

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, OCTOBER 7, 1997
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. Mayor Golding adjourned the regular meeting to convene the Redevelopment Agency at 10:45 a.m. The regular meeting was reconvened by Mayor Golding at 10:46 a.m. with Council Member Wear not present. Mayor Golding recessed the regular meeting at 11:13 a.m. to reconvene the Redevelopment Agency. The regular meeting was reconvened by Mayor Golding at 11:25 a.m. with Council Member Wear not present.

Mayor Golding commended Mr. Charles Abdelnour for 20 years of service as City Clerk for the City of San Diego. She thanked him for his incredible community service to the City, and declared Tuesday, October 7, 1997, as "Charles G. Abdelnour Day" in the City of San Diego.

Mayor Golding announced that there would be a press conference with the new City Manager at 2:00 p.m. in the Mayor's conference room. Mayor Golding adjourned the regular meeting at 11:32 a.m. to meet immediately in Closed Session in the twelfth floor conference room to discuss existing litigation matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-excused by R-289294
(SPAWARS meeting in VA, baseball stadium tour
in MD, and participation in Potomac River
Rescue Training with San Diego Lifeguards)
- (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 (mc)

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-not present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-not 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 Dr. Donald Brenner of the Faith Lutheran Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member McCarty.

FILE LOCATION: MINUTES

CLOSED SESSION ACTION:

City Attorney Casey Gwinn announced that in Closed Session the City Council voted unanimously with Council Member Wear not present, to authorize the City Attorney to file a notice of appeal to the Ninth Circuit Court of Appeal.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell regarding the Chargers, the stadium issue, the Padres ballfield, switching Council meetings from Monday to Tuesday, and the year of the Anti-Christ.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A040-060.)

ITEM-PC-2:

Comment by Anne Curo regarding the Oasis Project.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A062-088.)

ITEM-PC-3:

Comments by James Lambert and Vivian Elis regarding the ongoing case against pornography operators.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A095-160.)

COUNCIL COMMENT:

ITEM-CC-1:

Comment by Council Member Kehoe thanking Mayor Golding, Deputy Mayor Warden, and Council Member Stallings, for joining her and 13,000 other San Diegans at Balboa Park on Sunday, October 5, 1997, for the annual "Aids Walk." She also thanked all the organizers and the staff for doing a terrific job.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A166-172.)

ITEM-CC-2:

Comment by Mayor Golding regarding her communications with both the NFL and the Spanos on the stadium issue and the blackout. She received a letter from NFL Commissioner, Paul Tagliabue, informing her that he would take her request for lifting the blackout up before the owners meeting on October 15, 1997.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A173-191.)

ITEM-CC-3:

Comment by Council Member Stallings announcing the premier edition of the new publication in Mission Valley called the "Mission Valley Voice." She also announced that the month of October is "Breast Cancer Awareness" month.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A192-209.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

9/15/97 Adjourned
9/16/97
9/22/97 Adjourned
9/23/97

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A162-165.)

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

ITEM-31: CONTINUED TO TUESDAY, OCTOBER 21, 1997

SUBJECT: Sergeant Derek Diaz Day.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-98-313)

Recognizing Sergeant Derek Diaz for his years of dedication, hard work and outstanding service to the San Diego Police Department and the communities of San Diego, culminating in his receipt of the 1997 Top Cops Award;

Proclaiming October 9, 1997 to be "Sergeant Derek Diaz Day" in San Diego.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A209-218; A304-433.)

CONSENT MOTION BY MATHIS TO CONTINUE THIS ITEM TO OCTOBER 21, 1997, AT THE REQUEST OF COUNCIL MEMBER KEHOE, SO THAT DEREK DIAZ CAN ATTEND THE MEETING. Second by Kehoe. 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-32:

SUBJECT: Dystonia Awareness Week.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-98-366) ADOPTED AS RESOLUTION R-289258

Urging all citizens of San Diego to learn all they can about Dystonia disorder and to assist and support, to the best of their ability, those who suffer from it;

Proclaiming October 12-17, 1997 to be "Dystonia Awareness Week" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A219-255; A298-303.)

MOTION BY STEVENS TO ADOPT ITEMS 32 AND 33. Second by Kehoe. 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-33:

SUBJECT: National Observance of Children's Sabbath.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-98-381) ADOPTED AS RESOLUTION R-289259

Recognizing Torrey Pines Christian Church and its members for their commitment to children by participating in a 40 day prayer vigil with families volunteering to light a candle every day in recognition of all children throughout our city, state, nation and

the world;

Proclaiming October 17, 18, and 19 to be the interfaith "National Observance of Children's Sabbath" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A256-303.)

MOTION BY STEVENS TO ADOPT ITEMS 32 AND 33. Second by Kehoe. 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-100:

SUBJECT: Inviting Bids for the Linda Vista Recreation Center - Remodel and Parking Lot Expansion.

