

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, FEBRUARY 6, 1995  
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 2:04 p.m.  
Mayor Golding adjourned the meeting at 6:32 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
  - (1) Council Member Mathis-present
  - (2) Council Member Harvey-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 (ew)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Harvey-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 John Greene of St. Paul's  
United Methodist Church.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Kehoe.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Don Stillwell regarding the creature from Jekyll  
Island.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A045-071.)

ITEM-PC-2:

Comments by Bruce Skane regarding public policy issues.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A072-098.)

ITEM-PC-3:

Comments by Ed Worley regarding the firearm dealer  
regulations.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A099-127.)

ITEM-PC-4:

Comments by Tom Tanana regarding police corruptions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A128-146.)

ITEM-PC-5:

Comments by Jim Varnadore regarding City Heights.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A147-166.)

ITEM-PC-6:

Comments by Darlene Davis regarding the massive traffic flow problem at the Convention Center.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A167-201.)

ITEM-PC-7:

Comments by Dennis St. Onge regarding parking tickets.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A202-230.)

ITEM-PC-8: REFERRED TO THE CITY MANAGER

Comments by Andrea Leavitt and Mrs. Shook regarding the zoning restrictions and elderly care facilities in the Mission Hills area.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A231-302.)

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Member Stallings reporting that Pat Miller, who is a police officer from the Northern Division and was shot in the line of duty, is improving and she believes that he will be going home very soon.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A303-331.)

ITEM-CC-2:

Comments by Council Member Harvey wishing Council Member Stevens a Happy Birthday and asking the City Manager for an update on the memo he sent out last week regarding hearings being held before the Equal Opportunity Commission.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A332-395.)

ITEM-CC-3:

Comments by Council Member Warden congratulating Council Member Stevens on yet another birthday and reporting on the Grand Opening of the Mission Trails Park.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A396-401.)

ITEM-CC-4:

Comments by Council Member McCarty thanking the Council for attending the Grand Opening of the Mission Trails Visitor Center.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A402-428.)

ITEM-30:

SUBJECT: Black History Month.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1084) ADOPTED AS RESOLUTION R-285282

Proclaiming the month of February, 1995 to be "Black History Month" in San Diego, and encouraging all citizens to recognize the history of accomplishments of African American leaders and join in realizing the American Dream of equal opportunity for all citizens.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A434-485; B072-074.)

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

ITEM-31:

SUBJECT: Dr. Irwin M. Jacobs Day.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1132) ADOPTED AS RESOLUTION R-285283

Recognizing Dr. Irwin M. Jacobs for his contributions to commercialization of technology and his recent honor as recipient of the National Medal of Technology; Proclaiming February 6, 1995 to be "Dr. Irwin M. Jacobs Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A486-576; B072-074.)

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

ITEM-32:

SUBJECT: 1994 CIF Champion Serra High School Girls Field Hockey  
Team Day.

(District-7.)

COUNCILMEMBER McCARTY'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1066) ADOPTED AS RESOLUTION R-285284

Commending and congratulating the 1994 Serra High  
School Girls Field Hockey Team for a banner season;

Proclaiming February 6, 1995 to be "1994 CIF Champion  
Serra High School Girls Field Hockey Team Day" in San  
Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A577-641; B072-074.)

MOTION BY McCARTY TO ADOPT. Second by Stallings. Passed by  
the following vote: Mathis-yea, Harvey-yea, 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:

01/09/95  
01/10/95  
01/16/95 Adjourned  
01/17/95

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A429-433.)

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

ITEM-50:

SUBJECT: Firearm Dealer Regulations.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on  
1/23/95.

(Council voted 8-0. Mayor Golding not present):

(O-95-5 Rev. 1) ADOPTED AS ORDINANCE O-18158 (New Series)

Amending Chapter III, Article 3, Division 42, of the  
San Diego Municipal Code, to clarify and expand the  
scope of Firearm Dealer Regulations.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F097-G105.)

MOTION BY MATHIS TO DISPENSE WITH THE READING AND ADOPT THE  
ORDINANCE. Second by Warden. Passed by the following vote:  
Mathis-yea, Harvey-yea, Kehoe-yea, Stevens-yea, Warden-yea,  
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-51:

SUBJECT: Two actions related to Carmel Mountain Ranch Rezoning.

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

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinances which were introduced on 1/24/95.  
(Council voted 8-0. Mayor Golding not present):

Subitem-A: (O-95-83) ADOPTED AS ORDINANCE O-18159 (New  
Series)

Rezoning 11.5 acres from the Commercial Office (CO)  
Zone to Area Commercial-Residential Restricted (CA-RR)  
Zone.

Subitem-B: (O-95-84) ADOPTED AS ORDINANCE O-18160 (New  
Series)

Rezoning 1.0 acre from the R-1000 Zone to the Community Commercial (CC) Zone.

FILE LOCATION: LAND - Carmel Mountain Ranch Community Plan

COUNCIL ACTION: (Tape location: A642-B074.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCES. Second by Stallings. Passed by the following vote: Mathis-yea, Harvey-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-52:

SUBJECT: Editorial Amendment to the Mid-City Communities Planned District Ordinance.

(See City Manager Report CMR-95-22.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-95-74) INTRODUCED, TO BE ADOPTED ON FEBRUARY 27, 1995

Introduction of an Ordinance amending Chapter X, Article 3, Division 15, of the San Diego Municipal Code by amending Section 103.1504, relating to Project Review Regulations in the Mid-City Communities Planned District, to correct an editorial error to regulate outdoor storage and placement within the residential zones.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-100:

SUBJECT: Awarding a Contract to Tuttle-Click Ford for Sixteen

14,500 GVW CAB & Chassis (Ford F Super Duty).

