

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, APRIL 28, 1997
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 2:11 a.m.

Mayor Golding said it was a tradition for her to comment on the state of the City and the environment. Because April 22 was the 27th anniversary as Earth Day, she wanted to bring to the everyone's attention, the brochure that is published called "City of San Diego Environmental Programs," which outlines what the city is doing to protect and enhance the environment in energy and water conservation and water quality and habitat protection in recycling and all the City departments responsible for that. This brochure includes phone numbers for departments to contact regarding information either about what the City does and how the public can participate in helping to protect our environment.

The Mayor said the City made progress last year in habitat protection by the unanimous approval of the Multiple Species Conservation Program within the City of San Diego. This will preserve more than 52,000 acres of open space within the City and, ultimately, when it becomes a regional system, will preserve 172,000 acres in the entire planning area in the region. Mayor Golding said these efforts have gained national attention by the Secretary of the Interior and the Governor of the State of California due to its complexity. The Environmental Services Department Green Building demonstration project was noted as a model of energy efficiency and environmental technology and won numerous awards including 1st place from the Public Technology Incorporated for sustainable development.

Mayor Golding said we continue to invest substantial public dollars in upgrading our sewage system and in the prevention of sewage spills. The Metropolitan Wastewater Department received an award for 100 percent compliance with all permit requirements and its ongoing efforts in keeping the ocean clean. She thanked Dave Schlesinger for his leadership in that department and for the department's success in limiting the number of sewage spills. Progress has also been made internationally by coordinating with Mexico and the City of Tijuana to improve the region's environmental qualities. San Diego is the first city in the

country to approach buying national waste management through a border waste-wise project which involves the universities on both sides of the border and SAIC, a local headquartered company, working together to develop a plan to reduce the amount going into landfills. The International Wastewater Treatment Plant opened April 18th, which means raw sewage will no longer flow across the border.

The Mayor said Council Member McCarty has been a leader for many years in the City of San Diego on recycling. She said we are required to divert 50 percent of the flow of solid waste to landfills by the year 2000. In 1996 we achieved a 39.8 percent recycling rate.

Mayor Golding recently testified before a congressional subcommittee on the new air quality standards, and said we have to be very cautious and demand that the Environmental Protection Agency base any new federal requirements on sound scientific analysis. Her request to the Congress was to have the EPA release the analysis that they have already done and to do the kind of scientific analysis which should be done when any new federal mandate is passed. Over the past ten years she said we have steadily produced cleaner air and wants to continue to do that, therefore we need to analyze the cost and benefits and must have a scientific basis for any new regulations. She said Earth Day was an appropriate time to bring everyone up to speed on the City's accomplishments over the past year.

The meeting was adjourned by Mayor Golding at 5:08 p.m.

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-Abdelnour (lw)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour 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

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Cleveland Hobdy of the
31st Street Seventh Day Adventist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Wear.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Don Stillwell commented on the subject of gifts. He thinks
the \$18 million gift for Jack Murphy Stadium has too many

strings attached. Mr. Stillwell quoted from a City document in which he interprets as Qualcomm having the right to sell the naming rights to somebody else in order to make money. Mr. Stillwell also said the City will not be able to change Stadium Way to Qualcomm Way without a fight.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A034-060.)

ITEM-PC-2:

Ron Jones addressed Council on the issue of handguns. He would like to see the proposed ordinance which will ban certain types of handguns brought before Council for discussion. He said this is a critical issue, especially for those who live in Southeast San Diego and have to deal with the destructive behavior of citizens. Mr. Jones said contrary to popular belief, most handgun violence is caused by small handguns, many of which have been stolen from homes. He doesn't know what the solution to the problem should be, but would like some of the issues surrounding this violence that's perpetrating our communities discussed by Council.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A061-085.)

ITEM-PC-3:

Dr. Art Salzberg commented on advertising in the La Prensa. He said the City Manager is denying advertising to this paper. Dr. Salzberg said newspapers keep non-elective civil servants honest and expose them so voters can make up their minds. He said we need the facts and to gag La Prensa or attempt to is a type of mass terror or pornography of power and he criticized the Manager for that.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A086-105.)

ITEM-PC-4:

Nancy Beckett presented the California Relief 1997 Tree Hero Award to City staff member and urban forester, Drew Potocki,

in acknowledgment of his leadership and innovative contributions to the urban forest of San Diego. She said he has made San Diego an even more tree-friendly city. This award is given state-wide to about 50 people said Ms. Beckett. Council Member Wear and Stevens also joined in to thank Mr. Potocki for his help in their districts.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A423-514.)

COUNCIL COMMENT:

ITEM-CC-1:

Council Member Wear commented on the tree planting that went on in his district over the weekend. He said about 77 trees were planted along Abbott Street. Cub Scout Pack 546 volunteered their work and were featured on the front page of their newspaper. Mr. Wear also thanked Nancy Beckett and Cindy Drake of "People for Trees" for their help, and his staff member Jeff Van Deerlin. He said it was a great event and is helping in the transformation of that neighborhood in Ocean Beach.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A108-117.)

ITEM-CC-2:

Council Member Warden had three issues to comment on. First she welcomed Lt. Sue Dalton from NAS Miramar who will be working with the communities on the transition and said she is looking forward to working with her in the future. Also, Ms. Warden said in the May 1997 issue of Golf Digest, Torrey Pines South Course was ranked as No. 16 in California. She thanked John Walter and all the staff for their hard work this past year in making our city-owned golf course one of the finest in California. She and Council Member Stallings attended Linda Vista's multi-cultural fair and parade over the weekend and said it was very successful. Ms. Warden said she appreciated the support from the Police, Western Division, and also the Park and Recreation Department.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A118-128.)

ITEM-CC-3:

Council Member Mathis followed up with Christmas in April. Council Members Kehoe and Vargas also participated. He said hundreds of volunteers helped in the upgrading of approximately 18 residences that were run down because the owner-occupants were unable to keep them up due to age, infirmity, or handicap. They did everything from repairing roofs to redoing kitchens and bathrooms. One home in particular he was involved with was owned by an 85 year old woman who said that was the first time she had seen her backyard in years because it was so over-grown with weeds. Mr. Mathis said this brought joy to a lot of people and he looks forward to Christmas in April next year on an expanded basis. Council Member Kehoe concurred with Mr. Mathis' remarks. She said in addition to residences, they were able to help Our Lady of Sacred Hearts School in East San Diego. A team of volunteers painted inside the second floor library, washed windows inside and out for the entire school, and weatherproofed doors. She said Sister Linda was stunned at the impact the volunteers had on the school and she was glad to be a part of that.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A129-160.)

ITEM-CC-4:

Council Member Stevens commented on the homeless shelter ran by Bob Mc Elroy this past winter. Mr. Mc Elroy recently submitted a report to the Mayor and Councilmembers regarding the success of that program. The people served included 2,424 men, 455 women, and over 200 children. Mr. Stevens noted the breakdown for people using the shelter was: 830 African-Americans; 1,397 Caucasians; 584 Hispanics; 47 American Indians; 15 Asians; and 6 others. He commended Mr. Mc Elroy for having a very successful winter program and took a moment to read from the report. Mr. Mc Elroy thanked all who participated in making the 1996-1997 winter shelter first a reality, then a success. He also thanked Mayor Golding for her leadership, the Councilmembers for their political will; the City Manager and staff for their support and assistance, and all the agencies, churches, service groups, the homeless groups, businesses and individuals who gave of themselves and asked for nothing in return. Most of

all, Mr. Mc Elroy said he thanks our Lord for divine intervention in making this whole process work. Mr. Stevens also thanked everyone involved in making the shelter work.

