

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
TUESDAY, MARCH 4, 1997
OF
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 10:11 a.m. The meeting was recessed by Mayor Golding at 11:16 a.m. to convene the Redevelopment Agency Meeting. Mayor Golding reconvened the regular meeting at 11:24 a.m. with all Council Members present. The meeting was recessed by Mayor Golding at 12:30 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Golding at 2:09 p.m. with all Council Members present. Mayor Golding recessed the meeting at 3:36 p.m. to reconvene the Redevelopment Agency Meeting. Mayor Golding convened the Special Joint Council Meeting with the Redevelopment Agency simultaneously with the Meeting of the Redevelopment Agency at 3:40 p.m. At 3:45 p.m. Mayor Golding reconvened the regular meeting with all Council Members present. Mayor Golding recessed the regular meeting at 4:11 p.m. to reconvene the Redevelopment Agency Meeting. At 4:28 p.m. Deputy Mayor Warden reconvened the regular meeting, with Mayor Golding not present, and adjourned into Closed Session to be held immediately in the twelfth floor conference room to discuss pending and potential litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present

(7) Council Member McCarty-present

(8) Council Member Vargas-present

Clerk-Fishkin (lw/ms)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Fishkin called the roll:

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

ITEM-10: INVOCATION

Invocation was given by Pastor Harvey Warren of the
Forty-Seventh Street Church of God.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Stallings.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Tom Arena thanked the Council for saving the stadium and presented them with a cake bearing the Chargers logo.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A045-054.)

ITEM-PC-2:

Scott Barnett was before Council asking for help with the San Diego County Taxpayers Association Golden Fleece and Golden Watchdog Awards which will be announced April 15th. Last year Council received the Golden Watchdog Award. Mr. Barnett asked Council to fill out the nomination forms and give examples of efficiency of tax savings in the City of San Diego. He said they want to report the good as well as the bad.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A055-068.)

ITEM-PC-3:

Don Stillwell commented on public officials spending money without authority from the people which, in turn, causes trillions of dollars of debt within our government. He said the people deserve honesty, integrity, and morality from their elected officials.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A069-093.)

ITEM-PC-4:

David Palmer, representing the Serra Cooperative Library System, thanked the City of San Diego for their support of libraries and for the planning of the new Central Library.

The Serra System, in recognition of Supervisor Pam Slater and Council Member McCarty, prepared the proclamation presented to Council Member McCarty.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A101-122.)

ITEM-PC-5:

William Bunten, along with his wife Elizabeth Bunten, asked for Council's help in getting relief on their property. They have been attempting to improve their property only to be declined because of zoning. Council Member Kehoe said the Bunten's have been following the procedures very carefully. Tina Christiansen has tried to assist them, but they are in a substandard lot on Madison Avenue which will require some sort of legislative relief. They are up against a deadline for an appeal and need help immediately. Mayor Golding suggested they meet with Karen Scarborough of the Mayor's office in order to get immediate assistance.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A127-157.)

ITEM-PC-6:

Billy Paul commented on the construction of the overpass on Interstate 5 in Sorrento Valley. He said the posted speed signs are inadequate for that section of the freeway. There are signs indicating an "S" curve is coming up, but does not indicate where it is. Mr. Paul recommended larger, reduced speed signs with the approximate distance of where the reduced speed is needed in order to prevent future accidents. Council Member Mathis has already corresponded to the local regional director of CalTrans regarding the accident which occurred recently and will provide Mr. Paul with a copy of that letter.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A193-225.)

COUNCIL COMMENT:

ITEM-CC-1:

Council Member Vargas commented on the zoning code update issue. He said former Council Member Roberts was hoping to have the update finished before he moved to the Supervisor position which occurred a few years ago. Council Member Vargas expressed the urgency for the update to be completed in order to help people such as the Buntens. He said there should be a way for Council to help the Buntens, or direct the City Manager to help. Council Member Wear informed Council that the zoning code update was progressing in the Land Use and Housing Committee and said it will be completed this year. Mayor Golding agreed with Mr. Vargas that Council should act on this matter soon, although she expressed her confidence in Mr. Wear's ability to do everything he can to expedite this matter in Committee.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A251-287.)

ITEM-CC-2:

Council Member Warden gave a report to Council on her trip to Washington D.C. with Council Member Kehoe. This was her third trip back regarding infrastructure matters. She said they branched out to other representatives, both Senate and Congressional. Ms. Warden said although the Federal Government decided trucks should cross the border through the Otay Mesa crossing, they neglected to put in a road there. That was their goal in Washington, D.C. Council Member Warden stated that the Oversight Committee was moving on this issue.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A288-303.)