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-991) ADOPTED AS RESOLUTION R-285285

Awarding a contract to Tuttle-Click Ford (Irvine, CA), for sixteen 14,500 GVW Cab & Chassis (Ford F Super Duty), for a total cost of \$375,455.30, including tax, with an option to purchase additional equipment at the same price for a period of six months from the date of the original purchase order;

Authorizing the expenditure of not to exceed \$375,455.30 from Fund Nos. 50031/50033, Department Nos. 8201/8203, Object Account Nos. 6013/6013, and Job Order Nos. 88095/88085;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-C4586/95)

Aud. Cert. 9500737.

FILE LOCATION: CONT - Purchase - Tuttle-Click Ford (Irvine, CA) CONTFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-101:

SUBJECT: Awarding a Contract to Miramar Ford Truck Sales Inc. for Seven Crew Trucks.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-898) ADOPTED AS RESOLUTION R-285286

Awarding a contract to Miramar Ford Truck Sales, Inc. (San Diego) for seven crew trucks (Ford F-800 with knapheide body and accessories), at a cost of \$47,195 each for a total combined cost of \$353,490.55, including tax;

Authorizing the expenditure of not to exceed \$353,490.55 from Fund Nos. 50033/50031, Department Nos. 8203/8201, Object Account Nos. 6013/6013, Job Order Nos. 88085/88095;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-C4563/95)

Aud. Cert. 9500736.

FILE LOCATION:           CONT - Purchase - Miramar Ford Truck Sales, Inc. (San Diego)           CONFY95-1

COUNCIL ACTION:       (Tape location: A642-B074.)

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

\* ITEM-102:

SUBJECT: Awarding Contracts for Light Duty Vehicles.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-994)   ADOPTED AS RESOLUTION R-285287

Awarding contracts to George Chevrolet (Bellflower, CA), Bob Baker Ford (San Diego), Courtesy Chevrolet (San Diego), Miramar GMC Truck, Inc. (San Diego) and Vince Dixon Ford, Inc. (Carlsbad, CA) for furnishing light duty vehicles, for a total cost of \$2,243,445.40, including tax, as follows:

1. George Chevrolet (Bellflower, CA) - for Item 1 - twenty compact sedans (Chevrolet Cavalier Model 1JC69) at a cost of \$10,789 each, with an option to purchase

additional equipment at the same price for a period of six months from the date of the original purchase order;

2. Bob Baker Ford (San Diego) - for Item 2 - five full size sedans (Ford Crown Victoria) at a cost of \$16,646 each; Item 7 - eight cargo vans (Ford Econoline E-350 Model E34HD) at a cost of \$15,812 each; Item 8 - six 8 passenger vans (Ford E150 Model E-11) at a cost of \$15,956 and Item 10 - twenty-three 3/4 ton pickup trucks (Ford F250 4x2) at a cost of \$14,488 each, with an option to purchase additional equipment at the same price for a period of six months from the date of the original purchase order;

3. Courtesy Chevrolet (San Diego) - for Item 3 - two mini-cargo vans (Chevrolet Model CG11005) at a cost of \$15,171 each; Item 9 - eleven 1/2 ton 4x4 pickup trucks (Chevrolet Model CK10703) at a cost of \$15,810 each; Item 11 - fifteen 3/4 ton 4x4 pickup trucks (Chevrolet Model CK20903) at a cost of \$17,603 each, and Item 12 - four crew cab 4x4 pickup trucks (Chevrolet Model CC30903) at a cost of \$20,101 each, with an option to purchase additional equipment at the same price for a period of six months from the date of the original purchase order;

4. Miramar GMC Truck, Inc. (San Diego) - for Item 4 - forty-four compact long bed pickup trucks (GMC Sonoma) at a cost of \$10,814.52 each; Item 5 - eight compact 4x4 pickup trucks (GMC Sonoma) at a cost of \$14,367.54 and Item 13 - one step van 14,000 GVW with 12 ft. body (GMC TP31042 with body) at a cost of \$27,579.59, with an option to purchase additional equipment at the same price for a period of six months from the date of the original purchase order;

5. Vince Dixon Ford, Inc. (Carlsbad, CA) - for Item 6 - six 1/2 ton pickup trucks (Ford F-150) at a cost of \$12,508.86 each;

In the event the Contractor does not perform to specifications, the Purchasing Agent is authorized to terminate the contract and award to the next low responsive and responsible bidder and to subsequent bidders, if necessary, until a bidder is found who performs to specifications;

Authorizing the expenditure of not to exceed \$2,243,445.40 from Fund Nos. 50031/50033, Department

Nos. 8201/8203, Object Account No. 6013, Job Order Nos.  
88095/88085;

Authorizing the Auditor and Comptroller, upon advice  
from the administering department, to transfer excess  
budgeted funds, if any, to the appropriate reserves.  
(BID-C4564/95)

Aud. Certs. 9500752, 9500753, 9500754, 9500755,  
9500756.

FILE LOCATION:           CONT - Purchase - George Chevrolet  
                              (Bellflower, CA), Bob Baker Ford (San Diego),  
                              Courtesy Chevrolet (San Diego), Miramar GMC  
                              Truck, Inc. (San Diego) and Vince Dixon Ford,  
                              Inc. (Carlsbad, CA) CONFY95-5

COUNCIL ACTION:         (Tape location:  A642-B074.)

