

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MARCH 20, 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 2:08 p.m. The meeting was adjourned by Mayor Golding at 6:22 p.m. into Closed Session at 9:00 a.m. on Tuesday, March 21, 1995, in the twelfth floor conference room to discuss pending litigation and Meet and Confer matters.

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/Fishkin (mp)

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-not present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-not present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Father Matthew Spahr of St. Brigid Catholic Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by City Clerk Charles G. Abdelnour.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:
Comments by Don Stillwell on War and Emergency Powers.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A039-065.)

ITEM-PC-2:

Comments by David Bruce Thompson on helping teen drug users to survive.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A069-085.)

ITEM-PC-3:

Comments by Bob Scheidt on enslavement and bureaucracy becoming a constitutional dictatorship.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A088-110.)

ITEM-PC-4:

Comments by Bob Doyle on "SAY NO" to Phillip Morris again.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A112-135.)

ITEM-PC-5:

Comments by James Abernathy on (1) installing a sound barrier at 27th Street and Highway 94, and (2) Police Department did not return his personal belongings, which contained his identification documents, after charges for which he was arrested were dropped.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A137-170.)

ITEM-PC-6:

Comments by Eric Bowlby on West Mission Valley trolley extension and the confusion created on the ridership and capacity.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A171-215.)

COUNCIL COMMENT:

None.

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:
2/13/95
2/14/95
2/20/95 Adjourned
2/21/95 Adjourned
2/27/95
2/28/95

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A220-225.)

MOTION BY KEHOE TO APPROVE THE MINUTES. 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-31: PRESENTED

Special Presentation to the Mayor and Council by Mr.
Jerry Caulder, on behalf of the Biotechnology Industry
Organization (BIO) and Advanced Telecommunications
Coalition (ATC), for support in advancing San Diego's
biomedical industry.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A230-299.)

ITEM-32:

SUBJECT: Women's History Month.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1307) ADOPTED AS RESOLUTION R-285456

Proclaiming March, 1995 to be "Women's History Month"
in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A301-369.)

MOTION BY KEHOE TO ADOPT ITEMS-32 AND -33. 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-33:

SUBJECT: Lester Snow Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1322) ADOPTED AS RESOLUTION R-285457

Commending and recognizing Lester Snow for his leadership, integrity, and vision during his seven years as General Manager of the San Diego County Water Authority;
Proclaiming March 24, 1995 to be "Lester Snow Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A380-469.)

MOTION BY KEHOE TO ADOPT ITEMS-32 AND -33. 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-50:

SUBJECT: Amendment to the S.D. Muni. Code relating to Parking Meters - Operation.
(Downtown, Hillcrest, University Heights Community Areas. Districts-2, 3, 7 and 8.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 2/27/95. (Council voted 8-0. District 1 not present):

(O-95-82) ADOPTED AS ORDINANCE O-18165 (New Series)

Amending Chapter VIII, Article II, of the San Diego Municipal Code by amending Section 82.06, relating to Parking Meters - Operation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A481-B151.)

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

SUBJECT: 8 MPH Speed Limit on Ocean Front Walk and Ocean Blvd.
(Mission Beach and Pacific Beach Community Areas. District-2.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 2/27/95.
(Council voted 7-1. District-2 voted nay. District 1 not present):

(O-95-85) ADOPTED AS ORDINANCE O-18166 (New Series)

Amending Chapter VI, Article 3, Division 1, of the San Diego Municipal Code, by renumbering and amending Section 63.0108 to Section 63.0110 and adding a new Section 63.0108 relating to the Use of Park Areas, to add an 8 MPH speed limit on Ocean Front Walk and Ocean Blvd. from the South Mission Beach Jetty to Law Street.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F342-534.)

Motion by Harvey to continue the second reading. Second by McCarty.

SUBSTITUTE MOTION BY MCCARTY TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE WITH A DIRECTION TO THE CITY MANAGER TO DELAY THE POSTING OF SIGNS. Second by Kehoe. Passed by the following vote: Mathis-yea, Harvey-nay, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-52:

SUBJECT: Rezoning for the Pacific Beach Community Plan and Local Coastal Program Land Use Plan to Gain Certification from the California Coastal Commission. (Districts-2 and 6.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 2/28/95.

(Council voted 8-0. District 1 not present):

(O-95-86) ADOPTED AS ORDINANCE O-18167 (New Series)

Rezoning various properties in the Pacific Beach Community Plan Area into the RV, CV, and C-1 zones.

FILE LOCATION: LAND - Pacific Beach Community Plan

COUNCIL ACTION: (Tape location: A481-B151.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND

ADOPT THE ORDINANCE. 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-53:

SUBJECT: Rezoning to implement the La Jolla Community Plan and Local Coastal Program Land Use Plan (LCP) Update, and amendments to the Coastal Development Permit Ordinance to categorically exclude demolition in portions of Pacific Beach, Torrey Pines and La Jolla.
(La Jolla Community Area. District-1.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinances which were introduced on 3/7/95:

Subitem-A: (O-95-88) ADOPTED AS ORDINANCE O-18168
(New Series)

Rezoning various properties in the La Jolla Community Area into the OS-P and OS-OSP, R1-40,000 and R1-10,000 Zones. (Introduced on 3/7/95. Council voted 9-0.)

Subitem-B: (O-95-87) ADOPTED AS ORDINANCE O-18169 (New Series) (Superseded by O-18322 (New Series) adopted on July 29, 1996)

Amending Chapter X, Article 5, Division 2, Section 105.0204 of the San Diego Municipal Code, relating to Coastal Development Permits, to categorically exclude demolition in portions of Pacific Beach, Torrey Pines, and La Jolla.
(Introduced on 3/7/95. Council voted 8-1. District 6 voted nay.)

FILE LOCATION: LAND - La Jolla CP

COUNCIL ACTION: (Tape location: A481-B151.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCES. 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-100:

SUBJECT: Inviting Bids for the North Metro Interceptor
Revegetation Contract.
(Mission Valley, Old San Diego and Midway/Pacific
Highway Corridor Community Areas. Districts-2 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1032) ADOPTED AS RESOLUTION R-285458

Inviting bids for the North Metro Interceptor
Revegetation Contract on Work Order No. 171711;
Authorizing a contract with the lowest responsible
bidder, provided that the City Auditor first furnishes
a certificate demonstrating that the funds necessary
for expenditure are, or will be, on deposit in the City
Treasury;
Authorizing the expenditure of \$380,000 from Sewer Fund
No. 41508, CIP-46-410.0, North Metro Interceptor, for
the purpose of providing funds for this project,
contingency and related costs, provided the City
Auditor first furnishes one or more certificates
demonstrating that the funds are, or will be, on
deposit in the City Treasury;
Authorizing the Auditor and Comptroller, upon advice
from the administering department, to transfer excess
budgeted funds, if any, to the appropriate reserves;
Stating for the record that the City of San Diego as
Lead Agency has reviewed and considered the final
environmental document for this action. (BID-K95112)

CITY MANAGER SUPPORTING INFORMATION:

The construction contract for North Metro Interceptor-Phase
I(CIP-46-104.0) was approved on December 13, 1994. As part of
the certification of the Environmental Impact Report for North
Metro Interceptor-Phase I, a Wetlands Mitigation Plan was
required to mitigate for the temporary impacts that will occur to
the wetlands of San Diego River. Although there will be
temporary impacts, there will be no permanent impacts to the
wetlands. This request is to advertise and award to the low

bidder a five-year contract for the implementation of the Wetlands Mitigation Plan Revegetation.

