

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING

OF

TUESDAY, JULY 5, 1994
AT 9:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 10:04 a.m. Mayor Golding reported on Item 105 an Annual Grant received to assist low income people who have AIDS and HIV. Mayor Golding recessed the regular meeting at 10:43 a.m. to convene as the Redevelopment Agency. Mayor Golding reconvened the regular meeting at 10:45 a.m. with all members present. The meeting was recessed by Mayor Golding at 12:01 p.m. to reconvene at 2:00 p.m. The meeting was reconvened by Mayor Golding at 2:10 p.m. with Council Members Roberts and McCarty not present. Mayor Golding adjourned the meeting at 2:43 p.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-Abdelnour/Fishkin (ec/pi)

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 Reverend Ted W. Selgo of Central
Congregational 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 Robert Reed regarding the elimination of gang
violence and the issue of crime.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A057-089.)

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Member Vargas congratulating the San
Diego Police for their assistance in finding a 3-year-old
girl who was lost.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A090-109.)

ITEM-CC-2:

Comments by Council Member Roberts thanking the San Diego Police and the Beach Teams for a nice weekend for families.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A110-114.)

ITEM-CC-3:

Comments by Mayor Golding thanking and acknowledging the San Diego Firefighters for their response to fires that were quickly contained over the weekend. Mayor Golding also congratulated Mr. Ed Bacani for his appointment to the Centre City Development Corporation Board of Directors.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A115-119.)

ITEM-30:

SUBJECT: Welcome Home Marine Corps Aviation Day.
(Continued from the meeting of June 20, 1994, Item 31,
at Mayor Golding's request.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1956) ADOPTED AS RESOLUTION R-284202

Proclaiming July 5, 1994 to be "Welcome Home Marine Corps Aviation Day" in San Diego;

Extending a very warm welcome to Major General P.D. Williams, Commander of the Marine Corps Air Bases, Western Area, who will be headquartered at Miramar, along with the thousands of Marine Corps personnel and their families who will now make San Diego County their home.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A125-198.)

MOTION BY McCARTY TO ADOPT. 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: George Story Day.

COUNCILMEMBER STALLINGS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1989) ADOPTED AS RESOLUTION R-284203

Thanking George Story for a job well done, and offering
best wishes to George and his wife Judy, for a happy
and productive retirement; Proclaiming July 8, 1994 to
be "George Story Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A199-254.)

MOTION BY MATHIS TO ADOPT. Second by Stallings. 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: 25-Year Joint Use Agreement - Scripps Ranch High
School.
(Scripps Miramar Ranch Community Area. District-5.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on
6/6/94. (Council voted 6-0. Districts 1, 2 and Mayor not
present):

(O-94-113) ADOPTED AS ORDINANCE O-18082 (New Series)

Authorizing a 25-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 Scripps Ranch High School;
Authorizing the expenditure of not to exceed \$100,000 from
CIP-29-801.0, Scripps Ranch High School Joint Use Athletic
Field Lighting.

FILE LOCATION: LEAS - San Diego Unified School District,
Scripps Ranch High School LEASFY95-1

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND
ADOPT ORDINANCE. 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-51:

SUBJECT: 25-Year Joint Use Agreement - Carmel Creek School/Park.
(Carmel Valley Community Area. District-1.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on
6/20/94. (Council voted 9-0):

(0-94-123) ADOPTED AS ORDINANCE O-18083 (New Series)

Authorizing a 25-year agreement with the Solana Beach
School District of San Diego County for the
maintenance, operation and use of Carmel Creek
School/Park Joint Use Areas.

FILE LOCATION: LEAS - Solana Beach School District of
San Diego County Carmel Creek School/Park
LEASFY95-1

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND
ADOPT THE ORDINANCE. 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-100:

SUBJECT: Three actions related to Sewer and Water Main
Replacement Group 603.
(La Jolla, Midway, Mission Valley, Navajo and Uptown
Community Areas. Districts-1,2,3,6 & 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1907) ADOPTED AS RESOLUTION R-284204

Inviting bids for the Construction of Sewer and Water
Main Replacement Group 603 on Work Order Nos.
171491/181201;

Authorizing a contract with the lowest responsible
bidder;

Authorizing the expenditure of not to exceed \$1,561,620
from Sewer Revenue Fund 41506, CIP-44-001.0 and not to
exceed \$833,440 from Water Revenue Fund 41500,
CIP-73-083.0;

Authorizing the Auditor and Comptroller, upon advice
from the administering department, to transfer excess
budgeted funds, if any, to the appropriate reserves.
(BID-K94242)

Subitem-B: (R-94-2002) ADOPTED AS RESOLUTION R-284205

Authorizing the use of City Forces to make connections
and perform operational checks; declaring that the cost
of the work shall not exceed \$134,090.

Subitem-C: (R-94-2001) ADOPTED AS RESOLUTION R-284206

Certifying that the information contained in Mitigated
Negative Declaration DEP-93-0446, dated December 10,
1993, in connection with Construction of Sewer and
Water Main Replacement Group 603, has been completed in
compliance with the California Environmental Quality
Act of 1970 and State guidelines, and that the
Declaration has been reviewed and considered by
Council; Adopting the Mitigation Monitoring and
Reporting Program.

CITY MANAGER SUPPORTING INFORMATION:

This project is part of the City of San Diego's continuing Annual
Sewer and Water Main Replacement Program. Sewer and Water
Replacement Group 603 proposes to replace approximately 6,956

feet of old and deteriorated concrete sewer, and approximately 1,741 feet of cast iron water main in the La Jolla community area. This project will also replace approximately 2,885 feet of deteriorated water mains along Rosecrans Street, in the Midway community area. Additionally, this project proposes to replace approximately 268 feet of sewer across Interstate 8, in the Mission Valley community area, approximately 468 feet of sewer across Interstate 8 in the Navajo community area, and approximately 190 feet of deteriorated concrete sewer in the Uptown community area.