ITEM-30:

SUBJECT: Jenner Smith.

COUNCILMEMBER WEAR'S RECOMMENDATION:

Adopt the following resolution:

(R-97-803) ADOPTED AS RESOLUTION R-288376

Recognizing Jenner Smith for his accomplishments and
dedication to a grateful community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A308-340/A450-453.)

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

ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

02/17/97 Adjourned
02/18/97
02/18/97 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A304-308.)

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

ITEM-32:

SUBJECT: Tariq Khamisa Day.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-97-881) ADOPTED AS RESOLUTION R-288377

Honoring the memory of Tariq Khamisa by recognizing his
birthday on March 6, 1997;

Proclaiming March 6, 1997 to be "Tariq Khamisa Day" in
San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A341-453.)

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

* ITEM-50:

SUBJECT: Amending the S. D. Municipal Code by adding Division 14
to Implement a Deferred Retirement Option Plan.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on
2/18/97. (Council voted 9-0):

(O-97-86) ADOPTED AS ORDINANCE O-18385 (New Series)

Amending Chapter II, Article 4, of the San Diego
Municipal Code by adding Division 14, entitled
"Deferred Retirement Option Plan," and by adding
Sections 24.1401, 24.1402, 24.1403, 24.1404, 24.1405,
24.1406, 24.1407, 24.1408 and 24.1409, all relating to
the Retirement System.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-51:

SUBJECT: North Park Redevelopment Project.

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

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 1/28/97. (Council voted 9-0):

(O-97-73) ADOPTED AS ORDINANCE O-18386 (New Series)

Approving and adopting the Redevelopment Plan for the North Park Redevelopment Project.

FILE LOCATION: LAND - Greater North Park Community

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-100:

SUBJECT: Ratifying the Election Results for the North Park Redevelopment Project Area Committee.

(See memorandum from San Diego Redevelopment Agency dated 2/18/97. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-850) ADOPTED AS RESOLUTION R-288378

Ratifying the Election Results of February 11, 1997,
for the North Park Redevelopment Project Area
Committee.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A460-B044.)

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

ITEM-101:

SUBJECT: Four actions related to the Stonecrest Village
Landscape Maintenance and Lighting District.

(Kearny Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-810 Cor.Copy) ADOPTED AS RESOLUTION
R-288402

Resolution of Intention to levy, collect and confirm
assessments and order the maintenance on Stonecrest
Landscape and Lighting Maintenance District.

Subitem-B: (R-97-809) ADOPTED AS RESOLUTION R-288403

Resolution waiving the notice and public hearing for
the Stonecrest Landscape and Lighting Maintenance
District.

Subitem-C: (R-97-806) ADOPTED AS RESOLUTION R-288404

Resolution initiating proceedings for the formation of the Stonecrest Landscape Maintenance District.

Subitem-D: (R-97-807) ADOPTED AS RESOLUTION R-288405

Resolution considering the protests, approving modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Stonecrest Landscape and Lighting Maintenance District.

CITY MANAGER SUPPORTING INFORMATION:

A petition for this landscape maintenance and lighting district was signed by the owner-developer of 100 percent of the property area proposed to be included in this district. The landscaped medians and parkways are proposed along West Canyon Avenue, Daley Center Drive and Stonecrest Boulevard. The slopes, riparian trails and open space are proposed in the areas between the planning area developments and the district boundaries. The owner-developer will install the proposed improvements and maintain them at his sole expense for approximately two years. In order to provide for the maintenance of the proposed improvements beyond the establishment period, this project will rely on a landscape maintenance and lighting district. The present action is for the establishment of the district; the levy of the Fiscal Year 1998 assessment; and the establishment of a maximum assessment through Fiscal Year 2005 for the Stonecrest Village Landscape Maintenance and Lighting District. The Fiscal Year 1998 and maximum proposed maintenance costs for the district are as follows:

DESCRIPTION	FY 1998	MAXIMUM FY 2005
REVENUE:		
Assessments	\$6,400.00	\$341,350.00
City Contribution	0.00	1,750.00
TOTAL REVENUE	\$6,400.00	\$343,100.00
EXPENSE & RESERVE:		
Personnel	\$ 0.00	\$ 26,950.00
Contractual	0.00	185,000.00
Incidental	5,000.00	47,550.00
Utilities	1,400.00	54,900.00
Reserve	0.00	28,700.00
TOTAL EXPENSE	\$6,400.00	\$343,100.00

The proposed assessment for Fiscal Year 1998 is \$7.54 per Equivalent Dwelling Unit (EDU). The maximum assessment through Fiscal Year 2005 is \$404.42 per EDU. If the district proposes assessments that exceed \$404.42 per EDU through Fiscal Year 2005, then we will notice all affected property owners and a public hearing will be set. The builders within the district are disclosing this arrangement to prospective home buyers.

