

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MARCH 2, 1998
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:08 p.m.
The meeting was adjourned by Mayor Golding at 4:43 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 (mp)

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-not present
- (6) Council Member Stallings-not present
- (7) Council Member McCarty-not present
- (8) Council Member Vargas-not present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Bob Isip of Normal Heights
United Methodist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Stevens.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Don Stillwell questioned whether Center City East is the
best location for the baseball park, the total cost of the
park, and the ownership of the property. He also urged all
registered voters to vote in the primary and to vote "no" on
all issues.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A045-068.)

ITEM-PC-2: REFERRED TO THE CITY MANAGER

Henry Olivas voiced his concern about graffiti in Balboa
Park. He stated that it was very important to remove the
graffiti otherwise the taggers would take over the park. He
complained about the lack of participation by park employees
in this endeavor.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A071-094.)

ITEM-PC-3: REFERRED TO THE CITY CLERK THE MATTER OF THE
HEARING-IMPAIRED EQUIPMENT

Art Salzberg stated that he is deaf and complained about the City's lack of hearing-impaired equipment. He also complained about The City of San Diego being the only city not having a health and welfare department, and about the tactics used by law enforcement against the homeless.

City Manager Uberuaga informed Council that Mr. Salzberg is referring to a 1994 issue. Council Member Vargas stated that Mr. Salzberg was also referring to a recent newspaper article regarding Alpha Project.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A099-146.)

ITEM-PC-4:

Mel Shapiro commented on the homeless shelters being closed soon and that there is no reason to close these shelters since there is about \$7M available from unspent and uncommitted Funds and the Housing Trust Fund.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A147-164.)

ITEM-PC-5:

Bruce Henderson commented on his desire to engage in a debate with Mayor Golding and the Council members but was told no one was available.

Council Member Stevens announced he has already made it known he is supporting the expansion, has already given his reasons, and is not interested in a public forum.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A174-205.)

COUNCIL COMMENT:

ITEM-CC-1:

Mayor Golding, referring to comments made by members of the public, stated that the City has no control over what is written in the newspaper; it is an opinion of the newspaper and does not mean it is an action of the Council. She also stated that the cost for the ballpark is not known yet because the project has not reached that stage; it is only in the guidelines stage. When and if the City gets to that stage, all documents and information will be made available to anyone wishing that information, hopefully in an easier fashion; perhaps also by way of the Internet.

Mayor Golding also commented on the Balboa Avenue/I-15 sink hole. She voiced her concerns on the drain pipes installed in the 1960s not holding up when those pipes were guaranteed for 50 years. She asked the City Manager to investigate that matter and to find out who the contractor was and who the guarantor is. Mayor Golding stated the City will make all repairs falling within its responsibility and the State will also assume its responsibility. She stated this is in addition to the millions of dollars allocated for the sewer and water upgrade.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A209-271; 323-362.)

ITEM-CC-2:

Council Member Vargas thanked members of Alpha Project for the tremendous help they provided to residents in his district.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A272-298.)

ITEM-CC-3:

Council Member Stevens also commended members of Alpha Project and mentioned that Alpha also provided some of the homeless with meaningful work and that that could be what is needed to get them back to being productive citizens.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A299-306.)

ITEM-CC-4:

Deputy Mayor Wear commented that he also wants to thank the Alpha Project and mentioned alternative resources.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A307-322.)

ITEM-30:

SUBJECT: Week of Hope.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-98-879) ADOPTED AS RESOLUTION R-289776

Proclaiming March 16 through 21, 1998 to be the "Week of Hope" in San Diego, and calling upon all citizens to join in the effort to decrease suffering and illness from cancer, and increase prevention and awareness in our community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A372-430.)

MOTION BY STEVENS TO ADOPT ITEM-30, -31, AND -S400. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31:

SUBJECT: Read Across America.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-98-880) ADOPTED AS RESOLUTION R-289777

Commending "Read Across America" for their efforts and calling upon each and every citizen to assure that children are in a safe place reading with a caring adult on the evening of March 2, 1998.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A431-510.)

MOTION BY STEVENS TO ADOPT ITEM-30, -31, AND -S400. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-32: PRESENTATION MADE

Presentation to the City Council by the Environmental Protection Agency on the Supplemental Environmental Impact Statement (SEIS) for the International Boundary and Water Commission (IBWC) South Bay Wastewater Treatment Plant, regarding Long Term Treatment Options.

(Tijuana River Valley Community Area. District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A613-C055.)

ITEM-33: APPROVED MINUTES

Approval of Council Minutes for the Meetings of:

2-16-98 Adjourned
2-17-98

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A363-366.)

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

ITEM-34:
@P

A Report from City Engineer Frank Belock regarding the
Impact of El Ni o on the City.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-926 Cor.) ADOPTED AS RESOLUTION R-289778

Declaring the existence of a State of Emergency
relating to a landslide on City-owned property
adjoining the International Border.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C056-253.)

MOTION BY WEAR TO ADOPT. 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-50:

SUBJECT: Rezoning 4.03 Acres from the M-1B Zone to the M-1 Zone
- (Residence Inn - Marriott).
(Mira Mesa Community Area. District-5.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on
2/17/98. (Council voted 6-0. Districts 2, 8 and Mayor not
present):

(O-98-81 Cor.Copy 04/13/98) ADOPTED AS ORDINANCE
O-18467 (New Series)

Rezoning 4.03 acres located at 5995 Pacific Mesa Court,
Lot 7, Pacific Corporate Center, Unit 8, Map-11988,
from the M-1B Zone to the M-1 Zone.