FILE LOCATION: W.O. 171711 CONT - Shiva Construction
CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-101:

SUBJECT: Three actions related to the Construction of Sewer and
Water Group 76.
(Greater North Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-95-1230) ADOPTED AS RESOLUTION R-285459

Inviting bids for the Construction of Sewer and Water
Group 76 on Work Order No. 171401;
Authorizing a contract with the lowest responsible
bidder;
Authorizing the expenditure of \$1,795,159 from Sewer
Revenue Fund 41506, Sewer Construction Outlay (70492),
CIP-44-001.0, and \$206,608 from Water Revenue Fund
41500, Water Construction Outlay (70592), 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-K95086C)

Subitem-B: (R-95-1232) ADOPTED AS RESOLUTION R-285460

Authorizing the use of City Forces to make connections
and perform operational checks; declaring that the cost
of the work shall not exceed \$64,499 from Water Revenue

Fund 41500.

Subitem-C: (R-95-1231) ADOPTED AS RESOLUTION R-285461

Certifying that the information contained in Environmental Negative Declaration DEP-94-0090, dated October 12, 1994, 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.

CITY MANAGER SUPPORTING INFORMATION:

Sewer and Water Main Replacement Group 76 will replace approximately 10,482 feet and rehabilitate approximately 1,888 feet of sewer mains, and will replace approximately 880 feet of water mains in the Greater North Park Community Planning area. Having served the area south of University Avenue, between 28th Street and 32nd Street for over 75 years, the existing sewer facilities have experienced 27 stoppages since 1971. This project will alleviate these stoppages and provide a more reliable sewage collection system and water system for the service area well beyond the foreseeable future.

Aud. Cert. 9500630.

WU-P-95-059.

FILE LOCATION: W.O. 171401 CONT - Suncoast Pipeline, Inc.
CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT THE RESOLUTIONS. 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-102:

SUBJECT: Two actions related to the Construction of Water Main Replacement Group 485.
(La Jolla Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-95-1128) ADOPTED AS RESOLUTION R-285462

Inviting bids for the Construction of Water Main Replacement Group 485 on Work Order No. 181151;
Authorizing a contract with the lowest responsible bidder, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be, on deposit in the City Treasury;
Authorizing the expenditure of not to exceed \$1,381,830 from the Water Revenue Fund 41500, CIP-73-083.0, provided that the City Auditor first furnishes a certificate demonstrating that the funds are, or will be, on deposit in the City Treasury;
Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-K95084C)

Subitem-B: (R-95-1229) ADOPTED AS RESOLUTION R-285463

Authorizing the use of City Forces to make connections, install certain appurtenances, and perform operational checks; declaring that the cost of the work shall not exceed \$124,365.

CITY MANAGER SUPPORTING INFORMATION:

Water Main Replacement Group 485 will replace approximately 9,786 lineal feet of deteriorated six-inch cast iron water mains in the La Jolla area. This project is part of the City of San Diego's continuing annual water main replacement program. This program provides for the replacement of undersized and deteriorated cast iron water mains located throughout the City's water distribution system.

WU-P-95-081.

FILE LOCATION: W.O. 181151 CONT - Ortiz Corporation
CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT THE RESOLUTIONS. 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-103:

SUBJECT: Approving the Final Map of Draper Mar Condominiums. (A one-lot subdivision located on the east side of Draper Avenue at Sea Lane and north of Genter Street. La Jolla Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1285) ADOPTED AS RESOLUTION R-285464

Approving the final map of Draper Mar Condominiums.

FILE LOCATION: SUBD - Draper Mar Condominiums

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-104:

SUBJECT: Fairmount Avenue (Talmadge Canyon Row to Camino Del Rio South) Underground Utility District.
(College Community Area. Districts-3 & 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1263) ADOPTED AS RESOLUTION R-285465

Calling a public hearing to determine whether the public health, safety or general welfare requires the formation of the Fairmount Avenue (Talmadge Canyon Row to Camino Del Rio South) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is in CIP-37-028.0, Annual Allocation - Undergrounding of City Utilities, and will underground the overhead utility facilities on Fairmount Avenue between Talmadge Canyon Row and Camino Del Rio South. This underground project will be coordinated with the widening of Fairmount Avenue from Montezuma Road to I-8 (CIP-52-433) that is expected to be completed in the summer of 1996. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of San Diego Gas and Electric Company's Annual Allocation Funds (Case 8209) to make reimbursement payments to affected property owners for a portion of the cost of their required undergrounding. Property owners are reimbursed based upon the length of their electrical service trench for electrical and conduit only up to a maximum of \$1,800 per electric service lateral. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching. Reimbursement does not include the cost of modifications to the electrical service box. This cost typically ranges from \$300 - \$1,500. A future request for a resolution establishing the date for removal of overhead electrical services to all customers will be submitted as the undergrounding approaches work completion. Aud. Cert. 9500838.

FILE LOCATION: STRT - K-229

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-105:

SUBJECT: Cass Street (Grand Avenue to Turquoise Street)
Underground Utility District.
(Pacific Beach Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1254) ADOPTED AS RESOLUTION R-285466

Calling a public hearing to determine whether the public health, safety or general welfare requires the formation of the Cass Street (Grand Avenue to Turquoise Street) Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The proposed district is in CIP-37-028.0, Annual Allocation - Undergrounding of City Utilities, and will underground the overhead utility facilities on Cass Street between Grand Avenue and Turquoise Street. The formation of this district will require the affected property owners to underground the utilities which provide service to their property prior to removal of the overhead utilities in the street. Council Policy 800-2 provides for the use of San Diego Gas and Electric Company's Annual Allocation Funds (Case 8209) to make reimbursement payments to affected property owners for a portion of the cost of their required undergrounding. Property owners are reimbursed based upon the length of their electrical service trench for electrical and conduit only up to a maximum of \$1,800 per electric service lateral. In most cases, the reimbursement is sufficient to cover the entire cost for the trenching. Reimbursement does not include the cost of modifications to the electrical service box. This cost typically ranges from \$300 - \$1,500. A future request for a resolution establishing the date for removal of overhead electrical services to all customers will be submitted as the undergrounding approaches work completion. Included in that resolution will be a request for authorization to fund, with budgeted CIP funds, the replacement of existing wood pole mounted street lights with new street lights having underground electrical service at an estimated cost of \$95,000. Aud. Cert. 9500837.

FILE LOCATION: STRT - K-228

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-106:

SUBJECT: Conflict of Interest Codes for Land-Use Advisory Boards.

