem-D: (R-94-1683) ADOPTED AS RESOLUTION R-283897

Sharon J. Beach - Manager's/Economic Development -
\$720.14

Subitem-E: (R-94-1684) ADOPTED AS RESOLUTION R-283898

Billy Church - Neighborhood Code Compliance -
\$1,075.20

Subitem-F: (R-94-1685) ADOPTED AS RESOLUTION R-283899

Brian R. Blagg - Police/Central - \$2,500.00

Subitem-G: (R-94-1686) ADOPTED AS RESOLUTION R-283900

Karl Kierulff - Park & Recreation/Central -
\$2,537.10

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-118:

SUBJECT: Additional Project Funding for the Motor Control
Centers - Replacement/Relocation Project at the Point
Loma Wastewater Treatment Plant.
(Peninsula Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1697) ADOPTED AS RESOLUTION R-283901

Authorizing the City Auditor and Comptroller to

transfer an amount not to exceed \$50,000 from CIP-40-920.0, Rose Canyon Trunk Sewer - Clean Water Program Portion, Sewer Revenue Fund 41509 to CIP-46-119.0, Annual Allocation, Point Loma Wastewater Treatment Plant, Sewer Revenue Fund 41508;
Authorizing the expenditure of an amount not to exceed \$50,000 from CIP-46-119.0, Annual Allocation, Point Loma Wastewater Treatment Plant to supplement funding previously authorized (R-282554) for the Motor Control Centers Replacement/Relocation Project.

CITY MANAGER SUPPORTING INFORMATION:

The original project was for replacing and relocating three Motor Control Centers at the Point Loma Wastewater Treatment Plant. Between the time of the construction contract bid opening and the Notice to Proceed for construction, additional motors used to drive pumps were installed. These motors require motor starters to be installed in the new motor control centers. This work and other items, such as a double-tier unistrut conduit system and increased concrete coring, will be addressed in future Change Orders and will be funded by this additional funding request. This project is not federally funded and therefore has no EPA "Fair Share" DBE requirements.

Aud. Cert. 9401075.

WU-CWP-94-147.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-119:

SUBJECT: Agreement with AKM Consulting Engineers, for the Scripps Ranch Boulevard/I-15 Subsystem - Reclaimed Water Distribution System.
(Scripps Miramar Ranch and Miramar Ranch North Community Areas. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1693) ADOPTED AS RESOLUTION R-283902

Authorizing the execution of an agreement with AKM Consulting Engineers (Orange County), for professional design services in connection with the Scripps Ranch Boulevard/I-15 Subsystem - Reclaimed Water Distribution System;

Authorizing the expenditure of an amount not to exceed \$544,500 from Water Revenue Fund 41500, CIP-70-918.0, Scripps Ranch Boulevard/I-15 Subsystem - Reclaimed Water Distribution System, to be expended in the following manner:

\$150,000 from Fiscal Year 1994 appropriation.
\$394,500 from Fiscal Year 1995 appropriations, contingent on Council approval of funds for this purpose in the Fiscal Year 1995 CIP budget.

CITY MANAGER SUPPORTING INFORMATION:

The Scripps Ranch Boulevard/I-15 Subsystem is an integral part of the Reclaimed Water Distribution System. This project is necessary to implement the Consumers' Alternative and to distribute reclaimed water produced by the North City Reclamation Plant. As discussed in the Reclaimed Water Distribution System Master Plan and the Consumers' Alternative Addendum to the Master Plan, the Scripps Ranch Boulevard/I-15 Subsystem consists of a 15,000 foot pipeline that will carry Title 22 Reclaimed Water emanating from the North City Water Reclamation Plant to communities in the Northern Section of San Diego. The intent of serving additional users along the pipeline route will also be addressed in the design of this project. The MBE/WBE participation for this project is 63.2 percent MBE and 7.4 percent WBE. With this agreement, approximately 15 local jobs would be provided.

Aud. Cert. 9401071.

WU-CWP-94-138.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-120:

SUBJECT: Agreement for Design Services for the Kearny Mesa Link 1 Subsystem - Reclaimed Water Distribution System.
(Kearny Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1679) ADOPTED AS RESOLUTION R-283903

Authorizing an agreement with ASL Consulting Engineers (San Diego), for professional design services for Kearny Mesa Link 1 Subsystem - Reclaimed Water Distribution System, with a total contract amount not to exceed \$534,050;

Authorizing the expenditure of not to exceed \$534,050 from Water Revenue Fund 41500, CIP-70-919.0, Kearny Mesa Link 1 Subsystem - Reclaimed Water Distribution System, to be expended in the following manner:

\$150,000 from Fiscal Year 1994 appropriations
\$384,050 from Fiscal Year 1995 appropriations,
contingent on Council approval of funds for this purpose in the Fiscal Year 1995 CIP budget.

CITY MANAGER SUPPORTING INFORMATION:

The Kearny Mesa Link 1 Subsystem is an integral part of the Reclaimed Water Distribution System. This project is necessary to implement the Consumers' Alternative and to distribute reclaimed water produced by the North City Water Reclamation Plant. As discussed in the Reclaimed Water Distribution System Master Plan, the Kearny Mesa Link 1 Subsystem will carry Title 22 Reclaimed Water from near Copley Drive in the Kearny Mesa area towards the Tierrasanta area, via primarily Copley Drive, Ruffin Street, Ronson Road, and Clairemont Mesa Boulevard, for a total length of approximately 19,000 feet.

The intent of serving additional users along the pipeline route will also be addressed in the design of this project. The MBE/WBE participation for this project is 3.6 percent MBE and 23.8 percent WBE. With this agreement, approximately 13 local jobs would be provided.

