

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, OCTOBER 5, 1998
AT 6:00 P.M.
GAGE ELEMENTARY SCHOOL
6811 BISBY LAKE AVENUE, SAN DIEGO, CA 92119

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 6:16 p.m. Mayor Golding introduced and thanked Dr. Grace Sherr, Gage Elementary School Principal, for having the City Council Meeting tonight. She also thanked Councilmember McCarty for hosting the meeting.

Mayor Golding commented that she arrived early at Gage Elementary School to observe the 6 to 6 Extended School Day Program and see how it was operating. She encouraged all the Councilmembers to observe the 6 to 6 Program at the schools and said it would make them feel very good about an action they have taken. Dr. Sherr thanked Mayor Golding and the City Council for beginning the 6 to 6 Extended School Day Program and said the parents have told her how pleased and confident they are about this program.

Mayor Golding acknowledged and thanked the two Police Community Relations Officers who were present, Officer James Keck and Officer Matt Hicks of the Eastern Division Navajo Service Center.

The meeting was adjourned by Mayor Golding at 7:24 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-Fishkin (ms)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Fishkin called the roll:

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

ITEM-10: INVOCATION

Invocation was given by Pastor David Kieffer,
Ascension Lutheran Church.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Warden.

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Joseph Cannizzaro that Council Policy 600-24 is discriminatory. He said civil and constitutional rights are being violated by this policy.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A066-089.)

COUNCIL COMMENT:

ITEM-CC-1: **REFERRED TO CITY MANAGER**

Councilmember Wear commented that he continues to receive complaints regarding problems with the quality and quantity of street sweeping. He requested a review of this matter.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A090-104.)

ITEM-CC-2:

Councilmember Stevens also commented on street sweeping and asked that notice be given prior to the street sweeping so people can move their cars. He said that in the cul-de-sacs the street sweepers sometimes leave quite a mess when things fall out as the vehicle turns.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A105-112.)

ITEM-CC-3: **REFERRED TO CITY MANAGER**

Councilmember McCarty commented that she was proud to have everyone at Gage Elementary School in the Seventh Council District, and thanked Frank's Happy Chef who provided food for the Council. She introduced Betty Torre, President of Allied Gardens Community Council; John Pilch, President of San Carlos Area Council and Neighborhood Watch; and Dave Tiffany, President of Navajo Community Planners.

Councilmember McCarty commented that when the City negotiated with the County for the new jail there was a detail left out. Now when the San Diego police make an arrest outside of the City, they do not put the people in the City jail, even though there are empty beds. She requested that the City Manager look into this.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A113-156.)

ITEM-CC-4:

Councilmember Vargas thanked Gage Elementary School for having the City Council Meeting at their school.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A157-163.)

ITEM-30:

SUBJECT: First Lutheran Church of San Diego Day.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-99-382) ADOPTED AS RESOLUTION R-290790

Commending the Reverend Noel Estergren and the congregation of the First Lutheran Church of San Diego for 110 years of exemplary community service;

Proclaiming October 5, 1998 to be "First Lutheran Church of San Diego Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A165-204, A279-285.)

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

ITEM-31: REPORT GIVEN

Information Report on the One-Month Status of the 6 to 6 Extended School Day Program by Deb Ferrin, Child Care Coordinator for the City of San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A288-495.)

ITEM-32:

SUBJECT: Recognizing the Navajo Bobby Sox 12 and Under Girls Fast-Pitch Softball Team for Capturing the 1998 National Bobby Sox Championship Title.

COUNCILMEMBER McCARTY'S RECOMMENDATION:

Adopt the following resolution:

(R-99-393) ADOPTED AS RESOLUTION R-290791

Recognizing that claiming the National Bobby Sox Championship Title is equivalent to winning the Little League World Series in Williamsport, Pennsylvania;

Recognizing that an accolade of tribute, recognition and congratulations be accorded the 1998 National Bobby Sox Champions -- San Diego's very own Navajo Bobby Sox 12 and Under Girls Fast-Pitch Softball Team.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A208-285.)