Aud. Cert. 9401131.
WU-P-94-150.

FILE LOCATION: W.O. 171491/181201 CONT - BRH - Garver Inc.
CONFY95-1

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-101:

SUBJECT: Sale of Abandoned Easement Area of Lot 1 of Eastgate
Mall.
(University City Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-2003) ADOPTED AS RESOLUTION R-284207

Authorizing the execution of a quitclaim deed,
quitclaiming to La Jolla Self Storage, all the City's
right, title and interest in an unneeded 1.17 acre open
space easement on privately owned land at 5206 Eastgate
Mall and identified as Lot 1 of Eastgate Mall,
Map-10950, for \$20,500 plus \$13,150 interest.

CITY MANAGER SUPPORTING INFORMATION:

This action grants fee owners, La Jolla Self Storage, all
interest in 1.17 acres of open space easement for the sum of

\$20,500 plus \$13,150 interest. On September 15, 1992, George Goodman, a general partner for La Jolla Public Storage, filed an application for an easement abandonment. The partnership seeks to regain title to an easement acquired by the City as part of open space dedicated when the partnership recorded its subdivision map. As a portion of the site was filled by an adjacent owner in conjunction with their commercial development, the easement was rendered valueless as open space. Per PF&R Committee meeting of July 28, 1993, an agreement was reached wherein the owner would hire an independent fee appraiser from the City's list of approved appraisers, who would value the easement as of February 4, 1988, the agreed upon date by which the abandonment would have been finalized had a request been made. Also, the property would be valued as though subdivided but as ungraded sloping canyon land with the highest and best use as industrial and as joined to the adjacent lot. In addition, the owner would pay an 8 percent annum interest rate compounded annually from February 4, 1988 to the close of the transaction. An agreed upon value for the easement has been reached at \$20,500 with interest of \$13,150 totaling \$33,650. The City has determined that the agreement will best benefit the City in that the easement has no remaining value as open space and the City will be guaranteed compensation at fair market value.

FILE LOCATION: DEED F-6319 DEEDFY95-1

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-102:

SUBJECT: Quitclaim Deed for an Unneeded Pipeline Easement in
Lots 2,3,4,5 & 7, Block 43, Map-1742.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1980) ADOPTED AS RESOLUTION R-284208

Determining a pipeline easement in portions of Lots
2,3,4,5 & 7, Block 43, Map-1742 to be surplus and
authorizing it to be sold by negotiation for \$500 to

Thomas H. Friedkin and Susan J. Friedkin;
Authorizing the execution of a quitclaim deed,
quitclaiming to Thomas H. Friedkin and Susan J.
Friedkin all the City's right, title and interest in
the pipeline easement; Declaring that no broker's
commission shall be paid by the City on the negotiated
sale.

CITY MANAGER SUPPORTING INFORMATION:

The owners and developers of a subdivision located in San Diego County on Via de la Valle between Las Palomas and Calzada del Bosque have requested abandonment of the pipeline easement over portions of Lots 2,3,4,5 and 7, Block 43, Map-1742, in Rancho Santa Fe. The pipeline easement was assigned to the City by San Dieguito Mutual Water Company, which acquired the easement December 23, 1918, recorded in Book 770, Page 146 of Deeds, filed in the Office of the County Recorder. The City has determined that the quitclaim will best benefit the City in the easement has no remaining value as a pipeline easement, and the City will be guaranteed compensation at fair market value. The subject easement was reviewed by all concerned departments and all have concluded there is no present or prospective need for the easement; therefore, abandonment is recommended.

FILE LOCATION: DEED F-6320 DEEDFY95-1

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-103:

SUBJECT: Two actions related to the Palm Promenade Cost
Reimbursement District No. 4081.
(Otay Mesa Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1961) ADOPTED AS RESOLUTION R-284209

Authorizing the City Manager to initiate cost
reimbursement district proceedings for the Palm

Promenade Cost Reimbursement District;
Authorizing the City Auditor and Comptroller to
establish the Palm Promenade Trust Fund (Fund No.
72016), to maintain interest in the fund and to make
appropriate deposits when liens are paid.

Subitem-B: (R-94-1962) ADOPTED AS RESOLUTION R-284210

Authorizing a consultant agreement with BSI
Consultants, Inc.(San Diego), to provide cost
reimbursement engineering services;
Authorizing the City Auditor and Comptroller to
transfer an amount not to exceed \$21,000 from
CIP-52-521.0, Gas Tax Fund 30219, Annual Allocation -
City Assisted Local Street Improvements, to
CIP-58-004.0, Annual Allocation - Miscellaneous
Requirements - City Streets;
Authorizing the expenditure of not to exceed \$60,000
from CIP-58-004.0, Annual Allocation - Miscellaneous
Requirements - City Streets, of which \$21,000 is from
the Gas Tax Fund 30219 and \$39,000 is from Capital
Outlay Fund 30245.