FILE LOCATION: STRT-M-411-98

COUNCIL ACTION: (Tape location: G160-344.)

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

* ITEM-102:

SUBJECT: Street Dedication - Hillside Drive.

(La Jolla Shores Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-844) ADOPTED AS RESOLUTION R-288379

Accepting a grant deed of Robert B. Kellogg, Trustee of Kellogg Revocable Family Trust, granting to the City an easement for public street purposes in a portion of Lot 71 of La Jolla Hills Map-1479;

Dedicating and naming the same Hillside Drive.

FILE LOCATION: DEED F-6937 CONTFY97-1

COUNCIL ACTION: (Tape location: A460-B044.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,

Vargas-yea, Mayor Golding-yea.

* ITEM-103:

SUBJECT: Slope Easement Abandonment in Parcel 4, Map-5505.

(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-336) ADOPTED AS RESOLUTION R-288380

Vacating the slope easement located within Parcel 4,
Map-5505, pursuant to Section 8330 et seq. of the
California Streets and Highways Code.

CITY MANAGER SUPPORTING INFORMATION:

The proposed slope easement abandonment has been requested by the property owner because the site has been developed to its ultimate use, including public improvements, and the slope easement is no longer needed. The slope easement was initially recorded on May 20, 1960 as File/Page No. 105313. Staff review of the easement abandonment has indicated that the easement is no longer required and that the four findings required for abandonment can be made. The slope easement qualifies for summary proceedings and may be summarily vacated.

FILE LOCATION: DEED F-6938 DEEDFY97-1

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-104:

SUBJECT: Sewer Easement Exchange for South Creek Parcels 35 to
48 Unit 9.

(Sabre Springs Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-845) ADOPTED AS RESOLUTION R-288381

Approving the acceptance by the City Manager of a deed
of Pardee Construction Company conveying to the City a
sewer easement in a portion of the Southwest Quarter,
Section 22, Township 14 South, Range 2 West, San
Bernardino Meridian;

Authorizing the execution of a quitclaim deed,
quitclaiming to Pardee Construction Company, all the
City's right, title and interest in a sewer easement in
a portion of the Southwest Quarter, Section 22,
Township 14 South, Range 2 West, San Bernardino
Meridian.

FILE LOCATION: DEED F-6939 DEEDFY97-2

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-105:

SUBJECT: MCI LibraryLINK Program.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-846) ADOPTED AS RESOLUTION R-288382

Authorizing the City Manager or his designee to apply for grant funds from the MCI Library LINK Program to purchase three computers for the Central Library, Benjamin Branch Library, and Carmel Valley Branch Library, networked databases targeting students and job seekers, and to a dedicated server to house network management software;

Authorizing the City Manager to accept and administer the MCI LibraryLINK grant funds if awarded to the City;

Authorizing the City Manager or his designee to apply for, accept, and administer available MCI LibraryLINK Program grant funds that may be available in successive years.

CITY MANAGER SUPPORTING INFORMATION:

The San Diego Public Library (SDPL) requests approval to accept funding from the MCI Telecommunication Corporation and the American Library Association as part of the MCI LibraryLINK Program. SDPL currently has personal computers networked through a central server for seven Central Library sections and nine branch libraries. From these linked computers, patrons may access several CD-ROM databases: Columbia Granger's World of Poetry, Gale's Quotations, Morningstar Mutual Funds OnDisk, Select Phone, and the U.S. Government Printing Office Monthly Catalog. The popularity of the existing databases combined with the rising interest in accessing the Internet has caused a demand for equipment and information that has outgrown currently available resources. This additional funding will allow the purchase of three additional computers to be installed at the Central Library and two branch libraries to help meet the need for additional equipment, the addition of databases (San Diego Union-Tribune Newsbank, Contemporary Authors, DISCovering Careers and Jobs) of particular interest to job seekers and students; and the purchase of a dedicated server to house network management software (a maintenance tool for upgrading software, repairing files, and diagnosing response problems). This will assist SDPL in achieving a goal of system wide implementation of network access to available databases.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-106:

SUBJECT: Agreement with DKS Associates for the Mission Valley Monitoring and Information System Project.

(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-692 Cor. Copy) ADOPTED AS RESOLUTION R-288383

Authorizing an agreement with DKS Associates (Alameda County) for design services for the Mission Valley Monitoring and Information System Project, in the amount of \$97,500;

Authorizing the Auditor and Comptroller to transfer not to exceed \$486,750 of Congestion Management and Air Quality (CMAQ) Funds, Fund No. 38659 and not to exceed \$63,250 of Transportation Systems Management (TSM) Funds, Fund No. 38544 to CIP-63-033.0;

Authorizing the expenditure of not to exceed \$97,500 from CIP-63-033.0, CMAQ Fund 38659 and TSM Fund 38544.