Aud. Cert. 9401073.
WU-CWP-94-141.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-121:

SUBJECT: First Amendment to the Agreement with Michael Brandman
Associates, in connection with the Fiesta Island
Replacement Project and Northern Sludge Processing
Facility.
(University City Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1692) ADOPTED AS RESOLUTION R-283904

Authorizing a first amendment to the agreement of
February 22, 1993 with Michael Brandman Associates, for
environmental consulting services in connection with
the Fiesta Island Replacement Project and Northern
Sludge Processing Facility;
Authorizing the expenditure of not to exceed \$79,784
from Metropolitan Wastewater Department Clean Water
Program Fund No. 41509, CIP-42-911.4, Northern Sludge
Processing Facility, Phase II, to provide funds for the
above project.

CITY MANAGER SUPPORTING INFORMATION:

The original agreement between the City and Michael Brandman
Associates for Environmental Services for the Fiesta Island
Replacement Project and the Northern Sludge Processing Facility
was adopted on February 22, 1993, via Resolution R-281507. Since
the inception of the environmental studies, a decision to
accelerate the schedule for this project and a decision to
incorporate this project with Waste Management's General

Development Plan EIS/EIR was made. As such, revisions to the project description and the addition of new tasks are required which account for the request for an amendment to the original agreement. Amendment No. 1 is to add \$79,784 to the original agreement. This amendment is to Revise Task 3.2.3, Project Description; and to Add Task 3.2.4.1, to supplement and add additional analyses related to additional project features; to Add Task 3.2.4.2, to provide a detailed analysis of the GDP Mounding proposal to the EIS/EIR; to Add Task 3.2.9 to revise and reformat the EIS/EIR with its incorporation with the GDP EIS/EIR; and to Add Task 3.2.10 to provide a Biological Assessment required under NEPA.

Aud. Cert. 9401098.

WU-CWP-94-412.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-122:

SUBJECT: Bond Counsel for 1994-95 Tax Anticipation Notes.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1708) ADOPTED AS RESOLUTION R-283905

Hiring the law office of Brown and Wood to act as Bond Counsel in connection with issuance of the City's 1994-95 Tax Anticipation Notes;
Authorizing the expenditure of not to exceed \$8,000 from Fund No. 65013.

CITY MANAGER SUPPORTING INFORMATION:

Each year the City issues Tax Anticipation Notes to cover a cash deficit in the General Fund. This normally occurs just prior to the receipt of property tax revenues from the County in December and April. It is necessary to hire bond counsel in conjunction

with the issuance of the Notes. The firm of Brown and Wood was the lowest bidder in response to the City Attorney's request for bids to serve as Bond Counsel for the Notes. The revenue received from the reinvestment of the proceeds of the Notes more than offsets all costs of issuance, including bond counsel costs. Aud. Cert. 9401069.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-123:

SUBJECT: San Diego Entertainment and Sports Center Bond Counsel
Services.
(See Report from the City Attorney dated 5/3/94.)

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1707) ADOPTED AS RESOLUTION R-283906

Authorizing the retention of the law firms of Brown and Wood (Los Angeles), and Williams and Gilmore (San Diego), to provide bond counsel services in connection with the sale of bonds for the proposed San Diego Entertainment and Sports Center.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-124:

SUBJECT: Agreement for Design Services for the Miramar Storage Tank/Raw Water Connection-Reclaimed Water Distribution System Project.
(Scripps Miramar Ranch Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1694) ADOPTED AS RESOLUTION R-283907

Authorizing an agreement with BSI Consultants, Inc. (San Diego), for professional design services in connection with the Miramar Storage Tank/Reclaimed Water Connection - Reclaimed Water Distribution System; Authorizing the expenditure of not to exceed \$582,564 from Water Revenue Fund 41500, CIP-70-917.0, Miramar Storage Tank/Reclaimed Water Connection - Reclaimed Water Distribution System, to be expended in the following manner:

\$150,000 from Fiscal Year 1994 appropriations
\$432,564 from Fiscal Year 1995 appropriations,
contingent on Council approval of funds for this purpose in the Fiscal Year 1995 CIP budget;

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

CITY MANAGER SUPPORTING INFORMATION:

The Miramar Storage Tank/Raw Water Connection is an integral part of the Reclaimed Water Distributions System. This project is necessary to implement the Consumers' Alternative and to distribute reclaimed water produced by the North City Water Reclamation Plant. As discussed in the Reclaimed Water Distribution System Master Plan, the Miramar Storage Tank/Raw Water Connection has three main elements: 1) An 8 million gallon storage tank which will store Title 22 Reclaimed Water emanating from the North City Water Reclamation Plant used to serve reclaimed water users in the Northern Service area as delineated by the Master Plan; 2) A pipeline approximately 2,500 feet in length connecting two other reclaimed water pipelines together in order to provide continuous service north of the Scripps Ranch area; and 3) A pipeline connecting the storage tank with raw water from the County Water Authority aqueduct. The MBE/WBE

participation for this project is 89.6 percent MBE and .6 percent WBE. With this agreement, approximately 15 local jobs would be provided.

Aud. Cert. 9401066.

WU-CWP-94-140.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Roberts.
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-125:

SUBJECT: First Amendment to the Agreement with HYA Consulting
Engineers for the Rehabilitation of Sewer Pump Station
No. 24. (La Jolla Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1711) ADOPTED AS RESOLUTION R-283908

Authorizing the execution of a first amendment to the
agreement with HYA Consulting Engineers (San Diego),
for design services in connection with Sewer Pump
Station 24;

Authorizing the City Auditor and Comptroller to
transfer an amount not to exceed \$150,000 within Sewer
Revenue Fund No. 41506, Sewer Construction Outlay
(70492), from CIP-46-106.0, Annual Allocation - Sewer
Pump Stations, to CIP-46-142.0, Sewer Pump Stations 24
and 26;

Authorizing the expenditure of not to exceed \$150,000
from Sewer Revenue Fund No. 41506, CIP-46-142.0, Sewer
Pump Stations 24 and 26, to provide funds for this
agreement in the amount of \$123,775, and related
engineering costs in the amount of \$23,225.