CITY MANAGER SUPPORTING INFORMATION:

On October 12, 1993, Council approved a Memorandum of
Understanding (MOU)between the City of San Diego and the Gatlin
Development Company. This original MOU identified certain
payments for public improvements which the City would deliver to
Gatlin upon compliance with the terms and conditions of the MOU.
Most of the public improvements for which Gatlin will receive
payment are located off site of the Palm Promenade (WalMart)
development and will provide benefits to properties not within
the Palm Promenade subdivision. On May 16, 1994, Council
approved the first amendment to the MOU. Under the terms of the
amendment, the City will be relieved of the responsibility to
make any payments to Gatlin, provided that certain changes are
made to the existing Otay Mesa Public Facilities Financing Plan
(PFFP). If the changes are made, Gatlin will construct, at its
sole expense, those off-site facilities that the City would have
funded pursuant to the original MOU. It is the intent of Council
that all property owners who benefit from the public improvements
make the appropriate reimbursements to the entity which funds the
improvements. The initiation of proceedings for the formation of
the Palm Promenade Cost Reimbursement District will begin the
reimbursement process. If Gatlin receives City payments for the
construction of off-site improvements under the terms of the
original MOU, the beneficiary of the cost reimbursement district
would be the City. If Gatlin constructs the off-site
improvements at its sole expense under the terms of the first

amendment (contingent upon appropriate revisions to the Otay Mesa PFFP), the beneficiary of the cost reimbursement district would be Gatlin. By entering into a consultant agreement with BSI Consultants, Inc., the City will obtain cost reimbursement engineering services which will be needed for the proposed district regardless of the ultimate beneficiary. The consultant will evaluate the improvements to determine their eligibility for reimbursement, spread the cost of the eligible improvements to various properties in proportion to benefit received, and prepare an engineer's report for the district.

Aud. Cert. 9401238.

FILE LOCATION: STRT CR-25 CCONTFY95-1

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Mathis.
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-104:

SUBJECT: Settlement of Ten Claims from Former Employees of the
Convention and Performing Arts Center (CPAC) Over Sick
Leave Payouts.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following resolution:

(R-94-2000) ADOPTED AS RESOLUTION R-284211

A Resolution approved by the City Council in Closed Session on Tuesday, February 22, 1994 by the following vote: Mathis-yea; Roberts-yea; Kehoe-yea; Stevens-yea; Warden-yea; Stallings-yea; McCarty-not present; Vargas-yea; Mayor-yea. Authorizing the City Manager to pay the total sum of \$47,502.56 to Pedus Service in the settlement of each and every approved individual claim against the City, its agents and employees, resulting from the dispute over sick leave payments and other employment benefits by ten former employees of the Convention and Performing Arts Center (CPAC); as well as an additional sum of \$4,750.26 to Pedus Service as a fee to process the payroll through their payroll

system to effect this settlement;
Authorizing the City Auditor and Comptroller to issue one check in the total amount of \$52,252.82, made payable to Pedus Service, to cover payroll processing fees and to effect payments in settlement of claims against the City and Pedus Service by the ten former employees of CPAC. Declaring that the funds are to be payable from Fund No. 81140, Public Liability Reserve Fund.

CITY MANAGER SUPPORTING INFORMATION:

This constitutes the complete and final settlement of all claims against the City of San Diego by the ten identified former employees of CPAC over sick leave payments and other employment benefits.

Aud. Cert. 9401247.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-105:

SUBJECT: Accepting Housing Opportunities for Persons with AIDS
(HOPWA) Funds.
(See Housing Commission Report HCR-94-005CC.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1924) ADOPTED AS RESOLUTION R-284212

Delegating administration of the Housing Opportunities for Persons with AIDS (HOPWA) to the San Diego Housing Commission and authorizing the Housing Commission Executive Director or designee to receive and utilize \$2,053,000 in HOPWA funds.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-106:

SUBJECT: Robert "Pepper" Sharpe Day.

DEPUTY MAYOR STEVENS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1990) ADOPTED AS RESOLUTION R-284213

Commending Robert "Pepper" Sharpe for all his
accomplishments and achievements;
Proclaiming June 24, 1994 to be "Robert 'Pepper' Sharpe
Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-107:

SUBJECT: Pastor Timothy J. Winters 21st Anniversary.

DEPUTY MAYOR STEVENS' RECOMMENDATION:

Adopt the following resolution:

(R-94-1988) ADOPTED AS RESOLUTION R-284214

Commending Pastor Timothy J. Winters for his 21 years
of commitment and devotion to the members of his church
and to the community as a whole; Proclaiming June 26,
1994 to be "Pastor Timothy J. Winters 21st Anniversary

Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-108:

SUBJECT: Elliot Feuerstein Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1971) ADOPTED AS RESOLUTION R-284215

Thanking Elliot Feuerstein for his charitable donation
to the Mira Mesa Branch Library and the community of
Mira Mesa; Proclaiming July 10, 1994 to be "Elliot
Feuerstein Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-109:

SUBJECT: Teleport Communications Group Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1982) ADOPTED AS RESOLUTION R-284216

Recognizing the commitment that Teleport Communications Group (TCG) has shown to the City; Proclaiming July 7, 1994 to be "Teleport Communications Group Day " in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-110:

SUBJECT: Third Amendment to the Agreement for Preparation of
Environmental Impact Reports for the Miramar Landfill
General Development Plan. (NAS Miramar Community Area.
District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1884) ADOPTED AS RESOLUTION R-284217

Authorizing a third amendment to the agreement with
Ogden Environmental & Energy Services, for preparation
of an Environmental Impact Report/Environmental Impact
Statement for the Miramar Landfill General Development
Plan;

Authorizing the expenditure of not to exceed \$135,000
from CIP-37-056.0, West Miramar Refuse Disposal
Facility Phase II, Waste Management Enterprise Fund,
Fund No. 41201.