Mayor Golding also noted that crime decreased in the area around the shelter because it was so well run. She said operating a shelter in a way that is responsible to the neighborhood itself and to the people who live near it, is a fact that will be a benefit in locating other facilities. Mayor Golding said 60 percent of the users came from other cities or the unincorporated area of the county. She sent letters to those mayors asking them if they would help in assisting those who would be returning to their jurisdictions, and also to work with us in providing shelter during inclement weather this coming winter. There has been no response to date, although some responded somewhat negatively to the media. She hopes they were misquoted. Mayor Golding said there are very few facilities throughout the county and our funding is limited, but we don't want one area of our City to be the only place where inclement weather shelters are located.

Council Member Wear let everyone know that the Land Use and Housing Committee is conducting a 3-hour workshop on Wednesday to begin working on some of those issues so they have plenty of time to make the right policy calls. He will also be following up on the letters Mayor Golding sent out.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A161-242.)

ITEM-CC-5:

Mayor Golding announced that today is the first day of a project to transmit City Council meetings over the Internet. Her office has been working on establishing that possibility. She said anyone who has an Internet connection, a sound card, and the real audio application will be able to receive the live broadcast. The telephone charges are free, even for people who live outside the toll area. This pilot will last a month. Mayor Golding said the Council meeting can be accessed only over the City Web page. She said there is a pointer on the Home Page that will show you where to go. Information on how to connect is published in the Council docket which is also available on the Web Page. Mayor Golding thanked the San Diego Data Processing Corporation and the City Information Technology and Communications Department for working with her office to

establish this pilot project. She encourages anyone with suggestions to write and let the Council know how they can better serve them using the technology available. The City's Web address is [www.sannet.gov].

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A243-272.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

4-7-97
4-8-97
4-14-97
4-15-97

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A273-275.)

MOTION BY WARDEN TO APPROVE. Second by Mathis. 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:

SUBJECT: Earth Day in San Diego.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1091) ADOPTED AS RESOLUTION R-288555

Proclaiming April 22, 1997 to be "Earth Day" in San Diego and urging all citizens to recognize the importance of this opportunity which will provide us with a special occasion to renew our commitment to protect our home: Earth.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A515-B020.)

MOTION BY WARDEN TO ADOPT. Second by Stallings. 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: Sexual Assault Awareness Month.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1085) ADOPTED AS RESOLUTION R-288556

Proclaiming the month of April 1997 to be "Sexual Assault Awareness Month" in San Diego, and commending the Center for Community Solutions for their commitment to assist survivors of sexual assault and educate organizations about healthy solutions on both a personal and organizational level.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B021-068.)

MOTION BY WARDEN TO ADOPT. Second by Stallings. 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-33:

SUBJECT: Declaring Wednesday, May 7, 1997 to be the First Annual "California Work at Home" Day in the City of San Diego.

DEPUTY MAYOR WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1071) ADOPTED AS RESOLUTION R-288557

Proclaiming Wednesday, May 7, 1997 to be the first annual "California Work at Home Day" in the City of San Diego in recognition of California's changing workforce.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B109-121.)

MOTION BY WARDEN TO ADOPT. Second by Stallings. 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-34:

SUBJECT: Guide Dog Day.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1039) ADOPTED AS RESOLUTION R-288558

Proclaiming April 30, 1997 to be "Guide Dog Day" in San Diego, and encouraging all citizens to recognize the role working dogs have in assisting people in achieving independent living and economic self-sufficiency.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B072-108.)

MOTION BY WARDEN TO ADOPT. Second by Stallings. 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: Carmel Valley Planned District Ordinance Amendment - Neighborhoods 3 and 7.

(Carmel Valley Community Area. District-1.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 4/15/97. (Council voted 8-0. Councilmember Warden not present):

(O-97-100 Corr.Copy) ADOPTED AS ORDINANCE O-18401 (New Series)

Amending Chapter X, Article 3, Division 6, of the San Diego Municipal Code by amending Section 103.0602, relating to the Carmel Valley Planned District Regulations, Area of Applicability, to change the zone designation of 3 separate parcels from MF1 to SF1.

FILE LOCATION: LAND - Carmel Valley Planned District

COUNCIL ACTION: (Tape location: B122-230.)

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

* ITEM-51:

SUBJECT: Establishing Two Hour Meter Parking at 700 West Washington Street.

(Uptown Community Area. District-2.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 4/14/97. (Council voted 9-0):

(O-97-98) ADOPTED AS ORDINANCE O-18402 (New Series)

Establishing a parking time limit of two hours between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the north side of 700 W. Washington Street, between Falcon Street and Eagle Street;

Authorizing the installation of the necessary signs and markings; the regulations imposed shall become effective upon the installation of the signs.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS TO DISPENSE WITH THE READING AND

ADOPT THE ORDINANCE. 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-52:

SUBJECT: Newsrack Municipal Code Revisions.

(See City Manager Report CMR-96-245; William Lieberman's 11/18/96 letter.)

TODAY'S ACTION IS:

Introduction of the following ordinance:

(O-97-87) RETURNED TO CITY MANAGER

Introduction of an Ordinance amending Chapter VI, Article 2, Division 10 of the San Diego Municipal Code by amending Section 62.1004, relating to Standards for Newsracks, and Section 62.1005, relating to Location of Newsracks.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 11/20/96, LU&H took the following actions:

1) Voted 5-0 to recommend the City Council approve the following City Manager's recommendations to include verbiage stating newsracks must comply with California State Building Code, Title 24, and any applicable Federal laws; to direct the City Manager to work with the City Attorney and return to the Land Use and Housing Committee, in approximately six months, with information about establishing procedures for recovering costs when City staff has to remove and store newsracks, and/or repair surfaces, a permit process, and a modular/kiosk program; and, approve Metropolitan Transit Development Board's recommendation to change the current Code Section 62.1005(e)(5) to "No newsrack shall be placed, installed, used, or maintained within three (3) feet ahead or twenty-five (25) feet to the rear of any sign marking a designated bus stop, except on Broadway in downtown San Diego from Harbor Drive to 12th Avenue, where no newsrack shall be placed, installed, used or maintained within three (3) feet ahead or one hundred fifty (150) feet to the rear of any sign marking a designated bus stop." (Councilmembers Mathis, Wear, Stevens, Warden and McCarty voted yea.)

2) Voted 4-1 to recommend the City Council approve the City Manager's recommendation to address the Centre City issues by repealing the red curb restriction and deleting the exemption clause. (Councilmembers Mathis, Wear, Stevens, and Warden voted yea. Councilmember McCarty voted nay.)

CITY MANAGER SUPPORTING INFORMATION:

On November 20, 1996, the Land Use and Housing Committee met to address issues regarding newsrack Code revisions (City Manager Report CMR-96-245) as follows: 1) How should Centre City newsrack issues be addressed? 2) Should the red curb restriction be removed? 3) Should modular/kiosk and permitting programs be implemented? 4) Should the Supplemental Clause regarding enforcement be implemented? After hearing public testimony and discussion, the LU&H Committee voted to revise the current Newsrack Municipal Code Sections as follows: Repeal the red curb restriction in the Centre City area only. Delete the Exemption Clause included in Council's last action to temporarily address Centre City concerns. Include verbiage stating that newsracks must comply with California State Building Code, Title 24 and other Governmental Agencies' ADA requirements. Increase the restricted areas to the rear of bus stop signs from 15 feet to 25 feet throughout the City, except along Broadway in the Downtown area from Harbor Drive to 12th Avenue where the restriction will be 150' to the rear of any sign designating a bus stop. Revise Section 62.1005(e)(6) to read "Within three (3) feet of the outer end of any bus bench/shelter." In addition, staff was directed to return to Committee in six months with their recommendations for implementing modular/kiosk and permitting programs.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS TO RETURN TO THE CITY MANAGER FOR FURTHER REVIEW. 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-100:

SUBJECT: Two actions related to Inviting Bids for Conversion of Traffic Signal Lamps to Light Emitting Diodes (LEDs).