FILE LOCATION: PERM-96-7709 (65)

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-51:

SUBJECT: Miramar and North City Landfill Gas Cogeneration
Projects (Privatized).

(See City Manager Report CMR-98-36. Miramar and
University Community Areas. District-5.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-98-80) INTRODUCED, TO BE ADOPTED MARCH 16, 1998

Introduction of an Ordinance authorizing amendments to
the twenty-year agreements for the Miramar and North
City Cogeneration Projects.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-100: TRAILED TO TUESDAY, MARCH 3, 1998

SUBJECT: Four actions related to the Final Subdivision Map of
Del Mar Heights 1 Unit No. 3.

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-98-)

Authorizing a Subdivision Improvement Agreement with
Congregation Beth-AM of North County for the
installation and completion of public improvements.

Subitem-B: (R-98-)

Approving the final map.

Subitem-C: (R-98-)

Authorizing a Landscape Maintenance Agreement with
Congregation Beth-AM of North County.

Subitem-D: (R-98-)

Authorizing a bonded Right-of-Way Acquisition
Agreement with Congregation Beth-AM of North County to
acquire portions of Del Mar Heights Road adjacent to
this subdivision.

CITY MANAGER SUPPORTING INFORMATION:

This map proposes the subdivision of a 3.604 acre site into nine lots for residential use. It is located north of White Emerald Drive and east of Lighthouse Way in the Carmel Valley Community Plan area. On November 19, 1996 the City Council of the City of San Diego approved Congregation Beth-AM Carmel Valley Planned District Development/Resource Protection Ordinance and Conditional Use Permit CUP-94-0541 by Resolution R-288073. The City Engineer has approved the final map and states that all conditions of the Tentative Map have been satisfied. The public improvements required for this subdivision are shown in detail on Drawing Nos. 28472-1D through 28472-4-D, filed in the Office of the City Clerk under Micro Number 139.63. All improvements are to be completed within two years. The Engineer's estimate for the cost of public improvements is \$329,858 and a Performance Bond in that amount has been provided as surety. A cash bond in the amount of \$3,000, as determined by the surveyor's estimate, has been posted as surety for the setting of survey monuments.

This subdivision is located in the Carmel Valley Facilities Benefit Assessment (FBA) District, which provides for the payment of FBA (including parks) at the time of building permit issuance. This community may be subject to impact fees, as established by the City Council, at the time of issuance of building permits. Development on any property within this map shall pay the fees as set by the City Council and in effect in the community at the time of building permit issuance. Fees will be paid at the time the building permit is issued. The subdivider has entered into a Landscape and Monitoring Maintenance Agreement with the City of San Diego to maintain all landscaping and appurtenances thereto within the City right-of-way adjacent to this subdivision until another maintenance mechanism is established and assumes the maintenance responsibilities. A performance bond for landscaping and monitoring maintenance in the amount of \$24,168 will be delivered to the City prior to the release of the performance bond for the subdivision. Subdivider has entered into a bonded Right-of-Way Acquisition Agreement to guarantee the costs to acquire additional right-of-way for Del Mar Heights Road adjacent to this subdivision by condemnation should other means fail.

FILE LOCATION: SUBD - Del Mar Heights 1

COUNCIL ACTION: (Tape location: C255-397.)

CONSENT MOTION BY KEHOE TO TRAIL THE ITEM TO TUESDAY, MARCH 3, 1998, AT THE REQUEST OF COUNCIL MEMBER MATHIS. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-101:

SUBJECT: Three actions related to the Street Reservation Vacation of Lot 1 of Chandler Knoll, Map-4690 and Street Dedication - Calle Del Cielo, South of Calle De Oro.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-98-847) ADOPTED AS RESOLUTION R-289779

Approving the summary vacation of a street reservation shown in Lot 1 of Chandler Knoll, Map 4690, in accordance with Section 8300 et. seq. of the Public Streets and Highways Code.

Subitem-B: (R-98-848) ADOPTED AS RESOLUTION R-289780

Authorizing the City Manager to accept a grant deed for an easement for public street purposes by Geranium Limited, a Bahamas Corporation, in that portion of a street reservation shown in Lot 1 of Chandler Knoll, Map-4690, dedicating and naming the same Calle del Cielo.

Subitem-C: (R-98-849) ADOPTED AS RESOLUTION R-289781

Authorizing the City Manager to enter into a Joint Use Agreement between the City of San Diego and San Diego Gas and Electric, in connection with a street reservation shown in Lot 1 of Chandler Knoll, Map-4690 named Calle del Cielo.

CITY MANAGER SUPPORTING INFORMATION:

This action accepts the dedication of additional right-of-way to provide a 28 foot property line to centerline width adjacent to this site. The dedication is a requirement of Coastal Development/La Jolla Shores Planned District Permit No. 96-0185, Condition No. 14. The permit grants permission to demolish an existing single family residence and to construct a 12,147 square foot two-story single family home with guest quarters at 8350 Calle Del Cielo. The street reservation being vacated was originally granted by Chandler Knoll subdivision Map-4690, at no cost to the City. The remaining two feet of width of the street reservation is no longer needed for a future street. Staff recommends that the new street be accepted and the remaining street reservation be vacated.