CITY MANAGER SUPPORTING INFORMATION:

The City entered into an agreement with Ogden Environmental &
Energy Services on June 1, 1992 to conduct a biological/cultural
resources survey and technical report for the Miramar Landfill
General Development Plan (GDP). On September 30, 1992, the City
Manager authorized a first amendment to the agreement to provide
for the preparation of an EIS/EIR for the Miramar Landfill GDP.
On June 14, 1993, the City Council authorized a second amendment
to the agreement to provide additional services including
additional field surveys and environmental analysis, and

revisions to the EIS/EIR. The third amendment to the agreement will provide for additional analysis and revisions to the EIS/EIR required by the Planning Department and the U.S. Navy. Completion of the EIS/EIR is required to obtain the Navy's approval of the GDP. These revisions will assist in meeting the proposed schedule for construction of the FIRP/NSPF sludge processing facility and compliance with the Consent Decree. In addition, timely Navy approval will help to insure that the Materials Recovery Facility will be operational in time to comply with the landfill diversion goals of AB 939.

Aud. Cert. 9401181.

FILE LOCATION: MEET CCONFY95-1

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-111: RETURNED TO CITY MANAGER

SUBJECT: Dial-A-Ride (DAR) Coupon Program Modifications.
(See City Manager Report CMR-94-120; and memorandum
from Thomas F. Larwin dated 5/12/94.)

TRANSPORTATION AND LAND USE COMMITTEE'S RECOMMENDATION:

On 5/18/94, T&LU voted 4-0 to recommend adoption of the following resolution (Councilmembers Mathis, Warden, Stallings and Vargas voted yea; Councilmember Roberts not present:) (R-94-1566)

Declaring that the Council does not accept responsibility for operating the Federally mandated Americans with Disabilities Act(ADA) paratransit service for the Metropolitan Transit Development Board (MTDB);

Discontinuing ADA van operations at the close of Fiscal Year 1994; Requesting that MTDB accept the consultant's recommendation of operating a Brokerage for the City; Declaring that minimal transportation for non-ADA eligible current DAR members will continue to be provided.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO RETURN TO THE CITY MANAGER AT HIS REQUEST. 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-200:

SUBJECT: Declaring a Continued State of Emergency regarding the Discharge of Raw Sewage from Tijuana, Mexico.

(San Ysidro and Tijuana River Valley Community Areas. District-8.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1981) ADOPTED AS RESOLUTION R-284218

Declaring a continued State of Emergency regarding the discharge of raw sewage from Tijuana, Mexico.

CITY MANAGER SUPPORTING INFORMATION:

For over 50 years, renegade raw sewage flows from Tijuana, Mexico have flowed across the international border in the Tijuana River into the United States. These flows have impacted the health and safety of San Diego residents. The permanent solution to this border situation is the construction of the proposed International Treatment Plant by the federal government. This plant is expected to be operational by 1998 and will treat raw sewage from Mexico. In the interim, until the international plant is constructed, the City in 1991, agreed to accept and treat 13 million gallons per day of Tijuana sewage in the Metropolitan Sewerage System. The amount of flow that the City can accept is limited due to the capacity of the emergency connection. Due to increased water availability and usage in Tijuana, raw sewage flows in the Tijuana River have increased. These flows are beyond the capacity that can be handled by the Mexican treatment system and the emergency connection. These increased flows threaten the health, safety and welfare of the citizens of San Diego. The continued declaration of emergency will enable the City to assist state and federal agencies in

expediting the treatment of this international sewage. The government code requires the local governing body to review a State of Emergency every fourteen days until the local emergency is declared terminated. This action requests the continuation of the State of Emergency declared by City Council on September 7, 1993 and authorization for the City Manager to execute all necessary contracts for the diversion, treatment, and disposal of international raw sewage.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-201:

SUBJECT: Eight actions related to Streamlining and Efficiency
Program (STEP) and Organizational Improvements.
(See City Manager Report CMR-94-138.)

CITY MANAGER'S RECOMMENDATION:

Adopt the resolution in Subitem A; introduce the ordinances
in Subitems B and C; and adopt the resolutions in Subitems
D, E, F, G and H:

Subitem-A: (R-94-1863 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-284236

Adoption of a Resolution approving the proposed
Streamlining and Efficiency Program (STEP)
recommendations and other organizational improvements
contained in City Manager Report CMR-94-138.

Subitem-B: (O-94-104) INTRODUCED, TO BE ADOPTED ON
JULY 25, 1994

Introduction of an Ordinance amending the San Diego
Municipal Code relating to the Formation of the
Development Services Department, and the Reorganization
of the Building Inspection Department, the Engineering
and Development Department, the Neighborhood Code
Compliance Department and the Planning Department.

Subitem-C: (O-94-17) REFERRED TO COMMITTEE

Introduction of an Ordinance amending Chapter II, Article 2, of the San Diego Municipal Code, by amending Sections 22.0209, 22.0211, 22.0226, and 22.0504 relating to the Purchasing Process and Limits, to increase the limits for which City Council approval is required for alteration and award of purchasing contracts.

Subitem-D: (R-94-1867) REFERRED TO COMMITTEE

Establishing Council Policy No. 000-29 regarding Contract Award Protests by Non-Selected Bidders.

Subitem-E: (R-94-1882) REFERRED TO COMMITTEE

Establishing Council Policy No. 100-13 regarding Procurement Limitations Adjustments Based on the Consumer Price Index.

Subitem-F: (R-94-1794) ADOPTED AS RESOLUTION R-284237

Amending Council Policy No. 600-3 regarding the Coastal Housing Program.