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

\* ITEM-103:

SUBJECT:  Awarding a Contract to Tri-Electric Supply, Inc. for  
          High Pressure Sodium Street Light Luminaires.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-995)     ADOPTED AS RESOLUTION R-285288

Awarding a contract to Tri-Electric Supply, Inc. (San  
Marcos, CA) for furnishing high pressure sodium street  
light luminaires, as may be required for a period of  
one year beginning January 1, 1995 through December 31,  
1995, for a total estimated cost of \$71,690, including  
tax and terms, with options to renew the contract for  
two additional one year periods;

Authorizing the expenditure of not to exceed \$71,690  
from Dept. 30244, Organization 108, Object Account No.  
6012, Job Order No. 680125;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-I4585/95)

Aud. Cert. 9500741.

FILE LOCATION: CONT - Purchase - Tri-Electric Supply, Inc.  
(San Marcos, CA) CONFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-104:

SUBJECT: Calbiochem Foreign Trade Sub-Zone Application.

(District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1089) ADOPTED AS RESOLUTION R-285289

Authorizing the City Manager to file documents requesting the Foreign Trade Zones Board, International Trade Administration, United States Department of Commerce, to execute the application for a special purpose subzone for the use and benefit of Calbiochem.

CITY MANAGER SUPPORTING INFORMATION:

In 1988, the U.S. Department of Commerce, Foreign Trade Zone Board authorized the City of San Diego to establish a general purpose Foreign Trade Zone (FTZ) for the Otay Mesa area. The regulations for foreign trade zones, governed by the U.S. Department of Commerce, Foreign Trade Zones Board, entitles grantees to apply for authority to establish sub-zones. A sub-zone is an area separated from a general purpose zone and designated for a specific use and user that is unable to locate at the general purpose site. Calbiochem-Novabiochem International (Calbiochem) a manufacturer/distributor of research biochemicals and immunochemicals, located in the Sorrento Mesa

area, has requested from the City to authorize the creation of a foreign trade sub-zone at its facility located at 10394 Pacific Center Court, San Diego. The company has production facilities located in both Switzerland and San Diego, with local employment of 85 persons. Approximately 50 percent of the product imported to the San Diego facility for assembly is subsequently reexported to Calbiochem's centers in the United Kingdom for distribution world-wide. The ability to avoid important duties during this process will save the company approximately \$360,000 per year. Zone status is a key component in the Company's local expansion strategy.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-105:

SUBJECT: Inviting Bids for Sidewalk and Curb Replacement on  
Various City Streets - FY95 (C-11).

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1051) ADOPTED AS RESOLUTION R-285290

Inviting bids for Sidewalk and Curb Replacement on  
Various City Streets - FY95 (C-11);

Authorizing a contract with the lowest responsible  
bidder;

Authorizing the expenditure of \$300,000 from Gas Tax  
Fund 302191. (BID-K95045)

CITY MANAGER SUPPORTING INFORMATION:

This action will provide for the replacement of sidewalk and curbs throughout all Council Districts. There is currently a backlog for concrete replacement consisting of approximately 1,600 locations. This contract will allow the Street Division to reduce this backlog. Depending on the bids that are received, it

is projected that approximately 325 locations can be completed by the contractor. This contract is the second of two contracts proposed for FY95.

Aud. Cert. 9500764.

FILE LOCATION: CONT - Sidewalk and Curb Replacement on  
Various City Streets - FY95 (C-11) CONT -  
Doug Kost Konstruction CONTFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-106:

SUBJECT: Inviting Bids for Sidewalk and Curb Replacement on  
Various City Streets - FY95 (C-10).

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1050) ADOPTED AS RESOLUTION R-285291

Inviting bids for Sidewalk and Curb Replacement on  
Various City Streets - FY95 (C-10);

Authorizing a contract with the lowest responsible  
bidder;

Authorizing the expenditure of \$300,000 from Gas Tax  
Fund 302191.

(BID-K95044)

CITY MANAGER SUPPORTING INFORMATION:

This action will provide for the replacement of sidewalk and curbs throughout all Council Districts. There is currently a backlog for concrete replacement consisting of approximately 1,600 locations. This contract will allow the Street Division to reduce this backlog. Depending on the bids that are received, it is projected that approximately 325 locations can be completed by the contractor. This contract is the first of two contracts

proposed for FY95.

Aud. Cert. 9500763.

FILE LOCATION:           CONT - Sidewalk and Curb Replacement on  
                              Various City Streets - FY95 (C-10)   CONT -  
                              Doug Kost Konstruction        CONFY95-1

COUNCIL ACTION:        (Tape location:   A642-B074.)

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

\* ITEM-107:

SUBJECT:   Approving Plans - Ski Beach Comfort Station.

(Mission Bay Park Community Area.   District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1049)    ADOPTED AS RESOLUTION R-285292

Inviting bids for the Construction of Ski Beach Comfort  
Station on Work Order No. 119627;

Authorizing a contract with the lowest responsible  
bidder;

Authorizing the expenditure of not to exceed \$222,250  
from CIP-22-088.0, Mission Bay Restrooms, Sludge  
Mitigation Fund No. 10507, for providing funds for said  
project and related costs;

Authorizing the Auditor and Comptroller, upon advice  
from the administering department, to transfer excess  
budgeted funds, if any, to the appropriate reserves.  
(BID-K95064)

CITY MANAGER SUPPORTING INFORMATION:

The Ski Beach Comfort Station will be located in Mission Bay Park  
in the Ski Beach area, east of Ingraham Drive on Vacation Isle.  
The proposed 540 square foot comfort station will provide

additional facilities between two (2) existing comfort stations on site. The Mission Bay Committee, Facilities Committee and Park and Recreation Board approved the project schematic plans. The project is consistent with the May 26, 1992 Mission Bay Park Master Plan Update "Design Criteria."