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

* ITEM-50:

SUBJECT: Torrey Highlands Subarea IV Plan - Park Purchase Agreements.

(Torrey Highlands (Subarea IV) Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance and hold the public hearing open for the second reading:

(O-99-48) INTRODUCED, TO BE ADOPTED OCTOBER 19, 1998

Introduction of an Ordinance authorizing Park Site Purchase Agreements for the Torrey Highlands Subarea IV Plan of the North City Future Urbanizing Area.

CITY MANAGER SUPPORTING INFORMATION:

The City Manager is requesting that the City Council approve the "Torrey Highlands Park Purchase Agreements" to satisfy the final condition of Resolution R-287749 adopting the Torrey Highlands Subarea Plan (Subarea IV), thereby making the Subarea Plan effective. The City Council adopted the Framework Plan on October 1, 1992 as an amendment to the Progress Guide and General Plan to establish land uses and to govern the preparation of more detailed subarea plans. The Framework Plan required that purchase agreements for all public facilities be negotiated to the satisfaction of the City prior to subarea plan adoption. On August 5, 1996, the City Council adopted the Torrey Highlands Subarea Plan for Subarea IV as required by the North City Future Urbanizing Area (NCFUA) Framework Plan. Park sites are the only public facilities, besides schools, sited wholly within the Subarea IV boundaries.

However, the complexities of negotiating said agreements with multiple owners in time to allow the subarea plan to meet the processing deadline associated with the November 5, 1996 ballot precluded satisfaction of this requirement prior to City Council consideration of the subarea plan election ordinance. As a result, the City Attorney and Community and Economic Development staff prepared the plan adoption resolution with a requirement for completion of the purchase agreements before the subarea plan could become effective to ensure compliance with the Framework Plan purchase agreement provision. Property owners and City

staff (City Attorney, Park and Recreation, Real Estate Assets, and Community and Economic Development) have been working together to reach consensus on the agreement language since passage of the ballot measure on November 5, 1996. Draft agreements signed by the affected property owners were delivered to the City in March of this year. The City Manager recommends that the City Council authorize execution of said agreements to satisfy the final requirement of Resolution R-287749, thereby making the Torrey Highlands Subarea Plan effective and to ensure the timely provision of neighborhood park sites in the plan area. The purchase of these park sites is expected to occur within five years, however, it is possible for the term of these agreements to exceed five years. Therefore, Charter Section 99 is applicable and requires that a super majority of the City Council (two-thirds) must approve the agreements.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-100:

SUBJECT: Improvement Fund Cash Balances - 1913 Act Assessment Districts.

(See City Manager Report CMR-98-189. Otay Mesa Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-374) ADOPTED AS RESOLUTION R-290792

Declaring a surplus in the Improvement Fund of De La Fuente Business Park - Phase I and De La Fuente Business Park - Phase II 1913 Municipal Improvement Act assessment districts;

Ordering the disposition of the surplus in the Improvement Fund for each of the Districts listed in accordance with the provisions of Section 10427 et seq. of the Streets and Highways Code of the State of California and as recommended by the City Manager.

FILE LOCATION: STRT-D-2265

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-101:

SUBJECT: Water Easement Set Aside - N.C.W. Neighborhood 4A, Unit 2.

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-363) ADOPTED AS RESOLUTION R-290793

Setting aside City owned open space in Parcel 1 of N.C.W. Neighborhood 4A, Unit 2, Map-12146 for a water easement.

CITY MANAGER SUPPORTING INFORMATION:

City Council action is requested to encumber City owned open space for a new water line. The project is east of I-5 and north of Del Mar Heights Road in the Carmel Valley Community. The new water line is to serve the development of Del Mar Highland Estates adjacent to the north. The nearest existing water main is located in Sword Way, adjacent to the south. Making the connection to the existing water main at this location will minimize the length of the connection and the needed area for the easement set aside. Staff has reviewed this proposal and recommends the approval of this action.

FILE LOCATION: DEED F-7345

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-102:

SUBJECT: Two actions related to Easement Grant - SDG&E - Wild Animal Park.