CITY CLERK'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1278) ADOPTED AS RESOLUTION R-285467

Adopting the Conflict of Interest Codes for the Crest Canyon Park Reserve Advisory Committee and the Relocation Appeals Board; amending the Conflict of Interest Codes for the Agricultural Board, Grading Advisory Board, Historical Site Board, La Jolla Shores Planned District Advisory Board, La Jolla Underwater Park Committee, Los Penasquitos Canyon Preserve Task Force, Mission Trails Regional Park Task Force, Old Town San Diego Planned District Design Review Board, Tecolote Canyon Citizen Advisory Board, Tecolote Canyon Natural Park Task Force, and the Wetlands Advisory Board.

CITY CLERK SUPPORTING INFORMATION:

On February 13, 1995, the San Diego City Council adopted Ordinance O-18162, which in part amended San Diego Municipal Code Section 26.0106, Members of Land Use Boards and Commissions," to require land-use boards and commissions to adopt conflict-of-interest codes with a narrowly defined scope of disclosure as delineated in Section 26.0106. Consequently, amendments are required to the present conflict-of-interest codes for these land-use boards and commissions:

- Agricultural Board
- Crest Canyon Park Reserve Advisory Committee
- Grading Advisory Board
- Historical Site Board
- La Jolla Shores Planned District Advisory Board
- La Jolla Underwater Park Advisory Committee
- Los Penasquitos Canyon Preserve Task Force
- Mission Trails Regional Park Task Force
- Old Town San Diego Planned District Design Review Board
- Relocation Appeals Board
- Tecolote Canyon Citizen Advisory Board
- Tecolote Canyon Natural Park Task Force
- Wetlands Advisory Board

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-107:

SUBJECT: Appointing the Management Team for Purposes of Meeting
and Conferring with Employee Organizations.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1227) ADOPTED AS RESOLUTION R-285468

Appointing and designating the following persons as the
Management Team for purposes of meeting and conferring
with recognized employee organizations:

Jack McGrory, City Manager
Bruce Herring, Deputy City Manager
Cathy Lexin, Labor Relations Manager
Bill Lopez, Management Assistant
John M. Kaheny, Assistant City Attorney
Sharon A. Marshall, Deputy City Attorney
Josiah Neeper, Attorney at Law

Appointing and designating the Personnel Director and
Retirement Administrator as members of the Management
Team, pursuant to Council Policy 300-6, for all
purposes except meeting and conferring with employee
organizations.

CITY MANAGER SUPPORTING INFORMATION:

This action is a Resolution to establish and identify the
Management Team for the purpose of Meeting and Conferring on
successor Memorandums of Understanding for FY '96 pursuant to
Council Policy 300-6.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-108:

SUBJECT: Peninsula Bank Day.

COUNCILMEMBER HARVEY'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1281) ADOPTED AS RESOLUTION R-285469

Recognizing the ongoing dedication of Peninsula Bank to
San Diego;
Proclaiming March 7, 1995 to be "Peninsula Bank Day" in
San Diego, recognizing its 20th Anniversary.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-109:

SUBJECT: U.S.S. Franklin Day.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1280) ADOPTED AS RESOLUTION R-285470

Encouraging all citizens to remember and honor the
U.S.S. Franklin and her crew who made great sacrifices
and overcame tremendous adversity in serving their

country in time of need;
Proclaiming March 19, 1995 to be "U.S.S. Franklin Day"
in San Diego, in honor of the 50th Anniversary of the
attack on the U.S.S. Franklin.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-110:

SUBJECT: Three actions related to Suggestion Awards.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions authorizing Suggestion
Awards to City Employees:

Subitem-A: (R-95-1065) ADOPTED AS RESOLUTION R-285471

William T. Walker - Fire Department - \$50.

Subitem-B: (R-95-1261) ADOPTED AS RESOLUTION R-285472

Sven T. Beck - Fire Department - \$45.

Subitem-C: (R-95-1262) ADOPTED AS RESOLUTION R-285473

Raymond F. Trippi - Treasurer/Parking Management -
\$2,500.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT THE RESOLUTIONS. 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-111:

SUBJECT: Department of Boating and Waterways - Boating Skills Operations Class.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1273) ADOPTED AS RESOLUTION R-285474

Authorizing the City Manager to accept a federal grant to conduct a Boating Skills Operations Class co-sponsored by the State of California, Department of Boating and Waterways.

CITY MANAGER SUPPORTING INFORMATION:

The California Department of Boating and Waterways (DBW) offers training in the area of boating rescue and enforcement. DBW has requested that the City of San Diego host a Basic Boating Skills Class. The class will be open to agencies involved in boating safety, rescue and enforcement, including lifeguards, harbor patrol and other law-enforcement officers. By hosting this class, San Diego staff members will be able to attend without having to incur travel cost. DBW will reimburse the City of San Diego for the cost of the class up to \$7,110. A Certification of Appropriation in the amount of \$7,110 has been received from the Department of Boating and Waterways.
Aud. Cert. 9500875.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-112:

SUBJECT: Grant Application to the California Arts Council

State/Local Partnership Program for Fiscal Year 1996.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1283) ADOPTED AS RESOLUTION R-285475

Authorizing the City Manager to apply to the California Arts Council State/Local Partnership Program for a grant in the amount of \$27,000 for the Fiscal Year 1996 Arts and Cultural Program for the following purposes:

1. To support the Plan for Cultural Equity and Diversity;
2. To provide administrative assistance to several committees and review panels of the Commission for Arts and Culture; and
3. To seek other sources of funding for City arts and cultural projects;

Authorizing the City Manager or his designee to administer any grant funds received from the California Arts Council State/Local Partnership Program for Fiscal Year 1996 for program and administrative support of the City's Arts and Culture Program and the Neighborhood Arts Program.

CITY MANAGER SUPPORTING INFORMATION:

In 1980, the State Legislation established and funded the State/Local Partnership Program (S/LPP) under the California Arts Council (CAC) to "encourage local cultural planning and decision-making and to reach previously under served constituencies." The San Diego City Council, by Resolution No. R-252650, adopted on September 9, 1980, determined to act as a S/LPP partner separate from the County of San Diego and designated the Combined Arts and Educational Council (COMBO) to perform under the S/LPP on its behalf from 1980-1983. In 1984, the City Council changed this designation and identified itself as the local partner. An application for funding in the amount of \$27,000 will be submitted for the Fiscal Year 1996 Arts and Culture Program for the following purposes: 1) to support the Plan for Cultural Equity and Diversity; 2) to provide administrative assistance to several committees and review panels of the Commission for Arts and Culture; and 3) to seek other sources of funding for City Arts and Culture Projects.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F538-573.)

MOTION BY MCCARTY TO ADOPT THE RESOLUTION AND TO REFER THE QUESTION OF ADDITIONAL RESOURCES TO THE NRC&A COMMITTEE FOR REVIEW AND THEREAFTER TO THE COMMITTEE OF THE WHOLE FOR BUDGET REVIEW. 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-113:

SUBJECT: Ordering Foreclosure Action Against Delinquent Parcels of Land.
(See City Manager Report CMR-95-56. Otay Mesa Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1244) ADOPTED AS RESOLUTION R-285476

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

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-114:

SUBJECT: Fire Fighter Exchange Program.
(See City Manager Report CMR-95-58.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1221) ADOPTED AS RESOLUTION R-285477

Authorizing the City Manager and Fire Chief to permit San Diego Fire Department Firefighter Todd Barry to participate in a six-month Firefighter Exchange Program in Melbourne, Australia, and to receive his normal City of San Diego wages and benefits during the time of the exchange from March 1995 to September 1995.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-115:

SUBJECT: Cooperative Agreement with CalTrans for Traffic Signal and Lighting at Kearny Villa Road and State Route 52 Eastbound Ramps.
(Kearny Mesa Community Area. Districts-5 & 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1284) ADOPTED AS RESOLUTION R-285478

Authorizing a Cooperative Agreement with CalTrans for the installation of a traffic signal and safety lighting on Kearny Villa Road at the eastbound ramps for State Route 52;
Authorizing the expenditure of not to exceed \$73,000 from CIP-68-001.0, Cooperative Signal Projects, Transnet Fund 30300.