Aud. Cert. 9500631.

FILE LOCATION: W.O. 119627 CONT - Harvest Construction  
CONFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-108:

SUBJECT: Two actions related to an Unnamed Alley Dedication at  
the Rear of 3177 "A" Street.

(Golden Hill Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-95-1079) ADOPTED AS RESOLUTION R-285293

Accepting a grant deed of 3177 "A" Street, granting to  
the City an easement for public alley purposes in a  
portion of Parcel 2, Parcel Map-17167; dedicating the  
land for a public alley.

Subitem-B: (R-95-1080) ADOPTED AS RESOLUTION R-285294

Stating for the record that Negative Declaration  
DEP-93-0201 has been completed in compliance with the  
California Environmental Quality Act of 1970 as  
amended, and State guidelines; that the declaration  
reflects the independent judgement of the City as Lead  
Agency; that the information contained in the report  
has been reviewed and considered by Council in  
connection with the alley dedication.

FILE LOCATION: DEED F-6424 DEEDFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-109:

SUBJECT: Two actions related to Street Dedication of Rancho  
Carmel Drive.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-95-1077) ADOPTED AS RESOLUTION R-285295

Accepting the deed of Carmel Mountain Ranch, granting  
to the City an easement for public street purposes in a  
portion of Pompeii Farms Company, Pompeii Subdivision,  
Map-1738; dedicating and naming the same Rancho Carmel  
Drive.

Subitem-B: (R-95-1078) ADOPTED AS RESOLUTION R-285296

Stating for the record that Negative Declaration  
DEP-91-0842 has been completed in compliance with the  
California Environmental Quality Act of 1970, as  
amended and State guidelines; that the declaration  
reflects the independent judgement of the City as Lead  
Agency; that the information contained in the report  
has been reviewed and considered by Council.

FILE LOCATION: DEED F-6425 DEEDFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-110:

SUBJECT: Two actions related to Exclusive Sale of Various  
Parcels to the State of California for SR 52.

(See City Manager Report CMR-95-23. City of Santee and  
East Elliot Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-95-1063) ADOPTED AS RESOLUTION R-285297

Approving the Memorandum of Understanding between the  
State of California and the City of San Diego in  
connection with the sale by negotiation for the amount  
of \$1,202,800 of certain parcels of land, being 69.12  
acres adjacent to State Route 52;

Authorizing a grant deed, granting to the State of  
California all those parcels of land;

Declaring that no broker's commission shall be paid by  
the City on the negotiated sale;

Approving the retention of the proceeds from the sale  
of those certain Park and Recreation Department parcels  
in an interest-bearing account to be used by the City  
to purchase certain parcels of Water Utilities land,  
for inclusion in the Mission Trails Regional Park;

Authorizing the City Manager or his designee to execute  
nine Right of Way Contracts with CalTrans, in  
connection with the described property transactions.

Subitem-B: (R-95-1064) ADOPTED AS RESOLUTION R-285298

Stating for the record that the information contained  
in Environmental Impact Statement Report  
FHWA-CA-EIS-87-02-D(F), Sch. 84040407, dated June 28,  
1989, prepared by the State of California, Department  
of Transportation, has been reviewed and considered by  
the Council, as a Responsible Agency, under the  
California Environmental Quality Act of 1970, as  
amended;

Declaring that the information contained in the final  
document, including any comments received during the  
public review process, has been reviewed and considered  
by the Council in connection with the completion of the  
easterly extension of SR 52.

FILE LOCATION: DEED F-6426 DEEDFY95-1 CONTFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-111:

SUBJECT: No-Cost Extension Amendments to California Trade and  
Commerce Grants.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1103) ADOPTED AS RESOLUTION R-285299

Authorizing the City Manager to execute grant  
amendments, as necessary, in the administration of the  
following grants awarded by the State of California,  
Department of Trade and Commerce:

- A. Grant C93-151 - Regional Technology Alliance
- B. Grant C93-167 - Technical Assistance to Offset the  
Effects of Defense Industry Reduction.

Designating the Director of Economic Development  
Services, or designee, as the grant administrator.

CITY MANAGER SUPPORTING INFORMATION:

The City of San Diego was awarded two California Trade and  
Commerce grants as components of the City's effort to assist  
defense related businesses in their conversion to commercial  
activities. These two grants are titled the "Regional Technology  
Alliance," C93-151, and "Technical Assistance to Offset the  
Effect of Defense Industry Reductions," C93-167. Unspent grant  
funds will remain beyond the current termination dates of the  
respective grant agreements. This action will authorize an  
amendment of the grants for an extension of time as necessary to  
continue funding the grant activities. The specific time  
extension will be determined following the current discussions  
with the State grant administrators. The State Trade and  
Commerce grant administrators are agreeable to the extension of

these grants; however, an authorization to amend the grants is required by the State Department of Trade and Commerce. This action will not require the City to obligate matching funds to the noted grants.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-112:

SUBJECT: Hazardous Materials Equipment Grant.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1059) ADOPTED AS RESOLUTION R-285300

Authorizing the City Manager to accept and expend grant funds from the State of California Department of Toxic Substances Control, for the acquisition of equipment used in hazardous materials emergency responses.