(San Pasqual Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-99-343) ADOPTED AS RESOLUTION R-290794

Authorizing the execution of a deed conveying to San Diego Gas & Electric Company an easement to provide underground electrical facilities to a bird holding facility at the Wild Animal Park.

Subitem-B: (R-99-344) ADOPTED AS RESOLUTION R-290795

Authorizing the execution of a deed conveying to San Diego Gas & Electric Company an easement to provide underground electrical facilities to a portable classroom at the Wild Animal Park.

CITY MANAGER SUPPORTING INFORMATION:

The San Diego Wild Animal Park, operator of the Wild Animal Park facility on behalf of the City, has requested San Diego Gas and Electric Company (SDG&E) to provide underground electrical services to a bird holding facility and a portable classroom.

The classroom will be used jointly by the San Pasqual School District and the Wild Animal Park for educational purposes. This use was approved by Council Resolution R-290084. Both the bird holding facility and the classroom are located in the service area at the rear of the Wild Animal Park. If approved, the easement for the bird holding facility would be 264 feet long and 10 feet wide. The easement for the classroom would be 663 feet long and 10 feet wide. Pursuant to Administrative Regulation 25.30-2.3, SDG&E will not be charged for the easements because it would benefit the City. According to San Diego Municipal Code 22.0907, no appraisal is required for a sale to a public agency.

FILE LOCATION: Subitems A and B: DEED F-7346

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-103:

SUBJECT: Two actions related to Section 108 Loan Application to the U.S. Department of Housing and Urban Development for the Logan Heights Family Health Center Reconstruction.

(Barrio Logan/Harbor 101 Community Area and Barrio Logan Redevelopment Project Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-99-377) ADOPTED AS RESOLUTION R-290796

Authorizing the City Manager or designee to amend the Community Development Block Grant (CDBG) Action Plan to include funding the Logan Heights Family Health Center Reconstruction through a United States Department of Housing and Urban Development Section 108 loan.

Subitem-B: (R-99-376) ADOPTED AS RESOLUTION R-290797

Setting forth the legal authority and certifications necessary to make application for Section 108 loan guarantee funds for the Logan Heights Family Health Center Reconstruction.

CITY MANAGER SUPPORTING INFORMATION:

The original site of the Logan Heights Family Health Center is located on the corner of National and Beardsley Street in Barrio Logan, an economically disadvantaged community immediately southeast of downtown. Subsequent grants and fund raising have given way to expansions in the physical plant, dwarfing the original site with larger multi-story buildings.

The original facility is approximately one hundred years old, thereby has many life, health and safety code violations. The facility was never designed for medical care delivery. Also, the building does not conform to ADA standards or other national accrediting standards by which the health center must comply (i.e.: JCAHO). The building must be torn down and reconstructed in order to meet regulatory compliance, enhance patient flow and care for expanded health care demands of the San Diego community. The proposed project is a \$2.5 million new construction project. The design would link the newly constructed clinic with previous expansion wings located to the south and west of the original building. Once completed, this facility would house adult medicine, urgent care, laboratory, radiology, case management, nursing, and other patient support services such as billing, human resources and medical records. The planned Section 108 loan guarantee of \$1,000,000 would be supplemented with fund raising efforts from foundations, businesses and individuals. This methodology has been successfully employed numerous times over the past decade by Logan Heights Family Health Center. The Section 108 loan is needed since private dollars are limited in San Diego due to the absence of large foundations and corporate headquarters locations. Schematic drawings have been completed and the Logan Heights Family Health Center is prepared to immediately begin commencement of architectural planning and design, which is anticipated to take six to nine months with actual construction completion in nine to twelve months. This project conforms to recommendations in the 1996 Barrio Logan Revitalization Action Plan (RAP).

FILE LOCATION: Subitems A and B: MEET

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-104:

SUBJECT: Authorizing Additional Funds for Telemetry Control Systems - SCADA.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-335) ADOPTED AS RESOLUTION R-290798

Authorizing the expenditure of not to exceed \$999,034 from Fund 41506, CIP-46-168.0, Telemetry Control Systems - SCADA, to provide funds for additional City forces and project related costs in connection with the City's Supervisory Control and Data Acquisition (SCADA) Systems;

Authorizing the increase of the amount previously authorized for work by City forces from an amount not to exceed \$225,000 to an amount not to exceed \$525,000, to be funded from Fund 41506, CIP-46-168.0, Telemetry Control Systems - SCADA.