CITY MANAGER SUPPORTING INFORMATION:

On March 30, 1992 the Mayor and City Council authorized an

agreement with HYA Consulting Engineers to provide engineering services for the Rehabilitation of Sewer Pump Station 24 project. However, during the Preliminary Design Phase, the La Jolla Community Planning Association requested additional work which included a review of alternate sites and architectural styles for the pump station. Staff presented the requested information and the planning association unanimously approved an underground station approximately 400 feet north of the existing station, thus requiring an "Amendment" to the agreement. HYA's responsibilities for the first amendment will include preliminary design, preparation of construction plans, specifications and cost estimates for a new pump station, force main and support services during construction for an amount not to exceed \$205,117. HYA Consulting Engineers is a Minority Business Enterprise (MBE) certified with the City of San Diego. Project sub-consultants are: Mark Balan and Associates (MBE), Electrical and Instrumentation (\$12,500, 6.5 percent); Atkinson, Johnson and Spurrier, Structural (\$15,820, 8.2 percent); Wallace, Roberts & Todd Architectural (\$11,700, 6.1 percent); Carroll, Chapin & Arevalo (WBE) Geotechnical (\$5,500, 2.9 percent); Jon Blake and Associates, surveying (\$880, 0.5 percent); San Lo Aerial, Aerial Survey (\$750, 0.4 percent) and Veneklasen, Acoustic Design (\$10,140, 5.3 percent). The total project MBE participation is 76.6 percent and the WBE participation is 2.9 percent. The "Amendment" to the original agreement will authorize HYA Consulting Engineers to proceed with the revised scope of work. Aud. Cert. 9401061. WU-P-94-120.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-126:

SUBJECT: First Amendment to the Memorandum of Understanding with Palm 805 Investment Associates Limited, L.P., Aero Drive Associates Limited, L.P., and Gatlin Development Co. Inc.
(Serra Mesa and Otay Mesa Community Areas.)

Districts-6 and 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1698) ADOPTED AS RESOLUTION R-283909

Authorizing a First Amendment to the Memorandum of Understanding with Palm 805 Investment Associates Limited, L.P., Aero Drive Associates Limited, L.P. and Gatlin Development Co., Inc.

CITY MANAGER SUPPORTING INFORMATION:

On October 12, 1993 Council adopted Resolution R-282814 approving a Memorandum of Understanding with Palm 805 Investment Associates Limited, L.P., Aero Drive Associates Limited, L.P., and Gatlin Development Company, Inc. That Memorandum of Understanding provided for the City to advance a total of \$2,425,000 for certain public improvements to be constructed by the Developers of two shopping center projects, the Palm Promenade Project in the Otay Mesa Community and the Stonecrest Square Project in the Serra Mesa Community. The City would be reimbursed, over time, as surrounding properties were improved by other landowners. The Developers anticipate that the City Council may, in the near future, approve a revised Financing Plan for the Otay Mesa Community that would significantly reduce the Development Impact Fees due at the Building Permit stage for all commercial projects in Otay Mesa. If Council approves such a reduction, these Developers are willing to forego the City advancement of \$2,425,000 in return for credit against Impact Fees due at issuance of building permits to the extent those fees exceed a subsequent Council approved reduced Commercial Impact Fee for Otay Mesa. The revised Otay Mesa Financing Plan now being reviewed by staff assumes that this project, plus all other projects, would pay at the revised (reduced) rates. Approval of this amendment, together with a subsequent Council approval of a revised Otay Mesa Financing Plan that reduces Commercial Impact Fees, would thus make approximately \$2,400,000 available for programming for transportation purposes in the final FY 1995 Capital Improvement Program. This programming has been anticipated in the proposed FY 1995 Capital Improvement Program distributed to Council.

FILE LOCATION: PERM - CUP 92-0736 CONFY94-3

COUNCIL ACTION: (Tape location: D328-346.)

MOTION BY STEVENS 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-127:

SUBJECT: Two actions related to the Design and Construction of the Mira Mesa Third Community Park.
(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1251) ADOPTED AS RESOLUTION R-283910

Authorizing the execution of a third amendment to the Reimbursement Agreement of August 7, 1989 with Pardee Construction Company, for design and construction of the Mira Mesa Third Community Park;
Authorizing the reimbursement of not to exceed \$4,600,000 from FBA Fund No. 79006 to Pardee Construction Company.

Subitem-B: (R-94-1252) ADOPTED AS RESOLUTION R-283911

Stating for the record that the information contained in END-87-0546, has been reviewed and considered by the Council in connection with the design and construction of the Mira Mesa Third Community Park.

CITY MANAGER SUPPORTING INFORMATION:

The City Council, on August 7, 1989, approved a Reimbursement Agreement with Pardee Construction Company (Pardee) for design and construction of the Mira Mesa Third Community Park (Project), providing \$2,300,000 in FBA credits or cash as reimbursement to Pardee. On August 6, 1990, the City Council approved the first amendment to the agreement increasing the reimbursement amount to \$4,262,850, based upon bids received for park construction. On August 5, 1991, the City Council approved the second amendment to the agreement, amending the manner in which Pardee is reimbursed, providing a schedule for reimbursement, and specifying a time schedule for bid advertising and construction

commencement. Pardee has substantially completed the project, and the cost will exceed the estimate. The proposed third amendment to the Reimbursement Agreement increases the reimbursement from \$4,262,850 to \$4,600,000.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: D347-357.)