(Linda Vista Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-302 Cor.Copy) ADOPTED AS RESOLUTION R-289260

Inviting bids for the Linda Vista Recreation Center - Remodel and Parking Lot Expansion on Work Order No. 112580/112515;

Authorizing a contract with the lowest responsible bidder;

Authorizing the City Auditor and Comptroller to reprogram funds in the amount of \$100,038 from CDBG Fund No. 18529, Dept. No. 4043, Org. No. 4303 to CDBG Fund No. 18531, Dept. No. 4083, Org. No. 8306, J.O. No. 112580;

Authorizing the expenditure of an amount not to exceed \$285,186 from CDBG Fund No. 18531, Dept. No. 4083, Org. No. 8306; an amount not to exceed \$72,700 from CDBG fund No. 18533, Dept. No. 4145, Org. No. 4501, J.O. No.

000001; and an amount not to exceed \$28,600 from Dept. No. 601, J.O. No. 003301;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-K9028C)

CITY MANAGER SUPPORTING INFORMATION:

Linda Vista Community Park is located at 7064 Levant Street, west of Linda Vista Road and Fulton Street. This project will provide for a parking lot expansion and remodel of the existing recreation center facility. The recreation center was built in 1960 and the remodel will upgrade the activity room which was formerly used as a gymnasium. The entire building (including restroom facilities) will be ungraded to meet ADA and Title 24 requirements. The parking lot expansion will add 16 parking spaces and 3 disabled parking spaces.

Aud. Cert. 9800086.

FILE LOCATION: CONT - CDM Construction Inc. W.O.
 112580/112515 CONTFY98-1

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-101:

SUBJECT: Ocean View Boulevard (25th Street to 29th Street)
Underground Utility District.

(Logan Heights Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-321) ADOPTED AS RESOLUTION R-289261

Designating November 17, 1997 as the date on which all property in the Ocean View Boulevard (25th Street to 29th Street) Underground Utility District must be ready to receive underground service and March 6, 1998 as the date for removal of all overhead utility facilities;

Authorizing the Auditor and Comptroller to establish Fund No. 78093 for the purpose of depositing Public Utilities Commission Case 8209 Utility Underground Allocation Funds;

Authorizing the City Treasurer to receive these funds from San Diego Gas & Electric Company;

Authorizing reimbursement payment to all qualified property owners in the Ocean View Boulevard Underground Utility District as reimbursement for the electrical service underground conversion work done on private property, to be reimbursed from Case 8209 Funds deposited by San Diego Gas & Electric with the City Treasurer;

Authorizing the City Treasurer to return to SDG&E undisbursed funds, if any, upon written notice from SDG&E to the City that all electrical service conversions within the Ocean View Boulevard Underground Utility District have been completed;

Authorizing the Auditor and Comptroller to transfer not to exceed \$39,000 from Annual Allocation - Undergrounding of City Utilities, CIP-37-028.0, to Sublet CIP-37-294.0;

Authorizing the expenditure of not to exceed \$39,000 from TransNet Fund No. 30300, CIP-37-294.0, to replace existing street lights in the Ocean View Boulevard Underground Utility District.

CITY MANAGER SUPPORTING INFORMATION:

The Ocean View Boulevard (25th Street to 29th Street) Underground Utility District was created by the City Council on November 17, 1992. The resolution creating the district left the matter of the actual dates for converting services and removing overhead facilities to be established later. This action will set November 17, 1997 as the Customer Ready Date, which will require that upon this date, all affected customers within the

Underground Utility District must have their services prepared to receive service from the new underground system. This action will also establish March 6, 1998 as the Pole Removal Date, which will require that upon this date, all overhead facilities within the Underground Utility District must be removed. The utility companies concur with these proposed dates. Council Policy 800-2 provides for the use of California Public Utilities Commission Case 8209 funds to assist in financing the conversion of private electric service laterals in all Underground Utility Districts.

Funding consists of a lump-sum reimbursement based upon the length of the electrical service trench for electrical and conduit up to a maximum of \$1,800 per electric service lateral. In most cases, the reimbursement is sufficient to cover the entire cost of the trenching. Reimbursement does not include the cost of modifications to the electrical service box which typically ranges from \$300 - \$1,500.

Aud. Cert. 9800361.

FILE LOCATION: STRT - K-210

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-102:

SUBJECT: Easement for Sewer Line Extension at Bluefield Place.

(Del Cerro Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-339) ADOPTED AS RESOLUTION R-289262

Authorizing the Auditor and Comptroller to expend an amount not to exceed \$11,200 from the Municipal Sewer Operations Fund for the acquisition of property rights

for a permanent access easement at the rear of the parcel located at 6431 Bluefield Place, needed to repair the sewer line adjacent to the property.