CITY MANAGER SUPPORTING INFORMATION:

This project will provide a traffic signal light and safety lighting at the interchange ramps for Kearny Villa Road and the State Route 52 eastbound on/off ramps. The State of California (CalTrans) will design, construct, operate and maintain the signal. The City will contribute 50 percent of the engineering and construction costs, estimated at \$66,000. (Contingency costs in the amount of 10 percent could increase the City's commitment to a maximum of \$73,000). Energy costs will be shared equally by the City and CalTrans.

Aud. Cert. 9500894.

FILE LOCATION: MEET CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-116:

SUBJECT: Agreement with the County of San Diego for Removal of
Encroachments for San Diego County Inmate Reception
Center.
(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1268) ADOPTED AS RESOLUTION R-285479

Authorizing an agreement with the County of San Diego
for the removal of encroachments for the San Diego
County Inmate Reception Center.

CITY MANAGER SUPPORTING INFORMATION:

An agreement for Removal of Encroachments at the San Diego County Inmate Reception Center is being entered into between the City of San Diego (City) and the County of San Diego (County). The County desires to build the following seven structures in the public right-of-way:

- 1) Pedestrian Bridge crossing Front Street at second floor level.
- 2) Awnings above sidewalk at various locations.
- 3) Exterior Deck above sidewalk on B Street side at Level 9.
- 4) Grease interceptor tank below First Avenue sidewalk.
- 5) Fuel container vault below First Avenue sidewalk.
- 6) Transformer accessway room below First Avenue sidewalk.
- 7) Transformer accessway panel in First Avenue sidewalk at grade.

If authorized by City Council, these items will be constructed by the County in accordance with the County building plans. The City desires to allow the County to construct these seven items. San Diego Municipal Code, Chapter VI, Article 2, Division 3, Section 62.0303 requires City Council authorization for structures built over the public right-of-way. It is recommended that the agreement for Removal of Encroachments be approved.

FILE LOCATION: MEET CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-117:

SUBJECT: First Amendment to the Agreement with Camp, Dresser &
McKee, Inc. for Engineering Design Services for the
Miramar Road Subsystem Extension.
(Mira Mesa, Scripps Miramar Ranch Community Areas.
District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1277) ADOPTED AS RESOLUTION R-285480

Authorizing a first amendment to the agreement of
June 6, 1994, with Camp, Dresser & McKee, Inc., for
engineering design services in connection with the
Miramar Road Subsystem Extension;

Authorizing the Auditor and Comptroller to transfer not to exceed \$110,000 within Fund No. 41500, from CIP-70-924.0, Clairemont Mesa Boulevard/Tierrasanta Storage Tank, to CIP-70-916.0, Miramar Road Subsystem Extension;

Authorizing the expenditure of not to exceed \$319,000 from Fund No. 41500, CIP-70-916.0, Miramar Road Subsystem Extension.

CITY MANAGER SUPPORTING INFORMATION:

On June 6, 1994, the City Council approved the agreement between the City and Camp, Dresser & McKee, Inc. to provide Design Services for the Miramar Road Subsystem Extension - Reclaimed Water Distribution (Resolution No. R-284030). 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 8-inches in diameter, totaling approximately 19,200 feet in length. The tentative alignments for the proposed off-backbone pipelines are shown on attachment 1 to the agreement.

Aud. Cert. 9500877.

FILE LOCATION: MEET CCONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-118:

SUBJECT: First Amendment to the Consultant Agreement for the Proposed Miramar Ranch North Cost Reimbursement District.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1272) ADOPTED AS RESOLUTION R-285481

Authorizing a first amendment to the consultant agreement with Willdan Associates in the amount of \$32,615, for additional cost reimbursement engineering services required for the proposed Miramar Ranch North Cost Reimbursement District;

Authorizing the Auditor and Comptroller to accept a cash advance of \$52,615 from the developer to pay for additional consultant services and City administrative costs.

CITY MANAGER SUPPORTING INFORMATION:

On April 18, 1994, Council authorized the City Manager to execute a consultant agreement with Willdan Associates to provide cost reimbursement engineering and related services for the proposed Miramar Ranch North Cost Reimbursement District. The agreement has been executed and the consultant is providing the required engineering services. In the performance of these services, unanticipated issues have been raised by certain property owners affected by the district that were not contemplated in the consultant's original scope of work. To adequately address the additional issues, it is necessary to amend the original consultant agreement. The tasks identified in the consultant agreement are intended to result in the preparation of an Engineer's Cost Reimbursement Report for the proposed district. At various states of preparation, the report is distributed to all property owners that would be subject to a reimbursement charge if the district is formed. The report is reviewed by the property owners, their engineers, and their land planners. After each review period, a meeting is held with the affected property owners to discuss the contents of the report and respond to questions concerning the facilities eligible for reimbursement. Specific questions from the property owners regarding the cost of individual facilities and the method of allocating costs has necessitated a detailed facilities cost analysis and the development of alternative cost allocation methodologies by the consultant. This first amendment to the original agreement will allow the consultant to be compensated for providing these additional services.

FILE LOCATION: STRT - CR-24 CCONTFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Mathis.
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-119: TRAILED TO TUESDAY, MARCH 21, 1995

SUBJECT: Two actions related to the First Amendment to the
 Reimbursement Agreement for Hage Neighborhood Park.
 (Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-95-1274)

 Authorizing an amendment to the reimbursement agreement
 of April 23, 1990, with Pardee Construction Company,
 for the design and construction of Hage Neighborhood
 Park;

 Authorizing the reimbursement of an amount not to
 exceed \$1,000,000 from FBA Fund 79006, CIP-29-292.0.

Subitem-B: (R-95-1275)

 Stating for the record that the information contained
 in Environmental Negative Declaration DEP-87-0456, has
 been reviewed and considered by the Council for the
 City as Lead Agency in connection with Hage
 Neighborhood Park.

CITY MANAGER SUPPORTING INFORMATION:

The City Council, on April 23, 1990, approved a Reimbursement Agreement with Pardee Construction Company (Pardee) for design and construction of five acres of nine acre Hage Neighborhood Park (Project). The estimated cost was \$500,000, payable in FBA credits or cash. Pardee has completed the project and the actual total project cost is \$1,000,000 due to revisions which significantly increased the scope of work. The approved General Development Plan (GDP) for the entire nine acre site was redesigned three times at different phases of the project based on input from public hearings. The changes that were requested by planning agencies and public groups required revisions to the plans and specifications needed for construction of the project. The project construction plans were completely redrawn to provide a joint use parking lot with Hage Elementary School, requiring a reconfiguration of the park layout, and increasing the project

area and work to be done. The project construction cost of \$650,000 alone exceeded the original total project estimate of \$500,000. The balance of \$350,000 was expended for professional services and project administration costs.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A451-B151;G074-081.)