FILE LOCATION: Subitem-A,C: STRT - J-2879; Subitem-B:
DEED F-7178 DEEDFY98-2 CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-102:

SUBJECT: Elder Abuse and Same Sex Domestic Violence Program
Grant.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-98-892 Cor.Copy) ADOPTED AS RESOLUTION R-289782

Authorizing the City Attorney to submit proposals to the Office of Criminal Justice Planning OCJP and sign and approve on behalf of the City Council the Proposal and Grant Award Agreement entitled "Office of Criminal Justice Planning, Violence Against Women, Vertical Prosecution Program," including any extensions or amendments;

Indemnifying the State of California and OCJP from liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages;

Declaring that the grant funds received shall not be used to supplant expenditures controlled by Council;

Declaring that this resolution shall be in effect for a three-year period beginning March 1, 1998 and ending February 28, 2001.

CITY ATTORNEY SUPPORTING INFORMATION:

On February 11, 1998 the City Attorney's Child Abuse/Domestic Violence Unit received notification that they had been selected to receive funding through the Violence Against Women Vertical Prosecution Program administered by the State of California Office of Criminal Justice Planning (OCJP). The award is for \$140,000 per year for three years beginning on March 1, 1998 and ending on February 28, 2001. The grant will provide funding for the addition of two full-time specialized prosecutors in the Child Abuse/Domestic Violence Unit to expand efforts in the areas of elder abuse and same sex partner abuse. The grant award is contingent upon City Council approval. The proposed resolution authorizes the City Attorney to apply for and enter

into a grant award agreement with the Office of Criminal Justice Planning. It also indemnifies the State of California and OCJP from any civil suits which might arise from the City Attorney's use of the funds and certifies that the City will not use the grant to supplant local expenditures.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-103:

SUBJECT: Acquisition of Lot 13 - Morena Industrial Park.

(North Clairemont Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-872) ADOPTED AS RESOLUTION R-289783

Authorizing the expenditure of not to exceed \$13,000 from TransNet Fund, Job Order No. 180013, Cooperative Drainage Project, for the acquisition of 1.5 acres on the west side of Morena Boulevard at Jutland Drive, to provide access to enter an adjacent drainage culvert to complete landscape maintenance and debris removal from the storm drain channel.

CITY MANAGER SUPPORTING INFORMATION:

This action authorizes the acquisition of a vacant, 1.5-acre parcel, located on the west side of Morena Boulevard, cross street Jutland Drive. The City of San Diego's Transportation Department has advised that maintenance crews require periodic access across the parcel to enter an adjacent drainage culvert, to complete landscape maintenance and debris removal from the storm drain channel. There is currently no access easement or use agreement in existence, and the fee owners of the parcel, fearing potential liability, have asked the City to rectify the encroachment situation.

The solution offered by the owners is to sell the entire parcel to the City for an amount less than would be the cost to secure the access easement rights alone. The property owners will benefit by eliminating their property tax obligation on the strip parcel (a remnant from the Morena Industrial Park Development), and the City will benefit from the acquisition by gaining the required access rights at a fraction of the cost of drafting a legal description and easement drawing, and subsequently paying for easement rights alone. The potential for liability that currently exists on the part of the City will also be eliminated by the acquisition.

Aud. Cert. 9800960.

FILE LOCATION: MEET DEEDFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-104:

SUBJECT: City Heights Revitalization Action Plan.

(See City Manager Report CMR-98-22. Mid-City/City Heights Community Areas. Districts-3,4 & 7.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-98-797) ADOPTED AS RESOLUTION R-289784

Accepting the City Heights Revitalization Action Plan;

Directing the Mid-City Livable Neighborhoods Team to continue to work in collaboration with the City Heights Partnership and other community organizations and representatives to pursue implementation of the City Heights Revitalization Action Plan.

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:

On 2/4/98, PS&NS voted 4-0 to accept City Manager Report
CMR-98-22 to approve the City Heights Revitalization Action Plan
and direct the City Manager to continue working with the City
Heights Partnership and other involved organizations to implement
the Plan and update it as needed. (Councilmembers Wear, Stevens,
Warden, and Vargas voted yea. Councilmember McCarty not
present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-105:

SUBJECT: 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-98-779) ADOPTED AS RESOLUTION R-289785

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: C255-397.)

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

* ITEM-106:

SUBJECT: Penasquitos Trunk Sewer Relief - Boyle Engineering Corporation - Amendment No. 3.

(Mira Mesa and Miramar Ranch North Community Areas. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-875) ADOPTED AS RESOLUTION R-289786

Authorizing a third amendment to the agreement of August 9, 1993, with Boyle Engineering Corporation, for additional construction services in connection with the Penasquitos Trunk Sewer Relief Pump Station;

Authorizing the expenditure of not to exceed \$288,730 from Fund No. 41506, CIP-46-120.0, Penasquitos Trunk Sewer Relief.

CITY MANAGER SUPPORTING INFORMATION:

On August 9, 1993, the City Council approved the agreement between the City and Boyle Engineering Corporation to provide design and construction services for the Penasquitos Trunk Sewer Relief project. The agreement was amended June 26, 1995 to provide additional design services. The agreement was amended a second time February 18, 1997 to provide additional construction services to the pipeline and pump station contracts through January 1998.