CITY MANAGER SUPPORTING INFORMATION:

This action is requested to approve the use of FY 99 appropriations for City forces during Phase B of MWWD's Wastewater Collection Division's Municipal Supervisory Control and Data Acquisition (SCADA) system. This phase is to be operational by June 2000 to fulfill the court order resolving the Environmental Protection Agency's compliance issues relative to the municipal system sewage spills. Phase B will expand the existing spread spectrum radio SCADA system which was installed under Phase A. Phase B will provide enhanced monitoring of municipal pump stations 19, 22, 23, 24, 48, 61, 62, 64, 77B, 81, 82 and 85.

Phase C will integrate the remaining 59 municipal pump stations into this SCADA system. This SCADA system is part of the existing Distributed Control System (DCS) for the Clean Water Operations and Management Network (COMNET). The central system monitoring station is located at the Metropolitan Operations Center. Phase B of this project provides design, supply, installation and testing. This includes supply of Programmable Logic Controllers, spread spectrum radios, radio antennas and other specialized equipment and instruments. Software development and design is also included in this project. Installation, engineering, contract administration and management costs are being minimized by the use of City forces. The additional City forces are required to continue the work that was begun in Phase A. This includes the fabrication and installation of new control cabinets, wiring, conduits and instrumentation at the Phase B pump stations.

Aud. Cert. 9900261.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-105:

SUBJECT: Amendment No. 1 to the Agreement with Pountney Associates for As-Needed Engineering Services.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-371) ADOPTED AS RESOLUTION R-290799

Authorizing an amendment to the agreement of October 21, 1997 with Pountney Associates, for as-needed engineering services for Water and Wastewater CIP projects in Fund Nos. 41500, 41506, 41508 and 41509;

Authorizing the expenditure of not to exceed \$500,000 from Fund No. 41509;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to reallocate appropriation and cost to those CIP projects where costs are incurred for the as-needed engineering services of Pountney Associates.

CITY MANAGER SUPPORTING INFORMATION:

The original agreement between the City and Pountney Associates for as-needed engineering services 1997 - 2000 was adopted October 21, 1997, via Resolution No. R-289302. The agreement was issued for a \$500,000 not-to-exceed amount for a 36-month duration. The City has expended \$473,621, or 94 percent of the base funds in the first 12 months of the agreement due to MWWD program support requirements. Amendment No. 1 is requested to increase the not-to-exceed agreement value by \$500,000 to \$1,000,000 due to immediate and near-term engineering services needs required by MWWD such as the following:

- Wastewater Collection Emergency Infrastructure Repairs
- North City Tunnel Connector Fiber Optic Conduit
- Pump Station No. 77 Force Main Repair
- Wastewater Collections Pump Station Upgrades
- Force Main No. 1 Inspection/Rehabilitation Design
- South Bay Wastewater Treatment Plant/Pump Station Design Support

MBE/WBE Utilization:

In keeping with the City's policy to voluntarily provide subcontracting opportunities to all interested and qualified

firms, including minorities and women, Pountney Associates has retained the following subconsultants as members of their engineering consultant team in connection with this project:

Certified Subconsultants

Other Subconsultants

MBE -	Simon Wong Engineering	MGD Technologies
MBE -	Kanrad Engineering	Post, Buckley, Schuh &
MBE -	Kotz, Ikitsu & Associates	Jernigan
MBE -	Riesling Nakamura Architects	
WBE -	Group Delta Architects	

Due to the nature of as-needed projects, the percentage utilization of MBE/WBE subconsultants is dependent upon the tasks authorized by the City and the type of work required by those tasks.

Aud. Cert. 9900278.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-106:

SUBJECT: Industrial/Retail Space Lease - San Diego Police Department.