CITY MANAGER SUPPORTING INFORMATION:

Currently, an eight-inch sewer main occupies an existing ten-foot easement beginning in the southeast portion of the subject property, and running several hundred feet through the adjacent properties to the east. Over the years, this sewer line has deteriorated, and has become the source of several sewer overflows. While temporary emergency access to this line has been allowed by the property owners immediately east of the subject property, permanent access is needed in order to complete repairs to the line, and eliminate overflows caused by the deteriorated condition of the line. By installing a maintenance hole in the street adjacent to the subject property at 6431 Bluefield Place, and connecting to the existing sewer line located in the rear of the property, a permanent solution to this problem can be accomplished. The proposed acquisition will provide the City with the necessary easement to construct this project. The easement deed for the property rights has been signed by the owners of the subject property.

Aud. Cert. 9800351.

FILE LOCATION: DEED - F-7091 DEEDFY98-1

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-103:

SUBJECT: Exchange Agreement with H.G. Fenton Material Company.

(Otay River Valley and Serra Mesa Community Areas.
Districts-6 & 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-360) ADOPTED AS AMENDED AS RESOLUTION R-289263

Authorizing an exchange agreement with H.G. Fenton Material Company for the City to receive 75.62 acres of Fenton land within the Otay Valley Regional Park area and \$100,000 for expansion to the Park, in exchange for 3.14 acres of City-owned land for use in a multi-family development located north of Friars Road and west of Mission Village Road;

Authorizing the execution of a grant deed, granting to H.G. Fenton Material Company all the City's right, title and interest in the 3.14 acres of excess City-owned land located north of Friars Road and west of Mission Village Road;

Approving the acceptance by the City Manager of the grant deed of H.G. Fenton Material Company, granting to the City 75.62 acres of land within the Otay Valley Regional Park.

CITY MANAGER SUPPORTING INFORMATION:

On April 30, 1990, the San Diego City Council approved Resolution R-275620 which established a Joint Exercise of Powers Agreement between the Cities of San Diego, Chula Vista and the County of San Diego. The purpose of this agreement was for the planning and acquisition of real estate for the establishment of the Otay Valley Regional Park. To date, the City has acquired 9 parcels totaling 78 acres for the park. The acquisition of these 3 additional parcels, 75.62 acres, will almost double the size of the park to 153.62 acres. The 3.14-acre parcel of City property that is being used in the exchange is a portion of a larger 20-acre parcel that was acquired by the City in 1966. This property was originally used to provide fill material for the San Diego Stadium, and to allow for construction of Friars Road and the Mission Village Drive intersection. The 3.14-acre parcel is planned to be incorporated with the westerly adjoining property for use in a multi-family development. The final exchange consists of the City's 3.14 acres having a value of \$1,350,000 and the Fenton's 75.62 acres with a value of \$1,250,000 plus \$100,000 in cash.

FILE LOCATION: DEED F-7078 CONTFY98-1
DEEDFY98-2

COUNCIL ACTION: (Tape location: B388-440.)

MOTION BY STALLINGS TO ADOPT THE RESOLUTION AS AMENDED TO DEPOSIT THE BALANCE OF THE \$100,000 FROM H. G. FENTON, MINUS THE TITLE AND CLOSING COST UPON CLOSE OF ESCROW, INTO THE MISSION VALLEY COMMUNITY FUND RATHER THAN THE CAPITAL OUTLAY FUND AS RECOMMENDED BY THE CITY MANAGER. Second by Vargas. 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-104:

SUBJECT: The Links Incorporated Appreciation Day.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-98-367) ADOPTED AS RESOLUTION R-289264

Commending The Links, Inc., for 40 years of contributions, made both collectively and individually to improve the quality of life in their respective communities;

Proclaiming October 11, 1997 to be "The Links Incorporated Appreciation Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-105:

SUBJECT: Office Space Lease Amendment - Water Department.

(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-340) ADOPTED AS RESOLUTION R-289265

Authorizing the City Manager to execute a lease amendment for the Water Department, for additional office space on the 7th Floor at 600 "B" Street, approximately 14,059 square feet at a monthly rent of \$16,730.21 or \$1.19 per square foot;

Authorizing the Auditor and Comptroller to transfer within Water Department Fund 41500, the amount of \$200,762.52 from Program Element 76451, Object Account 4229 (Readiness-to-Serve Charge) to Program Element 76111, Object Account 4682;

Authorizing the expenditure of not to exceed \$200,762.52 for FY98 from Water Department Fund No. 41500.

CITY MANAGER SUPPORTING INFORMATION:

The Water Department, located at 600 "B" Street, needs to expand the amount of square feet they occupy to accommodate approximately 75 new employees. The CIP Program has acquired 63 new projects and will need to employ engineers and support staff to handle the current and future work load of this Department.

One of the 63 projects involves the new facility for the Water Department Operation Yard. This facility could provide an alternative to current rented space, thus lowering long term costs for the City. The plan for this project will be presented to Council within the next 90 days to address the Water Department's overall space strategy. Council direction will be requested before any decision is made on future space needs. The City has requested that the landlord amend the existing lease and expand the premises under the same terms and conditions as the Master Lease. The amendment will take effect upon substantial completion of the tenant improvements being provided by the landlord. The tentative completion date is January 5, 1998. The current rental rate is \$1.19 per square foot and will increase annually in accordance with the Master Lease. This rent is considered below market for comparable downtown office space (being in the range of \$1.45 per square foot). The landlord will

be responsible for the tenant improvement costs and will improve the 7th floor in the same quality and quantity as the existing space now occupied by the Water Department at 600 "B" Street.