Subitem-G: (R-94-1796) ADOPTED AS RESOLUTION R-284238

Amending Council Policy No. 600-27 regarding the Low- and Moderate-Income Affordable Housing Project Permit Process.

Subitem-H: (R-94-1797) ADOPTED AS RESOLUTION R-284239

Amending Council Policy No. 600-32 regarding Standards for Centre City Streets, Enhance Pedestrian Orientation & Access, Mass Transit & Alternative Transportation Options Other Than The Automobile.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A558-B409; D026-368.)

MOTION BY McCARTY TO ADOPT SUBITEM A TO APPROVE ALL SINGLE-DOTTED ITEMS CONTAINED IN RECOMMENDATIONS MADE BY THE CITY MANAGER IN HIS REPORT TO COUNCIL AND TO RETURN ALL DOUBLE-DOTTED ITEMS TO COMMITTEE. 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.

MOTION BY STALLINGS TO INTRODUCE SUBITEM B. 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.

MOTION BY WARDEN TO RETURN SUBITEMS C, D AND E TO COMMITTEE. Second by Stallings. 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.

MOTION BY STALLINGS TO ADOPT SUBITEM F, G AND H. 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-330:

SUBJECT: Carmel Mountain Ranch Landscape Maintenance District.
(Carmel Mountain Ranch Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1527) ADOPTED AS RESOLUTION R-284219

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Carmel Mountain Ranch Landscape Maintenance District.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the annual assessments for the Carmel Mountain Ranch Landscape Maintenance District. The district provides maintenance of certain paved and landscaped medians and streetscapes within the district boundaries. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$132,000
Personnel	25,698
Utilities	31,500
Incidentals	46,814
Total Expenses	\$236,012
Reserve	21,401

Total	\$257,413
Less Carry-over and Interest	(42,000)
Less City Contribution	(18,784)
Assessed to District	\$196,629

The proposed assessment fee for Fiscal Year 1995 is \$21.13 per dwelling unit compared to \$17.82 in Fiscal Year 1994. The increase is due to additional landscaping of trees and shrubs in the Ted Williams Parkway medians, as requested by the Citizens' Advisory Committee for the district.

FILE LOCATION: STRT M-308

COUNCIL ACTION: (Tape location: A255-518.)

Hearing began at 10:23 a.m. and halted at 10:42 a.m.

CONSENT MOTION BY McCARTY TO ADOPT. 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-331:

SUBJECT: Carmel Valley Landscape Maintenance District.
(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1533) ADOPTED AS RESOLUTION R-284220

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Carmel Valley Landscape Maintenance District.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the annual assessments for the Carmel Valley Landscape Maintenance District. The district provides maintenance for open space in addition to medians, streetscapes, slopes and six mini-parks within the district boundaries. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 640,000
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Personnel	102,790
Utilities	187,200
Incidentals	161,533
Total Expenses	\$1,091,523
Reserve	346,939
Total	\$1,438,462
Less Carry-over and Interest	(355,030)
Less City Contribution	(28,160)
Assessed to District	\$1,055,272

The assessments per dwelling unit for the various (one through seven) zones within the district for FY '95 and the previous Fiscal Year are tabulated below:

Zone	Overlay	1	2	3	4	5	6	7
FY'95	\$38.96	\$38.96	\$249.53	\$243.52	\$38.96	\$38.96	\$124.47	\$59.41
FY'94	\$14.52	\$14.52	\$307.28	\$293.84	\$36.32	\$96.10	\$114.46	\$34.06

PERCENT INCREASE

169.1	169.1	-18.8	-17.1	7.3	-59.5	8.7	74.4
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The total assessment to the district in FY '94 was \$1,077,614 and \$1,055,272 in FY '95. The variations in zone unit assessments for FY '95 are due to reassignment of the six mini-parks from individual zones to the overlay zone since they benefit all of the community.

FILE LOCATION: STRT M-309

COUNCIL ACTION: (Tape location: A255-518.)

Hearing began at 10:23 a.m. and halted at 10:42 a.m.

CONSENT MOTION BY McCARTY TO ADOPT. 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-332:

SUBJECT: Coronado View Landscape Maintenance District.
(South Encanto Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1536) ADOPTED AS RESOLUTION R-284221

Considering the protests, approving the modified map,

confirming the assessments, and ordering the proposed maintenance in the matter of the Coronado View Landscape Maintenance District.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the annual assessments for the Coronado View Landscape Maintenance District. The district provides maintenance for one acre landscaped street slope within the district. The Fiscal Year 1995 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 5,600
Personnel	5,139
Utilities	1,740
Incidentals	4,663
Total Expenses	\$17,142
Reserve	1,435
Total	\$18,577
Less Carry-over & Interest	(2,794)
Less City Contribution	(0)
Assessed to District	\$15,783

The proposed unit annual assessment for Fiscal Year 1995 is \$136.06 per dwelling unit as compared to \$131.47 per dwelling unit for Fiscal Year 1994. The increase is due to an increase in contractual maintenance cost and also to the smaller carry-over amount from the previous Fiscal Year.

FILE LOCATION: STRT M-310

COUNCIL ACTION: (Tape location: A255-518.)

Hearing began at 10:23 a.m. and halted at 10:42 a.m.