(Carmel Mountain Ranch Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-380) ADOPTED AS RESOLUTION R-290800

Authorizing the execution of a five-year lease agreement with Rancho Carmel Plaza, L.P., for a Police Community Relations Storefront Office at 10175 Rancho Carmel Court, #116, San Diego, CA 92128, at an initial monthly rent of \$1,144.80;

Authorizing the expenditure of not to exceed \$10,303.20 from the General Fund FY99 for rent from October 12, 1998 through June 30, 1999.

CITY MANAGER SUPPORTING INFORMATION:

The Police Department was served a 30-day notice, from their existing landlord, to vacate their Community Relations Storefront Office in Sabre Springs. The new storefront location will be at 10175 Rancho Carmel Court, #116, San Diego, CA 92128. This storefront will provide police services to the community of Carmel Mountain Ranch. A summary of the proposed lease is as follows:

Use - Police Department Community Relations Storefront Office

Size - Approximately 1,080 square feet

Term - Five years

Rent - \$1,144.80 per month (\$1.06 per square foot) for the first 2.5 years. Rent includes operating expenses.

Rent Adjustment - \$1,404.00 per month for the remaining 2.5 years of the initial lease term

Tenant Improvements - Landlord to install an interior wall near the windows for police protection at night

Utilities - City pays only separately metered electric charges for their space. Landlord pays all other charges.

Aud. Cert. 9900297.

FILE LOCATION: LEAS-Rancho Carmel Plaza, L.P.

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-107:

SUBJECT: Agreement with Anthony-Taylor Consultants for As-Needed
Geotechnical Engineering Consultant Services.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-333) ADOPTED AS RESOLUTION R-290801

Authorizing an agreement with Anthony-Taylor
Consultants (San Diego, CA), for as-needed geotechnical
engineering consultant services;

Authorizing the expenditure of not to exceed \$70,000
from Water Fund 41500 and not to exceed \$130,000 from
Sewer Fund 41506.

CITY MANAGER SUPPORTING INFORMATION:

A list of as-needed geotechnical engineering consultants was
requested from the Consultant Services Coordinator on April 8,
1998. The Consultants Nominating Committee nominated five firms
to participate in the final selection process. In conformance
with Council Policy 300-7 these firms were interviewed on June 2,
1998. The firm of Anthony-Taylor Consultants was selected as the
best qualified firm to provide as-needed geotechnical engineering
consultant services. The agreement provides for geotechnical
engineering services by task orders on an hourly basis not to
exceed \$20,000 per task. These services would include

geotechnical evaluation reports and preliminary hazardous waste material analysis for water and sewer projects.

These reports and analysis will help to avoid construction delays by anticipating mitigative measures and selecting appropriate sites and pipeline alignments. The total shall not exceed \$200,000 for a period of two years from the date of execution by the City.

Aud. Cert. 9900231.

WWF-99-345.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-108:

SUBJECT: Amendment No. 1 to the Agreement with Water 3 Engineering, Inc. for As-Needed Civil Engineering Services.

(University, Mira Mesa, Scripps Miramar Ranch, and Miramar Ranch North Community Areas. Districts-1 & 5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-332) ADOPTED AS RESOLUTION R-290802

Authorizing Amendment No. 1 to the Agreement with Water 3 Engineering, Inc., for additional tasks for reclaimed water retrofit projects;

Authorizing the expenditure of not to exceed \$500,000 from Water Revenue Fund 41500, CIP-70-941.0, Annual Allocation for Reclaimed Water Retrofit Systems.

CITY MANAGER SUPPORTING INFORMATION:

This request is to amend the agreement with Water 3 Engineering, Inc. to increase the total cost from \$500,000 to \$1,000,000 to accommodate the reclaimed water retrofit projects. Existing potable water irrigation systems or other facilities intended for the use of reclaimed water must be "retrofitted" for such use before reclaimed water is provided to the user.