CITY MANAGER SUPPORTING INFORMATION:

The San Diego Fire Department has applied for and been awarded grant funding from the State of California Department of Toxic Substance Control, for the purchase of equipment to be used in the mitigation of emergency incidents involving hazardous materials. The equipment specified for purchase includes a microcomputer, CD-Rom and printer, and a "HAZCAT" Kit. The latter is a Hazard Categorization Kit which is used to identify unknown substances. These items are to be used by the Fire Department's Hazardous Incident Response Team.  
Aud. Cert. 9500760.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A642-B074.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Stallings.  
Passed by the following vote: Mathis-yea, Harvey-yea,

Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,  
McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-113:

SUBJECT: Unified Program Agency Designation for Hazardous Waste  
and Hazardous Materials Regulation.

(See letter from County of San Diego's Chief  
Administrative Officer dated 11/10/94.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1087) ADOPTED AS RESOLUTION R-285301

Designating the San Diego County Department of  
Environmental Health as the Unified Program Agency for  
Hazardous Waste and Hazardous Materials Management.

CITY MANAGER SUPPORTING INFORMATION:

In 1993, the California legislature passed Senate Bill 1082 to  
reduce the regulatory burden on the business community by  
consolidating regulatory programs. SB 1082 mandates that  
administration of six specified hazardous waste and hazardous  
materials regulatory programs be consolidated under a Unified  
Program Agency, and further, that the Unified Program Agency be  
certified by the Secretary of the California Environmental  
Protection Agency. The six specified regulatory programs to be  
consolidated under the Unified Program Agency are:

- 1) Hazardous Waste Generators
- 2) Underground Storage Tank Operation
- 3) Hazardous Materials Inventories and Release Response Plans
- 4) Acutely Hazardous Materials Handling
- 5) Hazardous Materials Management Plans and Inventory
- 6) Aboveground Storage Tank Spill Prevention

The County Department of Environmental Health Services is  
preparing a Unified Program Agency certification application for  
submission to the Secretary of the California Environmental  
Protection Agency. The City supports the status of the County  
Department of Environmental Health Services as the Certified  
Unified Program Agency to administer the above mentioned  
programs.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-114:

SUBJECT: Excusing Mayor Susan Golding from the Council Meetings  
of 1/23/95 and 1/24/95.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1107) ADOPTED AS RESOLUTION R-285302

Excusing Mayor Susan Golding from attending the Council  
meetings of January 23 and January 24, 1995, due to out  
of town City business in Washington, D.C.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-115:

SUBJECT: Excusing Councilmember Judy McCarty from the PS&NS  
Committee Meeting of 1/18/95.

COUNCILMEMBER McCARTY'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1100) ADOPTED AS RESOLUTION R-285303

Excusing Councilmember Judy McCarty from attending the

Public Safety and Neighborhood Services (PS&NS)  
Committee Meeting of January 18, 1995, due to her  
attendance at the Annual SANDAG Board Meeting.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-116:

SUBJECT: North Park Streetscape Improvements.

(Greater North Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1027) ADOPTED AS RESOLUTION R-285304

Authorizing the Auditor and Comptroller to transfer not  
to exceed \$25,000 in TransNet Cash Funds (Fund 30300)  
from CIP-58-004.0, Annual Allocation-Miscellaneous  
Requirements-City Streets, and not to exceed \$25,000 in  
TransNet Cash Funds (Fund 30300) from CIP-17-002.0,  
Annual Allocation-Storm Drain Projects Not Yet  
Identified, to CIP-39-207.1, North Park University  
Avenue Streetscape Improvements, for the purpose of  
completing design of streetscape improvements on  
University Avenue and intersecting streets in the North  
Park Community;

Authorizing the City Manager or his designee to expend  
up to \$50,000 of TransNet Cash Funds (Fund 30300) for  
consulting design, staff and related costs of  
CIP-39-207.1, North Park University Avenue Streetscape  
Improvements;

Authorizing the City Manager or his designee to execute  
an amendment to the design consultant agreement with  
Barrett Consulting Group, in the amount of \$32,000 for  
the North Park University Avenue Streetscape  
Improvements Project.

CITY MANAGER SUPPORTING INFORMATION:

The University Avenue/Lincoln Avenue Couplet Project, CIP-52-462.1, was originally planned to include \$250,000 worth of landscaping and related amenities. Construction of the street improvements is largely completed. The Greater North Park Planning Committee and North Park Organization of Businesses both recommended that the landscaping component be implemented as soon as possible. It is proposed that \$25,000 from each of the unallocated TransNet balances of the Miscellaneous Requirements - City Streets (CIP-58-004.0) and Storm Drain Projects Not Yet Identified (CIP-17-002.0) be transferred to the University Avenue Streetscape Project (CIP-39-207.0) for the purpose of carrying out design work for the proposed landscaping improvements. Barrett Consulting Group is currently under contract with the City to design other University Avenue Streetscape improvements in North Park. A \$32,000 amendment to the agreement is proposed for the additional landscaping design work. Under this contract, Barrett would design irrigated street trees and other landscaping on University Avenue between Herman Avenue and Interstate 805, Boundary Street between University and Lincoln Avenues, and 32nd Street between University Avenue and North Park Way. The design would also include repair of displaced sidewalk on University Avenue between 30th Street and Ohio Street.  
Aud. Cert. 9500743.