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

ITEM-128:

SUBJECT: Ten-year Lease Agreement with Plaza Del Sol Enterprises Trust for property located at 411 Raven Street.
(Mount Hope Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1705) ADOPTED AS RESOLUTION R-283912

Authorizing a ten-year lease agreement with the right to negotiate for four additional 5-year terms, and with a right on the part of the City to terminate the lease at any time after 4 years and nine months with Plaza Del Sol Enterprises Trust, for use by the Park and Recreation Department of property located at 411 Raven Street, at an initial monthly rental of \$11,400; Authorizing the expenditure of not to exceed \$17,100 from Fund 100, Dept. 443, Org. 630, Object Account 4682, Job Order 44363, to cover costs for the period of May 15, 1994, through June 30, 1994.

CITY MANAGER SUPPORTING INFORMATION:

In 1989, the City Council adopted the Balboa Park Master Plan and directed that City-wide maintenance Park & Recreation shops not be housed in Balboa Park. Council also designated the south storage tank on Park Boulevard as the future home of Worldbeat Productions Inc. It is scheduled to occupy the tank building in early 1996. The tank building is currently used for storage of

playground equipment, supplies, special event and motorized equipment, and the Park Services unit. The City-wide mower and repair and irrigation shops are located in the Casa de Balboa Building in Balboa Park (temporarily located there in 1981). Demolition, excavation and reconstruction of the House of Hospitality (and Casa de Balboa Building) is scheduled to begin in FY94 and requires the relocation of the shops. In addition the swimming pool maintenance unit located at Morley Field must be relocated because of space limitations, safety considerations, and to comply with Council direction. Since these park facilities require a central location, City staff inspected several industrial buildings in the central area of the City. The Raven Street site was found to be the most acceptable because of its location, size, security, and its ability to house all of the above shops in one place. The basic terms of the lease agreement are as follows: USE: Maintenance shops for Park and Recreation Central Division. LOCATION: 411 Raven Street, consisting of a 30,000 sq.ft. building on an approximately 2.2 acre site. RENT: \$11,400 per month (0.38 per sq.ft.), plus taxes, maintenance and utilities. Subject to 4 percent annual adjustment the first 5 years and 5 percent for the second 5 years. The rent is below market with comparable properties in the Central area of the City. OPTION: The City has first right of refusal to negotiate purchase of the property. TERM: Ten years with an option for four, five-year renewal terms on terms acceptable to both parties. The City has the right to cancel the lease after the 5th year on 180 days written notice. IMPROVEMENTS: The lessor will resurface and restripe the exterior parking areas at a cost of approximately \$20,000. Aud. Cert. 9401057.

FILE LOCATION: LEAS - Plaza Del Sol Enterprises Trust
LEASFY94-1

COUNCIL ACTION: (Tape location: D358-462.)

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

* ITEM-129:

SUBJECT: Agreement for Design Services for the Linda Vista Road Subsystem - Reclaimed Water Distribution System.

(Linda Vista, Clairemont Mesa and Kearny Mesa Community Areas. Districts-5 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1695) ADOPTED AS RESOLUTION R-283913

Authorizing the execution of an agreement with RBF/Sholders & Sanford (San Diego) for professional design services in connection with the Linda Vista Road Subsystem - Reclaimed Water Distribution System; Authorizing the expenditure of an amount not to exceed \$621,748 from Water Revenue Fund 41500, CIP-70-922.0, Linda Vista Road Subsystem - Reclaimed Water Distribution System, to be expended in the following manner:

\$150,000 from Fiscal Year 1994 appropriations.
\$471,748 from Fiscal Year 1995 appropriations, contingent on Council approval of funds for this purpose in the Fiscal Year 1995 CIP budget.

CITY MANAGER SUPPORTING INFORMATION:

The Linda Vista Road Subsystem is an integral part of the Reclaimed Water Distribution System. This project is necessary to implement the Consumers' Alternative and to distribute reclaimed water produced by the North City Water Reclamation Plant. As discussed in the Reclaimed Water Distribution System Master Plan, the Linda Vista Road Subsystem will carry Title 22 Reclaimed Water from the Kearny Mesa area toward the Mission Bay Park area, via primarily Linda Vista Road, for a total length of approximately 30,000 feet. The intent of serving additional users along the pipeline route will also be addressed in the design of this project. The MBE/WBE participation for this project is 15.9 percent MBE and 17.0 percent WBE. With this agreement, approximately 15 local jobs would be provided.

Aud. Cert. 9401072.

WU-CWP-94-143.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Roberts.
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-130:

SUBJECT: Agreement for Employee Hearing Conservation and Respiratory Protection Programs.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1590) ADOPTED AS RESOLUTION R-283914

Authorizing an agreement with Sharp Rees-Stealy Medical Group, Inc. (San Diego), to provide employees respirator clearance examinations and audiometric examinations, beginning January 1, 1995 through December 31, 1997;

Authorizing the expenditure of not to exceed \$75,000 from Fund 100, Account 9544 - \$8,000; and Fund 40012, Account 4151, Job Order 032625 - \$67,000.