Improvements required may include installation of backflow preventer devices, separation of the reclaimed water system from the potable water system, the identification of reclaimed water system components by marking and tagging and the installation of signs to inform the public that reclaimed water is being used, and the installation of new piping systems as required. The retrofitting process includes the assessment and evaluation of existing facilities and the design, plan checking, construction inspection and testing of the required modifications by City staff and County Health Department staff. The cost of retrofitting varies greatly depending on present user site conditions. Reclaimed Water Engineering staff of the Management Services Division, Water Department is aggressively pursuing these potential customers and working with existing consultants specializing in reclaimed water retrofitting to have these customers ready to accept reclaimed water. In order to ensure these tasks are completed in a timely manner, it is necessary to amend this existing consultant agreement. Because of the lengthy consultant hiring process, and the expertise required to perform Reclaimed Water Retrofitting, we wish to amend this existing agreement by \$500,000. The original agreement with Water 3 Engineering, Inc., Resolution No. R-289303, dated October 21,

1997, was for \$500,000. Water 3 Engineering, Inc. was originally interviewed and selected in accordance with Council Policy 300-7. Because of the unknowns and complexity of retrofiting, this amendment is necessary for the on-time completion of the reclaimed water retrofit process.

Aud. Cert. 9900224.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-109:

SUBJECT: Pump Station 65 Day.

(Torrey Pines Community Area. District-1.)

COUNCILMEMBER MATHIS'S RECOMMENDATION:

Adopt the following resolution:

(R-99-379) ADOPTED AS RESOLUTION R-290803

Recognizing Pump Station 65 as a key facility for the Metropolitan Sewerage System's north coastal region, being the fourth largest capacity pump station in San Diego County;

Proclaiming October 2, 1998 as "Pump Station 65 Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-110:

SUBJECT: Small Business Enhancement Program Budget.

(See City Manager Reports CMR-98-191 and CMR-98-177.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-359) ADOPTED AS RESOLUTION R-290804

Adopting the Fiscal Year 1999 allocation for the Small
Business Enhancement Program;

Authorizing the City Auditor and Comptroller to expend
a total amount not to exceed \$1,306,733 (\$1,032,200
from Fund 100, Dept. 601, Org. 4150; and \$274,533 from
Fund 10527, Dept. 10527), for the Small Business
Enhancement Program, according to the allocation
schedule;

Directing the City Manager to consult with interested
organizations and to return to the Public Safety and
Neighborhood Services Committee within 120 days with a
proposed City Council Policy regarding future Small
Business Enhancement Program fund allocations.

**PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:**

On 9/9/98, PS&NS voted 5-0 to approve the City Manager's recommendation for budget allocations for Fiscal Year 1999. The City Manager was directed to draft a Council Policy regarding the establishment of a Small Business Enhancement Program Budget process and return to the Public Safety and Neighborhood Services Committee within 120 days with a recommendation. Chairwoman Warden asked that a breakdown of staffing and administrative costs also be brought back to the Committee. (Councilmembers Wear, Stevens, Warden, McCarty and Vargas voted yea.)

Aud. Cert. 9900274.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A496-630.)

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

* ITEM-111:

SUBJECT: Neil Good Day Center for the Homeless.

(See City Manager Report CMR-98-165; Councilmember Vargas's 7/14/98 memorandum.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-99-362) ADOPTED AS RESOLUTION R-290805

Authorizing a first amendment to the agreement with Alpha Project for the Homeless, to operate the Neil Good Day Center, to reopen the facility on the weekend in order to offer shower services to the homeless;

Authorizing the expenditure of \$29,000 in prior year Emergency Shelter Grant (ESG) savings to be used to extend the operating hours of the Neil Good Day Center.

RULES COMMITTEE'S RECOMMENDATION:

On 8/3/98, RULES voted 4-0 to approve the City Manager's recommendation on Neil Good Day Center for the Homeless - Showers. (Councilmembers Mathis, Wear, Warden and Mayor Golding voted yea. Councilmember McCarty not present.)

CITY MANAGER SUPPORTING INFORMATION:

On August 3, 1998, the Rules Committee approved in a 4-0 vote the allocation of \$29,000 to Alpha Project for the Homeless, which will allow for weekend shower services to be restored at the Neil Good Day Center for the Homeless. Alpha Project which oversees the operation of the Neil Good Day Center reduced operating hours including weekend services in Fiscal Year 1999 to offset rising costs.