Aud. Cert. 9800382.

FILE LOCATION: LEAS - 400 West Broadway, LLC
LEASFY98-1

COUNCIL ACTION: (Tape location: B206-227.)

MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-106:

SUBJECT: Habitat Conservation Fund Grant Application.

(Clairemont Mesa and University City Community Areas.
Districts-1 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-365 Cor.Copy 10/7/97) ADOPTED AS RESOLUTION
R-289266

Approving the application for a grant from the California Department of Parks and Recreation's Habitat Conservation Fund Grant for Riparian and Enhancement Projects at Marian R. Bear Memorial Park and Rose Canyon Open Space Park;

Authorizing the City Manager or representative, to negotiate and execute all agreements necessary to comply with grant requirements, including, but not limited to negotiating and signing agreements, amendments, and payment requests;

Authorizing the City Manager or his representative, to accept and expend grant funds for the California Department of Parks and Recreation's Habitat

Conservation Fund for the Marian R. Bear Memorial Park and Rose Canyon Open Space Park Projects;

Authorizing the City Auditor and Comptroller to establish a separate interest bearing fund for each grant received.

CITY MANAGER SUPPORTING INFORMATION:

The Habitat Conservation Fund (HCF) Program was created under the California Wildlife Protection Act of 1990. The program provides for \$2 million annually for competitive grants to local public agencies. Projects selected by State Parks for funding will be presented to the State Legislature and included in the FY 1999 State Budget. Funding should be available to local agencies by September 1998. The grant requires a 50% non-state match and preference is given to project sites where rare and endangered species are present. In reviewing the program criteria for FY 1999, Park and Recreation Department staff have identified two projects at open space parks. The projects are similar in nature in that all will be applied for under the category of "riparian restoration/enhancement". The projects involve, to varying degrees, the removal of non-native plant materials and replacement with native species in support of sensitive riparian habitats. The locations of the projects are: 1) Marian R. Bear Memorial Park; and 2) Rose Canyon Open Space Park. The City's match to the grant will be in the form of labor, both on the part of volunteers and park ranger staff. If approved, the projects would enhance continued habitat preservation/restoration efforts in these open space parks. The Park and Recreation Department is currently administering two riparian enhancement projects funded under the same grant program at Mission Trails Regional Park and Tecolote Canyon Natural Park.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-107:

SUBJECT: Transfer of Funds to Mission Gorge Road Widening Project.

(Navajo Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-300 Cor.Copy) ADOPTED AS RESOLUTION R-289267

Authorizing the City Auditor and Comptroller to transfer and expend funds as follows:

1. Transfer \$85,000 from CIP-58-069.0, Mission Gorge Road Bike Lane, Fund 390052, Local Trans. Fund, to CIP-52-501.0, Mission Gorge Road Widening between Princess View and Margerum.
2. Transfer \$26,913.57 in interest from CIP-58-069.0, Fund 3900152, to CIP-52-501.0.
3. Expend an amount not to exceed \$111,913.57 from CIP-52-501.0 for the construction of Mission Gorge Road widening and related costs.

CITY MANAGER SUPPORTING INFORMATION:

This action will consolidate SANDAG funds from CIP-58-069.0, for bicycle lane improvements on Mission Gorge Road east of Princess View Drive, with CIP-52-501.0 for the widening of Mission Gorge Road. The road widening project has been designed such that it incorporates the scope of the bicycle lane improvements project. Because of the consolidation and resultant economy of scale, this action will provide for a more efficient use of funds, and thus allow additional bicycle facilities to be constructed along the portion of Mission Gorge Road which is being widened.

This consolidation of funds was previously approved by SANDAG at their April 16, 1997 meeting.

Aud. Cert. 9800286.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-108:

SUBJECT: Settlement of Attorney Fees and Costs for Gabriel Nunez, et al.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-333) ADOPTED AS RESOLUTION R-289268

A Resolution approved by the City Council in Closed Session on Tuesday, September 9, 1997 by the following vote: Mathis-yea; Wear-yea; Kehoe-yea; Stevens-yea; Warden-yea; Stallings-yea; McCarty-not present; Vargas-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$184,511.32 in the settlement of each and every claim against the City, its agents and employees, based on U.S. District Court Case No. 95-0321-H(CM), Gabriel Nunez et al. v. City of San Diego, et al., resulting from the judgment entered in favor of the plaintiffs;

Authorizing the City Auditor and Comptroller to issue one check in the total amount of \$184,511.32 made payable to the ACLU Foundation of San Diego & Imperial Counties, as payment for attorneys' fees and costs, in full settlement of the lawsuit and all claims;

Declaring that the funds are to be payable from Fund No. 81140, Public Liability Reserve Fund.