CITY MANAGER SUPPORTING INFORMATION:

A number of operations performed by City employees are noise hazardous (e.g. jack hammering) and/or respiratory hazardous (e.g. applying pesticides/herbicides). As an employer, the City must provide the employees exposed to these hazards with annual medical evaluations, training and personal protective equipment. These services are required to: 1) ensure that an employee, required to utilize a respirator to perform job duties, has an acceptable level of health; 2) identify and minimize workplace induced injury/illness; 3) fulfill the employer's responsibilities to comply with the California Code of Regulations, Title 8. It is recommended that a contract with Sharp Rees-Stealy Medical Group, Inc. be approved for the provision of audiometric examinations and respirator clearance medical examinations. Existing City staff will provide the required training and fit-testing employees for appropriate personal protective devices. A request for proposals for employee medical examination services was issued on September 14, 1993, to 22 firms. The RFP was advertised in the Union Tribune, Voice & Viewpoint, Asian Journal, La Prensa and Daily Transcript. Six firms responded by the deadline, and four firms passed the initial eligibility criteria and were interviewed (UCSD Medical

Group, Industrial Medical Centers, ReadCare and Sharp-Rees Stealy Medical Group, Inc.). The four firms were evaluated by a Consultant Selection Panel composed of representatives from the Risk Management and Water Utilities Departments and a board certified occupational medicine physician. The evaluation criteria included cost of services, medical experience, medical resources, medical program management, administrative program management, and commitment to equal opportunity. Sharp Rees-Stealy Medical Group, Inc. was the highest-rated firm. Aud. Cert. 9401048.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-131:

SUBJECT: School Safety Patrol Summer Camp.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1577) ADOPTED AS RESOLUTION R-283915

Authorizing the City Manager to enter into a letter of agreement with the San Diego Unified School District whereby the school district will provide for the transportation of students to Palomar County School Camp;

Authorizing the Auditor and Comptroller to transfer not to exceed \$98,000 from the General Fund (Fund 100, Department 110, Organization 497, Job Order 111507, Operation Account 4455) for the purpose of providing funds for the School Safety Patrol Camp.

CITY MANAGER SUPPORTING INFORMATION:

For over 35 years, the City of San Diego has conducted, through the Police Department, a School Safety Patrol Summer Camp. Attenders are fifth and sixth grade students who have served a

minimum of at least one year as school patrol crossing guards. This camp is held in recognition of the contributions made by these children, and provides an educational and recreational experience for them. This summer, approximately 900 students and 100 student counselors are expected to participate. This action provides for entering into an agreement with the San Diego Unified School District for the transporting of the students to and from camp. As in the past, the school district will provide the buses, the drivers and insurance. The City of San Diego will be responsible for the conduct of the students while on the buses, and will share equally in liability in excess of the school district's insurance policy. This action further provides for paying expenses associated with conducting the School Safety Patrol Summer Camp, such as payment to San Diego County Schools, Office of Outdoor Education, for the use of the facilities at Palomar Mountain School Camp.
Aud. Cert. 9401034.

FILE LOCATION: MEET CONFY94-1

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-132:

SUBJECT: Results of the City Heights Project Area Committee
Election.
(See memorandums from Mid-City Development Corporation
dated 4/20/94. Mid-City, Normal Heights and
Kensington/Talmadge Community Areas. Districts-3, 4
and 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1706) ADOPTED AS RESOLUTION R-283916

Ratifying the election results of March 15, 1994, for
the City Heights Redevelopment Project Area Committee.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-133:

SUBJECT: Clean Water Program Oversight Committee.

PUBLIC FACILITIES AND RECREATION COMMITTEE'S RECOMMENDATION:

On 4/27/94, PF&R voted 5-0 to recommend adoption of the
following resolution (Councilmembers Mathis, Kehoe, Warden,
Stallings, and McCarty voted yea):

(R-94-1573) ADOPTED AS RESOLUTION R-283917

Naming Jack Shelver, former City Manager of the City of
Lemon Grove, to the Clean Water Program Oversight
Committee;

Waiving the requirement of residency in the City of San
Diego for Mr. Shelver.

CITY MANAGER SUPPORTING INFORMATION:

The Clean Water Program Oversight Committee was established by
the San Diego City Council at the recommendation of the Clean
Water Program Special Committee in November 1991. The Oversight
Committee is an independent body that provides the San Diego City
Council with independent recommendations pertaining to the Clean
Water Program and also reports for informational purposes to the
San Diego Area Wastewater Management District Board of Directors.
The Oversight Committee is presently composed of ten individuals
with a wide range of expertise on large scale public works
projects including, for example, Finance, Environmental Study,
Wastewater Management, Public Works, Engineering, and Marine
Biology. Mr. Shelver is recommended as an excellent addition to
the Oversight Committee. He has been the City Manager of
Imperial Beach, Del Mar, and most recently Lemon Grove.
CWP-94-149.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-461.)

CONSENT MOTION BY KEHOE TO ADOPT. 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-134:

SUBJECT: Government Office Space Task Force Report on New Civic
Center Program.

(See City Manager Report CMR-94-115; Final Report of
the Government Office Space Task Force, "Exploring the
Concourse Option"; and memorandum from Pamela M.
Hamilton dated 4/4/94.)

PUBLIC FACILITIES AND RECREATION COMMITTEE'S RECOMMENDATION:

On 4/27/94, PF&R voted 5-0 to recommend adoption of the
following resolution (Councilmembers Mathis, Kehoe, Warden,
Stallings and McCarty voted yea):

(R-94-1770) ADOPTED AS AMENDED AS RESOLUTION R-283918

Referring the matter of the Government Office Space
Task Force Report on New Civic Center Program to Centre
City Development Corporation (CCDC);
Requesting CCDC to present an initial progress report
to the Public Facilities and Recreation Committee in
three months time;
Requesting CCDC to initiate a master planning phase
for: a) a New Civic Center on the Concourse, and b)
concurrently initiate planning for a government center
district in the Core/Columbia District.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D463-E096.)

MOTION BY ROBERTS TO ADOPT THE RESOLUTION AS AMENDED TO
APPROVE THE CITY MANAGER'S RECOMMENDATION AND TO INCLUDE
ITEMS 1, 2, AND 3 ON PAGE 2 OF MR. DEALY'S LETTER. 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: Annual Equal Employment Opportunity Report.
(See Report from the Personnel Director dated 4/4/94.)