* ITEM-120:

SUBJECT: Agreement with Parsons Engineering Science, Inc. for Consultant Services for the Point Loma Outfall.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1293) ADOPTED AS RESOLUTION R-285482

Authorizing a two-year agreement with Parsons Engineering Science, Inc. (San Diego), for consultant services in connection with the Point Loma Outfall; Authorizing the expenditure of not to exceed \$111,538 from Fund No. 41508, Metropolitan Wastewater Department 700, Organization 276, Environmental Monitoring and Technical Services Division, Object Account 4118, Job Order 001015.

CITY MANAGER SUPPORTING INFORMATION:

There currently exists a need to analyze and evaluate complex technical data gathered during inspections of the recently extended Point Loma Outfall. Since Parsons Engineering Science has the extensive knowledge and understanding of the Outfall that is required in order to perform the analysis, the City Manager approved a Sole Source Procurement for this work. This request is for approval of the two-year agreement with Parsons Engineering Science to perform the analysis and evaluation of data gathered at the Point Loma Outfall Extension, in order for the City to safeguard its ocean discharge permit compliance. Aud. Cert. 9500920.

FILE LOCATION: MEET CCONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-121:

SUBJECT: Amendment to the Agreement with Wheeler, Wimer,
Blackman and Associates in connection with the Balboa
Park Activity Center.
(Balboa Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1243) ADOPTED AS RESOLUTION R-285483

Authorizing an amendment to the agreement of June 9,
1994, with Wheeler, Wimer, Blackman and Associates, for
professional services in connection with the Balboa
Park Activity Center;

Authorizing the expenditure of not to exceed \$426,500
from CIP-21-834.0, Balboa Park/Mission Bay Park
Requirements, Sublet Project 21-840.4, Balboa Park
Activity Center, San Diego Facilities and Equipment
Leasing Corporation Construction Fund No. 91101.

CITY MANAGER SUPPORTING INFORMATION:

On May 9, 1994, by Resolution R-283846, the City Council
committed to the construction of a new Balboa Park Activity
Center on Inspiration Point in Balboa Park. The City entered
into an agreement with Wheeler, Wimer, Blackman on June 9, 1994,
for professional services required to site the Balboa Park
Activity Center on Inspiration Point and to prepare a preliminary
schematic plan and cost estimate. The schematic plans and cost
estimate have been received. The First Amendment to Agreement
will provide the professional services needed to prepare the
plans and specifications to be used for construction. A request
for Council action to approve plans and authorize expenditure of
funds can be expected about nine months after approval of this
amendment.

Aud. Cert. 9500885.

FILE LOCATION: MEET CCONFY95-1

COUNCIL ACTION: (Tape location: F579-G073.)

MOTION BY KEHOE TO ADOPT WITH A DIRECTION TO STAFF TO BRING THE DESIGN BACK TO COUNCIL FOR REVIEW . Second by Mathis. Passed by the following vote: Mathis-yea, Harvey-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-nay, Vargas-not present, Mayor Golding-yea.

* ITEM-122:

SUBJECT: Agreement with Strongly Oriented for Action (SOFA) for Renovation of Marina Townhouses.
(La Jolla Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1252) ADOPTED AS RESOLUTION R-285484

Authorizing an agreement with Strongly Oriented for Action (SOFA) for the renovation of their eight-unit townhouses at 7410 and 7412 Cuvier Street;
Authorizing the expenditure of not to exceed \$85,000 from CDBG Fund 18530, Dept. 4062, Org. 6243, JO 112553.

CITY MANAGER SUPPORTING INFORMATION:

Strongly Oriented for Action (SOFA) is a non-profit organization established to meet the educational, child development, housing, and emergency needs of low income families and seniors in the north coast area of San Diego. SOFA has provided over twenty years of continuous services, including summer youth programs, tutoring for school age children, and adult education. This action will allow \$85,000 of CDBG grant funding to be used for the renovation of SOFA's townhouse units. Renovation shall consist of interior and exterior painting, repair of leaking roof, cracked floor slabs, installation of new carpets and tile, and plumbing and electrical upgrades. On May 9, 1994, City Council adopted Resolution No. R-283845 granting the \$85,000 of CDBG funding for this project.

Aud. Cert. 9500858.

FILE LOCATION: MEET CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-123:

SUBJECT: Agreement with the San Diego Housing Authority to
Provide Grant-Funded Services.
(Districts-3, 4, 7 and 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1205) ADOPTED AS RESOLUTION R-285485

Authorizing the City Manager to enter into an agreement
with the San Diego Housing Authority to provide
services of two police officers in the execution of the
Public Housing Drug Elimination Grant Program
activities, goals, and objectives, and to accept
payment for the salaries and benefits.

FILE LOCATION: MEET CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-124:

SUBJECT: Appointments and Reappointments to the Board of Appeals
and Advisors (Buildings).
(See memorandum from Mayor Golding dated 3/8/95 with
resumes attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1311) ADOPTED AS RESOLUTION R-285486

Council confirmation of the following appointments and reappointments by the Mayor to serve as members of the Board of Appeals and Advisors (Buildings), in categories and for terms ending as indicated:

Terms ending March 1, 1996:

Milton Burgess (Mechanical Engineer)
(Reappointment)

M. Kevin Canty (Electrical Industry)
(To replace Simon Wong, whose term has expired)

Donald L. Baldwin (General Contractor)
(Reappointment)

Daniel M. Bridgett (Fire Engineer)
(To replace Daniel Vejtasa, whose term has expired)

Janice Fahey (Architect)
(Reappointment)

Terms ending March 1, 1997:

Matthew N. Martinez (Handicapped)
(To replace Berenice M. Bernard, whose term has

expired)

Jon Barbre (Technology)
(Reappointment)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-125:

SUBJECT: Appointment and Reappointments to the Board of Library
Commissioners.

(See memorandum from Mayor Golding dated 3/8/95 with
resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1313) ADOPTED AS RESOLUTION R-285487

Council confirmation of the following appointment and reappointments by the Mayor to serve as members of the Board of Library Commissioners, for terms ending March 1, 1997:

Appointment:

Mary Lindenstein Walshok
(replacing James Abbott, whose term has expired)

Reappointments:

Khalada Salaam
Charles Elster

Waiving Council Policy 000-13 regarding City residency requirements for Mary Lindenstein Walshok.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

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

* ITEM-126:

SUBJECT: Reappointments to the Board of Zoning Appeals.
(See memorandum from Mayor Golding dated 3/8/95.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1326) ADOPTED AS RESOLUTION R-285488

Council confirmation of the reappointment by the Mayor of Dr. Michael Clark and Joe Outlaw to serve as members

of the Board of Zoning Appeals, for terms ending March 1, 1997.