CITY MANAGER SUPPORTING INFORMATION:

The Mission Valley Monitoring and Information System is one of the first Intelligent Transportation Systems (ITS) projects. The City's project has been selected and awarded a total of \$1,300,000 to fund design and construction. This total is broken into two parts: Phase I, for \$550,000 from the Congestion Mitigation and Air Quality (CMAQ) program, and Phase II, for \$750,000 from the Southern California Intelligent Transportation System "Showcase" project. This request is for Council approval for entering into an agreement with the consultant DKS Associates

for Phase I, which includes analysis and design of the project. The Mission Valley Monitoring and Information System project will improve the existing communication network for the roadway system in the vicinity of the stadium. This project will include the development of a suitable communication technology for traffic signal control, Changeable Message Signs, Highway Advisory Radio and proposed Closed Circuit Television monitoring system in the area around the stadium. This coordination will provide for the orderly progression of vehicles in the area of Mission Valley during special events. The project will include coordination of traffic signals and a public information system with regards to traffic in the region of the stadium.

Aud. Cert. 9700585.

FILE LOCATION: MEET CCONFY97-1

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-107:

SUBJECT: 1997 Pardee Torrey Pines 5K "Race for Knowledge" Day.

COUNCILMEMBER MATHIS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-862) ADOPTED AS RESOLUTION R-288384

Proclaiming March 2, 1997 to be "Pardee Torrey Pines 5K Race for Knowledge Day" in San Diego, in recognition of the substantial contribution brought to the community of Del Mar Highlands by the Pardee Construction Company as the primary sponsor and namesake of this event.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-108:

SUBJECT: Home Building Day.

COUNCILMEMBER WEAR'S RECOMMENDATION:

Adopt the following resolution:

(R-97-878) ADOPTED AS RESOLUTION R-288385

Proclaiming Tuesday, February 25, 1997 to be "Home Building Day" in San Diego in honor of the dedication and commitment of the members of the Building Industry Association of San Diego County.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-109:

SUBJECT: Patricia Yeager Day.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-97-879) ADOPTED AS RESOLUTION R-288386

Recognizing the outstanding contributions of Patricia Yeager for disabled citizens of the City of San Diego;

Proclaiming Tuesday, March 4, 1997 to be "Patricia
Yeager Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-110:

SUBJECT: North Park Kiwanis Club Day.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-97-880) ADOPTED AS RESOLUTION R-288387

Recognizing the outstanding contributions that the
North Park Kiwanis Club has made to improve the lives
of residents of North Park and the City of San Diego;
Proclaiming Monday, March 3, 1997 to be "North Park
Kiwanis Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-111:

SUBJECT: Pastor Timothy J. Winters.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-841) ADOPTED AS RESOLUTION R-288388

Commending Pastor Timothy J. Winters for his commitment and devotion to the Project Employment Plus Program and for his service to the Fourth Council District, and to the community as whole;

Proclaiming February 27, 1997 to be "Pastor Timothy J. Winters Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-112:

SUBJECT: Negro League Baseball Day.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-866) ADOPTED AS RESOLUTION R-288389

Proclaiming Tuesday, February 25, 1997, to be "Negro League Baseball Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A460-B044.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,

Vargas-yea, Mayor Golding-yea.

ITEM-113:

SUBJECT: Two actions related to Telecommunication Antenna
Policy.

(See City Manager Report CMR-96-220; Planning
Commission Report P-96-229.)

TODAY'S ACTIONS ARE:

Adoption of the following resolutions:

Subitem-A: (R-97-746) ADOPTED AS AMENDED AS RESOLUTION
R-288406

Establishing Council Policy No. 600-43 regarding
Telecommunication Antennas;

Directing the City Manager to process amendments to the
San Diego Municipal Code of the City-wide base zones
including all planned districts and the coastal zone to
incorporate minor and major telecommunications
facilities as uses permitted in accordance with Council
Policy No. 600-43;

Directing the City Manager to process amendments to the
San Diego Municipal Code to reduce the decision level
for the Telecommunication Conditional Use Permits from
the current Process Four to a Process Three as part of
the Zoning Code Update.