PUBLIC SERVICES AND SAFETY COMMITTEE'S RECOMMENDATION:

On 4/20/94, PS&S voted 3-0 to recommend adoption of the following resolution (Councilmembers Kehoe, Stevens and McCarty voted yea; Councilmembers Roberts and Vargas not present):

(R-94-1615) ADOPTED AS RESOLUTION R-283919

Accepting the Annual Equal Employment Opportunity Report from the Personnel Director, dated April 4, 1994, covering the period from December 18, 1992 to December 17, 1993.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A462-536.)

MOTION BY ROBERTS 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-200:

SUBJECT: Request for Proposals for the City of San Diego Towing Services.
(See City Manager Report CMR-94-136.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1614) ADOPTED AS AMENDED AS RESOLUTION R-283920

Authorizing the City Manager to direct the Police Department to publish, advertise, and distribute the Request for Proposals for City Contract Towing Services, determine the most responsive bidder(s), and return to Council for final consideration.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A537-C058.)

Motion by McCarty to approve City Manager's recommendation as amended to: 1) Include district by district only; 2) Keep the 20 minutes response time; 3) Keep the termination for cause clause; and 4) Eliminate the ability to negotiate at the last minute. No second.

MOTION BY ROBERTS TO ADOPT THE CITY MANAGER'S RECOMMENDATION AS AMENDED TO: 1) ELIMINATE THE TERMINATION FOR CONVENIENCE CLAUSE; 2) CLARIFY THE LANGUAGE RELATED TO THE DISPATCH CENTER; 3) INCLUDE THE CPI RATE INCREASE PROVISION; 4) RETAIN THE \$2 FEE OF THE COMPUTER INTERFACE FEE; 5) INCLUDE THE \$28 PER VEHICLE AFTER HOURS FEE; 6) HAVE THE STORAGE RATE BE \$15 A DAY; 7) AMEND THE REQUIREMENT THAT THERE BE 10 DIFFERENT VEHICLES PER DISTRICT; AND 8) SPECIFY THE PERFORMANCE AS OPPOSED TO THE MINIMUM NUMBERS OF PIECES OF EQUIPMENT. Second by Mathis. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-nay, Vargas-nay, Mayor Golding-nay.

ITEM-201:

SUBJECT: San Diego Technology Council.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1579) ADOPTED AS AMENDED AS RESOLUTION R-283921

Ratifying the incorporation of the San Diego Regional Technology Alliance, Inc.;

Adopting Bylaws of the San Diego Regional Technology Alliance, Inc.;

Confirming the selection by the Mayor of the following eight individuals to serve jointly as members of the San Diego Technology Council and as Directors of San Diego Regional Technology Alliance, Inc.: John Belden, Octus; Ernesto Corte, Gamma Metrics; Don Kerr, S.A.I.C.; Gloria Ma, XXSYS Technology Inc.; Dr. Gene W. Ray, Titan Corporation; Harvey White, QUALCOMM; Richard Vortmann, National Steel and Ship Building Company; and Ken Widder, Molecular Biosystems;

Designating Ken Widder as the Chairperson of both the San Diego Technology Council and San Diego Regional Technology Alliance, Inc.

CITY MANAGER SUPPORTING INFORMATION:

On February 22, 1994, the City Council adopted Resolution R-283447, authorizing the establishment of the San Diego Technology Council to implement activities to diversify San Diego's economy. One specific activity is a Regional Technology Alliance, to be operated as a nonprofit corporation with the San Diego Technology Council serving as the Corporation's Board of Directors. The Manager had prepared proforma Articles of Incorporation in order to meet the grant application requirements for a regional technology alliance. The City Council action of February 22nd authorized the Mayor to appoint eight members to the San Diego Technology Council subject to City Council confirmation, and directed that the Corporation's amended Articles of Incorporation and Bylaws be returned to the City Council for ratification. The following individuals have been nominated for appointment to the board, with Mr. Ken Widder nominated as Chairman.

- 1) John Belden, CEO, Octus (Software)
- 2) Ernesto Corte, Gamma Metrics, (Former President MIT)
- 3) Don Kerr, S.A.I.C. Corp. Executive V.P.
- 4) Gloria Ma, Chief Technical Officer, XXSYS Technology Inc.
- 5) Dr. Gene W. Ray, CEO, Titan Corporation
- 6) Harvey White, QUALCOMM
- 7) Ken Widder, Chairman and CEO, Molecular Biosystems
- 8) Richard Vortmann, CEO, National Steel and Ship Building Co.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C061-242.)

MOTION BY KEHOE TO ADOPT THE RESOLUTION AS AMENDED TO INCLUDE THE SAN DIEGO DATA PROCESSING CORPORATION AS AN INSTITUTIONAL APPOINTMENT. Second by Mathis. 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: TRAILED TO MAY 17, 1994

SUBJECT: Impasse Hearing.
Providing an impasse procedure, if necessary, for Management and Labor Organizations currently involved

in negotiations.

CITY MANAGER'S RECOMMENDATION:

Hold the impasse hearing.

CITY MANAGER SUPPORTING INFORMATION:

The current Memorandum of Understanding and Council Policy 300-6 provide that Labor Organizations have a right to a Council hearing on any issues at impasse at the conclusion of negotiations. The purpose of the impasse meeting shall be to identify and specify in writing the issue or issues that remain in dispute; to review the position of the parties in a final effort to resolve such disputed issue or issues; and if the dispute is not resolved, to discuss arrangements for the utilization of the impasse procedure contained in Council Policy 300-6.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: E098-521; 546.)