FILE LOCATION: MEET CCONFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-117:

SUBJECT: Records Disposition Schedule for City Council  
District 2.

CITY CLERK'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1091) ADOPTED AS RESOLUTION R-285305

Adopting the Records Disposition Schedule for records  
maintained by City Council District 2.

CITY CLERK'S SUPPORTING INFORMATION:

This is a request that the City Council approve a resolution creating the Records Disposition Schedule for City Council District 2. The Records Disposition Schedule was developed by the Records Management Section of the City Clerk's Office and the staff of Council District 2. The development of this Schedule will (1) ensure that City Council District 2's important records are retained in accordance with the City's legal, administrative, fiscal and historical needs, and (2) provide authority for the transfer of inactive records to storage and/or destruction, thus freeing up valuable office space. Other benefits to be realized by the creation of this Schedule include a reduction in the quantity of duplicate records which are maintained by the Council District; descriptions which give the Council District an historical and comprehensive view of the records it generates; and aid in the improvement of filing systems, allowing greater control over the current record keeping system. Records Management staff is continuing work on the development of departmental Schedules as a key to providing a systematic control of paperwork and records creation, maintenance, usage and disposition. The approval of this Records Disposition Schedule will be the thirty-third completed to date - and the eighth City Council District - covering a total of 17,000 cubic feet of records and 1,100 different record series.

FILE LOCATION: MEET

COUNCIL ACTION: Tape location: A642-B074.)

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

\* ITEM-118:

SUBJECT: Agreement with the National Association for the  
Advancement of Colored People (NAACP).

(Logan Heights Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1101) ADOPTED AS RESOLUTION R-285306

Authorizing an agreement with the National Association for the Advancement of Colored People (NAACP), for the renovation and expansion of its property located at 2857 Imperial Avenue;

Authorizing the expenditure of not to exceed \$15,000 from CDBG Fund 18530, Dept. 4062, Org. 6222, Job Order 112538.

CITY MANAGER SUPPORTING INFORMATION:

The San Diego Branch of the National Association for the Advancement of Colored People (NAACP) is an all volunteer community-based organization with special interest in, but not limited to, civil rights, discrimination, youth outreach, education, violence prevention, and economic empowerment. The San Diego Branch NAACP also coordinates the annual open worship and Thanksgiving dinner for the needy and homeless. The NAACP is proposing a renovation and addition of 220 sq.ft. to their office building. Renovation shall include interior painting, carpet installation, and the addition of a wheelchair ramp at the front entrance. On May 9, 1994, the City Council adopted Resolution R-283845 granting \$15,000 of CDBG funding for this project. This action will allow the \$15,000 to be used for this project.

Aud. Cert. 9500761.

FILE LOCATION: MEET CONFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-119:

SUBJECT: Agreement with Ninyo and Moore for As-Needed Geo-Technical Consultant Services.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1108) ADOPTED AS RESOLUTION R-285307

Authorizing an agreement with Ninyo & Moore (San

Diego), for as-needed annual geotechnical consultant services for the Water Utilities Department;

Authorizing the expenditure of not to exceed \$200,000, consisting of \$100,000 from CIP-73-312.0, Annual Allocation - As-Needed Consultant Services/Water, and \$100,000 from CIP-46-174.0, Annual Allocation - As-Needed Consultant Services/Sewer, to provide funds for the above project.

CITY MANAGER SUPPORTING INFORMATION:

A list of As-Needed Soil Engineering Consultants were requested from the Consultant Selection Coordinator on April 25, 1994. The Consultant Nominating Committee nominated five firms to participate in the final selection process. In conformance with Council Policy 300-7, these firms were interviewed on September 21, 1994, and Ninyo & Moore Consultants was selected as the best qualified firm to provide the as-needed annual geotechnical consultant services. Subconsultants on the project are: Fraser Engineering, Inc. (WBE) - Surveying Services; and San Diego Drilling, Inc. (MBE) - Drilling Services. The agreement provides for geotechnical services by task orders on an hourly basis not to exceed \$20,000 per task. These services would include geotechnical evaluation reports and preliminary hazardous waste material analysis for water and sewer projects. These reports and analysis will help to avoid construction delays by anticipating mitigative measures and selecting appropriate sites and pipeline alignments. The total contract shall not exceed \$200,000 for a period of two years from the date of execution by the City.

Aud. Cert. 9500779.

WU-U-95-074.

FILE LOCATION: MEET CCONFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

\* ITEM-120:

SUBJECT: First Amendment to the Agreement with Project Design

Consultants for the University City Subsystem.

(University City Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1109) ADOPTED AS RESOLUTION R-285308

Authorizing an amendment to the agreement with Project Design Consultants for additional services in connection with the University City Reclaimed Water Distribution Subsystem;

Authorizing the Auditor and Comptroller to transfer not to exceed \$223,531 within the Metropolitan Wastewater Department Fund No. 41500, Fiscal Year 1995 Budget, from CIP-70-917.0, Miramar Storage Tank and Raw Water Connection, to CIP-70-927.0, University City Subsystem;

Authorizing the expenditure of not to exceed \$302,283 from Metropolitan Wastewater Department Fund No. 41500, CIP-70-927.0, University City Subsystem - Reclaimed Water Distribution System, to be expended as follows:

\$286,299 from Fiscal Year 1995 appropriations; and

\$ 15,984 from Fiscal Year 1996 appropriations, contingent upon Council's approval of funds for this purpose in the Fiscal Year 1996 CIP budget;

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

CITY MANAGER SUPPORTING INFORMATION:

On October 10, 1994, the City Council approved the agreement between the City and Project Design Consultants (PDC) for providing design services for the University Subsystem-Reclaimed Water Distribution System. This amendment is for additional design engineering services. These services provide the design for added pipelines to bring reclaimed water to the customers identified in the Update of Reclaimed Water Market Assessment Report dated November, 1994. These pipeline systems are also referred to as off-backbone pipelines. They are 4 to 12 inches in diameter, totaling approximately 23,200 feet in length. The tentative alignments for the proposed off-backbone pipelines are

shown on Attachment 1 to the Agreement.