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1040 Rev.) ADOPTED AS RESOLUTION R-288559

Inviting bids for the Conversion of Traffic Signal Lamps to Light Emitting Diodes (LEDs);

Authorizing the City Manager to enter into a contract with the lowest responsible bidder and to finance the acquisition under the City's Master Lease Program;

Authorizing the City Manager to enter into an agreement with SDG&E to provide for an estimated rebate of \$146,640;

Authorizing the expenditure of not to exceed \$2,160,500 (including sales tax and labor) from Gas Tax Fund 302191 contingent upon adoption of the Fiscal Year 1998 - Fiscal Year 2003 budgets;

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

Subitem-B: (R-97-1048) ADOPTED AS RESOLUTION R-288560

Authorizing the use of City Forces for the Conversion of traffic Signal Lamps to Light Emitting Diodes (LEDs) as required in connection with the City's Master Lease Program.

CITY MANAGER SUPPORTING INFORMATION:

There is a new technology available now which is much more energy efficient for the red traffic signal indications. It uses light emitting diodes (LEDS) instead of incandescent lamps. There would be an annual energy and maintenance reduction of approximately \$486,600. The total cost of the acquisition is expected to be \$2,160,500. This includes principal and interest payments over a five-year term, sales tax to be paid in Fiscal Year 1998, and labor costs for the installation of the signal heads. Due to the high one-year cost for direct purchase, we are requesting that purchase of the equipment be financed over five years. LEDS, which are in excess of eight times more energy efficient, are fully guaranteed by the manufacturer for five years. Incremental City labor force is estimated at \$71,000 and the first year payment of approximately \$196,000 and \$129,500 in sales tax for a total of \$396,500, can be paid from a combination of energy savings and a "one time" energy reduction incentive of approximately \$146,640 offered by SDG&E. The combination of the

incentive and the annual energy savings will be more than sufficient to meet the requirement. Payments of approximately \$392,000 due in succeeding years will also be made from energy savings. Funds will be budgeted within the Division's Gas Tax budget for payment. The use of City Forces is recommended as a cost savings because each location is also normally visited by City personnel to replace the amber and green indication bulbs, which are not available in LEDs at this time. Due to Electrical Utility Deregulation, SDG&E will only offer the incentive this calendar year and the incentive will apply only to those signals which have been converted by December 31, 1997. In order to take full advantage of this program, it will be necessary to place the order with a manufacturer no later than May 15, 1997.

FILE LOCATION: MEET CONFY97-1

COUNCIL ACTION: (Tape location: E107-141.)

MOTION BY STEVENS 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-101:

SUBJECT: Resolution of Intention to Vacate Public Streets within Alvarado Estates Community and Fixing a Time and Place for a Public Hearing.

(College Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1045) ADOPTED AS RESOLUTION R-288561

Resolution of Intention to vacate Yerba Santa Drive (North of Mesquite Road), Mesquite Road (West of Yerba Santa Drive), Norris Road, Armin Way, Toyon Drive, Toyoff Way, Le Barron Road, Avion Way, Fremontia Lane, Palo Verde Terrace, and an unimproved street reservation, within Alvarado Estates Community; and fixing a time and place for the public hearing, in accordance with Section 8300 (et seq.) of the Public Streets, Highways and Service Easement Vacation Law.

CITY MANAGER SUPPORTING INFORMATION:

A petition has been submitted to the City by the Alvarado Estates Homeowners Association in accordance with Section 8300 (et seq.) of the Public Streets, Highways and Service Easement Vacation Law. The request for vacation includes several streets with no outlet located in the Alvarado Estates development. The streets proposed for vacation include Yerba Santa Drive (north of Mesquite Road), Mesquite Road (west of Yerba Santa Drive), Norris Road, Armin Way, Toyon Drive, Toyoff Way, Le Barron Road, Avion Way, Fremontia Lane, Palo Verde Terrace, and an unimproved street reservation. The reason for the request is to allow for the installation of gates at the intersection of Yerba Santa Drive and Mesquite Road in order to secure the area and prevent non-local traffic from entering the Alvarado Estate Community. It is staff's opinion that this proposed vacation of public streets is consistent with the newly adopted Council Policy 600-42, dated November 19, 1996, in all respects except those relating to the physical design of the entry. Therefore staff recommends approval of the street vacations with a condition to redesign the gate to the satisfaction of the City Engineer and the Fire Chief.

FILE LOCATION: STRT - J-2866 DEEDFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-102:

SUBJECT: Alley Dedication - 1009 Tourmaline Street.

(Pacific Beach Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1011) ADOPTED AS RESOLUTION R-288562

Accepting a grant deed of Mary McClain and Teresa McClain, granting to the City an easement for public alley purposes in a portion of Lots 1, 2, 3 and 4 of Block 6 of Reed's Ocean Front Addition, Map-913;

Dedicating the same as and for a public alley.

FILE LOCATION: DEED F-6970 DEEDFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-103:

SUBJECT: Pipeline Easement - Otay Water District.

(Located off Wueste Road. Otay Rancho Community Area.
District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1009) ADOPTED AS RESOLUTION R-288563

Authorizing the execution of a grant of easement of
right-of-way to Otay Water District for a pipeline
connecting the Otay Water District's Central Area
System with the Otay Mesa System, granting to Otay
Water District a portion of Lots 2 and 3 in Otay Rancho
located off Wueste Road.

CITY MANAGER SUPPORTING INFORMATION:

The Otay Water District is presently in the process of designing
the Central Area and Otay Mesa Interconnection Pipeline Project.
The pipeline project will include approximately 8.5 miles of
pipeline connecting the District's Central Area System with the
Otay Mesa System. This construction will provide the District
with additional reliability by connecting the two systems and
will avoid the necessity of constructing additional water storage
facilities by allowing the District to transfer water between the
two service systems. The Otay Water District will install a
20-foot wide permanent 30-inch pipeline from the District's old
CWA Connection No. 3 to the proposed Interconnection Pipeline.
The site is located off Wueste Road and consists of .179 acres.
San Diego County Water Authority provided the City with an
appraisal of the property. Valuation reviewed the appraisal of
\$200 and approved it. The Otay Water District has reviewed and
approved the appraisal amount.

FILE LOCATION: DEED F-6971 DEEDFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-104:

SUBJECT: COPS MORE '96 Crime Act Technology Grant.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-997) ADOPTED AS RESOLUTION R-288564

Authorizing the City Manager to apply for, and if selected, to accept and expend funding for a program under the Violent Crime Control and Law Enforcement Act of 1994 (Crime Bill) for a program called COPS MORE '96 (Making Officer Redeployment Effective), which will result in redeployment of existing police officers to engage in community policing, and which proposes to complete and enhance Automated Field Reporting, including electronic regional linkage with the Offices of the City Attorney and District Attorney, which will save thousands of hours of officer time for redeployment to community policing.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-105:

SUBJECT: Problem-Solving Partnership with San Diego Organizing Project Grant.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-998) ADOPTED AS RESOLUTION R-288565

Authorizing the City Manager to apply for, accept and expend a grant from the United States Department of Justice (DOJ), Office of Community Policing Services (COPS), in partnership with the San Diego Organizing Project (SDOP), for a joint program plan which will provide San Diego Police Department (SDPD) with electronic access to certain SDPD crime, enforcement and problem-solving information which will facilitate the crime prevention training activities of SDOP.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-106:

SUBJECT: Reprogramming Council District 8 CDBG Funds.

(District-8.)

COUNCILMEMBER VARGAS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1016) ADOPTED AS RESOLUTION R-288566

Authorizing the Auditor and Comptroller to transfer \$2,000 from District 8 CDBG Reserve Funds 4127/2704), to be used for the Southeastern Little League Fencing Project (4113/1307);

Authorizing the expenditure of not to exceed \$2,000 from the Southeastern Little League Fencing Project (4113/1307).

Aud. Cert. 9700961.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-107:

SUBJECT: West Miramar Household Hazardous Waste Transfer
Facility.