ITEM-203: TRAILED TO MAY 17, 1994

SUBJECT: Four actions related to Fiscal Year 1994-95 Salary Ordinance and Resolutions.

CITY MANAGER'S RECOMMENDATION:

Introduce the ordinance and adopt the following resolutions:

Subitem-A: (O-94-112)

Introduction of an Ordinance establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1994-95.

Subitem-B: (R-94-1713)

Adoption of a Resolution establishing Overtime Eligibility of Classifications in the Classified Service.

Subitem-C: (R-94-1714)

Adoption of a Resolution amending employee representation units to add new classifications and remove deleted classifications from existing appropriate units as established in the Fiscal Year 1994-95 Salary Ordinance.

Subitem-D: (R-94-1715)

Adoption of a Resolution authorizing Classifications Eligible for the Management Benefits Plan.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: E546.)

ITEM-S400:

SUBJECT: Two actions related to the Scripps Miramar Ranch Landscape Maintenance District.
(Scripps Miramar Ranch Community Area. District-5.)
(Continued from the meeting of May 9, 1994, Item 113, at the City Manager's request, for further review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1610 Cor. Copy) ADOPTED AS RESOLUTION R-283922

Resolution of Intention to annex territory to the district and to levy and collect assessments on the Scripps Miramar Ranch Landscape Maintenance District.

Subitem-B: (R-94-1611) ADOPTED AS RESOLUTION R-283923

Approving the City Engineer's Report.

CITY MANAGER SUPPORTING INFORMATION:

The second public hearing proposes annexation of territory to the existing district and establishes the annual assessments for the Scripps Miramar Ranch Landscape Maintenance District. The district provides maintenance for landscape medians and open

space within the district. The landscaping improvements maintained by the district will benefit certain areas that are outside the current boundaries of the district. These adjoining benefitting areas are proposed to be added to the district through annexation. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$308,200
Personnel	51,395
Utilities	46,000
Incidentals	55,576
Total Expenses	\$461,171
Reserve	45,000
Total	\$506,171
Less Carry-over and Interest	(54,341)
Less City Contribution	(11,412)
Assessed to District	\$440,418

The proposed unit assessment for Fiscal Year 1995 prior to proposed annexations is \$75.06. If the annexations are implemented and included in the assessment base, the unit assessment will be \$59.75. This proposed annexation was brought before Council last year with a unit assessment (for FY' 94) of \$41.93. The unit proposed assessment for last year was calculated on the basis of the annexation being approved with no other option. However, property owner opposition caused the annexation to fail. Therefore, the increase is because of the short fall in revenue last year and new areas being added to the district.

FILE LOCATION: STRT M-319

COUNCIL ACTION: (Tape location: A530-536.)

MOTION BY ROBERTS 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-S401:

SUBJECT: Amendment No. 6 to the Agreement for Engineering Services Associated with the South Effluent Outfall Connection Construction.
(Peninsula Community Area. District-2.)
(Continued from the meeting of May 9, 1994, Item 126, at the City Manager's request, for further review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1576) ADOPTED AS AMENDED AS RESOLUTION R-283924

Authorizing the execution of Amendment No. 6 to the agreement with Black and Veatch Engineers-Architects (San Diego), to provide engineering services associated with the South Effluent Outfall Connection Construction period extension;

Authorizing the City Manager to expend an amount not to exceed \$454,046 from the Sewer Fund 41508, CIP-46-134.0 (South Effluent Outfall Connection), for the purpose of executing Amendment No. 6, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for such expenditures are or will be on deposit in the City Treasury;

Certifying that the information contained in DEP-94-0074, has been completed in compliance with the Environmental Quality Act of 1970 and California State Guidelines, and that the Mitigated Negative Declaration reflects the independent judgement of the City of San Diego as Lead Agency; stating for the record that the final MND has been reviewed and considered prior to approving the project;

and adopting the Mitigation Monitoring and Reporting Program.

CITY MANAGER SUPPORTING INFORMATION:

The original agreement with Black and Veatch was for design of two major improvement projects at the Point Loma Wastewater Treatment Plant, the South Effluent Outfall Connection (SEOC) and Sedimentation Basins 11 and 12. Through subsequent amendments, funds were expended for the engineering services of Black and Veatch (B&V) for improvement to the existing effluent system, surge analysis of the entire effluent system to include the Point Loma Outfall Extension, throttling valve replacement, scum removal system improvements, piping replacement for the defective junction structure in the plant effluent system and the pipe gallery for Sedimentation Basins 11 and 12. At this time, the Metropolitan Wastewater Department is requesting the expenditure of funds for additional engineering support services during construction associated with the time extension anticipated for the construction of the SEOC. Construction period extension was brought about by the outfall extension start-up before the

completion of the vortex rehabilitation, addition of the vortex chute improvements, and the modifications to the turbine box. This request for Council action also requests certification of the Mitigated Negative Declaration for the project to relocate and place the existing trailers at Point Loma, plus additional trailers, to the south end of the plant site. The temporary trailers will support construction related activities for ongoing and future projects at Point Loma for the next few years. Black and Veatch has volunteered an MBE/WBE participation of 11.4 percent MBE and 0.0 percent WBE for this Amendment No. 6. The MBE/WBE participation for the total contract is 13.5 percent MBE and 1.0 percent WBE. The number of local jobs to be supported by this contract amendment is 7.0.
Aud. Cert. 9401037.

FILE LOCATION: MEET CCONFY94-1

COUNCIL ACTION: (Tape location: A356-384; C243-D327.)