The pipeline contract was completed in April 1997; however, unforeseen conditions have caused the pump station contract completion date to be extended. The type of material to be excavated in the force main tunnel under Interstate 15 contained much more solid rock than anticipated, the ½ mile long pump station access road required major soil remediation, and issues concerning the pump station electrical supply all contributed to the extension of the contract time. During the course of construction on such a complex project, it is crucial that the design engineer of record be present to attend construction progress meetings, answer critical inquiries from the contractor, review submittals, and perform redesigns should it be necessary.

This request is for the approval of Amendment No. 3 to the agreement which, in addition to the aforementioned services, includes additional services which may be required during the remaining portion of the pump station construction contract (currently scheduled to be completed in July 1998).

Aud. Cert. 9800957.

FILE LOCATION: MEET CCONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-107:

SUBJECT: Group Health Agreement with Health Net Seniority Plus.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-380) ADOPTED AS RESOLUTION R-289787

Authorizing an amendment to the Group Health Agreement with Health Net Seniority Plus, to extend the agreement for a one-year period beginning August 1, 1997 through July 31, 1998, at a monthly premium rate of \$13.70 per member;

Authorizing the expenditure of not to exceed \$39,949 from Fund No. 60077, Account No. 9544.

CITY MANAGER SUPPORTING INFORMATION:

Health Net was selected through a competitive bid process to provide a Medicare risk health insurance plan to retirees and their dependents effective August 1, 1995. The agreement is extended for the term of August 1, 1997 through July 31, 1998. The rates decreased from \$14.68 in FY 1997 to \$13.70 per member per month for FY 1998. Dental coverage was changed from comprehensive coverage to preventive coverage.

Aud. Cert. 9800380.

FILE LOCATION: PURCHASE CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-108:

SUBJECT: Reclaimed Water Retrofit Participation Agreement with Creekside Owners Association, Inc.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-830) ADOPTED AS RESOLUTION R-289788

Authorizing a Reimbursement Agreement with Creekside Owners Association, Inc., for reclaimed water retrofitting;

Authorizing the expenditure of not to exceed \$76,560 from Water Revenue Fund 41500, CIP-70-941.0, Annual Allocation for Reclaimed Water Retrofit Systems, of which \$61,560 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 Creekside Owners Association, Inc., c/o Walters Management Company, 2251 San Diego Avenue, Suite A-250, San Diego, CA, 92210-2970, for design and construction costs required to retrofit existing onsite potable water distribution system to accept reclaimed water for the purpose of irrigation for property, which is located at 9705 - 9795 Mesa Springs Way, San Diego, CA. This agreement is prepared in accordance with Council Resolution No. R-287560. Upon execution of this agreement, the customer shall within six months complete the retrofit requirements as stated in paragraph 1 of the Reclaimed Water Retrofit Agreement Recitals.

Aud. Cert. 9800896.

FILE LOCATION: MEET CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-109:

SUBJECT: Reclaimed Water Retrofit Participation Agreement with Pacific Gulf Properties, Inc.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-832) ADOPTED AS RESOLUTION R-289789

Authorizing a Reimbursement Agreement with Pacific Gulf Properties, Inc., for reclaimed water retrofitting;

Authorizing the expenditure of not to exceed \$63,400 from Water Revenue Fund 41500, CIP-70-941.0, Annual Allocation for Reclaimed Water Retrofit Systems, of which \$53,400 is to fund the Reimbursement Agreement and \$10,000 is to fund required work by City forces.

CITY MANAGER SUPPORTING INFORMATION:

This agreement is to reimburse the customer, identified as Pacific Gulf Properties, Inc., 926 S. Andreasen Drive, Suite 105, Escondido, CA, 92029, for design and construction costs required to retrofit existing onsite potable water distribution system to accept reclaimed water for the purpose of irrigation for property, which is located at 7550 - 7636 Miramar Road, San Diego, CA. This agreement is prepared in accordance with Council Resolution No. R-287560. Upon execution of this agreement, the customer shall within six months complete the retrofit requirements as stated in paragraph 1 of the Reclaimed Water Retrofit Agreement Recitals.

Aud. Cert. 9800895.

FILE LOCATION: MEET CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-110:

SUBJECT: Reclaimed Water Retrofit Participation Agreement with Miramar Wholesale Nurseries, Inc.
(Miramar Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-829) ADOPTED AS RESOLUTION R-289790

Authorizing a Reimbursement Agreement with Miramar Wholesale Nurseries, Inc., for reclaimed water retrofitting;

Authorizing the expenditure of not to exceed \$132,320 from Water Revenue Fund 41500, CIP-70-941.0, Annual Allocation for Reclaimed Water Retrofit Systems, of which \$112,320 is to fund the Reimbursement Agreement and \$20,000 is to fund required work by City forces.

CITY MANAGER SUPPORTING INFORMATION:

This agreement is to reimburse the customer, identified as Miramar Wholesale Nurseries, Inc., P.O. Box 22598, San Diego, CA, 92192, for design and construction costs required to retrofit existing onsite potable water distribution system to accept reclaimed water for the purpose of irrigation for property, which is located at 5400 Governor Drive, San Diego, CA. This agreement is prepared in accordance with Council Resolution No. R-287560. Upon execution of this agreement, the customer shall within six months complete the retrofit requirements as stated in paragraph 1 of the Reclaimed Water Retrofit Agreement Recitals.