(Nas Miramar. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1021) ADOPTED AS RESOLUTION R-288567

Authorizing the City Auditor and Comptroller to transfer \$150,000 from West Miramar Refuse Disposal Enterprise Fund 41200 to CIP-32-001.0, Household Hazardous Waste Transfer Facility, Environmental Services CIP Fund 41201, to provide the funds necessary for the grading of the Miramar Household Hazardous Waste Transfer Facility site located at Miramar Landfill;

Increasing the Environmental Services CIP Fund CIP-41201 budget by \$150,000.

CITY MANAGER SUPPORTING INFORMATION:

The fund transfer will provide the funds necessary for the grading of the Miramar Household Hazardous Waste Transfer Facility (HHWTF) site located at the Miramar Landfill. Additional funds are available in CIP-32-001.0, Household Hazardous Waste Transfer Facility, to complete the grading based on the estimated cost of \$200,000. The project was approved under the General Development Plan (GDP) for the Miramar Landfill. An EIS/EIR for the GDP was completed and certified in September 1994. This transfer is necessary in order to accelerate the grading of the site in this fiscal year. This will enhance the compaction of the landfill surface prior to construction of the permanent facility in FY 98.

Aud. Cert. 9700958.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-108:

SUBJECT: Amending the FY 97 Capital Improvement Program (CIP)
Budget - Old Mission Dam Overlook.

(Mission Trails Regional Park. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1027) ADOPTED AS RESOLUTION R-288568

Authorizing the City Auditor and Comptroller to do the
following:

- 1) Add CIP-29-448.0, Old Mission Dam Overlook to the FY
1997 Capital Improvement Program;
- 2) Authorize the transfer of \$11,500 from Mission
Trails Antenna Fund, Fund No. 10580, to CIP-29-448.0,
Old Mission Dam Overlook;
- 3) Authorize the expenditure of \$11,500 from
CIP-20-448.0, Old Mission Dam Overlook, for project
administration.

CITY MANAGER SUPPORTING INFORMATION:

The Mission Dam Overlook is to be located at the Historic Old
Mission Dam site, on the San Diego River, within Mission Trails
Regional Park. It will provide an area for viewing the dam, as
well as educate park users by the incorporation of an information
kiosk. The Mission Trails Regional Park Foundation, Inc.
received grants in the amount of \$38,540 for Environmental
Services, Engineering Design Services, and Construction
Assistance for the Overlook. The requested funding of \$11,500

will provide for City project administration. The actual construction of the overlook will not take place until Fiscal Year 1998, at an estimated cost of \$148,500.

Aud. Cert. 9700987.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-109:

SUBJECT: Angle Parking on 21st Street and 22nd Street.

(Logan Heights Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1013) ADOPTED AS RESOLUTION R-288569

Permitting angle parking on the east side of 21st Street and on the west side of 22nd Street between Imperial Avenue and Commercial Street;

Directing staff to install lines on the surface of the street to indicate angle parking.

CITY MANAGER SUPPORTING INFORMATION:

This action will permit angle parking on the east side of 21st Street and on the west side of 22nd Street between Imperial Avenue and Commercial Street. The angle parking was requested by the business owners of the San Diego Farmer's Market, at 2121 Imperial Avenue. The subject streets are both local streets. Currently, parking is parallel on both sides of both streets. This will substantially increase the number of parking spaces on both blocks. Accordingly, the installation of the angle parking on the east side of 21st Street and on the west side of 22nd Street between Imperial Avenue and Commercial Street is recommended. Angle parking may be permitted on City Streets by a City Council resolution in accordance with Municipal Code Section

86.03.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-110:

SUBJECT: Excusing Councilmember Kehoe from the Land Use and
Housing Committee Meeting of 4/9/97.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1066) ADOPTED AS RESOLUTION R-288570

Excusing Councilmember Christine Kehoe from attending
the Land Use and Housing Committee meeting of April
9, 1997, due to travel for the California Coastal
Commission.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-111:

SUBJECT: Excusing Councilmember McCarty from the Public Safety
and Neighborhood Services Committee Meeting of 4/9/97.

COUNCILMEMBER MCCARTY'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1047) ADOPTED AS RESOLUTION R-288571

Excusing Councilmember Judy McCarty from attending the Public Safety and Neighborhood Services Committee meeting of April 9, 1997, due to Team San Diego Legislative Day.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-112:

SUBJECT: Beth Burns Day.

COUNCILMEMBER McCARTY'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1041) ADOPTED AS RESOLUTION R-288572

Recognizing and congratulating Beth Burns on her accomplishments at San Diego State University;

Proclaiming April 28, 1997 to be "Beth Burns Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-113:

SUBJECT: Dignity of San Diego Day.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1052) ADOPTED AS RESOLUTION R-288573

Commending Dignity of San Diego for 25 years of
exemplary community service;

Proclaiming May 3, 1997 to be "Dignity of San Diego
Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-114:

SUBJECT: Second Amendment to the Agreement with Alpha Project
for the Homeless.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-990) ADOPTED AS RESOLUTION R-288574

Authorizing a second amendment to the agreement with
the Alpha Project for the Homeless, to oversee the
operation of the 24-hour emergency shelter for the
homeless;

Authorizing the expenditure of not to exceed \$40,000
from various CDBG and ESG Funds.

CITY MANAGER SUPPORTING INFORMATION:

On December 10, 1996, the City Council adopted Resolution No.
R-288218 authorizing the City Manager to lease a facility located
at 171 14th Street for use as an emergency inclement weather
facility and to select an operator to oversee the operation of
the 24-hour emergency shelter for the homeless. A total of
\$200,000 was authorized to be expended for the lease, ancillary
costs associated with the lease, and operational costs. The City
entered into a contract with Alpha Project for the Homeless to
provide sheltering services for an average of 350 persons per
night at a reimbursable cost of \$5 per bed night. Usage of the
facility far exceeded our expectations and has averaged over 590

guests per night. The contractor in good faith has continued to provide services for these guests and has not refused services to anyone who has been without shelter. It is our recommendation that Alpha Project for the Homeless be reimbursed for expenses incurred associated with the higher than anticipated usage of the facility. We estimate the increased costs to be approximately \$40,000.

Aud. Cert. 9700933.

FILE LOCATION: MEET CONFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-115:

SUBJECT: Light Duty Vehicles - Exercising Option to Renew Contract.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-198) ADOPTED AS RESOLUTION R-288575

Exercising the option to renew the contract with Bob Baker Ford (San Diego), for the purchase of light duty vehicles, as may be required for a period of one year beginning April 1, 1997 through March 31, 1998, for a total estimated cost of \$1,118,600, plus tax, with options to renew the contract for three additional one year periods, with option period price escalations not to exceed 30 percent of prices in effect at the end of each prior contract year;

Authorizing the City Manager to finance the acquisition under the City's Master Lease Program;

Authorizing the expenditure of an amount not to exceed \$221,602 from Fund No. 50031, and Object Account No. 9544;

Authorizing the Auditor and Comptroller, upon advice

from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

In January of 1997 a bid (C6089/97) was issued to replace worn out Light Duty Enterprise Fund Equipment. Fifty potential bidders were contacted; nine bids were received. Technical evaluation of the bids was made by the Transportation Department, Equipment Division engineering staff. Upon their recommendation a contract was awarded to the low bidder, Bob Baker Ford in the amount of \$826,119.25. The bid contained a renewal option which the City desires to exercise at this time due to a City Manager's decision on March 20, 1997, which was subsequent to the original bid award, that the Equipment Division replace 138 over age vehicles assigned to General Fund Departments by the end of FY98 utilizing the City's master Lease/Purchase Program. In addition to the benefit of more reliable equipment to serve the community, the new equipment will reduce operational costs by lowering Usage Rates charged by the Equipment Division to the General Fund Departments. This particular request for 58 Light Duty vehicles represents the first step in the procurement of the 138 vehicles. Equipment Division is currently in the process of preparing specifications to bid for and lease/purchase the remaining vehicles. Bob Baker Ford has agreed to provide the vehicles at the original bid pricing.