Subitem-B: (R-97-745) ADOPTED AS RESOLUTION R-288407

Certifying that Negative Declaration DEP-96-0488 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, together with
any comments received during the public review process,
has been reviewed and considered by Council in

connection with the approval of the Telecommunications
Antenna Council Policy.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 10/30/96, LU&H voted 5-0 to approve the City Manager's recommendation to approve the proposed Telecommunications Antenna Policy as a City Council Policy, amend the decision-level from the current Process 4 for Conditional Use Permit-Telecommunications Facilities to Process 3, do not convert the Policy to regulations as part of the Zoning Code Update, and include notification of hospitals when telecommunication facilities are proposed nearby, like the military is notified. (Councilmembers Mathis, Wear, Stevens, Warden and McCarty voted yea.)

CITY MANAGER SUPPORTING INFORMATION:

The City Manager originally recommended that the Telecommunication Antenna Policy be adopted as an interim regulatory measure until the Zoning Code Update was adopted. However, based on direction from the Land Use and Housing Committee, the City Manager has amended his recommendation to concur with the Committee.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G345-566.)

MOTION BY STEVENS TO ADOPT THE RESOLUTION FOR SUBITEM B, AND TO ADOPT THE RESOLUTION FOR SUBITEM A, WITH AN ADDITION TO THE POLICY REQUIRING THAT ANTENNAS AND COMPONENTS BE USED THAT ARE THE LEAST INTRUSIVE INTO THE PUBLIC VIEW AND ARE THE SMALLEST ANTENNAS AND COMPONENTS THAT WILL MEET THE TELECOMMUNICATION REQUIREMENTS OF THE FACILITY. AS NEW TECHNOLOGY IS MADE AVAILABLE THAT WILL REDUCE THE SIZE OF THE ANTENNAS OR ITS COMPONENT PARTS, THESE PARTS SHALL BE REPLACED AT ANY LOCATION WHERE THE EQUIPMENT OR ITS COMPONENTS ARE VISIBLE TO THE PUBLIC VIEW AND COULD BE REDUCED IN SIZE IN ORDER TO MAKE THE TELECOMMUNICATION EQUIPMENT LESS INTRUSIVE INTO THE PUBLIC VIEW. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114:

SUBJECT: Excusing Deputy Mayor Barbara Warden from the Council Meetings of 2/25/97 and the PS&NS Committee Meeting of 2/26/97.

DEPUTY MAYOR WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-97-870) ADOPTED AS RESOLUTION R-288390

Excusing Deputy Mayor Barbara Warden from attending the following regularly scheduled meetings, due to travel on City business in Washington, D.C.:

1. Council Meeting of February 25, 1997; and
2. Public Safety and Neighborhood Services Committee Meeting of February 26, 1997.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-115:

SUBJECT: Settlement of Property Damage Claim of D.L. Olsen and Associates.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-838) ADOPTED AS RESOLUTION R-288391

A Resolution approved by the City Council in Closed Session on Tuesday, February 11, 1997 by the following

vote: Mathis-yea; Wear-yea; Kehoe-not present;
Stevens-not present; Warden-not present; Stallings-yea;
McCarty-yea; Vargas-yea; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$29,000 in the settlement of each and every claim against the City, its agents and employees, resulting from an incident of property damage which occurred in March, 1995 (Superior Court Case No. 698425, D.L. Olsen and Associates, v. City of San Diego, et al.);

Authorizing the City Auditor and Comptroller to issue one check in the total amount of \$29,000 from Fund No. 81144, made payable to D.L. Olsen and Associates and R. Gene Steineckert, their attorney of record, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION:

This constitutes the complete and final settlement of the Property Damage Claim of D.L. Olsen and Associates against the City of San Diego, its agents and employees, as a result of an incident which occurred on March 11, 1995.

Aud. Cert. 9700756.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A460-B044.)

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

* ITEM-116:

SUBJECT: Kyocera America Day.

DEPUTY MAYOR WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-97-894) ADOPTED AS RESOLUTION R-288392

Recognizing and thanking Kyocera America for the significant role they have played in establishing San Diego's reputation as a world-class business city;

Proclaiming Monday, March 3, 1997 to be "Kyocera America Day" in San Diego, in celebration of their 25 years of manufacturing excellence in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A460-B044.)

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

ITEM-150:

SUBJECT: Kate Sessions Statue in Balboa Park.

(See City Manager Report CMR-97-22. Balboa Park Community Area. District-3.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-97-652) ADOPTED AS RESOLUTION R-288393

Accepting the generous gift of the statue honoring Kate Sessions in Balboa Park from the Kate O. Sessions Sculpture Committee;

Approving the placement of the statue in Balboa Park at the southwest corner of El Prado and Balboa Drive;

Commending Kate O. Sessions Sculpture Committee for this act of civic generosity, and expressing on behalf of the citizens of the City of San Diego a debt of gratitude to the Committee;

Authorizing staff to issue the requisite permits and approvals and work directly with the representatives on the Kate O. Sessions Sculpture Committee to ensure timely completion of the statue installation.