CONSENT MOTION BY McCARTY TO ADOPT. 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-333:

SUBJECT: Matter of a Carmel Valley Planned District Development Permit, Resource Protection Permit, Tentative Map (Darby Downs) to Develop a 1.28 Acre Site into a Seven Lot Subdivision Served by a Private Street with Seven Single-family Homes.
(CVPDDP/RPO/TM-91-0122. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt Subitems A & D; and adopt Subitems B & C to approve the permit and the map:

Subitem-A: (R-94-1960 Cor.Copy) ADOPTED AS RESOLUTION
R-284222

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration DEP-91-0122, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council and adopting appropriate findings of mitigation, pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-95-105) APPROVED RPO AND PERMIT,
ADOPTED AS RESOLUTION R-284223

Adoption of a Resolution approving or denying the Resource Protection Ordinance (RPO) and Planned District Permit CVPDDP-91-0122, with appropriate findings to support Council action.

Subitem-C: (R-95-106) GRANTED MAP, ADOPTED AS
RESOLUTION R-284224

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

Subitem-D: (R-94-1887) ADOPTED AS RESOLUTION R-284225

Adoption of a Resolution authorizing the summary vacation of the excess portion of Old El Camino Real as provided for under Section 66499.20-1/2 of the State Map Act.

SUPPORTING INFORMATION:

The proposed project includes the summary vacation of the excess portion of Old El Camino Real in conjunction with Darby Downs TM-91-0122. The subject property is located at the southern terminus of Old El Camino Real on the east side of the street, south of Torrey Hill Lane.

LEGAL DESCRIPTION:

The subject property is more particularly described as the

southern terminus and east of Old El Camino Real south of the intersection of Old El Camino Real and Torrey Hill Lane, described as a portion of the Southeast Quarter of the Southwest Quarter of Section 7, Township 14 South, Range 3 West, in the MFL Zone of the Carmel Valley Planned District.

FILE LOCATION: Subitem A & B: PERM - RPO/CUPDDP 91-0122;
 Subitem C: SUBD - Darby Downs; Subitem D:
 DEED F-6321/STRT J-2806 DEEDFY95-1

COUNCIL ACTION: (Tape location: A255-518.)

Hearing began at 10:23 a.m. and halted at 10:42 a.m.

CONSENT MOTION BY McCARTY TO ADOPT THE CITY MANAGER'S RECOMMENDATION TO APPROVE THE PERMIT AND THE MAP. 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-334:

SUBJECT: Linda Vista Road Landscape Maintenance District.
 (Linda Vista Community Area. Districts-5 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1543) ADOPTED AS RESOLUTION R-284226

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Linda Vista Road Landscape Maintenance District.

CITY MANAGER SUPPORTING INFORMATION:

The Linda Vista Road Landscape Maintenance District was established by Council in April 1990. The maintenance district was established for the purpose of maintaining the landscaping improvements on the raised medians and parkway areas along each side of the street within the public right-of-way. The landscaping improvements were part of Phase I of the street enhancement project for Linda Vista Road between Via Las Cumbres and Genesee Avenue. The construction project along with the landscaping improvements were scheduled to be completed in May 1990. However, due to complications in the project and with the

contractor, the project has just recently been completed. Therefore, there will be no property owner assessments in Fiscal Year 1995. The district will take over maintenance operations at a later date. Additionally, a large Metropolitan Wastewater Department project will be impacting Linda Vista Road in the near future. Therefore, the project will pay for the assessments until it is completed.

FILE LOCATION: STRT M-311

COUNCIL ACTION: (Tape location: A255-518.)

Hearing began at 10:23 a.m. and halted at 10:42 a.m.

CONSENT MOTION BY McCARTY TO ADOPT. 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-335: RETURNED TO CITY MANAGER

SUBJECT: Second Public Hearing Regarding Refunding of Outstanding Assessment District Bonds - First San Diego River Improvement Project (FSDRIP) Assessment District No. 4007.
(Mission Valley Community Area. District-6.)
(Continued from the meeting of May 31, 1994, Item 335, at the City Attorney's request.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO RETURN TO THE CITY MANAGER AT HIS REQUEST. 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-336:

SUBJECT: Two actions related to the Rancho Penasquitos Facilities Benefit Assessment.
(See City Manager Report P-94-080. Rancho Penasquitos Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1732) ADOPTED AS RESOLUTION R-284227

Designating an area of benefit in Rancho Penasquitos; Confirming the description of the Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the Public Facilities Projects, the method for apportioning the costs of the Public Facilities Projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments; and Ordering the proposed Public Facilities Project in the matter of the Rancho Penasquitos Facilities Benefit Assessment Area.

Subitem-B: (R-94-1733) ADOPTED AS RESOLUTION R-284228

Declaring the assessment fee schedule contained in the Rancho Penasquitos Public Facilities Financing Plan, to be an appropriate and applicable development impact fee for all properties within the Rancho Penasquitos Community that have either never been assessed under the Rancho Penasquitos Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council.

FILE LOCATION: STRT FB-13

COUNCIL ACTION: (Tape location: A255-518.)

Hearing began 10:23 a.m. and halted at 10:42 a.m.

CONSENT MOTION BY McCARTY TO ADOPT. 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-337:

SUBJECT: Two actions related to the Carmel Valley Facilities
Benefit Assessment.

(See City Manager Report P-94-090. Carmel Valley
Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1824) ADOPTED AS RESOLUTION R-284229

Designating an area of benefit in Carmel Valley;
Confirming the description of Public Facilities
Projects, the Community Financing Plan and Capital
Improvement Program with respect to the Public
Facilities Projects, the method for apportioning the
costs of the Public Facilities Projects among the
parcels within the area of benefit and the amount of
the Facilities Benefit Assessments charged to each
parcel, the basis and methodology for assessing and
levying discretionary automatic annual increases in
Facilities Benefit Assessments; and Ordering the
proposed Public Facilities Project in the matter of the
Carmel Valley Facilities Benefit Assessment Area.

