

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, JUNE 28, 1999  
AT 2:00 P.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

**Table of Contents**

CHRONOLOGY OF THE MEETING .....	4
ATTENDANCE DURING THE MEETING: .....	6
ITEM-1: ROLL CALL .....	6
ITEM-10: INVOCATION .....	7
ITEM-20: PLEDGE OF ALLEGIANCE .....	7
NON-AGENDA COMMENT .....	7
COUNCIL COMMENT .....	9
ITEM-30: Approval of Council Minutes. ....	9
ITEM-31: United States Coast Guard Auxiliary Day. ....	10
ITEM-32: Designating July as Parks and Recreation Month. ....	10
* ITEM-100: Fairmount Avenue Realignment and Widening Project - Street Dedication. ...	11
*ITEM-101: Easement Grant - San Diego Gas & Electric - North Torrey Pines Road. ....	12
* ITEM-102: Acceptance of the State/Local Domestic Preparedness Equipment Support Grant from the US Department of Justice, Office of Justice Programs. ....	13
* ITEM-103: San Diego Safe Communities-2000 Grant: Amendment to the Agreement with Program Assistant. ....	14
ITEM-104: San Diego Safe Communities-2000 Grant: Amendment to the	

**Minutes of Monday, June 28, 1999**  
**Table of Contents (Continued)**

**Page 2**

Agreement with Executive Director. ....	15
* ITEM-105: Seismic Retrofit of the General Dynamics Pedestrian Overcrossing Bridge Over Pacific Highway. ....	16
* ITEM-106: Pacific Beach Detection Improvements Project. ....	17
* ITEM-107: <u>Two</u> actions related to Authorizing Suggestion Awards to City Employees. ...	18
* ITEM-108: Excusing Mayor Susan Golding from the Budget Hearings of June 9 and 10, 1999. ....	19
* ITEM-109: Excusing Councilmember Kehoe from the Public Budget Hearing of June 10, 1999 ....	19
* ITEM-110: Excusing Councilmember Warden from the Y2K Special Hearing of June 7,1999 ....	20
* ITEM-111: Amendment No. 6 with HDR Engineering, Inc. Facilities Optimization Contract. ....	20
* ITEM-112: Agreement between City of San Diego and Otay District for U.S. Naval Space Surveillance Facility, Brown Field. ....	22
* ITEM-113: Approval for San Diego Data Processing Corporation to Provide Third Party Services. ....	23
* ITEM-114: Recognizing the San Diego Oceans Foundation and Dr. Andreas Rechnitzer ..	24
ITEM-150: <u>Four</u> actions related to Adoption of the 1998 Model Building and Fire Codes with Municipal Code Amendments. ....	24
ITEM-200: Accepting a Grant from AmeriCorp for the "6 to 6" Program. ....	27
ITEM-201: Mid-Year Budget Adjustment to Add Mira Sorrento Place. ....	28
ITEM-202: <u>Two</u> actions related to Inviting Bids and Executing an Agreement for Deerfield Water Pump Plant and Transmission Pipelines. ....	29
ITEM-203: <u>Two</u> actions related to Inviting Bids for the Construction of Water and Sewer Group 464A. ....	31

**Minutes of Monday, June 28, 1999**  
**Table of Contents (Continued)**

ITEM-204: COMNET: Westinghouse Electric Corporation Amendments 16 and 17. . . . . 33

ITEM-205: Amendment No.1 to Job Order Contract with Balboa Construction, Inc. . . . . 36

\*ITEM-S400: Four actions related to Approving the Final Subdivision Map  
of Del Mar Highlands Estates. . . . . 37

ITEM-S401: Catamaran Hotel Beach Permit Renewal. . . . . 39

ITEM-S402: Beach Concessions. . . . . 41

\*ITEM-S403: Supporting AB 18: Villaraigosa - Keeley Urban Parks, Clean  
Water and Coastal Protection Bond Act of 2000. . . . . 42

NON-DOCKET ITEMS: . . . . . 43

ADJOURNMENT: . . . . . 43

**CHRONOLOGY OF THE MEETING:**

The meeting was called to order by Mayor Golding at 2:11 p.m.

City Manager Michael Uberuaga wished to introduce Metropolitan Wastewater Director Dave Schlesinger regarding a Special Recognition and the Public Service Award for 1999. City Manager Michael Uberuaga informed Council that San Diego was the only Agency in the United States to receive this honor, and that the award is made for significant contributions over the past year in Local, State, or National Public Service related to wastewater treatment, public utility operation, and environmental protection.