CITY MANAGER SUPPORTING INFORMATION:

This constitutes the complete and final settlement of the claim of Gabriel Nunez, et al. against the City of San Diego, its agents and employees, as a result of an incident which occurred on June 1, 1994.

Aud. Cert. 9800356.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-109:

SUBJECT: Conversion of Alley West of the 4000 Block of 45th Street to a One-Way Street.

(Mid-City Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-175) ADOPTED AS RESOLUTION R-289269

Declaring the alley west of the 4000 block of 45th Street between University Avenue and Polk Avenue to be One-Way Southbound;

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

CITY MANAGER SUPPORTING INFORMATION:

This action will designate the alley west of the 4000 block of 45th Street, north of University Avenue, to one-way southbound operation. The one-way conversion was requested by residents in the area. This action is recommended because it will improve traffic safety and circulation in the area. The City Heights Area Planning Committee and the City Heights Community Development Corporation support this action.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-110:

SUBJECT: Reclaimed Water Retrofit Participation Agreement with Alexandria Real Estate Equities, Inc.

(University Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-320) ADOPTED AS RESOLUTION R-289270

Authorizing a reimbursement agreement with Alexandria Real Estate Equities, Inc. for design and construction costs required to retrofit the existing onsite potable water distribution system to accept reclaimed water for the purpose of irrigation for property located at 11099 N. Torrey Pines Road, in the amount not to exceed \$74,124;

Authorizing the City Auditor and Comptroller to expend \$89,124 from Water Revenue Fund 41500, CIP-70-941.0, Annual Allocation for Reclaimed Water Retrofit Systems, of which \$74,124 is to fund the Reimbursement Agreement and \$15,000 is to fund required work by City Forces.

CITY MANAGER SUPPORTING INFORMATION:

This agreement is to reimburse the customer, identified as Alexandria Real Estate Equities, Inc. located at 11440 West Bernardo Court, Suite 170, San Diego, CA 92127, for design and construction costs required to retrofit the existing onsite potable water distribution system to accept reclaimed water for the purpose of irrigation for property located at 11099 N. Torrey Pines Road, San Diego, CA.

This agreement is prepared in accordance with Council Resolution

R-287560. Upon execution of this agreement, the customer shall within 6 months complete the retrofit requirements as stated in paragraph 1 of the Reclaimed Water Retrofit Agreement Recitals.

Aud. Cert. 9800326.

FILE LOCATION: MEET CCONFY98-1

COUNCIL ACTION: (Tape location: A304-433.)

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

* ITEM-111:

SUBJECT: Donation of the Old Knotts Berry Farm Trolley Car to the City of Poway.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-296) ADOPTED AS RESOLUTION R-289271

Authorizing an agreement with the City of Poway to donate the old Knotts Berry Farm trolley car to the City of Poway.

CITY MANAGER SUPPORTING INFORMATION:

Approximately ten years ago, Knotts Berry Farm donated a historical trolley car to the City of San Diego. The City intended to restore the trolley car and operate it through the Gaslamp Quarter. The trolley runs on a 42-inch gauge track and later was discovered that it could not be converted to a standard 48-inch gauge track which is used throughout the City. The City also looked into the option of restoring the trolley car to display it for the public's enjoyment. However, the cost of restoration and the security needed to protect the trolley from vandalism, exceeded the benefits of preserving the trolley car. The City of Poway has requested that the trolley car be donated to the Old Poway Park. This five acre park, located along

Midland Road in Poway, has been developed as a turn-of-the-century farming town. Among many of its historical features is an operating steam locomotive which uses a half mile track that circles the park. The steam locomotive uses a 42-inch gauge track that is relatively uncommon. In addition to the locomotive, there is a restored and operated yellow car trolley (powered by a Corvair engine) and a speeder car that pulls mine ore cars for passengers. They are all used as relics of past transportation and are enjoyed by many.

The trolley car that was donated by Knotts Berry Farm is not operable in the City of San Diego and has been stored at the Metropolitan Transit Development Board's maintenance yard for many years. The City of Poway is willing to restore and operate the trolley car for the enjoyment of the public. They will bear all costs for delivery, restoration, and operation of the trolley car. If, in the event Poway no longer wishes to own the trolley car, the City of San Diego will have the option of reversionary ownership. This is a request to authorize the City Manager to enter into an agreement to donate the old Knotts Berry Farm trolley car to the City of Poway.

FILE LOCATION: MEET CONFY98-1

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-112:

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

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

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-98-299) ADOPTED AS RESOLUTION R-289272

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: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-113:

SUBJECT: Grant Project for Coastal Infrastructure Facilities Fund.

(See City Manager Report CMR-97-163; memorandum from Councilmembers Mathis and Wear dated 6/18/97; and State Coastal Conservancy Public Access Program Grant Guidelines. La Jolla, Pacific Beach and Peninsula Community Areas. Districts-1 and 2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-286) ADOPTED AS RESOLUTION R-289273

Approving the City of San Diego's Applications and Assurances for Grant Funds under the Coastal Conservancy Access Program for three projects: (1) Grand Avenue Comfort Station, (2) Sunset Cliffs Natural Park Access Feasibility Study, and (3) La Jolla Cove Slope Protection Replacement.