Aud. Cert. 9800897.

FILE LOCATION: MEET CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

* ITEM-111:

SUBJECT: Reclaimed Water Retrofit Participation Agreement between the City and the San Diego Community College District, Hourglass Park.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-831) ADOPTED AS RESOLUTION R-289791

Authorizing a Reimbursement Agreement between the City of San Diego and the San Diego Community College District, for reclaimed water retrofitting;

Authorizing the City Auditor to expend an amount not to exceed \$93,000 from Water Revenue Fund 41500, CIP-70-941.0, Annual Allocation for Reclaimed Water Retrofit Systems, of which \$78,000 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 San Diego Community College District, located at District Headquarters, 3375 Camino Del Rio South, Suite 310, San Diego, CA 92108, for design and construction costs required to retrofit existing onsite potable water distribution system to accept reclaimed water for the purpose of irrigation for property called Hourglass Park, which is located at 10440 Black Mountain Road, San Diego, CA. This agreement is prepared in accordance with Council Resolution R-287560. Upon execution of this agreement,

the customer shall within six months complete the retrofit requirements as stated in paragraph 1 of the Reclaimed Water Retrofit Agreement Recitals.

Aud. Cert. 9800894.

FILE LOCATION: MEET CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

ITEM-112:

SUBJECT: Stormwater Pollution Educational Advertising with San Diego Magazine.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-864) ADOPTED AS RESOLUTION R-289792

Authorizing the City Auditor and Comptroller to accept funds from participating agencies up to \$18,129.86 to be deposited in Storm Drain Fee Fund 105083;

Authorizing an agreement with San Diego Magazine, to provide stormwater pollution educational advertising;

Authorizing the expenditure of an amount not to exceed \$38,200 (\$20,070.14 from Street Division Operating Fund 10440, and \$18,129.86 from Storm Drain Fee Fund 105083).

CITY MANAGER SUPPORTING INFORMATION:

The stormwater co-permittees are required to comply with mandates of the Stormwater Waste Discharge Permit (NPDES No. CA0108758) issued by the State of California, San Diego Regional Water Quality Control Board, including development and implementation of programs to educate the public to the consequences of illegal discharge of pollutants and non-stormwater to the municipal stormwater conveyance system. The stormwater co-permittees are

eighteen incorporated cities, San Diego Unified Port District, and San Diego County. This is the second joint advertising venture between the stormwater co-permittees. As principal permittee, the City of San Diego has agreed to hire and administer this advertising contract. The advertisements will be selected by the education subcommittee of the stormwater co-permittees and approved by all of the co-permittees. Their work consists of 12 one page advertisements. San Diego Magazine was chosen based on their magazines distribution and their recognized name throughout the County as a sole source contract. Future joint advertising and education ventures are anticipated as one method of effectively providing a uniform pollution prevention message throughout the County.

Aud. Cert. 9800945.

FILE LOCATION: MEET CONFY98-1

COUNCIL ACTION: (Tape location: C475-D427.)

MOTION BY KEHOE TO ADOPT THE RESOLUTION WITH DIRECTION TO THE CITY MANAGER TO DETERMINE HOW THIS CONTRACT CAN BE ACCOMPLISHED IN A MORE PROFESSIONAL WAY AND TO RETURN TO COUNCIL WITH A RANGE OF PUBLICATIONS. Second by Wear. 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-200:

SUBJECT: Pescadero Avenue Beach Access Project.

(Ocean Beach Community Area. District-2.)

TODAY'S ACTION IS:

Introduction and adoption of the following ordinance:

(O-98-87) INTRODUCED AND ADOPTED AS ORDINANCE O-18468
(New Series)

Amending Ordinance O-18424 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1997-98" by adding new CIP Project, CIP-52-658.0, Pescadero Avenue Beach Access.

NOTE: This action requires two public hearings pursuant to the City Charter. The first public hearing was held on 2/17/98. Today's action is the second public hearing for the introduction and adoption of the ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C255-397.)

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

ITEM-201:

SUBJECT: Group Health Agreement with Blue Cross of California.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-736) ADOPTED AS RESOLUTION R-289793

Authorizing an amendment to the agreement with Blue Cross of California, to provide group health insurance, for a one-year period beginning August 1, 1997 through July 31, 1998, and to authorize the premium rates as follows:

	Employee Only	One Dependent	Two+ Dependents	% Change
California Care	\$1,644	\$1,825	\$3,348	4
Blue Cross Plus	\$2,568	\$2,804	\$5,041	6
Prudent Buyer				
\$1,000 Deductible	\$1,592	\$1,845	\$3,689	8
Working Spouse	\$ 281	--	--	5

CITY MANAGER SUPPORTING INFORMATION:

The City provides varied types of health insurance coverage to active employees and their dependents through the self-insured Citymed plans offered and administered by Blue Cross of California. Retired employees and their dependents are covered

through a fully insured agreement by Blue Cross of California. The benefits remain the same from the previous year. The rates have increased by the percentage shown above. The term of the agreement is extended from August 1, 1997 through July 31, 1998. The annual rates for FY 1998 for active employees are stated above. The cost of the employee coverage is paid through the Flexible Benefits Plan (FBP). Employees may cover their dependents through payroll deduction and/or remainder FBP monies.

Aud. Cert. 9800762.