Aud. Cert. 9701012.

FILE LOCATION: PURCHASE CONTFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-116:

SUBJECT: California Used Oil Recycling Block Grant and Related Agreements for FY's 1998 - 2000.

(See City Manager Report CMR-97-70.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1056) ADOPTED AS RESOLUTION R-288576

Authorizing the City Manager to apply for, and accept the corresponding Used Oil Recycling Block Grant award or alternate or augmented award from California Integrated Waste Management Board (CIWMB), for used oil and oil filter recycling and educational activities performed for July 1, 1997 through June 30, 2000 (Fiscal Years 1998 - 2000);

Authorizing the City Manager to designate the Deputy Environmental Services Director, Environmental Programs Division, as the authorized person who can sign all necessary applications, contracts, payment requests, agreements and amendments, for the purposes of securing grant funds, and to implement and carry out the activities specified in the grant application as required by the CIWMB;

Authorizing the City Manager to continue CIWMB staffing to administer grant activities and implement CIWMB approved activities and agreements contingent upon approval of the budgets for FYs 1998 - 2000, the award of grant funding for the respective fiscal years and mutual agreement of the City and the contractors.

FILE LOCATION: MEET CONFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-117:

SUBJECT: Two actions related to Consultant Agreement - Seismic Retrofit of the Pacific Highway Truck Crossing Bridge, Garnet Avenue Bridge Over Rose Creek, and Pedestrian Overcrossing Over First Avenue at the City of San Diego Operations Building.

(Midway/Pacific Highway Corridor, Pacific Beach, Centre City Community Areas. Districts-2 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1030) ADOPTED AS RESOLUTION R-288577

Authorizing Program Supplement No. 115004(104) to Local Agency State Agreement for Federal Aid Project No. 11-5004(040) for an amount of \$690,000 for construction of seismic retrofit of nine bridges;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$690,000 from Program Supplement No. 11-5004(104) to CIP-53-037.0, Annual Allocation - Earthquake Restrainers for Bridges, for the design of seismic retrofit measures for nine various bridges.

Subitem-B: (R-97-1031) ADOPTED AS RESOLUTION R-288578

Authorizing an agreement with Simon Wong Engineering to provide professional services for the design of seismic retrofit measures for the Pacific Highway Truck Crossing Bridge, Garnet Avenue Bridge over Rose Creek and Pedestrian Overcrossing over First Avenue at the San Diego Operations Building;

Authorizing the expenditure of an amount not to exceed \$249,653 from CIP-53-037.0, Annual Allocation - Earthquake Restrainers for Bridges, of \$124,400 from HERR Fund 38721; \$81,695 from HBRR Fund 38722; and \$43,558 from HBRR Fund 38716.

CITY MANAGER SUPPORTING INFORMATION:

The Pacific Highway Truck Crossing Bridge, Garnet Avenue Bridge Over Rose Creek and Pedestrian Overcrossing Over First Avenue at the City of San Diego Operations Building have been identified as seismically deficient bridges. This Consultant Agreement with Simon Wong Engineering provides for the detailed seismic analysis of the bridges and subsequent completion of design documents which will incorporate the seismic retrofit measures approved by CalTrans. In accordance with Council Policy 300-7 and A.R. 25.60, the Consultant Coordinator provided the names of thirteen firms from the "As-Needed" list for consideration, however, five firms declined to be interviewed. The remaining eight firms were interviewed, and Simon Wong Engineering (MBE) was recommended to provide professional services for the three bridges.

Aud. Cert. 9700968.

FILE LOCATION: Subitems A,B: MEET CCONFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

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

* ITEM-118:

SUBJECT: Consultant Agreement - Seismic Retrofit of the West
Mission Bay Drive Bridge Over Mission Channel and North
Harbor Drive Bridge Over Navy Estuary.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1032) ADOPTED AS RESOLUTION R-288579

Authorizing an agreement with McDaniel Engineering
Company to provide professional services for the design
of the seismic retrofit measures for the West Mission
Bay Drive Bridge over Mission Channel and North Harbor
Drive Bridge over Navy Estuary;

Authorizing the expenditure of an amount not to exceed
\$249,950 from CIP-53-037.0, Annual Allocation -
Earthquake Restrainers for Bridges, of which \$124,975
is from HBRR Fund 38718, \$8,301 is from HBRR Fund
38714, and \$116,674 is from TransNet Fund 30300.

CITY MANAGER SUPPORTING INFORMATION:

The West Mission Bay Drive Bridge Over Mission Channel and North
Harbor Drive Bridge Over Navy Estuary have been identified as
seismically deficient bridges by CalTrans. This Consultant
Agreement with McDaniel Engineering Company provides for detailed
seismic analysis of the bridges and the subsequent completion of
design documents which will incorporate the seismic retrofit
measures approved by CalTrans.

In accordance with Council Policy 300-7 and A.R. 25.60, the
Consultant Coordinator provided the names of thirteen firms from
the "As-Needed" list for consideration, however, five firms
declined to be interviewed. The remaining eight firms were

interviewed, and McDaniel Engineering Co. was recommended to provide professional services for the two bridges.

Aud. Cert. 9700985.

FILE LOCATION: MEET CCONFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

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

* ITEM-119:

SUBJECT: Reimbursement Agreement with Pennant Village Homeowners Association for Reclaimed Water Retrofitting.

(University City Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1042) ADOPTED AS RESOLUTION R-288580

Authorizing a reimbursement agreement with Pennant Village Homeowners Association for reclaimed water retrofitting;

Authorizing the use of City Forces for all the work in connection with the retrofit; declaring that the cost of the work shall not exceed \$25,000;

Authorizing the expenditure of not to exceed \$109,480 from Water Revenue Fund No. 41500, CIP-70-941.0, Annual Allocation for Reclaimed Water Retrofit Systems, to provide funds for the above agreement in the amount of \$84,480 and for the work by City forces in the amount of \$25,000.

CITY MANAGER SUPPORTING INFORMATION:

This agreement is to reimburse the customer, identified as Pennant Village Homeowners Association, located at 5775 Ferber Street, San Diego, CA, for design and construction costs as described in the Reimbursement Agreement, required to retrofit

their existing onsite potable water distribution system to accept reclaimed water for the purpose of irrigation. This agreement is prepared in accordance with Council Resolution No. R-287560. Upon execution of this agreement, the customer shall within one calendar year complete the retrofit requirements as stated in Paragraph 1 of the Reclaimed Water Retrofit Agreement Recitals.

Aud. Cert. 9700956.

FILE LOCATION: MEET CONFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

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

* ITEM-120:

SUBJECT: National Black Police Association and the National Organization of Black Law Enforcement Executives Days.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1055 Cor. Copy) ADOPTED AS RESOLUTION R-288581

Commending the National Black Police Association and the National Organization of Black Law Enforcement Executives for recognizing that only through the unity and diversity of Black Law enforcement throughout America can we effectively pave the way for the future of African-American youth;

Proclaiming April 24 through 26, 1997 to be "National Black Police Association and the National Organization of Black Law Enforcement Executives Days" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-121:

SUBJECT: Taylor Family Day.

COUNCILMEMBER WEAR'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1088) ADOPTED AS RESOLUTION R-288582

Proclaiming Saturday, May 3, 1997 to be "Taylor Family Day" in San Diego, in honor of Earl and Birdie Taylor's many personal achievements and their overall dedication to the community, as well as that of Vernon and Mary Taylor, and Erma and Farley O'Brien.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-122:

SUBJECT: Purchase of Stenograph Machines and InFocus Presentation System.

(See memorandum from the City Clerk dated 4/8/97.)