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

On 2/19/97, NR&C voted 5-0 to recommend that the City Council approve "with enthusiasm" the City Manager's recommendations to:
1) Accept the gift of the statue and approve its placement in Balboa Park at the southwest corner of El Prado and Balboa Drive;
2) Commend the Kate O. Sessions Sculpture Committee for their act of civic generosity; and 3) Direct the City Manager to authorize staff to issue the requisite permits and approvals to complete the project. (Councilmembers Mathis, Kehoe, Stallings, McCarty, and Vargas voted yea.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B045-125.)

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

ITEM-200:

SUBJECT: Two actions related to the Construction of Sewer and Water Main Replacement Group 608.

(Greater Golden Hills Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-359) ADOPTED AS RESOLUTION R-288394

Inviting bids for the Construction of Sewer and Water Main Replacement Group 608 on Work Order No. 172351;

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 City Auditor and Comptroller to transfer \$28,000 from Sewer Revenue Fund 41506 to Special Curb Fund 10521 for the installation of curb ramps; and authorizing the expenditure of \$1,050,400 from Sewer Revenue Fund 41506, CIP-44-001.0, for Sewer Main Replacement Group Job 608, provided that the City Auditor first furnishes a certificate demonstrating that the funds for the expenditure are, or will be on deposit in the City Treasury. (BID-K97070C)

Subitem-B: (R-97-360) ADOPTED AS RESOLUTION R-288395

Certifying that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, DEP-96-0310, dated November 20, 1996, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that the Mitigated Negative Declaration reflects the independent judgement of the City of San Diego as Lead Agency, and that the Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION:

Sewer Main Replacement Group Job 608 is part of the City's ongoing Concrete Sewer Main Replacement Program. The sewer mains to be replaced in the project were constructed as early as 1920 and have reached the end of their useful service life. Replacement of these 76 year old deteriorated, and undersized, sewer mains will continue to provide the community with a safe and reliable sewer infrastructure well into the next century. This project is in the Greater Golden Hill Community area and involves the replacement and rehabilitation of approximately 5,158 feet of existing 6, 8, and 10-inch sewer main. The project area is bounded by A Street to the north, E Street to the south, 28th Street to the west and 31st Street to the east.

WWF-CSD-97-270.

FILE LOCATION: Subitems A,B: W.O. 172351 CONT- Southern

California Underground Contractors Inc.
CONTFY97-1

COUNCIL ACTION: (Tape location: A460-B044.)

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

ITEM-201:

SUBJECT: Two actions related to Inviting Bids for Sewer Main
Replacement Group Job 610.

(Greater Golden Hill Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-357) ADOPTED AS RESOLUTION R-288396

Inviting bids for Sewer Replacement Group Job 610 on
Work Order No. 172331;

Authorizing a contract with the lowest responsible
bidder, provided that the City Auditor first furnishes
a certificate demonstrating that funds necessary for
expenditure are, or will be, on deposit in the City
Treasury;

Authorizing the Auditor and Comptroller to transfer
\$35,000 from Sewer Revenue Fund 41506 to Special Curb
Fund 10521 for the installation of curb ramps;

Authorizing the expenditure of not to exceed \$1,820,295
from Sewer Revenue Fund 41506, CIP-44-001.0, for Sewer
Main Replacement Group Job 610, provided that the City
Auditor first furnishes a certificate demonstrating
that funds necessary for expenditure are, or will be,
on deposit in the City Treasury. (BID-K97069C)

Subitem-B: (R-97-358) ADOPTED AS RESOLUTION R-288397

Certifying that the information contained in Mitigated Negative Declaration and Mitigation, Monitoring, and Reporting Program DEP-96-0449, dated July 31, 1996 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines; that the declaration reflects the independent judgement of the City as Lead Agency; and that the declaration has been reviewed and considered by Council in connection with Sewer Replacement Group Job 610.

CITY MANAGER SUPPORTING INFORMATION:

Sewer Main Replacement Group Job 610 is part of the City's ongoing concrete sewer main replacement program. The sewer mains to be replaced in the project were constructed in 1906, and have reached the end of their useful service life.

Replacement of these 90 year old deteriorated, and undersized, sewer mains will continue to provide the community with a safe and reliable sewer infrastructure well into the next century. This project is in the Greater Golden Hill Community Area and involves the installation, replacement or rehabilitation of approximately 10,500 feet of existing 6 and 8-inch sewer main. The project area is bounded by Balboa Park to the north, State Route 94 to the south, 23rd Street to the west, and 26th Street to the east.