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

On 9/17/97, NR&C voted 3-0 to approve by consent the City Manager's recommendation to the City Council to use \$50,000 of Coastal Infrastructure and Facilities Funds as matching funds in the Park and Recreation Department's grant application to the California Coastal Conservancy for design and construction of a

wheelchair-accessible restroom located on Grand Avenue in the Pacific Beach community. (Councilmembers Mathis, Stallings, and McCarty voted yea. Councilmembers Kehoe and Vargas not present.)

CITY MANAGER SUPPORTING INFORMATION:

The California State Coastal Conservancy provides grants to local governments for beach access ways. This action authorizes the Park and Recreation Department to apply for grant funds for the following three projects: Sunset Cliffs Beach Access Feasibility Study - This project will fund a comprehensive feasibility study to locate the best site(s) for pedestrian access from Sunset Cliffs Shoreline Park to the beach. The proposed project cost is \$40,000. Grand Avenue Comfort Station - This project will design and construct a wheelchair accessible 660 square foot comfort station in the parking median at the foot of Grand Avenue in Pacific Beach.

The comfort station will complement the multi-million dollar coastal access project which has closed Ocean Boulevard from Diamond Street to Grand Avenue and developed the area into a combination pedestrian walkway, bike path and ocean viewpoint. The Coastal Conservancy has funded a project in construction which will add a portable disabled access beachramp for wheelchair access at Thomas Street and a disabled accessible beach shower at Grand Avenue. The proposed project cost is \$250,000.

La Jolla Cove Slope Protection Replacement - This project will design and construct replacement for the existing gunite slope protection and will protect the sidewalk and street (Coast Boulevard) above the bluff from collapse due to future erosion. This project has been identified as the #1 coastal erosion hazard on the City of San Diego - Coastal Erosion Assessment Site Priority Master List. The proposed project cost is \$900,000.

The Natural Resources and Culture Committee will recommend whether TOT funds will be used as matching funds for the Grand Avenue Comfort Station grant applications. A Manager's Report requesting the use of TOT funds from the Coastal Infrastructure and Facilities Fund and the subsequent NR&C Committee action will accompany this action.

Aud. Cert. 9800296.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-114:

SUBJECT: Time Limit Parking.

(See City Manager Report CMR-97-167; Bruce Minter's comments.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-98-110) ADOPTED AS RESOLUTION R-289274

Amending Council Policy 200-04, titled "Installation or Removal of Time Limit Parking Zones and Parking Meter Zones."

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 9/24/97, LU&H voted 5-0 to amend Council Policy 200-04 as outlined in City Manager Report CMR-97-167. Staff was further directed to forward a copy of the Council Policy to Mr. Minter. (Councilmembers Mathis, Wear, Kehoe, Stevens and Vargas voted yea.)

CITY MANAGER SUPPORTING INFORMATION:

This action amends Council Policy 200-04, "Installation or Removal of Time Limit Parking Zones and Parking Meters" in three ways: 1) the Municipal Code Sections authorizing time limit parking and parking meters (Sections 86.04 and 82.04) are added in the background statement; 2) the requirement that curb occupancy be a minimum of 75 percent is deleted; and 3) an exception is added to the minimum zone length of one block by allowing a partial block that is divided by a change in land use. The first change provides more information by referencing the authorizing Municipal Code Sections. The second change gives the

Council more flexibility in determining where time limit parking should be established.

Parking studies that calculate curb occupancy will still be conducted and presented to Council for consideration. This removes the provision of 75 percent minimum curb occupancy, which is difficult to satisfy in most cases. The third change addresses cases where time limit parking may be appropriate on a portion of a block that is commercial, but not on a residential portion of the same block.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-115:

SUBJECT: Council District Four CDBG Funds.

(District-4.)

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-98-315) ADOPTED AS RESOLUTION R-289275

Amending the FY98 Budget by reducing the Jackie Robinson YMCA Project (4132/3229) by \$25,000, and the Tubman/Chavez Project (4132/3238) by \$40,000;

Approving the reprogramming of \$320,000 from prior year District Four CDBG funds, to the FY98 CDBG Budget (Community Economic Development Association, Black Contractors Association, and Diamond BID), as listed in Auditor's Certificate No. 9800312;

Authorizing the appropriation of \$385,000 of FY98 CDBG Funds for: 1) Community Economic Development Association (CEDA) - \$85,000; and 2) Black Contractors

Association (BCA) - \$300,000;

Authorizing the transfer of \$5,000 from District Four CDBG Reserve (4147/4701) to Diamond BID (4131/3118).
Aud. Cert. 9800312.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-200:

SUBJECT: City/Navy Land Exchange.