Aud. Certs. 9500780/9500783.

FILE LOCATION: MEET CCONFY95-1

COUNCIL ACTION: (Tape location: A642-B074.)

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

ITEM-150:

SUBJECT: Fiscal Year 1995 Animal Control Contract.

(See City Manager Report CMR-95-21; City Manager Report  
CMR-94-354; Carmel Wong's 11/14/94 memo; Brian R.  
Davis' 11/11/94 letter.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1104) ADOPTED AS RESOLUTION R-285309

Authorizing an agreement with the County Department of  
Animal Control for animal control services for the  
period of January 1, 1995 through June 30, 1995;

Authorizing the expenditure of not to exceed \$700,000  
from the General Fund, Citywide Program Expenditures  
Budget, for the purpose of providing funds for the  
above agreement.

OTHER RECOMMENDATIONS:

Public Services and Safety Committee's Recommendation:  
On 11/16/94 PS&S voted 3-0 to recommend adoption of City  
Manager's recommendations 1, 2, and 3 in City Manager Report  
CMR-94-354, with specific direction to the Manager to: 1)  
Identify how to increase the number of licensed dogs in the City  
of San Diego; 2) to continue to monitor the contract with the  
County to assess program goal achievements; and 3) enable  
veterinarians in the City of San Diego to license dogs.  
(Councilmembers Kehoe, Stevens, and McCarty voted yea.  
Councilmembers Roberts and Vargas not present.)

Aud. Cert. 9500777.

FILE LOCATION: MEET CONFY95-1

COUNCIL ACTION: (Tape location: B075-371.)

MOTION BY KEHOE TO APPROVE THE CITY MANAGER'S  
RECOMMENDATION. Second by Harvey. Passed by the following  
vote: Mathis-yea, Harvey-yea, Kehoe-yea, Stevens-yea,  
Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor  
Golding-yea.

ITEM-200:

SUBJECT: Community Development Block Grant Allocations.

(District-1.)

COUNCILMEMBER MATHIS' RECOMMENDATION:

Adopt the following resolution:

(R-95-1094) ADOPTED AS RESOLUTION R-285310

Authorizing the Auditor and Comptroller to transfer not  
to exceed \$275,000 in 1995 Community Development Block  
Grant (CDBG) Funds from Council District 1 reserves to  
the following projects:

\$85,000 - SOFA Housing Rehabilitation Project;  
\$40,000 - Audible Signals:

a) Executive Drive and Executive Way  
b) La Jolla Village Drive and Executive Way Nobel Drive  
between the Ralph's and Trader Joe's Shopping Centers  
d) Genesee Avenue between UTC and Costa Verde Shopping  
Centers;

\$120,000 - La Jolla Recreation Center Playground and  
Twin Trails Park Tiny Tot Playground Removal of  
Architectural Barriers Project;

\$30,000 - A start-up First Time Home Buyer Program for  
low/moderate income persons designed to assist in  
achieving a more balanced community in selected census  
tracts in District 1;

Directing the City Manager and the Executive Director

of the Housing Commission to develop the plans and associated agreements where applicable to implement the above projects.

Aud. Cert. 9500581.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A642-B074.)

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

ITEM-201:

SUBJECT: Assistance Program for San Ysidro/Otay Mesa Enterprise Zone Company.

(See City Manager Report CMR-95-15. Otay Mesa Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1082) ADOPTED AS RESOLUTION R-285311

Authorizing an assistance program for a manufacturing headquarters company seeking to locate in the San Ysidro/Otay Mesa Enterprise Zone; finding that the location of a new manufacturing headquarters company in San Diego, bringing new jobs and other economic benefits, is in the best interests of the City of San Diego;

Reducing the Housing Trust Fund fee that would normally be charged for the development of this manufacturing business's new facility by 75 percent of the amount that would otherwise be charged to this business, and authorizing the City Manager to negotiate such agreements as may be necessary to implement a reduction in this amount of the Housing Trust Fund fee.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B372-C510.)

MOTION BY VARGAS TO APPROVE THE CITY MANAGER'S RECOMMENDATION. Second by McCarty. Passed by the following vote: Mathis-yea, Harvey-yea, Kehoe-nay, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-202:

SUBJECT: Two actions related to Water Reimbursement Agreement for Miramar Ranch North.

(Miramar Ranch North Community Area. District-5.)  
(Continued from the meetings of January 17, 1995, Item 121; and January 23, 1995, Item S400; last continued at the City Manager's request, to allow additional time for review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-95-1007) ADOPTED AS RESOLUTION R-285312

Authorizing a reimbursement agreement with Miramar Ranch North, for construction of major water distribution facilities in the Scripps-Miramar area.