WWF-CSD-97-272.

FILE LOCATION: Subitems A,B: W.O. 172331 CONT - Dietrich Corporation CONFY97-1

COUNCIL ACTION: (Tape location: A460-B044.)

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

ITEM-202:

SUBJECT: Two actions related to the City Heights Urban Village
Project Update: Library/Park Financing.

(City Heights Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-863) ADOPTED AS RESOLUTION R-288398

Transferring the site of the East San Diego Branch
Library to the Redevelopment Agency of the City of San
Diego to be used for redevelopment purposes.

Subitem-B: (R-97-864) ADOPTED AS RESOLUTION R-288399

Amending the Design, Development and Construction
Agreement, RR-287136, between the City of San Diego,
the San Diego Community Foundation and City Link
Investment Corporation for the construction of the City
Heights Urban Village Library/Park Project,
CIP-39-219.0 to: a) increase the grant from the
Foundation to \$5,250,000; b) establish the Guaranteed
Maximum Price (GMP) of \$6,358,587;

Authorizing the City Manager to expend up to \$1,110,587
for the City's portion of the GMP, provided that the
City Auditor first furnishes a certificate
demonstrating that the funds for the expenditure are on
deposit in the City Treasury;

Authorizing the City Manager to increase the GMP by
\$737,000 at such time as funding is secured;

Transferring the East San Diego Branch Library site
property at 4089 Fairmount Avenue to the City of San
Diego Redevelopment Agency, for the sum of \$260,000;

Negotiating an agreement with the Neighborhood House
Association, Head Start Program, for the use of 5,100
square feet of space for the operations of the child
care facility;

Accepting \$300,000 from the Neighborhood House

Association, and expending those funds for tenant improvements, and furniture and fixtures needed for the child care facility;

Authorizing the City Auditor to transfer \$44,000 from Park and Recreation Department 443, to the Allocated Reserve.

Aud. Cert. 9700821.

NOTE: See the Redevelopment Agency Agenda of 3/4/97 for a companion item.

FILE LOCATION: Subitems A,B: DEED F-6943
DEEDFY97-1

COUNCIL ACTION: (Tape location: B126-204.)

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

ITEM-S400:

SUBJECT: Parking Meter Revenue Allocation and Expenditure
Policy.

(See City Manager Report CMR-96-221; San Diego
Convention & Visitors Bureau 10/29/96 letter; Members
of the Ad Hoc Committee on Parking Meter Revenue
Retention's 10/30/96 letter.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-97-813) ADOPTED AS RESOLUTION R-288408

Establishing Council Policy No. 100-18 regarding
Parking Meter Revenue Allocation and Expenditure.

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S

RECOMMENDATION:

On 10/30/96, PS&NS voted 3-2 to: a) adopt the Parking Meters Revenue Allocation and Expenditure Policy as proposed by the Parking Meter Committee including increasing the allocation to parking meter districts to 30 percent in FY 1998, and 45 percent in FY 1999; and b) direct staff to return to Committee at a future date with a report on the parking issues relating to downtown and the Mid-City areas, and permit parking districts. (Councilmembers Wear, Kehoe and McCarty voted yea; Councilmembers Stevens and Vargas voted nay.)

CITY MANAGER SUPPORTING INFORMATION:

Lack of parking and the financial resources to manage the existing parking supply continue to impede the efforts of San Diego's downtown and older neighborhood commercial districts to effectively compete with shopping malls and new developments. The inability to develop strong, coherent programs to address parking and circulation issues has been consistently identified as one of the primary obstacles to the revitalization of the City's business improvement districts (BIDs). The Parking Meter Revenue Allocation and Expenditure Policy attempts to address these issues over a three-year period. Per Council direction a committee of BID representatives, redevelopment agency staff, and council representatives was formed to draft the policy. The committee conducted extensive research on municipalities that funnel portions of parking meter revenue back to the districts where it is generated. Nationally renowned programs, which provide financing for the construction of garages, other parking supply and mobility alternatives (i.e. municipal lots, employee programs, valet and self-parking options) were investigated. Stickers on the meters advertise the fact that a portion of the revenue is being reinvested in the district. The conversion to new electronic meters provides for precise calculation of revenue per meter for the first time, allowing for efficient administration of the districts. As noted in City Manager Report CMR-96-221, the City Manager recommends adoption of the Policy with the exception of Section D.1, which commits the City to increasing the percentage of revenue dedicated to the districts from 15 percent in FY 1997 to 30 percent in FY 1998, and 45 percent in FY 1999. Inasmuch as the impact to the General Fund would be significant and long-term, the City Manager recommends that the policy be considered as part of the budget review process. This would enable the Mayor and Council to

consider this expenditure with all of the City's other currently unfunded needs.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E290-F680.)