(Kearny Mesa and Elliott-Navajo Community Areas.
Districts-5 & 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-364 Cor. Copy) ADOPTED AS AMENDED AS RESOLUTION
R-289276

Authorizing the City Manager or designee to execute a grant deed, conveying to the United States of America 159.18 acres of excess City-owned land in Lot 73 of Rancho Mission of San Diego, the Park Parcel, located north of State Route 52 and east of Santo Road;

Accepting a quitclaim deed of the United States of America, quitclaiming to the City a 46.66-acre site in Lot 78 of Rancho Mission of San Diego, Hickman Field, located south of State Route 52 and east of I-805.

CITY MANAGER SUPPORTING INFORMATION:

On June 24, 1991, City Council, per Resolution R-278178, approved a Memorandum of Understanding (MOU) between the United States of

America and the City of San Diego, regarding the exchange of certain City-owned parcels, identified as the Pueblo Lands parcel and the Park parcel, for certain Navy-owned land, identified as the Sander site and Hickman Field site. This action will authorize the exchange of the Park parcel for the Hickman Field parcel and will complete the terms of the MOU. The City-owned parcel, comprising of 159+ acres, was acquired from the Federal Government and contained deed restrictions which limited its use to public park and public recreation purposes.

The property the City will be receiving from the Navy comprises 46 acres and is currently administered and used for recreational purposes by the Hickman Field Association under license from the Navy. As a condition of this transaction, the Department of the Interior is requiring the City to transfer the "public park and public recreation use" deed restrictions from the 159-acre parcel to the 46-acre parcel. It is currently proposed that the Hickman Field Association will continue to administer and maintain Hickman Field through a license agreement which will come before Council shortly.

FILE LOCATION: DEED F-7086 DEEDFY98-2

COUNCIL ACTION: (Tape location: A462-564.)

MOTION BY WARDEN TO ADOPT THE RESOLUTION WITH THE FOLLOWING AMENDMENT:

AMEND THE FOURTH PARAGRAPH THAT STATES "...UPON THE RECEIPT OF A SURETY BOND IN AN AMOUNT AND FORMAT ACCEPTABLE TO THE CITY MANAGER TO ENSURE THE REMOVAL OF CONSTRUCTION DEBRIS" BY ADDING THE FOLLOWING LANGUAGE:

"OR UPON REMOVAL OF THE CONSTRUCTION DEBRIS"

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-330:

SUBJECT: Four actions related to 43rd and National Street
Realignment Project.

(See City Manager Report CMR-97-174. Southcrest Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions in Subitems A, C and D; and hold the first public hearing of the ordinance in Subitem B:

Subitem-A: (R-98-347) ADOPTED AS RESOLUTION R-289277

FINDINGS MUST BE MADE AS PART OF COUNCIL ADOPTION.

Adoption of a Resolution determining and declaring that the public interest, convenience and necessity of the City of San Diego require the acquisition of fee simple title, slope easements and temporary construction easements to the property located along 43rd Street, National Avenue and Logan Avenue, for the 43rd and National Street Realignment Project; that the project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; that the property sought to be acquired is necessary for the project; and declaring that the offer to purchase the property required by Government Code Section 7267.2 has been made to the owners of record; declaring the intention of the City of San Diego to acquire the property under eminent domain proceedings; directing the City Attorney to commence an eminent domain action to condemn, acquire and obtain immediate possession of the property for the use of the City.

Subitem-B: (O-98-30) HEARING HELD

First public hearing of an Ordinance amending Ordinance O-18424 (New Series), titled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1997-98 and Appropriating the Necessary Money to Operate the City of San Diego for the Fiscal Year", by amending CIP Project CIP-52-409.0, 43rd and National Street Realignment Project, increasing Trans Net Funding (Fund 30300) by \$370,801.83, by transferring the sum of \$370,801.83 from Trans Net Fund Balance (Fund 30300) to CIP-52-409.0, 43rd and National Street Realignment Project.

Subitem-C: (R-98-348) ADOPTED AS RESOLUTION R-289278

Adoption of a Resolution transferring an amount not to exceed \$370,801.83 from Trans Net Fund Balance (Fund 30300), CIP-52-409.0, 43rd and National Street Realignment Project, for costs related to the acquisition of required property rights, condemnation, relocation, demolition, labor, title, escrow, contingencies and miscellaneous costs;

Authorizing the expenditure of an amount not to exceed \$3,000,000 from CIP-52-409.0, Fund 30244, Organization 107, Object Account 4638, Job Order 524090.

Subitem-D: (R-98-292) ADOPTED AS RESOLUTION R-289279

Adoption of a Resolution certifying the information contained in Environmental Impact Report EIR-91111028, in connection with 43rd and National Street Realignment Project, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Report has been reviewed and considered by the Council.

Aud. Cert. 9800357.

FILE LOCATION: Subitems A,C,D: MEET; Subitem B: NONE
COUNCIL ACTION: (Tape location: A565-B197.)

Hearing began at 10:52 a.m. and halted at 11:11 a.m.

Testimony in favor by Sandra Robinson.