Subitem-B: (R-94-1827 Rev.1) ADOPTED AS AMENDED AS
RESOLUTION R-284230

Declaring the assessment fee schedule contained in the
Carmel Valley Public Facilities Financing Plan to be an
appropriate and applicable development impact fee for
all properties within the Carmel Valley Community that
have either never been assessed under the Carmel Valley
Public Facilities Financing Plan or have not otherwise
agreed to payment of Facilities Benefit Assessment fees
as prescribed by the City Council.

FILE LOCATION: STRT FB-8

COUNCIL ACTION: (Tape location: B410-C282.)

Hearing began at 11:19 a.m. and halted at 11:52 a.m.

Testimony in opposition by Dr. Ingber.

Motion by Mathis to approve the Carmel Valley Facilities
Benefit Assessment Plan and to direct the City Manager to
meet with the Planning Department to discuss having a
planner available to attend more meetings. No second.

Motion by McCarty to amend Mr. Mathis' motion to direct the

City Manager to send the planners to those communities with the greatest need. No second.

MOTION BY MATHIS TO ADOPT THE CARMEL VALLEY FACILITIES BENEFIT ASSESSMENT PLAN AND TO DIRECT THE CITY MANAGER TO EXAMINE CONCERNS RAISED BY DR. INGBER AND MR. McROSKEY REGARDING HOW COUNCIL IS GOING TO DEAL WITH THE SHRINKING BASE PROBLEM AND THE INCREASED COST. 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.

MOTION BY MATHIS TO ADOPT HIS RECOMMENDATION TO ALLOW CARMEL VALLEY TO USE THE MONEY FROM THE \$900,000 PLUS INCIDENTAL FUNDS ON PAGE 21 OF THE FBA TO PAY FOR CITY STAFF TO ATTEND MORE MEETINGS. Second by Stevens. Passed by the following vote: Mathis-yea, Roberts-yea, Kehoe-yea, Stevens-yea, Warden-nay, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-338:

SUBJECT: Two actions related to the North University City Facilities Benefit Assessment. (See City Manager Report P-94-091. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1820) ADOPTED AS RESOLUTION R-284231

Designating an area of benefit in North University City; Confirming the description of the Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the Public Facilities Projects, the method for apportioning the costs of the Public Facilities Projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments; and Ordering the proposed Public Facilities Project in the matter of the North University City Facilities Benefit Assessment Area.

Subitem-B: (R-94-1822) ADOPTED AS RESOLUTION R-284232

Declaring the assessment fee schedule contained in the North University City Public Facilities Financing Plan, to be an appropriate and applicable development impact fee for all properties within the North University City Community that have either never been assessed under the North University City Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council.

FILE LOCATION: STRT FB-1

COUNCIL ACTION: (Tape location: C283-416.)

Hearing began at 11:53 a.m. and halted at 12:01 p.m.

Testimony in opposition by Jack McRoskey.

MOTION BY MATHIS TO ADOPT THE NORTH UNIVERSITY CITY FACILITIES BENEFIT ASSESSMENT PLAN AND TO DIRECT THE CITY MANAGER TO EXAMINE THE CONCERN REGARDING THE INCREASING EXPENDITURES AND THE DECREASING SOURCE OF FUNDS IN THE NORTH UNIVERSITY CITY FACILITIES BENEFIT ASSESSMENT. Second by Kehoe. 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-339:

SUBJECT: Two actions related to the Mira Mesa Facilities Benefit Assessment.
(See City Manager Report P-94-098. Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-94-1830) CONTINUED TO AUGUST 2, 1994

Designating an area of benefit in Mira Mesa; Confirming the description of the Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the Public Facilities Projects, the method for apportioning the costs of the Public

Facilities Projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments; and Ordering the proposed Public Facilities Project in the matter of the Mira Mesa Facilities Benefit Assessment Area.

Subitem-B: (R-94-1832) CONTINUED TO AUGUST 2, 1994

Declaring the assessment fee schedule contained in the Mira Mesa Public Facilities Financing Plan, to be an appropriate and applicable development impact fee for all properties within the Mira Mesa Community that have either never been assessed under the Mira Mesa Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO CONTINUE TO AUGUST 2, 1994 AT THE CITY MANAGER'S REQUEST FOR FURTHER REVIEW. 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-340:

SUBJECT: Business Improvement District Budgets for FY 1995.
(Mid-City, Hillcrest, Mission, Downtown, Ocean Beach and La Jolla Community Areas. Districts-1, 2 and 3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1899) ADOPTED AS RESOLUTION R-284240

Levying an annual assessment within previously established Business Improvement Districts for July 1, 1994 through June 30, 1995 (FY 1995).

CITY MANAGER SUPPORTING INFORMATION:

Business Improvement Districts (BIDs) are authorized by State law to assess benefitted businesses for the cost of certain improvement activities. These activities are generally promotional in nature. Once a BID is established, the City collects the assessments and disburses them to an appropriate entity representing the district pursuant to an annual operating agreement. There are currently 11 active districts in the City of San Diego: Adams Avenue, City Heights, Downtown, El Cajon Blvd.-Gateway, El Cajon Blvd. Central, Gaslamp, Hillcrest, La Jolla, Mission Hills, North Park and Ocean Beach. State law requires that the City Council annually adopt a budget for each BID and hold a public hearing to levy appropriate assessments. Today's action is the public hearing to levy the proposed assessment for each BID for FY 1995.

FILE LOCATION: STRT L-1, L-4, L-2, L-11, L-8

COUNCIL ACTION: (Tape location: D007-025.)

Hearing began at 2:11 p.m. and recessed at 2:14 p.m.

MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Roberts-not present, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-yea.

ITEM-S400:

SUBJECT: Consultant Agreement for STEP (Streamlining and Efficiency Program). (Continued from the meeting of June 27, 1994, Item 205, at the City Manager's request, for further review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1632) ADOPTED AS RESOLUTION R-284241

Authorizing an agreement with Jerry Newfarmer (San Diego), for consultation services for STEP (Streamlining and Efficiency Program); Waiving Council Policy 300-7, due to the unique expertise of Jerry Newfarmer; Authorizing the expenditure of not to exceed \$25,000 from Citywide Expenditures, Special Consulting Services PE 601651.

CITY MANAGER SUPPORTING INFORMATION:

The STEP (Streamlining and Efficiency Program) process was initiated in the fall of 1993 with the goals of improving work practices and streamlining procedures in order to improve customer and citizen satisfaction with City services and to improve the efficiency of City operations. Meetings were held with over 2,000 employees to generate suggestions for improvements. As part of this process, the Manager felt that advice from someone with prior experience in this area would be valuable in assisting City managers and staff in responding to employee suggestions made at sessions during the fall. Mr. Newfarmer is uniquely qualified to provide this type of assistance. As the former City Manager of Cincinnati, San Jose, and Fresno he has extensive working knowledge of current innovative management processes nationally in areas such as purchasing, personnel, and financial management, all of which are major areas of emphasis for STEP. He is now a management consultant specializing in local government and consults nationally, including work for the International City Management Association. He recently served as the chair of the State and Local Government Task Force of Vice President Al Gore's National Performance Review, the federal "Reinventing Government" initiative. Because of his previous management experience, he is aware of the realities of changing large city bureaucracies and is able to provide practical guidance to San Diego managers engaged in improving their operations. His unique experience should enhance the STEP process through the provision of credible advice based on his knowledge of best practices in other large cities. Because of his unique qualifications for this assignment, it is recommended that a waiver to Council Policy 300-7 be approved by City Council.

Aud. Cert. 9401078.

FILE LOCATION: MEET CCont FY 95-1

COUNCIL ACTION: (Tape location: D369-406.)

MOTION BY McCARTY TO ADOPT. Second by Stallings. 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 and Restatement of the Supplemental Pension Savings Plan, Supplemental Pension Savings Plan -

Medicare, Supplemental Pension Savings Plan - Hourly, and 401(k) Plan.

(See City Manager Report CMR-94-172.) (Continued from the meeting of June 27, 1994, Item 119, at the City Manager's request, for further review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1967) CONTINUED TO JULY 25, 1994

Amending the Supplemental Pension Savings Plan (SPSP), Supplemental Pension Savings Plan - Medicare (SPSP-M), Supplemental Savings Plan - Hourly (SPSP-H), and 401(k) Plans, subject to a vote of approval by the Plan Participants and effective upon that date; Amending the SPSP, SPSP-M, SPSP-H, and 401(k) Plans to bring the Plans into conformance with federal tax law and California community property law, effective upon the date of adoption of this resolution by Council.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO CONTINUE TO JULY 25, 1994 AT THE CITY MANAGER'S REQUEST FOR FURTHER REVIEW. 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-S402:

SUBJECT: Purchase of City-Wide Fire, Property and Earthquake Insurance.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-2041) ADOPTED AS RESOLUTION R-284234

Authorizing the City Manager to continue membership in the County Supervisors Association of California (CSAC); Authorizing the City Auditor and Comptroller to encumber an amount not to exceed \$790,498 for the

City-wide Fire, Property and Earthquake insurance premium for a one-year period beginning June 15, 1994 through June 15, 1995;
Authorizing the expenditure of not to exceed \$790,498, for the purchase of the insurance.

CITY MANAGER SUPPORTING INFORMATION:

Council has previously approved the City's membership and participation in the County Supervisors Association of California - Excess Insurance Authority along with the County of San Diego Housing Commission and the San Diego Transit Authority. The joint purchase of "all risk" property insurance along with the 51 counties results in lower insurance premiums because of the economy of scale. The request is for the approval and authorization for the City Manager to continue to participate in the cooperative purchase of its Fire, Property and Earthquake insurance.

Aud. Cert. 9500021.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A255-518.)

CONSENT MOTION BY McCARTY TO ADOPT. 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-S403:

SUBJECT: Consideration of Nominees for Appointment to the Centre City Development Corporation Board of Directors. (See memorandum from Mayor Golding dated 6/15/94 with resumes attached.)
(Continued from the meeting of June 27, 1994, Item 201, for full Council.)

MAYOR GOLDING'S RECOMMENDATION:

Consider the following list of nominees and select one to fill a vacancy on the Centre City Development Corporation Board of Directors:

NOMINEE

NOMINATED BY

Karen D. Hutchens

Mayor Golding

(General Business)	Councilmember Kehoe
Ed M. Bacani	Councilmember Roberts
(Finance)	Councilmember Vargas

(R-95-31) ADOPTED AS RESOLUTION R-284235

Adoption of a Resolution making one appointment, for a term ending May 1, 1995.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A255-518.)

Mayor Golding announced Karen Hutchens has withdrawn her name from consideration.

CONSENT MOTION BY McCARTY TO ADOPT THE RESOLUTION APPOINTING ED BACANI TO THE CENTRE CITY DEVELOPMENT CORPORATION BOARD OF DIRECTORS FOR A TERM ENDING MAY 1, 1995. 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 2:43 p.m. in memory of Ron Riveroll at the request of Mayor Golding and Oswald Curzon at the request of Council Member Roberts.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: D415-447).