FILE LOCATION: PURCHASE CONTFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

ITEM-202:

SUBJECT: Dental/Vision Insurance Group Agreement with Denticare/Foundation Health Services/AVP.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-860) ADOPTED AS RESOLUTION R-289794

Authorizing an agreement with Denticare/Foundation Health Services/AVP, to provide group health insurance for a three-year period beginning August 1, 1997 through July 31, 2000, and to authorize a premium rate increase as follows:

PREPAID	FROM	TO
Employee Only	\$133	\$ 135
One Dependent	\$225	\$ 250
Two or More Dependents	\$290	\$ 318
INDEMNITY	FROM	TO

Employee Only	\$287	\$ 330
One Dependent	\$495	\$ 659
Two or More Dependents	\$750	\$1,049
VISION	FROM	TO
Employee Only	\$ 54	\$ 75
One Dependent	\$102	\$ 134
Two or More Dependents	\$156	\$ 186

Authorizing the expenditure of not to exceed \$797,292 from Account No. 9544, and Fund Nos. 60042, 60043 and 60085.

CITY MANAGER SUPPORTING INFORMATION:

Risk Management in conjunction with Towers Perrin, the City's consultant and broker of record, conducted a bid marketing in February of 1997. The City of San Diego requested proposals for Prepaid and Indemnity dental plans. The specifications noted the City's desire for consolidation of vendors and three year guarantees. Thirteen carriers were requested to submit proposals of which five declined to quote. Upon review of the proposals, Denticare/Foundation Health was selected because they offered a larger provider network, enhanced customer service and presented the best financial proposal with a three year guarantee. The City also requested proposals for a prepaid vision plan during this marketing. Seven carriers were solicited to quote and two declined. AVP was selected because it offered a significantly higher level of benefits and more provider choice as well as a three year contract. Based on the marketing results, Denticare/Foundation Health/AVP was awarded a three year agreement for a period of August 1, 1997 to July 31, 2000. The annual premiums have increased by the amounts reflected above.

Aud. Cert. 9800494.

FILE LOCATION: PURCHASE CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

ITEM-203:

SUBJECT: Group Health Agreement with Kaiser Foundation Health
Plan, Inc.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-375) ADOPTED AS RESOLUTION R-289795

Authorizing an amendment to the Group Health Agreement with Kaiser Foundation Health Plan, Inc., to extend the agreement for a one-year period beginning August 1, 1997 through July 31, 1998, and to authorize a premium rate decrease per month as follows:

MONTHLY PREMIUMS	FROM	TO
Employee Only (City Paid)	\$136.28	\$126.30
One Dependent (Employee Paid)	\$136.28	\$126.30
Two or More Dependents (Employee Paid)	\$270.88	\$251.08

Authorizing the expenditure of not to exceed \$8,076,448 from Fund No. 60022, Account No. 9544.

CITY MANAGER SUPPORTING INFORMATION:

The City provides the Kaiser Health Plan, a health maintenance organization (HMO), to active and retired employees and their dependents. The health insurance coverage remains unchanged from the current year. The monthly rates decreased from FY 1997. The cost of the employee coverage is paid through the Flexible Benefits Plan (FBP). Employees may cover their dependents through payroll deduction and/or remainder of FBP monies.

Aud. Cert. 9800368.

FILE LOCATION: PURCHASE CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

ITEM-204:

SUBJECT: Renewal of the Industrial Medical Services Contract
with Sharp Rees-Stealy Medical Group, Inc.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-884 Cor. Copy) ADOPTED AS RESOLUTION R-289796

Authorizing a second amendment to the agreement with Sharp Rees-Stealy Medical Group, Inc., to renew the Industrial Medical Services Agreement with Sharp Rees-Stealy Medical Group, Inc., to provide industrial medical services;

Authorizing the City Manager to extend the contract for two additional one year options;

Authorizing the expenditure of not to exceed \$1,562,000 from Fund No. 60029.

CITY MANAGER SUPPORTING INFORMATION:

The Industrial Medical Services Contract (RR-285443) provides industrial medical services to City employees who have sustained work related injuries. The contract contains a renewal clause that allows the City and Sharp Rees-Stealy Medical Group, Inc. (SRS) to extend the contract for two additional one year periods. The Industrial Medical Contract with SRS began March 6, 1995 and ended on March 6, 1997. A first amendment (RR-288326) to the basic contract was approved by the City Council on February 10, 1997. The first amendment extended the contract from March 6, 1997 through March 6, 1998. The second and final amendment shall extend the contract from March 6, 1998 to March 6, 1999. SRS has agreed to provide the same fee structure for services contained in the existing contract for the final one year renewal option. The following cost reduction components contained in the contract will save the City of San Diego an estimated \$2,000,000 during the contract year based on prior year reporting.

- A discounted medical fee schedule
- Use of a bill review system
- A physician, hospital, surgical center preferred provider organization

- A utilization review and medical/disability management program

An additional service to be provided by SRS in the contract will be respiratory and audiometric examinations. The respiratory examination is required by CAL-OSHA for those employees who have been identified as needing to wear respiratory equipment. The audiometric examination is required by CAL-OSHA for those City employees who are identified as being exposed to certain levels of noise. Respiratory and audiometric examinations are conducted on an annual basis as required by CAL-OSHA. The annual cost of the respiratory and audiometric examinations is \$90,000. Departments using the examination service will be responsible for paying the SRS fee.