MOTION BY STEVENS TO ADOPT THE RESOLUTIONS AND TO APPROVE THE FIRST HEARING OF THE ORDINANCE. THE RESOLUTION OF NECESSITY WAS ADOPTED WITH THE CONDITION THAT STAFF MEET WITH MRS. SANDRA ROBINSON REGARDING HER CONCERNS. IF THE CONCERNS HAVE NOT BEEN RESOLVED, THE ISSUE WILL BE RE-DOCKETED FOR ANOTHER HEARING. Second by Stallings. 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-331:

SUBJECT: Matter of a Tentative Parcel Map, Variance, and a

request to abandon an open space easement. (Acama Street) Mira Mesa Community Planning Area.

(TPM-95-0370. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt Subitem-A and Adopt Subitem-B to approve the Map.

Subitem-A: (R-98-349) ADOPTED AS RESOLUTION R-289280

Adoption of a Resolution approving the Open Space Easement Abandonment 95-0370.

Subitem-B: (R-98-560) GRANTED MAP, ADOPTED AS RESOLUTION R-289281

Adoption of a Resolution granting or denying the tentative map including the variance, with appropriate findings to support Council action.

OTHER RECOMMENDATIONS:

Planning Commission voted 4-0 to approve; no opposition.

Ayes: Quinn, Skorepa, Watson, & White

Nays: None

Abstaining: Anderson

Not present: Butler

The Mira Mesa Community Planning Group has recommended approval of this project.

SUPPORTING INFORMATION:

The project proposes a two lot split of a vacant 9,500-square-foot lot with the variance request to the lot area, from the required minimum 5,000 square feet to 4,750 square feet for each lot. The project site is located on the north side of Acama Street, between 7626 and 7656 Acama Street within the R1-5000 zone and within the Mira Mesa Community Planning area.

LEGAL DESCRIPTION:

The subject property is more particularly described as being located east of Andasol Street, north of Acama Street and described as Lot 3310 of Mira Mesa Verde Unit 27 of Map-7038, in

the R1-5000 Zone.

CITY MANAGER SUPPORTING INFORMATION:

The project proposes a two lot split of a vacant 9,500-square-foot lot with a variance request to the lot area, from the required minimum 5,000 square feet to 4,750 square feet for each lot. The project site is located on the north side of Acama Street, between 7626 and 7656 Acama Street within the R1-5000 zone and within the Mira Mesa Community Plan area. On July 31, 1997, the Planning Commission voted 4-0 to recommend approval of Tentative Map, Variance and Open Space Easement Abandonment 95-0370. The City Manager recommends approval of Tentative Map, Variance and Open Space Easement Abandonment 95-0370 subject to the conditions of the draft TM Resolution.

FILE LOCATION: Subitem A: DEED F-7161
 Subitem B: SUBD - Acama Street
 DEEDFY98-1

COUNCIL ACTION: (Tape location: A304-433.)

Hearing began at 10:31 a.m. and halted at 10:44 a.m.

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-332:

SUBJECT: Second Amendment to the Memorandum of Understanding (MOU) with CityLink Investment Corporation, the City of San Diego, and the Redevelopment Agency.

(City Heights Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-368) ADOPTED AS RESOLUTION R-289282

Authorizing a second amendment to the Memorandum of Understanding between CityLink Investment Corporation,

the City of San Diego, and the Redevelopment Agency of the City of San Diego, extending the terms from September 14, 1997 to March 14, 1998, and deleting Block 8, bounded by University Avenue, 45th Street, Wightman Street and Highland Avenue.

SUPPORTING INFORMATION:

On June 28, 1994, the City and the Redevelopment Agency executed an MOU with CIC for the Master Plan for a nine block area, generally bounded by University Avenue on the north, Landis Street on the south, 43rd Street on the west and 45th Street on the east. The Plan was for a public and private development project, referred to as the City Heights Urban Village. On October 31, 1995, the first amendment to the MOU was approved and it extended the term through September 1997. The second amendment will extend the term to March 14, 1998, and delete Block 8 from the Master Plan. Block 8 is bounded by University Avenue, 45th Street, Wightman Street, and Highland Avenue.

NOTE: See the Redevelopment Agency Agenda of 10/7/97 for a companion item.

FILE LOCATION: MEET CONFY98-1

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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-S500:

SUBJECT: FC Bratz Girls U-16 Soccer Day.

COUNCILMEMBER VARGAS'S RECOMMENDATION:

Adopt the following resolution:

(R-98-374) ADOPTED AS RESOLUTION R-289283

Proclaiming October 7, 1997 to be "The FC Bratz U-16 Soccer Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A304-433.)

CONSENT MOTION BY MATHIS TO ADOPT. Second by Kehoe. 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.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 11:32 a.m. in honor of the memory of:

Tom Christison, as requested by Council Member Kehoe;
Gail Ohyama, as requested by Council Member Stallings;
and
Patti O'Brien, as requested by Council Member McCarty.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B517-599.)