MOTION BY WEAR TO ADOPT THE RESOLUTION AND TO:

1. SUPPORT THE RECOMMENDATION OF THE PS&NS COMMITTEE OF OCTOBER 30, 1996 TO ADOPT THE PARKING METER ALLOCATION AND EXPENDITURE POLICY, INCLUDING THE INCREASED ALLOCATION TO 30 PERCENT IN FY 1998 AND 45 PERCENT IN FY 1999. THE ON-GOING COST OF THE METER CONVERSION WILL CONTINUE TO BE A PART OF THE METER DISTRICT ALLOCATIONS.
2. METER DISTRICT ACCOUNTS WILL BE ESTABLISHED. HOWEVER, ANNUAL EXPENDITURES WILL BE MADE BY COUNCIL.
3. AFTER IMPLEMENTATION OF THE METER DISTRICTS 5-YEAR PROGRAM, COUNCIL WILL REEVALUATE POLICY, REVIEW PROGRESS AND ASSESS THE NEED FOR CONTINUING METER DISTRICT ALLOCATIONS UNDER THE SAME GUIDELINES.
4. DIRECT THE CITY MANAGER TO WORK WITH BUSINESSES IN EACH EXISTING METER DISTRICT TO IDENTIFY POSSIBLE LOCATIONS FOR ADDITIONAL METERS.

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

ITEM-S401:

(Continued from the meeting of February 25, 1997, Item 201 - District 7 portion only, at Councilmember McCarty's request, to enable Councilmember McCarty to review the street list for this item.)

SUBJECT: Resurfacing Various City Streets - Group F - District 7 Only.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-974) ADOPTED AS RESOLUTION R-288400

Accepting the low base bid and authorizing the City Manager to execute a contract with Daley Corporation and California Commercial Asphalt Corporation for resurfacing various streets City-Wide, Group F - Council District 7 (Option Contract).

FILE LOCATION: CONT - Daley Corporation and California Commercial Asphalt Corporation
CONFY97-2

COUNCIL ACTION: (Tape location: A460-B044.)

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

ITEM-S500:

SUBJECT: Three actions related to San Diego Jack Murphy Stadium Expansion.

(Mission Valley Community Area. District-6.)

TODAY'S ACTIONS ARE:

Introduction of the following ordinances and adoption of the resolution:

Subitem-A: (O-97-) INTRODUCED, TO BE ADOPTED ON
MARCH 17, 1997

Introduction of an Ordinance authorizing the agreement conveying naming rights to San Diego Jack Murphy Stadium between QUALCOMM, Inc. and the City of San Diego.

Subitem-B: (O-97-) INTRODUCED, TO BE ADOPTED ON
MARCH 17, 1997

Introduction of an Ordinance authorizing a First Supplemental to the 1995 Agreement for Partial use and Occupancy of San Diego Jack Murphy Stadium between the Chargers Football Company and the City of San Diego.

Subitem-C: (R-97-902) ADOPTED AS RESOLUTION R-288409

Adoption of a Resolution authorizing the transfer of \$18 million from QUALCOMM, Inc. to the Public Facilities Financing Authority of the City of San Diego.

FILE LOCATION: SUBITEMS A AND B: NONE; SUBITEM C: MEET
(61 Stadium)

COUNCIL ACTION: (Tape location: B416-D201, E004-288.)

MOTION BY KEHOE TO INTRODUCE THE ORDINANCES AND ADOPT THE RESOLUTION. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea on Subitem B, ineligible on Subitems A and C, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ITEM-CS-1: (R-97-869 Rev.1) ADOPTED AS RESOLUTION R-288401

A Resolution adopted by the City Council in Closed Session on March 4, 1997:

Authorizing the expenditure of an amount not to exceed \$600,000 to provide funds for the City's participation in the Joint Application of Pacific Enterprises, Enova Corporation, et al, California Public Utilities Commission Case No. 96-10-038 and Federal Energy Regulatory Commission Case No. EC97-012-000; payable from Fund No. 81140; and

authorizing the City Attorney to enter into retention

agreements through June 30, 1997, with Morris, Richards, Weisenmiller and Associates; Economists, Inc.; and Arent, Fox, Plotkin & Kahn to represent the City in proceedings before the California Public Utilities Commission (Case No. 96-10-038) and the Federal Energy Regulatory Commission (Case No. EC97-012-000) related to the proposed merger of the holding companies of San Diego Gas & Electric Co. And Southern California Gas & Company.

Aud. Cert. 9700856

FILE LOCATION: MEET

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Warden at 4:28 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: H160).