CITY CLERK'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1092) ADOPTED AS RESOLUTION R-288583

Authorizing the City Clerk to purchase three Stentura 8000 stenograph machines from Stenograph Corporation and an InFocus Presentation System from Presentation Products, Inc.;

Authorizing the expenditure of not to exceed \$36,144.74 from Fund 100, Dept. 035, Org. 2057, Account 4985.

Aud. Cert. 9701037.

FILE LOCATION: PURCHASE

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-123:

SUBJECT: Amending the 1997 Legislative Calendar.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1093) ADOPTED AS RESOLUTION R-288584

Amending the 1997 Legislative Calendar to schedule a
meeting of the Committee on Rules, Finance, and
Intergovernmental Relations for Monday, May 5, 1997, at
10:00 a.m. in the City Council Committee Room, 202 C
Street, San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-124:

SUBJECT: Three actions related to Revestment of Access Rights in
Lot 1 of Mesa Del Sol Unit No. 5 Subdivision.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-1005) ADOPTED AS RESOLUTION R-288585

Authorizing the City engineer to execute a quitclaim deed, quitclaiming to MDS Partners, effecting the revestment of abutter's rights of access to Capricorn Way from Lot 1 of Mesa Del Sol Unit No. 5.

Subitem-B: (R-97-1006) ADOPTED AS RESOLUTION R-288586

Approving the Villas of Casablanca Development for the construction and sale of 181 condominium units and authorizing the City Engineer to record in the Office of the County Recorder a Certificate of Compliance as evidence of this approval.

Subitem-C: (R-97-1007) ADOPTED AS RESOLUTION R-288587

Approving the Villas of Casablanca as a private gated community subject to the approval of Development Services as to specific design of gates, approaches, and appurtenances and subject to the community providing access to emergency and service vehicles as provided in Council Policy 600-42.

CITY MANAGER SUPPORTING INFORMATION:

The owner of Lot 1 in Mesa Del Sol Unit No. 5 Subdivision has applied to the City for revestment of access rights to his frontage on Capricorn Way. Mesa Del Sol is a planned residential development located northerly of Mira Mesa Boulevard between Interstate 15 and Black Mountain Road. This revestment is a requirement (No. 17) of Planned Residential Development Permit (AM) PRD-95-0377. This access was relinquished without cost to the City of San Diego at the time that the first subdivision map, Mesa Del Sol Unit No. 1, was filed in 1990. The approved PRD and site plan have since been modified to allow access to the north part of the property from Capricorn Way. The proposed entrance has been reviewed and approved by City staff. It is therefore recommended that a quitclaim deed be authorized by Council Resolution in order to revest access rights to the property owner. The project was previously approved by the Development Services Department as Planned Residential Permit PRD-95-0377. The permit authorizes the construction of 181 units but the applicant wishes to sell them as condominiums. This requires the approval of the Planning Commission or the City Council. Staff finds that the project is entirely consistent with this concept. The approval is largely a technical issue and there is no known opposition.

There was no mention of gating access to the development in the

Planned Residential Development Permit. All of the streets in the development are private and not dedicated to public use. City staff has reviewed the development site plans and finds the street design to be compatible with gating.

FILE LOCATION: Subitem A: DEED F-6972; Subitems B,C:
SUBD - Mesa Del Sol Unit No. 5, Lot 1
DEEDFY97-1

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-125:

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

(See City Manager's Update dated 4/28/97. San Ysidro
and Tijuana River Valley Community Areas. District-8.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1034) ADOPTED AS RESOLUTION R-288588

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

FILE LOCATION: GEN'L - State of Emergency Regarding the
Discharge of Raw Sewage from Tijuana,
Mexico

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-200:

SUBJECT: Second Public Hearing of an Ordinance Regarding a Mid-Year Budget Adjustment to Add Nobel Drive Median Enhancement Project.

(University City Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Hold the second public hearing and introduce and adopt the following ordinance:

(O-97-96) INTRODUCED AND ADOPTED AS ORDINANCE O-18403
(New Series)

Amending Ordinance No. O-18328 (New Series), as amended, titled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1996-97 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" by adding a new CIP Project, CIP-52-644.0, titled "Nobel Drive Median Enhancement";

Authorizing the Auditor and Comptroller to transfer not to not to exceed \$45,000, TransNet Fund No. 30300, from CIP-52-330.0, Sorrento Valley Road - Industrial Ct. to Carmel Valley Road, to CIP-52-644.0, Nobel Drive Median Enhancement;

Authorizing the expenditure of not to exceed \$45,000 from CIP-52-644.0, Nobel Drive Median Enhancement, Fund 30300.

CITY MANAGER SUPPORTING INFORMATION:

The proposed new CIP Project will provide for the hardscaping and landscaping of the center median on Nobel Drive between Lebon Drive and Regents Road. The median landscaping will be maintained by the existing La Jolla Village Drive Landscape Maintenance District at no additional cost to the members. The project will provide for a more liveable neighborhood and add landscape continuity on Nobel Drive.

Aud. Cert. 9700875.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS TO INTRODUCE, DISPENSE WITH THE READING AND 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-201:

SUBJECT: Two actions related to ADA Removal of Architectural
Barriers at City Facilities.

(Districts-1,3,4,6,7 & 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the resolution in Subitem A and introduce the
ordinance in Subitem B:

Subitem-A: (R-97-1053 Rev.) ADOPTED AS AMENDED AS
RESOLUTION R-288589

Authorizing the use of City Forces to perform ADA
barrier removal work at the facilities listed in the
Fiscal Impact Statement; declaring that the cost of
the work shall not exceed \$1,171,650;

Authorizing the Auditor and Comptroller to transfer
\$30,000 from Dept. 4127, Org. 2701, Job Order 000001,
to Dept. 4120, Org. 2023, Job Order 112622, for removal
of architectural barriers at the La Jolla Cove Comfort
Station.

Subitem-B: (O-97-105) INTRODUCED, TO BE ADOPTED MAY 13,
1997

Introduction of an Ordinance amending Chapter II,
Article 2, Division 2, of the San Diego Municipal Code,
by amending Section 22.0212 "Public Works - Use of City
Forces," to increase from \$15,000 to \$100,000 the
amount the City Manager may approve for use of City
Forces on public works projects.

CITY MANAGER SUPPORTING INFORMATION:

The City has implemented an ADA compliance strategy of annually
committing 20 percent of the Citywide CDBG allocation, along with
Councilmembers dedicating portions of their District funding,
toward barrier removal projects. This strategy includes review
and prioritizing of projects by the Manager appointed Citizen's
Review Committee on ADA and Disability Issues based on the
facilities accessibility survey completed in 1995. This work

primarily consists of signs, handrails, door hardware, faucets and ramp installation, restroom reconfiguration, door and partition widening, and counter top and sink lowering. As part of the City's strategy to meet the mandates of the ADA, Disability Services established Memorandums of Understanding with Facilities Maintenance to perform this work on the facilities identified for Fiscal Year 1996. By complying in a timely manner with a crew specifically trained in ADA compliance work, Disability Services effectively used its limited budget to accomplish barrier removal work and wishes to do so again with Fiscal Year 1997 projects. Therefore, it is requested Council authorize City Forces to perform ADA barrier removal work at the facilities listed in the Fiscal Impact Statement. Funds are available from the 20 percent of CDBG funds set aside from FY 97 for ADA improvements. Additionally, two years ago Council approved certain STEP recommendations for increasing the various approval thresholds for public work provisions. It is requested that Municipal Code Section 22.0212 now be amended by increasing from \$15,000 to \$100,000 the amount the City Manager may approve for use of City Forces on public works projects.

Aud. Cert. 9701016.

FILE LOCATION: Subitem A: MEET; Subitem B: NONE

COUNCIL ACTION: (Tape location: B233-489.)