Subitem-B: (R-95-1008) ADOPTED AS RESOLUTION R-285313

Stating for the record that the information contained in DEP-85-0100, has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION:

Portions of the complete water distribution system were constructed by earlier property developers at costs exceeding their pro rata share. Accordingly, the earlier property developers entered into the following agreements with the City in order to be reimbursed for expenditure of funds in excess of their pro rata shares. These earlier reimbursement agreements are as follows:

1. Upper Scripps Ranch Major Water Facilities Reimbursement Agreement signed by McMillin Scripps and the City on July 20, 1977, City Clerk Document No. 760593; and
2. McMillin Scripps Three Water Reimbursement Agreement signed

by McMillin Scripps North and the City on September 9, 1983, City Clerk Document No. C-01194; and

3. Scripps Mesa Vista Locality Water Reimbursement Agreement signed by Presley of San Diego and the City on February 9, 1988, City Clerk Document No. C-02429.

The earlier reimbursement agreements provide that the City may, from time to time, enter into other subsequent reimbursement agreements with subsequent developers of major component of the complete water distribution system who incur costs exceeding their pro rata shares. Miramar Ranch North is a subsequent developer and this agreement is a subsequent reimbursement agreement. This agreement thus supersedes the three earlier reimbursement agreements, as mentioned above. The City finds that public interest is served by the construction of the complete water distribution system. This agreement is in compliance with Council Policy 400-7 and Administrative Regulation 55.10, which allows the subsequent developer to be reimbursed by benefitting property owners.

NOTE: Hearing open. No testimony taken on 1/23/95.  
Hearing open. No testimony taken on 1/17/95.

FILE LOCATION: WATER - Miramar Ranch North CONFY95-1

COUNCIL ACTION: (Tape location: C511-D061.)

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

ITEM-203:

SUBJECT: Fiesta Island Replacement Project Phase II Digested Sludge Pipeline - Selection of Alignment.

(See memorandum from the City Manager dated 1/17/95. Linda Vista, Mission Valley and Clairemont Mesa Community Areas. District-6.)

(Continued from the meetings of December 5, 1994, a portion of Item 203B, and January 23, 1995, Item 201; last continued at the City Manager's request, to allow more time to complete the report; and by Councilmember Stallings to reopen the hearing for discussion on new information.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1213) ADOPTED AS AMENDED AS RESOLUTION R-285314

Authorizing the expenditure of \$7,500 from the Metropolitan Wastewater Department (MWW) Fund 41509, CIP-40-921.0, FIRP Phase II Pipelines for environmental mitigation to the City's Mitigation Fund Agreement 10517, CIP-76-751.0. (BID-K95108)

Directing the City Manager to implement the preferred alignment.

Aud. Cert. 9500573.

NOTE: Hearing open. No testimony taken on 1/23/95.

FILE LOCATION: W.O. 195588

COUNCIL ACTION: (Tape location: D062-F096.)

Motion by Mathis to approve the City Manager's recommendation. Second by McCarty. Vote not taken.

Motion by Stallings to amend the motion to include the appropriation up to \$500,000 from the Sewer Revenue Fund to be used for the impact of bearing the burden of the sludgeline for the entire City. This money will be used for reconstruction of the medians and for sidewalks where necessary along portions of the sludge pipeline route. This money is an addition to the restoration required to return the community streets to satisfactory condition and to satisfy ADA requirements. Also, amend the motion to change the manual valves on Genesee avenue between Marlesta Drive and Boyd Avenue and the valve on Mt. Abernathy between Printwood Way and Redbrook Road to electronic valves. Second by Kehoe. Vote not taken.

MOTION BY MATHIS TO ACCEPT THE AMENDMENT TO THE MOTION.

Second by McCarty. Passed by the following vote:

Mathis-yea, Harvey-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

MOTION BY MATHIS TO APPROVE THE ORIGINAL MOTION. Second by

McCarty. Passed by the following vote: Mathis-yea,

Harvey-yea, Kehoe-yea, Stevens-nay, Warden-nay,

Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-nay.

Item-S400:

SUBJECT: Two actions related to the San Ysidro Redevelopment  
Project.

(Dist. 8) (Cont. from 1/24/95, Item 335, and 1/31/95,  
Item S400.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-95-802) ADOPTED AS RESOLUTION R-285315

Calling for the formation of a Project Area Committee  
for the proposed San Ysidro Redevelopment Project and  
adopting a procedure for the formation of the Project  
Area Committee.

Subitem-B: (R-95-803 REV.) ADOPTED AS AMENDED AS  
RESOLUTION R-285316

Revising and expanding the San Ysidro Redevelopment  
Survey Area and requesting the Planning Commission  
select the recommended Project Area boundaries.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A642-B074.)

Hearing began at 2:50 p.m. and halted at 2:59 p.m.

CONSENT MOTION BY McCARTY TO ADOPT THE RESOLUTION TO INCLUDE  
THE "SMALL PARKING LOT" THAT IS WITHIN A TRIANGULAR PROPERTY  
WITH BOUNDARIES OF DEL SUR BOULEVARD ON THE WESTERN SIDE,  
CAITHNESS DRIVE ON THE EASTERN SIDE, AND SINGLE FAMILY HOMES  
ON THE NORTHERN SIDE. Second by Stallings. Passed by the  
following vote: Mathis-yea, Harvey-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 6:32 p.m. in honor of the memories of Lucyle J. Findlay as requested by Council Member Warden and Preston "Sandy" Fleet as requested by Mayor Golding.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G126).