The \$29,000 recommended by the Rules Committee was to be available by not filling two vacancies in the Social Services Unit of Community and Economic Development Department for three months. The vacancies would have diminished the ability to monitor the programs and would have reduced services to social service providers in general. During the processing of the Request for Council Action, \$29,000 in savings have been identified in the Federal Emergency Shelter Grant (ESG) from closed-out prior year projects. The use of these ESG savings will result in no impact on other programs. It is recommended that ESG funds be used rather than delaying the hiring of vacant positions.

Aud. Cert. 9900275.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A496-630.)

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

ITEM-150:

SUBJECT: Non-Exclusive Solid Waste Franchises.

(See City Manager Report CMR-98-32 Revised; CMR-96-179;
Greg J. King's 2/17/98 letter.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-98-833) ADOPTED AS RESOLUTION R-290806

Authorizing the City Manager to reopen the non-
exclusive solid waste collection franchise application
process.

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

On 2/18/98, NR&C voted 4-0 to recommend the City Council approve
the City Manager's recommendation to authorize the City Manager
to reopen the non-exclusive solid waste collection franchise
application process. (Councilmembers Wear, Kehoe, Warden and
Stallings voted yea. Councilmember Mathis not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B013-116.)

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

ITEM-200:

SUBJECT: Inviting Bids for the South Bay Water Reclamation Plant Package 2 - Operations and Maintenance Buildings.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-364) ADOPTED AS RESOLUTION R-290807

Inviting bids for construction of the South Bay Water Reclamation Plant, Package 2 - Operations and Maintenance Buildings on Work Order No. 194283;

Authorizing the City Manager to establish contract funding phases with the lowest responsible bidder, based on the actual low bid submitted, and to execute a contract with the lowest responsible bidder, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit in the City Treasury;

Authorizing the expenditure of not to exceed \$7,899,794 from Sewer Fund 41509, CIP-42-910.6, South Bay Water Reclamation Plant, to provide funds for project construction and related costs, and authorizing the expenditure of not to exceed \$320,250 from Sewer Fund

41509, CIP-46-502.0, Annual Allocation - Pooled Contingency, to provide funds for project contingent, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit in the City Treasury;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-K97116)

CITY MANAGER SUPPORTING INFORMATION:

The South Bay Water Reclamation Plant (SBWRP) is a seven million gallon per day wastewater treatment plant that will treat wastewater generated in the southern area of the City to tertiary treatment levels so that it can be reused for irrigation or other non-potable uses. Construction of the SBWRP will avoid the need to construct parallel relief facilities for the South Metro Interceptor Sewer (SMI); facilities which have engineering complexities and cost constraints, reduce anticipated hydraulic loads to the Point Loma Wastewater Treatment Plant, and provide a source of reclaimed water. The SBWRP project is divided into three construction contracts: Construction Package 1 - Site Grading; Construction Package 2 - Operation and Maintenance Buildings; and Construction Package 3 - Process Facilities. Related costs requested include OCIP for FY 99 and FY 00 and in house engineering support. At this time, approval is requested for the advertisement and award of Construction Package 2.

FILE LOCATION: W.O. 194283 CONT - Nielsen Dillingham Builders

COUNCIL ACTION: (Tape location: A496-630.)

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

ITEM-201:

SUBJECT: Inviting Bids for Widening of Federal Boulevard - 60th Street to MacArthur Drive.