MOTION BY STEVENS TO ADOPT AS AMENDED AND ACCEPT THE MANAGER'S RECOMMENDATION TO INCREASE THE AMOUNT TO BE APPROVED AND TRANSFERRED FROM \$30,000 TO \$35,785 DUE TO AN INCREASE IN MATERIALS REQUIRED TO DO THE WORK AS REQUESTED BY DISTRICT 1. Second by McCarty. Passed by the following vote: Mathis-yea, Wear-not present, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-202:

SUBJECT: Contracts with Fire & Life Safety Services and Rural/Metro Corporation for Emergency Medical and Medical Transportation Services.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-) CONTINUED TO MAY 5, 1997

Authorizing and directing the City Manager to enter into the necessary agreements between the City, Fire and Life Safety Services and Rural/Metro Corporation, to provide emergency medical and medical transportation services consistent with the Request for Proposals and the responding Proposal from Fire & Life Safety Services.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS TO CONTINUE TO MAY 5, 1997, TO ALLOW TIME FOR COMPLETION. 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-203:

SUBJECT: Job Order Contract System.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-965) ADOPTED AS RESOLUTION R-288590

Authorizing the City Manager to exercise the option of extending the amount for the City's as-needed Job Order Contract System by an additional \$5,000,000 as previously provided for in Resolution No. R-287546, adopted on June 24, 1996;

Authorizing the expenditure of not to exceed \$5,000,000 to provide funds for the JOC Order Contract System, expended as follows: \$1,250,000 from Fund No. 41500; \$1,250,000 from Fund No. 41506; \$1,250,000 from Fund No. 41508; and \$1,250,000 from Fund No. 41509.

CITY MANAGER SUPPORTING INFORMATION:

City Council Resolution No. R-287546, adopted on June 24, 1996, authorized the City Manager to advertise and award the JOC Order Contract to the lowest responsible bidder. Subsequently, in August 1996 the City Manager executed the JOC Order Contract (JOC) with R.E. Hazard, the lowest responsible bidder, for an amount not to exceed an annual value of \$5,000,000. The

Metropolitan Wastewater Department has a continuing need for an as-needed construction contract to respond to emergency work for repairs and for small CIP construction projects. Each JOC is competitively procured using a request for bids and has a pre-established minimum and maximum dollar amount. The contractor bids a factor or multiplier which is applied to all of the unit prices in the unit price book.

The contractor with the lowest factor and a responsive, responsible bid is awarded the contract. When work is ordered by task order, the contractor and the City's representative meet to scope the work and prepare a task order. Appropriate unit priced items are selected from the contract document, the number of units are identified, and the contractor's factor is applied to the costs pulled from the contract documents. Work is accomplished by the issuance of individual task orders to the contractor. The City is under no obligation to pay the contractor more than the \$50,000 minimum contract obligation, and therefore the contractor has an incentive to deliver quality work in a timely fashion to get additional work from the City. JOC has been used in various public agencies since the mid-1980's. Agencies currently using JOC include the U.S. Army, U.S. Navy, U.S. Air Force, NASA, HUD, U.S. Postal Service and numerous municipal governments and counties around the country. Under the current JOC Order Contract, \$2,764,500 has been approved for 12 MWWD JOCs. These JOCs were accomplished for \$2,479,811, saving ratepayers \$284,689. There are currently 10 additional JOCs being scoped and negotiated, and it is anticipated the existing contract will soon reach the \$5,000,000 limit. The approved contract has a provision for an additional \$5,000,000 and a one year extension. The continuation of the JOC Order Contract system will enable the Metropolitan Wastewater Department to achieve its objective of rapidly engaging contractors in critical and necessary work while lowering costs.

MBE/WBE: Due to the nature of the as needed construction contract projects, the percentage of MBE/WBE subcontractors is dependent upon the tasks authorized by the City and type of work required by those tasks.

Aud. Cert. 9700936.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E067-106.)

MOTION BY STEVENS TO ADOPT THE RESOLUTION. 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-204:

(Continued from the meeting of April 14, 1997, Item 201, at Josephine Bennett's request, President of Clairemont Town Council, for a response from MWW and time for further review.)

SUBJECT: Street Slurry Seal/Resurfacing as Part of MWW Pipeline Construction.

(University, Mira Mesa, Scripps Miramar Ranch, Miramar Ranch North, Linda Vista, Mission Valley, Clairemont Mesa, Kearny Mesa, and Mission Bay Park Community Areas. Districts-1,5 & 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1001) ADOPTED AS RESOLUTION R-288591

Authorizing the Auditor and Comptroller to transfer not to not to exceed \$1,678,941 from Fund No. 41500, CIP-70-916.0, Miramar Road Subsystem Extension, to be transferred as follows:

\$327,998 to Fund No. 41500, CIP-70-911.0, Genesee Avenue Subsystem;

\$322,592 to Fund No. 41500, CIP-70-927.0, University City Subsystem;

\$679,014 to Fund No. 41500, CIP-70-912.0, Miramar Road Subsystem;

\$330,721 to Fund No. 41500, CIP-70-918.0, Scripps Ranch Boulevard/I-15 Subsystem;

\$18,616 to Fund No. 41500, CIP-70-921.0, Scripps Poway Parkway Subsystem;

Authorizing the expenditure of not to exceed \$2,935,275 to fund City force work and slurry seal contractual services, to be expended as follows:

\$327,998 from Fund No. 41500, CIP-70-911.0, Genesee Avenue Subsystem;

\$322,592 from Fund No. 41500, CIP-70-927.0, University City Subsystem;

\$679,014 from Fund No. 41500, CIP-70-912.0, Miramar Road Subsystem;

\$596,334 from Fund No. 41500, CIP-70-916.0, Miramar Road Subsystem Extension;

\$330,721 from Fund No. 41500, CIP-70-918.0, Scripps Ranch Boulevard/I-15 Subsystem;

\$18,616 from Fund No. 41500, CIP-70-921.0, Scripps Poway Parkway Subsystem;

\$100,000 from Fund No. 41506, CIP-46-120.0, Penasquitos Trunk Sewer Relief;

\$560,000 from Fund No. 41509, CIP-40-921.0, FIRP Phase II.

CITY MANAGER SUPPORTING INFORMATION:

Currently, the Metropolitan Wastewater Department (MWWD) is constructing over 50 miles of Reclaimed Water and Sewer Pipelines within the City's streets. Under City Council direction, MWWD is required to slurry seal or resurface the streets after the construction of the pipelines is complete. The MWWD goal is to have a finished product that leaves the streets in a functional and aesthetic condition that reflects good customer service.

To accomplish this goal, the MWWD and the Transportation Department have reached an agreement which requires the MWWD to transfer adequate funds to the Transportation Department to slurry seal and resurface the streets after the MWWD pipelines construction is complete. Slurry seal funding for the reclaimed water projects is available in CIP-70-916.0, Miramar Road Subsystem Extension, and will be transferred to the respective reclaimed water projects with this action. In addition, slurry seal funding for the Penasquitos Trunk Sewer Relief and FIRP Phase II are available in CIP-46-120.0 and CIP-40-921.0, respectively.

Aud. Cert. 9700963.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B122-230.)

CONSENT MOTION BY STALLINGS 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-205:

(Continued from the meeting of April 14, 1997, Item 102, at Councilmember Kehoe's request, for further review.)

SUBJECT: Council District 3 Fund Transfers.