Motion by Roberts to approve Amendment No. 6 to the Agreement for Engineering Services with Black and Veatch Consulting Services and to approve the Mitigated Negative Declaration on the placement of the trailers on the treatment plant parking lot with the following conditions: 1) That six trailers be approved for a period of five years only; 2) That as of date of this approval, no construction materials or other equipment, including vehicles, be located on unimproved City property to the south of the plant (the area known as the "boneyard") while City Staff develops an alternative plan to accommodate peak construction parking; 3) That Staff be directed to develop a MOU with Cabrillo National Monument and/or the Navy within the next 60 days, for peak construction parking in either Cabrillo Scenic Overlook #3 or on Navy property to the north of the plant. That the MOU includes specific reference as to the number of spaces needed, when the parking will be needed and the duration; 4) That within 6 months after the approval of the MOU by the City Council the area known as the "boneyard" be planted with native vegetation; 5) That within two weeks of this action, MWWD Staff hold a meeting with a representative of each of the following organizations to review the status of the master plan for the Point Loma Treatment Plant: the Point Loma Association; the Peninsula Planning Board; the Navy; the Cabrillo National Monument and Mr. Roberts' office. In addition, subsequent meetings will be held, prior to the public release of the master plan, if such meetings will assist in resolving significant public

concerns; 6) That after the City Council takes action on the proposed digesters 7 and 8, in approximately a year, the Council schedule a hearing to consider dedication as park land all unimproved City property to the south of the plant methods of preserving the viewshed to the south of the plant within the viewshed of the Cabrillo National Monument; 7) That the Point Loma Treatment Plant be painted in natural earth tones, so as to best blend into the hillsides, as the regular maintenance schedule dictates. Paint colors should be chosen after consultation with representatives of the monument; and 8) That the City open up the new construction of parking in the south area to the public on the weekends. No second.

Motion by Stallings to amend Mr. Roberts' motion and to not include Items 2 and 4 of Mr. Roberts' proposal. Second by McCarty. Motion withdrawn.

MOTION BY ROBERTS TO ADOPT THE RESOLUTION AS AMENDED TO APPROVE THE MITIGATED NEGATIVE DECLARATION ON THE PLACEMENT OF THE TRAILERS ON THE TREATMENT PLANT PARKING LOT WITH THE FOLLOWING CONDITIONS: 1) THAT SIX TRAILERS BE APPROVED FOR A PERIOD OF FIVE YEARS ONLY; 2) FOR THE NEXT 60 DAYS, NO CONSTRUCTION MATERIALS OR OTHER EQUIPMENT, INCLUDING VEHICLES, BE LOCATED ON UNIMPROVED CITY PROPERTY TO THE SOUTH OF THE PLANT (THE AREA KNOWN AS THE "BONEYARD") WHILE CITY STAFF DEVELOPS AN ALTERNATIVE PLAN TO ACCOMMODATE PEAK CONSTRUCTION PARKING; 3) THAT STAFF BE DIRECTED TO DEVELOP A MEMORANDUM OF UNDERSTANDING WITHIN THE NEXT SIXTY DAYS WITH THE CABRILLO NATIONAL MONUMENT, AND/OR THE NAVY, FOR PEAK CONSTRUCTION PARKING IN EITHER CABRILLO SCENIC OVERLOOK #3 OR ON NAVY PROPERTY TO THE NORTH OF THE PLANT. THAT THE MEMORANDUM OF UNDERSTANDING INCLUDES SPECIFIC REFERENCE AS TO THE NUMBER OF SPACES NEEDED, WHEN THE PARKING WILL BE NEEDED AND THE DURATION; 4) IF A SOLUTION CANNOT BE REACHED, STAFF TO RETURN TO COUNCIL WITH A REPORT ON HOW CONSTRUCTION PARKING CAN BE ACHIEVED; 5) THAT WITHIN TWO WEEKS OF THIS ACTION, MWW D STAFF HOLD A MEETING WITH A REPRESENTATIVE OF EACH OF THE FOLLOWING ORGANIZATIONS TO REVIEW THE STATUS OF THE MASTER PLAN FOR THE POINT LOMA TREATMENT PLANT: THE POINT LOMA ASSOCIATION; THE PENINSULA PLANNING BOARD; THE NAVY; THE CABRILLO NATIONAL MONUMENT, AND MR. ROBERTS' OFFICE. IN ADDITION, SUBSEQUENT MEETINGS WILL BE HELD, PRIOR TO THE PUBLIC RELEASE OF THE MASTER PLAN, IF SUCH MEETINGS WILL ASSIST IN RESOLVING SIGNIFICANT PUBLIC CONCERNS; 6) THAT AFTER THE CITY COUNCIL TAKES ACTION ON THE PROPOSED DIGESTERS 7 AND 8, IN APPROXIMATELY A YEAR, THE

COUNCIL SCHEDULE A HEARING TO CONSIDER METHODS OF PRESERVING THE VIEWSHED TO THE SOUTH OF THE PLANT WITHIN THE VIEWSHED OF THE CABRILLO NATIONAL MONUMENT; 7) THAT THE POINT LOMA TREATMENT PLANT BE PAINTED IN NEUTRAL EARTH TONES, SO AS TO BEST BLEND INTO THE HILLSIDES, AS THE REGULAR MAINTENANCE SCHEDULE DICTATES. PAINT COLORS SHOULD BE CHOSEN AFTER CONSULTATION WITH REPRESENTATIVES OF THE MONUMENT; AND 8) THAT THE CITY OPEN UP THE NEW CONSTRUCTION OF PARKING IN THE SOUTH AREA TO THE PUBLIC ON THE WEEKENDS. Second by Mathis. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 7:39 p.m. in honor of the memories of Robert Thorn as requested by City Attorney John Witt and Ed Hennaberg as requested by Council Member McCarty.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: E545.)