Waiving Council Policy 000-13 regarding City residency requirements for Dr. Michael Clark.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-127:

SUBJECT: Appointments and Reappointments to the Commission on
the Status of Women.
(See memorandum from Mayor Golding dated 2/1/95 with
resumes attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1325) ADOPTED AS RESOLUTION R-285489

Council confirmation of the following appointments and
reappointments by the Mayor to serve as members of the
Commission on the Status of Women:

Term to expire March 1, 1996:

Kathleen B. Jones
(To replace Sharon B. Terrill, whose term has
expired)

Term to expire March 1, 1997:

Teri Thomas (Reappointment)
Sonya Kay Porth
(To replace Guylyn Cummins, whose term has expired)
Alison L. Fisher (Reappointment)
Ashley E. Phillips (Reappointment)
Christina Chiriboga
(To replace Delia H. Talamantez, whose term has

expired)

Waiving Council Policy 000-13 regarding City residency requirement for Ashley E. Phillips.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-128:

SUBJECT: Reappointments to the Historical Site Board.
(See memorandum from Mayor Golding dated 3/8/95.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1310) ADOPTED AS RESOLUTION R-285490

Council confirmation of the following reappointments by
the Mayor to serve as members of the Historical Site
Board for two-year terms ending March 1, 1997:

Cynthia R. Furlong
Vonn Marie May
Kiarling Strahm
Carol N. Landsman
Earl Rod Barr
Douglas H. Austin

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-129:

SUBJECT: Appointment to the Horton Plaza Theatres Foundation Board.
(See memorandum from Mayor Golding dated 3/8/95 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1316) ADOPTED AS RESOLUTION R-285491

Council confirmation of the appointment by the Mayor of William A. Virchis, to the Horton Plaza Theatres Foundation Board, for a term ending August 10, 1995, to replace Anassa Briggs-Graves, who has resigned;

Waiving Council Policy 000-13 regarding City residency requirements.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-130:

SUBJECT: Appointments and Reappointments to the International Affairs Board.
(See memorandum from Mayor Golding dated 3/8/95 with resumes attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1312) ADOPTED AS RESOLUTION R-285492

Council confirmation of the following appointments and reappointments by the Mayor to serve as members of the International Affairs Board:

APPOINTMENTS	TERM EXPIRING
Kaneko Oshima Bishop (To replace Elida Chavez, who has resigned)	March 1, 1996
David L. Gappa (To replace Bert J. Salonen, whose term has expired)	March 1, 1997
Delia H. Talamantez (To replace Kaneko Oshima Bishop, whose term has expired)	March 1, 1997

REAPPOINTMENTS	TERM EXPIRING
Li-Rong Lilly Cheng	March 1, 1997
Michael L. Grisdale	March 1, 1997
Marilyn Johns	March 1, 1997
Frederick W. Weck	March 1, 1997

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-131:

SUBJECT: Reappointments to the Park and Recreation Board.
(See memorandum from Mayor Golding dated 3/8/95.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1314) ADOPTED AS RESOLUTION R-285493

Council confirmation of the following reappointments by the Mayor to serve as members of the Park and Recreation Board, for two-year terms ending March 1, 1997:

Christopher Rhoades
Virgilio Ike Enriquez
Linda Lopez
Terrence J. Curren

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-132:

SUBJECT: Appointment to the Planning Commission.
(See memorandum from Mayor Golding dated 3/8/95 with
resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1308) ADOPTED AS RESOLUTION R-285494

Council confirmation of the appointment by the Mayor of
William R. Anderson to serve as a member of the
Planning Commission for a four-year term, ending
January 28, 1999, replacing Maralyn Benn, whose term
has expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-133:

SUBJECT: Reappointment to the San Diego County Water Authority.
(See memorandum from Mayor Golding dated 3/8/95.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1309) ADOPTED AS RESOLUTION R-285495

Council confirmation of the reappointment by the Mayor of John M. Leach to the San Diego County Water Authority, for a six-year term ending February 24, 2001.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-134:

SUBJECT: Appointment to the Senior Citizens' Advisory Board.
(See memorandum from Mayor Golding dated 3/8/95 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1315) ADOPTED AS RESOLUTION R-285496

Council confirmation of the appointment by the Mayor of Evelyn S. Herrmann to serve as a member of the Senior Citizens' Advisory Board, for a two-year term ending July 1, 1996, representing the City at Large, replacing Cassandra Gulbransen, whose term has expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-135:

SUBJECT: Appointments and Reappointments to the Transportation
Demand Management Appeals Board.
(See memorandum from Mayor Golding dated 3/8/95 with
resumes attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1324) ADOPTED AS RESOLUTION R-285497

Council confirmation of the following appointments and
reappointments by the Mayor to the Transportation
Demand Management Appeals Board, for terms ending as
indicated:

Term Ending May 1, 1995

Monica Zech

(To replace Kathleen A. Lehtola, who has resigned.)

Term Ending May 1, 1996

Charles R. Spinks

(To replace John Brand, whose term has expired.)

Terms Ending May 1, 1997

Michael D. Ogilvie

(To replace Nico Ferraro, whose term has expired.)

Michael Strode (Reappointment.)

Linda S. Bartholomew (Reappointment.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-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-95-1287) ADOPTED AS RESOLUTION R-285498

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 to be terminated. The State of Emergency was first declared by City Council on September 7, 1993 by Resolution R-282544. Today's action requests the continuation of the State of Emergency 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: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-201:

SUBJECT: Initiating an Assessment District for Construction of
Sewer and Water Lines on 66th Street.
(South Encanto Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1270) ADOPTED AS RESOLUTION R-285499

Granting the petition for sewer and water lines along a
section of 66th Street, under the provisions of the
1911 Improvement Act;
Directing the City Manager to review and complete the
project plans, specifications and cost estimates for
the work.

CITY MANAGER SUPPORTING INFORMATION:

The City has received a petition from property owners who are
interested in improving their abutting public property through
the formation of an assessment district under the provisions of
the Improvement Act of 1911, which provides the means to install
public improvements with the cost assessed to the benefitting
property owners. The improvements would consist of installing a
water and sewer line along a section of 66th Street from Varney
Drive to approximately 300 feet north of Chantecler Avenue. A
petition for this improvement was circulated and signed by the
owners of 69 percent of the property area involved. Council
Policy 800-3 requires that such a petition have support of at
least 67 percent of the owners of the property to be assessed.
The project plans, specifications and cost estimates for this
project are being prepared by a private consultant who is being

funded by the property owners. The project plans are estimated to be 90 percent completed. If this petition is accepted, City staff will review and complete the project plans, specifications and cost estimates after they are received from the owners. The City Council will be asked to declare a Resolution of Intention and set the date and time of the public hearing to establish the district sometime in the future.

FILE LOCATION: STRT - D-2300

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-202:

SUBJECT: Conversion of Parking Meters in the Gaslamp District as a Pilot Program.
(See City Manager Report CMR-95-60. Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1286) ADOPTED AS RESOLUTION R-285500

Directing the City Manager to implement a six-month pilot program to convert parking meters in the Gaslamp District to accept nickels, dimes, and quarters; Authorizing the expenditure of not to exceed \$2,400 from General Services/Communications and Electrical Division's Parking Meter Section's Fund 100, Department No. 535.