Aud. Cert. 9800914.

FILE LOCATION: PURCHASE CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

ITEM-205:

SUBJECT: Group Managed Behavioral Health Program Agreement with United States Behavioral Health.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-98-351) ADOPTED AS RESOLUTION R-289797

Authorizing an agreement with United States Behavioral Health, for a one-year period beginning August 1, 1997 through July 31, 1998, to provide managed behavioral health coverage to members of the applicable Blue Cross health plans;

Authorizing the expenditure of not to exceed \$428,514 from Fund No. 60020, Account No. 9544.

CITY MANAGER SUPPORTING INFORMATION:

United States Behavioral Health was selected to provide managed health and chemical dependency treatment for participants enrolled in comprehensive Blue Cross health plans for a one year term effective August 1, 1995. The agreement is extended for the term August 1, 1997 through July 31, 1998. The monthly premium increased from \$13.64 in FY 1997 to \$14.96 in FY 1998.

Aud. Cert. 9800362.

FILE LOCATION: PURCHASE CONFY98-1

COUNCIL ACTION: (Tape location: C255-397.)

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

ITEM-206:

(Continued from the meeting of Tuesday, February 24, 1998, Item 339.)

SUBJECT: Two actions related to Municipal Primary Election on June 2, 1998.

CITY CLERK'S RECOMMENDATION:

Introduce and adopt the ordinance in Subitem A and adopt the resolution in Subitem B:

Subitem-A: (O-98-83) INTRODUCED AND ADOPTED AS ORDINANCE
O-18469 (New Series)

Introduction and adoption of an Ordinance calling a Municipal Primary Election in the City of San Diego, on Tuesday, June 2, 1998 for the purpose of nominating candidates for Councilmember for Districts 2, 4, 6 and 8, or electing a Councilmember for Districts 2, 4, 6 and 8, if a candidate receives a majority of votes cast for the office;

Declaring that the election shall be consolidated with the Statewide Primary Election to be held on the same date.

Subitem-B: (R-98-835) ADOPTED AS RESOLUTION R-289798

Requesting the Board of Supervisors to consolidate the Municipal Primary Election with the Statewide Primary Election to be held in the City of San Diego on June 2, 1998;

Directing the City Auditor and Comptroller to make payments to the Registrar of Voters.

CITY CLERK'S SUPPORTING INFORMATION:

This is to request that the City Council adopt an ordinance calling the Municipal Primary Election and a resolution requesting the consolidation of this election with the Statewide primary to be held on June 2, 1998. The Municipal Primary Election will be held for the purpose of conducting elections for Councilmembers for Districts 2, 4, 6 and 8, as well as anticipated propositions the Council approves for placement on the ballot. The resolution requesting consolidation includes a request for the services of the Registrar of Voters.

FILE LOCATION: Subitem-A,B: MEET

COUNCIL ACTION: (Tape location: C255-397.)

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

ITEM-207:

(Continued from the meeting of February 24, 1998, Item 340.)

SUBJECT: Two actions related to Calling a Municipal Election to Place Propositions on the Ballot for June 2, 1998.

TODAY'S ACTIONS ARE:

Introduce and adopt one of the ordinances in Subitem A and adopt the resolution in Subitem B:

Subitem-A: (O-98-82A)(With Gann) FILED

Introduction and adoption of an Ordinance calling a Municipal Election in the City of San Diego on June 2, 1998, for the purpose of submitting to the qualified voters of the City of San Diego one or more ballot propositions, and consolidating this Municipal Election with the Statewide Primary Election to be held on the same date;

OR

(O-98-82B)(Without Gann) INTRODUCED AND ADOPTED AS
ORDINANCE O-18470 (New Series)

Introduction and adoption of an Ordinance calling a Municipal Election in the City of San Diego on June 2, 1998, for the purpose of submitting to the qualified voters of the City of San Diego one or more ballot propositions, and consolidating this Municipal Election with the Statewide Primary Election to be held on the same date.

Subitem-B: (R-98-834) ADOPTED AS RESOLUTION R-289799

Adoption of a Resolution requesting the consolidation of a Municipal Election to be held in the City of San Diego on June 2, 1998, with the Statewide Primary Election to be held on the same date.

FILE LOCATION: Subitem-A,B: MEET

COUNCIL ACTION: (Tape location: C255-397.)

CONSENT MOTION BY KEHOE TO INTRODUCE, DISPENSE WITH THE READING, AND ADOPT ORDINANCE O-98-82B WITHOUT GANN, AND TO ADOPT THE RESOLUTION. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-208:

(Continued from the meeting of February 24, 1998, Item 341.)

SUBJECT: Two actions related to the Ballot Proposition for the Convention Center Referendum for June 2, 1998 Municipal Election.

TODAY'S ACTIONS ARE:

Introduce and adopt the ordinance in Subitem A and discuss Subitem B:

Subitem-A: (O-98-85) INTRODUCED AND ADOPTED AS ORDINANCE O-18471 (New Series)

Introduction and adoption of an Ordinance submitting to the qualified voters of the City of San Diego Ordinance No. O-18443 (New Series) entitled "An Ordinance of the Council of the City of San Diego authorizing and approving the execution and delivery of Certificates of Participation, making possible the expansion of the San Diego Convention Center," for their approval or rejection at the Municipal Election of June 2, 1998.