(Normal Heights, Kensington, Uptown Community Areas. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-747) TRAILED TO APRIL 29, 1997

Authorizing the City Auditor and Comptroller to transfer \$60,000 in Community Development Block Grant (CDBG) funds within Fund 18532, Dept. 4111, from Org. 1101, Job Order 392050 (Adams Avenue Business Association - CIP-39-205.0) to Org. 1131, Job Order 392092 (El Cajon Boulevard Median Improvements - CIP-39-209.0);

Authorizing the transfer of \$60,000 in TransNet funds within Fund/Dept. 30244, Org. 106, from Job Order 392090 (El Cajon Boulevard Median Improvements - CIP-39-209.0), to Job Order 392051 (Adams Avenue Urban Forestry Project - CIP-39-205.0);

Authorizing the expenditure of an amount not to exceed \$60,000 for the Shiva Construction contract for the addition of sidewalk repairs and replacements to the contract for the expanded Forestry Project;

Authorizing the City Auditor and Comptroller to transfer and expend an amount not to exceed \$20,000 within Fund 18531, Dept. 4081, from Org. 8105, Job Order 000001 (Adams Avenue Sidewalks - CIP-39-205.0) to Org. 8119, Job Order 392051 (Adams Avenue Urban Forestry - CIP-39-205.0) for City administration, construction engineering, and other project costs related to the expanded Forestry Project.

CITY MANAGER SUPPORTING INFORMATION:

Due to additions to the scope of work requested by the Adams Avenue Business Association for the Adams Avenue Urban Forestry Project and the need to have all monies in the Shiva Construction contract in TransNet dollars, the transfers are recommended for approval. \$30,000 in CDBG from Adams Avenue Business Association is being requested for transfer to the 5th Avenue Sidewalk Renovation-Expanded and \$30,000 in TransNet for transfer into the Urban Forestry Project for sidewalks in a separate action. The current action requests transfer of the remaining \$60,000 in FY'97 Adams Avenue Business Association CDBG to the El Cajon Boulevard Median Improvements which is in turn transferring \$60,000 in TransNet to the Adams Avenue Urban Forestry Project. An additional \$20,000 in FY '96 CDBG funding for Adams Avenue Sidewalks is being recommended for expenditure for City Administration and engineering costs, related to the expanded scope of work for the Adams Avenue Urban Forestry Project.

Aud. Cert. 9700869.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: B490-C004.)

ITEM-206:

SUBJECT: Two actions related to Inviting Bids for Hollins (Kumeyaay) Lake Camping Facilities - Phase I.

(Mission Trails Regional Park Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-97-859 Cor.) ADOPTED AS RESOLUTION R-288592

Inviting bids for Hollins (Kumeyaay) Lake Camping Facilities - Phase I on Work Order No. 119481;

Authorizing a contract with the lowest responsible bidder and a supplemental construction contract for installation of split rail fences and plants around the Hollins (Kumeyaay) Lake, 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;

Approving the filing of an application for the State Public Resources Account Grant Funding for the Hollins (Kumeyaay) Lake Camping Facilities - Phase I project;

Authorizing the Auditor and Comptroller to transfer \$600,000 from Mission Trails Regional Park Fund No. 10580, \$581,837 from CIP-20-010.0, Environmental Growth Fund No. 10505, \$93,575 from Public Resources Account (Park Trailer Bill) Grant Fund No. 38051 to CIP-29-751.0, Hollins (Kumeyaay) Lake Camping Facilities;

Authorizing the expenditure of \$2,162,909 from CIP-29-751.0, Hollins (Kumeyaay) Lake Camping Facilities, (\$1,432,395 from Mission Trails Regional Park Fund No. 10580, \$636,939 from CIP-20-010.0, Environmental Growth Fund No. 10505, \$93,575 from Public Resources Account [Park Trailer Bill] Grant Fund No. 38051), 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, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves;

Authorizing the City Manager to execute a Water Service Agreement with Padre Dam Municipal Water District to provide water service to Hollins (Kumeyaay) Lake Camping Facilities. (BID-K97096C)

Subitem-B: (R-97-860) ADOPTED AS RESOLUTION R-288593

Certifying that the information contained in Environmental Impact Report DEP-91-0737, in connection with Hollins (Kumeyaay) Lake Camping Facilities, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that the Environmental Impact Report reflects the independent judgment of the City of San Diego as Lead Agency, and that the Environmental Impact Report has been reviewed and considered by Council prior to approving the project; adopting the Mitigation, Monitoring and Reporting Program; adopting the Findings and Statement of Overriding Considerations.

CITY MANAGER SUPPORTING INFORMATION:

The project is located between Kumeyaay Lake and Father Junipero Serra Trail in the Mission Trails Regional Park. Construction of Phase I will be implemented by two separate contracts. The Prime construction contract will develop a 51-site campground with two restroom/shower facilities, an entrance station, a dump station, and parking lots with accommodations for 62 passenger cars and 10 recreational vehicles. The Supplemental Construction contract will install split rail fences and barrier planting around the Kumeyaay Lake, per the Environmental Impact Report requirements. The Park and Recreation Department submitted the project to compete in the State's highly competitive 1997 Park Trailer Bill process. Grant funding received through this process will enable the completion of the supplemental construction contract. The design of Phase II will utilize the Simeon Drive/Bushy Hill Drive alternative site, as described in the EIR, in order to satisfy the conditions for coverage of Ambrosia Pumila under the Multiple Species Conservation Program (MSCP).

FILE LOCATION: Subitems A,B: W.O. 119481 CONT - The
Augustine Company CONFY97-1

COUNCIL ACTION: (Tape location: C007-D456.)

MOTION BY McCARTY TO INVITE BIDS FOR HOLLINS (KUMEYAAY) LAKE CAMPING FACILITIES, PHASE I ONLY; AUTHORIZE THE CONTRACT FOR THE LOWEST RESPONSIBLE BIDDER, PUTTING FENCES AROUND THE TREES WHERE THE LEAST BELL'S VIREO ARE; APPROVE THE FILING OF THE STATE RESOURCE GRANT; AUTHORIZE THE AUDITOR AND COMPTROLLER TO TRANSFER THE \$600,000 AND THE OTHER MONEY IN THAT SECTION FROM CALTRANS; AUTHORIZE THE EXPENDITURE OF CIP-29-751.0; AUTHORIZE THE AUDITOR AND COMPTROLLER TO TRANSFER EXCESS BUDGETED FUNDS TO THE APPROPRIATE RESERVES; AUTHORIZE THE CITY MANAGER TO EXECUTE A WATER SERVICE AGREEMENT WITH PADRE DAM MUNICIPAL WATER DISTRICT TO PROVIDE WATER SERVICE; CERTIFY THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT DEP-91-0737, STATING THAT THE ENVIRONMENTAL IMPACT REPORT HAS BEEN REVIEWED AND CONSIDERED BY COUNCIL PRIOR TO APPROVING THE PROJECT; ADOPT THE MITIGATION, MONITORING AND REPORTING PROGRAM; AND ADOPT THE FINDINGS AND STATEMENTS OF OVERRIDING CONSIDERATION. Second by Vargas. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-nay, Stevens-yea, Warden-yea, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400: REFERRED TO CLOSED SESSION

SUBJECT: Conference with Real Property Negotiator regarding
Property Located at Eastgate Technology Park.

In the matter of directing the City Manager and Rick Sparks of CB Commercial, representing the City's interest, regarding offers from Alexandria Real Estate Equities, Prentiss Properties, The Irvine Company, CarrAmerica, Lincoln Properties, The Allen Group, Spieker Properties, and Biosite Diagnostics for Parcels 3.1, 3 and Por. Parcel 2, Eastgate Technology Park and Sterling Partners, The Irvine Company, CarrAmerica, Lincoln Properties, The Allen Group, and Spieker Properties for Lots 4B, C and D, Eastgate Technology Park.

This issue is listed on the docket for public testimony prior to Council discussion in Closed Session in compliance with the Brown Act (California Government Code Section 54956.8).

TODAY'S ACTION IS:

1) Open the Public Hearing and accept testimony from any members of the public who wish to address the Council on this subject; 2) Conclude and Close the public hearing; and 3) Refer the matter to Closed Session on April 29, 1997.

NOTE: Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D457-E065.)

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 5:08 p.m. in honor of the memory of:

Ruth Evelyn Lathum as requested by Council Member Wear and Council Member McCarty.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: E142-160).