Aud. Cert. 9500926.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT WITH A DIRECTION TO THE

CITY MANAGER TO FORM A COMMITTEE THAT WILL BOTH DETERMINE THE CRITERIA TO BE USED TO EVALUATE THE PROGRAM AND TO EVALUATE THE PROGRAM. THIS COMMITTEE WILL CONSIST OF REPRESENTATIVES FROM THE CITY MANAGER'S OFFICE, GASLAMP QUARTER ASSOCIATION, THE DOWNTOWN PARTNERSHIP, CCDG, AND THE HILLCREST BUSINESS ASSOCIATION. THIS COMMITTEE IS TO WORK WITH DISTRICTS 2 AND 3 ON ALL ASPECTS OF THE DESIGN AND IMPLEMENTATION OF THE PILOT PROGRAM. 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-203:

SUBJECT: Third Amendment to the Agreement with CH2M Hill, Inc. for Services During Construction of the North City Water Reclamation Plant.
(University City Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1300) ADOPTED AS RESOLUTION R-285501

Authorizing a third amendment to the agreement of October 7, 1991, with CH2M Hill, Inc., for services during Construction of the North City Water Reclamation Plant;

Authorizing the Auditor and Comptroller to transfer not to exceed \$1,716,662 within Sewer Fund No. 41509, from CIP-42-910.8, North City Tunnel Connector, to CIP-42-910.1, North City Water Reclamation Plant;

Authorizing the expenditure of not to exceed \$5,075,597 from Sewer Fund No. 41509, CIP-42-910.1, North City Water Reclamation Plant, to provide funds for additional design and increased services during construction, provided that the City Auditor and Comptroller first furnishes one or more certificates demonstrating that the funds necessary for expenditure under established contract funding phases, are, or will be, on deposit in the City Treasury;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves;

Authorizing the City Manager to revise contract funding phases with CH2M Hill, Inc. to include scope of work, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure under the contract are, or will be, on deposit in the City Treasury as follows:

Phase 4 - \$2,679,989 from Fiscal Year 1995 appropriations

Phase 5 - \$2,398,947 from Fiscal Year 1996 appropriations,

contingent upon Council appropriation and Auditor certification of funds for this purpose in the Fiscal Year 1996 budget Phase 6 - \$706,660 from Fiscal Year 1997 appropriations, contingent upon Council appropriation and Auditor certification of funds for this purpose in the Fiscal Year 1997 budget.

CITY MANAGER SUPPORTING INFORMATION:

In October 1991, the City Council approved the agreement between the City and CH2M Hill, Inc. for providing design services for the North City Water Reclamation Plant (NCWRP). Amendment No. 1 provided for services during construction and start-up.

Amendment No. 2 provided for corporate name change. Amendment No. 3 includes:

CONSTRUCTION SERVICES: Amendment No. 1 to CH2M Hill's contract was executed based on "one" construction package for the entire NCWRP. Multiple construction packaging for NCWRP has been very successful both in terms of maximizing local contractor's participation and creating competition which has resulted in significantly lower overall project cost. However, construction packaging requires more administration and management. Designer's services during construction is more extensive due to a significant increase in number of submittals from Prime Contractors. In addition, to keep the project on schedule and ensure a timely response to the submittals, CH2M Hill is required to sustain four full time field representatives at the site during construction. The amendment provides for the additional design services during construction required due to construction packaging.

RELOCATION OF THE CENTRATE PIPELINE AND ODOR CONTROL: Provide for design services for the Centrate Pipeline through the NCWRP accommodating all link-ups with adjoining projects.

SODIUM HYPOCHLORITE SYSTEM: Provide for design services for the conversion from Chlorine Gas to Sodium Hypochlorite (concentrated

household bleach) for disinfection at the NCWRP. This facility would be housed in the Chemical Building. Using sodium hypochlorite eliminates the safety and codes issues associated with chlorine gas and simplifies the disinfection system operation and maintenance. The MBE/WBE participation commitment for this contract amendment is 10.2 percent MBE and 6.2 percent WBE.

Aud. Cert. 9500921.

FILE LOCATION: MEET CCONTFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-204:

SUBJECT: Seventh Amendment to the Agreement with California-American Water Company.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1269) ADOPTED AS RESOLUTION R-285502

Authorizing a seventh amendment to the 1960 agreement with California-American Water Company, for the purpose of extending the expiration date of the pricing provisions to December 31, 1997, and allowing the City to assume responsibility for sewer billing.

CITY MANAGER SUPPORTING INFORMATION:

The California-American Water Company has a legal right to purchase water from the City based on a series of interlocking agreements dated back to 1912. The most recent major agreement on file in the City Clerk's Office as Document No. 611753 was negotiated in 1960. This agreement has since been amended six times to reflect rate changes and service area boundary adjustments. The purpose of this seventh amendment is to provide for the continuation of the sale of water to the California-

American Water Company until December 31, 1997 in accordance with the pricing provisions specified in the fourth amendment to the 1960 agreement. In addition, this amendment states that the City shall relieve California-American of, and assume responsibility for, sewer service billing of those customers who reside in the City and are served by California-American.
WU-S-95-117.

FILE LOCATION: WATER - California-American Water Company
CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-205:

SUBJECT: Agreement with Rob Hagey Productions, Inc. for "Street
Scene."
(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1295) ADOPTED AS RESOLUTION R-285503

Authorizing an agreement with Rob Hagey Productions,
Inc. (San Diego), to conduct "Street Scene," the
largest urban music and food festival of its kind in
San Diego.

CITY MANAGER SUPPORTING INFORMATION:

Street Scene is the largest urban music and food festival of its kind in San Diego. Founded in 1984, Street Scene has grown from a small one-day event encompassing one block of the Gaslamp District to a two-evening festival, which in 1994 included more than seventy bands performing on thirteen stages within a twenty-one block area of the Gaslamp District. In 1994 the festival attracted more than 50,000 attendees to the event. In 1995, it is anticipated that Street Scene will expand to a three-day event with an estimated audience of 75,000. In keeping

with City of San Diego Municipal Code 22.0207 and Council Policy 100-6 which encourages the City to negotiate revenue sharing contracts with commercial event organizers, the City Manager's Office has negotiated a five-year agreement with Rob Hagey Productions, Inc., the producer of Street Scene. Beginning in 1995, Rob Hagey Productions will pay the City a minimum flat fee of \$50,000 plus \$1.25 for every ticket sold over 35,000 tickets. Beginning in 1996, the \$50,000 flat fee will increase by 5 percent each year plus \$1.25 for every ticket sold over 35,000 tickets. Should ticket revenue due to the City equal or exceed the 5 percent increase amount each year, the greater amount will be due to the City. Finally, should a third day be added to the event, an additional \$7,500 flat fee will be due the City. Following the conclusion of the first three-day-event, either party may reopen, on a one time basis, negotiations related solely to fees and costs associated with the third day.

FILE LOCATION: MEET CONFY95-1

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-206:

SUBJECT: Equal Employment Opportunity Program Ordinance -
Policies and Procedures.
(See City Manager Report CMR-95-33.
(Continued from the meeting of February 13, 1995, Item
202, at the City Manager's request, for time to hold
more workshops as requested by Councilmember Harvey.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1138) CONTINUED TO APRIL 17, 1995

Approving the Policies and Procedures for the Equal
Employment Opportunity Program.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B155-D650.)