(Broadway Heights Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-99-9) ADOPTED AS RESOLUTION R-290808

Approving the plans and specifications for the furnishing of all labor, material, tools, equipment, transportation and other expense necessary for Federal Boulevard - 60th Street to MacArthur Drive;

Inviting bids for Federal Boulevard - 60th Street to MacArthur Drive on Work Order No. 119441;

Authorizing the execution of a contract with the lowest responsible bidder;

Authorizing the expenditure of an amount not to exceed \$1,243,386.40 from TransNet Fund 30300; an amount not to exceed \$79,425 from Capital Outlay Fund 30245; and an amount not to exceed \$2,775,415 from STP Fund 38603;

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

Authorizing the acceptance and expenditure of additional funding provided by STP Fund 38603, as they become available via PR2A (Program Supplement Amendment), and which is certified to be available and eligible by the City Auditor. (BID-K99033FA)

CITY MANAGER SUPPORTING INFORMATION:

This project, identified in CIP-52-341.0, Federal Boulevard - 60th Street to MacArthur Drive, will widen Federal Boulevard from 60th Street to MacArthur Drive. Right-of-way has been acquired for the project. Federal Boulevard exists as a two-lane collector street. The proposed street will be a four-lane modified collector street with a center turn lane and Class II Bike Lanes. The proposed project will provide curbs, sidewalks, a traffic signal at 60th Street, street lighting, drainage improvements, a cribwall retaining wall, and conversion of overhead to underground utilities.

Aud. Cert. 9900295.

FILE LOCATION: W.O. 119441 CONT - Archer Western
Contractors LTD

COUNCIL ACTION: (Tape location: B120-150.)

MOTION BY WARDEN 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-202:

SUBJECT: Four actions related to First Amendment to the Professional Services Agreement with Boyle Engineering Corporation for Nobel Drive and I-805 Interchange and Certifying EIR/EIS DEP-91-0397.

(North University City Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-99-302) ADOPTED AS RESOLUTION R-290809

Authorizing a first amendment to the agreement with Boyle Engineering Corporation, to provide additional environmental and engineering design for the Nobel Drive Extension and I-805 Interchange;

Authorizing the expenditure of not to exceed \$373,514 from CIP-52-362.0, Nobel Drive Extension and I-805 Interchange, Fund No. 79001.

Subitem-B: (R-99-303) ADOPTED AS RESOLUTION R-290810

Certifying that Environmental Impact Report/Environmental Impact Statement DEP-91-0397 has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines; that the report reflects the independent judgement of the City of San Diego as Lead Agency; that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by Council in connection with the approval of the Nobel Drive Extension and Interstate I-805 Interchange; adopting the findings made with respect to the project; adopting the Statement of Overriding Considerations; adopting the Mitigation Monitoring and Reporting Program.

Subitem-C: (R-99-304 Cor.Copy) ADOPTED AS RESOLUTION R-290811

Adopting Alternative B of the two optional alignments (Alternative A and B) for the Nobel Drive/I-805 interchange discussed in the Environmental Impact Report/Environmental Impact Statement DEP-91-0397;

Directing the City to proceed with Alternative B as described in the Environmental Impact Report/Environmental Impact Statement DEP-91-0397, for the Nobel Drive Extension as well as the extension of Nobel Drive, construction of a new half diamond interchange, the La Jolla Village Drive/Miramar Road I-805 interchange improvements to existing Governor Drive/I-805 and widening Miramar Road.

Subitem-D: (R-99-305) ADOPTED AS RESOLUTION R-290812

Initiating the plan amendment process for the proposed amendments to the Circulation Element of the University Community Plan and the Progress Guide and General Plan to accommodate the proposed Nobel Drive/I-805 Interchange and Extension Project.

CITY MANAGER SUPPORTING INFORMATION:

The City Council previously approved a professional services agreement with Boyle Engineering Corporation per Resolution R-286998, adopted on March 4, 1996. This first amendment to the agreement with Boyle Engineering provides additional professional engineering services associated with a completing agency approvals of the EIR/EIS, additional coordination and final design changes. These are the result of discussions with CalTrans and the Federal Highways Administration that are included in the environmental document and will be included in the final design plans.

Aud. Cert. 9900228.

FILE LOCATION: Subitems A,B,C and D: MEET

COUNCIL ACTION: (Tape location: A496-630.)

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

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 7:24 p.m.
in honor of the memory of:

Bonnie Kibbee as requested by Councilmember
McCarty;

Walter R. "Papa" Huff as requested by
Councilmember Stevens;

Mayor Tom Bradley as requested by Mayor Golding.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B170-270).