Subitem-B: (R-98-) DIRECTION GIVEN

Matter of Council direction regarding authorship of ballot arguments.

FILE LOCATION: Subitem-A,B: MEET

COUNCIL ACTION: (Tape location: C398-472.)

MOTION BY WARDEN TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE ORDINANCE AND ADOPT SUBITEM-B AUTHORIZING MAYOR GOLDING TO DEVELOP THE BALLOT ARGUMENT AND DETERMINE THE SIGNATURES UP TO FIVE . Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-209: RETURNED TO THE CITY MANAGER

(Continued from the meeting of February 24, 1998, Item 342.)

SUBJECT: Three actions related to Ballot Propositions for the Gann Waiver for the June 2, 1998 Municipal Election.

TODAY'S ACTIONS ARE:

Introduce and adopt the ordinance in Subitem A and discuss
Subitem B and Subitem C:

Subitem-A: (O-98-86 Cor. Copy)

Introduction and adoption of an Ordinance submitting to
the qualified voters of the City of San Diego one
proposition adopting an ordinance changing the
appropriations limit for Fiscal Years 2000 through
2003, at the Municipal Election to be held on June 2,
1998.

Subitem-B:

Matter of Council direction to the City Attorney
regarding an impartial analysis in accordance with the
Elections Code.

Subitem-C:

Matter of Council direction regarding authorship of
ballot arguments.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C255-397.)

CONSENT MOTION BY KEHOE TO RETURN THE ITEM TO THE CITY
MANAGER TO WORK ON AND THEN TO BRING IT BACK TO COUNCIL IN
TIME FOR THE NOVEMBER ELECTION. Second by Wear. Passed by
the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-S400:

SUBJECT: Dr. Seuss Day.

DEPUTY MAYOR WEAR'S RECOMMENDATION:

Adopt the following resolution:

(R-98-910) ADOPTED AS RESOLUTION R-289801

Honoring and celebrating the birthday of our beloved
Theodor S. Geisel;

Proclaiming March 2, 1998 to be "Dr. Seuss Day" in San
Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A517-602.)

MOTION BY STEVENS TO ADOPT ITEM-30, -31, AND -S400. 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-S401:

SUBJECT: Five actions related to the Final Subdivision Map of
Scripps Ranch North Unit No. 18.

(A 119-lot subdivision. Miramar Ranch North Community
Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-98-112) ADOPTED AS RESOLUTION R-289802

Authorizing the execution of a Subdivision Improvement
Agreement with Miramar Ranch North, for the
installation and completion of public improvements.

Subitem-B: (R-98-111) ADOPTED AS RESOLUTION R-289803

Approving the Final Map.

Subitem-C: (R-98-113) ADOPTED AS RESOLUTION R-289804

Approving the acceptance of the grant deed of Miramar
Ranch North, granting to the City Lot G of Scripps
Ranch North Unit No. 18 for open space purposes.

Subitem-D: (R-98-899) ADOPTED AS RESOLUTION R-289805

Approving the acceptance of the grant deed of Miramar
Ranch North, granting to the City an easement for

public street purposes in a portion of Parcel 2 of Parcel Map PM-11428; dedicating and naming the same Breckenridge Drive.

Subitem-E: (R-98-900) ADOPTED AS RESOLUTION R-289806

Approving the acceptance by the City Manager of an irrevocable offer of dedication of Miramar Ranch North, who acquired title as Scripps Ranch, granting to the City an irrevocable offer of dedication for public street purposes and slope easements in a portion of Parcel 2 of Parcel Map PM-11428.

CITY MANAGER SUPPORTING INFORMATION:

This map proposes the subdivision of a 56.237 acre site into 119 lots for residential development. This includes 106 residential lots and 13 open space lots. It is located on the north side of Scripps Ranch Boulevard in the Miramar Ranch North Community Planning Area. On April 1, 1991 the Subdivision Board of the City of San Diego considered Vesting Tentative Map VTM-90-0898 for Scripps Ranch North Phase 3. The City Engineer has approved the final map and states that all conditions of the Tentative Map have been satisfied. The public improvements required for this subdivision are shown in detail on Drawing Nos. 28305-1-D through 28305-42-D, filed in the Office of the City Clerk under Micro Number 139.39. All improvements are to be completed within two years. The Engineer's estimate for the cost of public improvements is \$2,887,049 and a Performance Bond in that amount has been provided as surety. A cash bond in the amount of \$35,000, as determined by the surveyor's estimate, has been posted as surety for the setting of survey monuments. This community may be subject to impact fees, as established by the City Council, at the time of issuance of building permits. Development of any property within this map shall pay the fees as set by the City Council and in effect in the community at the time of building permit issuance. Fees will be paid at the time the building permit is issued. The Subdivider, by letter, has given assurance to the City of San Diego that he subscribes to the Affirmative Marketing Program as shown in the "Memorandum of Understanding between the San Diego Building Industry Association and U.S. Department of Housing and Urban Development."

@P

FILE LOCATION: Subitem-A,B: SUBD - Scripps Ranch North
Unit No. 18; Subitem-C,D,E: DEED F-7179
DEED FY98-3 CONFY98-1

COUNCIL ACTION: (Tape location: A255-397.)

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

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 4:43 p.m. in
honor of the memory of Preston Davis as requested by Council
Member Stevens.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D430-448).