MOTION BY STEVENS TO APPROVE THE CITY MANAGER'S RECOMMENDATION TO AMEND THE EQUAL EMPLOYMENT OPPORTUNITY ORDINANCE TO REFLECT THE ACTUAL INTENT OF THE COUNCIL BY SIMPLIFYING THE ORDINANCE TO REQUIRE THAT AN ANTI-DISCRIMINATION PROVISION BE BUILT INTO EVERY CONTRACT THAT THE CITY AWARDS, THAT THE CONTRACTORS BE REQUIRED TO ENSURE EQUAL OPPORTUNITY IS BEING PROVIDED TO ALL IN THE COMMUNITY, AND THAT THE ORDINANCE CONTAIN A PROVISION DIRECTING THE CITY MANAGER TO ADOPT THE ADMINISTRATIVE PROCEDURES THAT ARE NECESSARY TO ENFORCE THE CODE SECTION AS REVISED. DIRECT THE CITY MANAGER TO (1) AMEND THE ORDINANCE AND POLICIES AND PROCEDURES SO THAT THEY ARE CONSISTENT, EFFECTIVE, AND FAIR; (2) INCLUDE THE FOUR RECOMMENDATIONS SUBMITTED BY MR. HARNSBERGER; (3) COST OUT THE NEW PROPOSAL; (4) REVIEW WHETHER PENALTIES SERVE A USEFUL PURPOSE, MAKING FAIRNESS THE BOTTOM LINE; (5) BROADEN OUTREACH AND INCLUDE THE NATIONAL ASSOCIATION OF WOMEN BUSINESSOWNERS, WOMEN IN CONSTRUCTION, AND WOMEN AND ENVIRONMENTAL DESIGN IN THE REVIEW PROCESS; AND (6) FIND WAYS TO ASSIST SMALL BUSINESS CONTRACTORS. THE CITY MANAGER IS TO PROVIDE THE MAYOR AND EACH COUNCIL MEMBER WITH A COPY OF THE REVISED ORDINANCE AND IMPLEMENTATION PRINCIPLES FOR THEIR REVIEW ON APRIL 3, 1995. SCHEDULE A PUBLIC WORKSHOP ON APRIL 12, 1995 TO ACHIEVE CONSENSUS, AND BRING THE MATTER BACK TO COUNCIL ON APRIL 17, 1995. Second by Vargas.

Substitute motion by Harvey to adopt this equal opportunity program by resolution at this time. Second by Warden. Failed by the following vote: Yeas-2,5. Nays-1,3,4,6,7,8,M. Not Present-none.

The main motion 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-207:

SUBJECT: Amending the Rental Unit Business Tax Code to Allow for Combining Parcels Under Specific Conditions.

(See City Manager Report CMR-95-42.)

(Continued from the meeting of February 27, 1995, Item 111, at the City Manager's request, for further review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1215) ADOPTED AS RESOLUTION R-285504

Accepting the City Manager's Report CMR-95-42 which contains the recommendation to not amend the Rental Unit Business Tax Code to allow owners of eight or more condominiums and/or single family dwellings to combine those parcels in order to receive a reduced tax assessment.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E045-226.)

MOTION BY MCCARTY TO ADOPT AND TO DIRECT THE CITY MANAGER LOOK AT THE FLAT TAX AND COME BACK TO COUNCIL WITH BUDGET AND FAIRNESS IMPLICATIONS. DETERMINE HOW THAT WILL IMPACT VARIOUS PROPERTY OWNERS AND DISCUSS WITH PROPERTY OWNERS PRIOR TO COUNCIL ACTION. 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-208:

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-94-365.)
(Continued from the meetings of November 28, 1994, Item 140 and February 27, 1995, Item 203; last continued at the City Manager's request, for further review.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-94-1967 Cor. Copy) ADOPTED AS RESOLUTION R-285505

Amending the SPSP, SPSP-M, SPSP-H AND 401(K) Plans

subject to a vote of approval by the Plan Participants and effective upon that date to:

- a) Allow the Trustee to contract for third party administration and investment services so that each participant will be allowed to choose the type and mix of their investments;
 - b) Establish Co-Trustees to manage the Trust Fund to include the City Treasurer, the City Manager and the Retirement Administrator or their designees;
- Amending the SPSP, SPSP-M, SPSP-H and 401(K) Plans to bring the Plans into conformance with existing laws to:
- a) Add provisions which would allow employees to rollover eligible distribution amounts as required by the Unemployment Compensation Act of 1992;
 - b) Bring the Plans into conformance with existing California community property laws.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-S400:

SUBJECT: Recommendation to the California Debt Limit Allocation Committee Regarding Proposed Reduction in Mortgage Credit Certificates Allocation.
(See Housing Commission Report HCR-95-005.)

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1338) ADOPTED AS RESOLUTION R-285506

Recommending to the California Debt Limitation Allocation Committee (CDLAC) that it preserve the 1994 allocation of \$1,004,047,600 for Mortgage Credit Certificates (MCC) in its 1995 allocations as recommended in the San Diego Housing Commission's Report.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A451-B151.)

CONSENT MOTION BY WARDEN TO ADOPT. 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-S401:

SUBJECT: Action on City Paramedic Review Commission Report.
(See memorandum from Mayor Golding dated 3/17/95.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-95-1386 REV.) ADOPTED AS AMENDED AS RESOLUTION R-
285507

Directing the City Manager as follows:

- a. To immediately implement all recommendations made by the City Paramedic Review Commission.
- b. To expedite delivery of the 13 ambulances that are already on order.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E242-F340.)

Motion by Vargas to take over the system immediately. No second.

MOTION BY MATHIS TO ADOPT THE RESOLUTION AND TO DIRECT THE CITY MANAGER TO (1) MOVE FORWARD IMMEDIATELY ON THOSE RECOMMENDATIONS OF THE GENERAL RECOMMENDATIONS OF THE COMMISSION FOR WHICH THE CITY OF SAN DIEGO IS ASSIGNED RESPONSIBILITY; (2) RETURN TO COUNCIL WITH A RECOMMENDED COURSE OF ACTION WITH RESPECT TO THE SPECIFIC RECOMMENDATIONS; AND (3) MOVE FORWARD WITH THE TRANSITION PLAN AS EXPEDITIOUSLY AND AS ORDERLY AS POSSIBLE WITHIN 90 DAYS. RETURN TO COUNCIL IN 60 DAYS WITH A REPORT ON THE STATUS OF THE TRANSITION. Second by Stallings. Passed by

the following vote: Mathis-yea, Harvey-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-nay, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 6:22 p.m. in honor of the memory of:

Terry Hughes and Erin Fletcher as requested by Mayor Golding;

Florence Chadwick as requested by Mayor Golding and Council Member Harvey;

Carol Ann Edwards as requested by Council Member Mathis;

Rhoda Tracy Knight as requested by Council Member Warden

Catherine Hofmann as requested by City Manager McGrory.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G081-123).