Metropolitan Wastewater Director Dave Schlesinger expressed that the Metropolitan Wastewater Department works closely with its counterparts in Mexico, and during the past year carried out three critical programs in partnership with the Local, State, and Federal Agencies in Mexico. Emilio de la Fuente led a team of engineers and other wastewater professionals to provide a series of Technology Transfer Workshops, and six workshops have been held to date covering such diverse topics as sludge handling, disposal, water reclamation, oceans outfalls, and rehabilitation of sewer mains. Mr. Schlesinger introduced Emilio de la Fuente and some of the employees who worked with him as follows: Sal Rillo, Johnnie Reaux, Julie Hertel-Latimer, and Alan Langworthy who had led his team of Industrial Waste Specialists to provide training and job shadowing for thirty employees of the State of Baja California, Department of Ecology. Mr. Schlesinger announced that Mr. Langworthy was here with four of the many employees who helped make the program a success: Barbara Sharatz, Armando Villarino, Jose Guerrero, and Sara Giobbi-Claypool. Charles Yackly led a team to provide emergency sewer main cleaning to assist the Commission for Public Works in Tijuana. His crews supported the City of Tijuana by cleaning and repairing several of Tijuana's troublesome sewer mains. Mr. Schlesinger introduced Mr. Yackly with some of the employees who worked to repair the sewer lines as follows: Eric Swanson, Will Hampton, Albert Gatavasky, Levi Poston, Jesus Escalona, Kevin Evans, Ysmael Munoz, Michael Dawson, Eddie Salinas, Ernie Vasquez, Gary Richardson, and Mike Bedard.

Mr. Schlesinger expressed his thanks to the labor organizations, AFSCME Local 127, and the Municipal Employees Association, and said that they were represented here today by Dena Webb and Dean Rollins. Also, Mr. Schlesinger wanted to thank everyone representing the many employees who worked on the projects and said that we need to remember that our Metropolitan area encompasses both San Diego and Tijuana, and collaboration with our colleagues in Mexico contributes to the quality of life that we all enjoy.

Mr. Schlesinger further announced that the Association of Metropolitan Sewerage Agencies has recently awarded two Metropolitan Wastewater Department facilities awards for flawless

operation. The Operations and Maintenance Division, headed by Chris Toth and the Environmental Monitoring and Technical Services Division, headed by Alan Langworthy, have been instrumental in garnering these awards. The North City Water Reclamation Plant won a Gold Award for its first full calendar year in operation, 1998, for compliance with every State and Federal permit requirement, 24 hours a day, 365 days, without exception. Mike Roe is the Superintendent of the North City Plant. Mr. Schlesinger introduced Mike Roe and some of the representative members of his team as follows: Dennis Boivert, Uley Clemons, Dennis Smith, Cathy Proscelle, and Dennis Jewell.

Mr. Schlesinger stated that the Point Loma Wastewater Treatment Plant is one of only thirteen treatment facilities in the country, and the only advanced primary plant among them, to receive the Platinum Award which is awarded to facilities that receive the Gold Award five years in a row. The Point Loma Wastewater Treatment Plant has operated in compliance with every State and Federal permit requirement, 24 hours a day, for five years, or almost 2000 days, without exception. Mr. Schlesinger introduced Jesse Pagliaro, the Superintendent, with some representative members of their team to receive the award as follows: Carol Aldrige, Mitch Dornfield, Larry Field, Bernie Penera, and Bryan Wade.

Mr. Schlesinger also stated that the success at the treatment plants would not have been possible without the outstanding work of the Environmental Monitoring and Technical Services Division. The employees representing Technical Services are as follows: Julie Webb, Nancy Cogland, Robert Sandoval, John Steger, and Debbie Biggs.

Lastly, Mr. Schlesinger wished to thank everyone for their remarkable job to ensure that the facilities operate at their highest level of efficiency and at one hundred percent compliance.

Deputy Mayor Wear adjourned the meeting at 4:06 p.m. into Closed Session on Tuesday, June 29, 1999, at 9:00 a.m. in the twelfth floor conference room to discuss anticipated and pending litigation matters.

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-excused by R-292689 (No reason given)
- Clerk-Abdelnour (pr)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-not present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Elizabeth Guevara of the Glad Tidings Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Warden.

FILE LOCATION: MINUTES

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Comment by Ronald Gastelum, the new General Manager of Metropolitan Water District of Southern California regarding the Eastside Reservoir, projected costs, and that he was available to answer Council questions regarding that. Mr. Gastelum wished to further express that he intended to minimize and if at all possible make sure there were no rate impacts due to cost overruns from the Eastside Reservoir.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A038-212.)

PUBLIC COMMENT-2: REFERRED TO CITY MANAGER

Comment by Linda Smith regarding just buying a condo on Wasbash Avenue and that there are no curb cuts for disabled access. Ms. Smith explained that she has to pay four dollars each way to go to the grocery store or the bank.

Council Member Kehoe explained that Wabash Avenue was in her District, that she would have her staff go to check the curb cuts, and then directed her staff to speak with Ms. Smith.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A224-257.)

**PUBLIC COMMENT-3:**

Comment by Don Stillwell regarding elected officials, and his feeling that they do not want public involvement pertaining to bond issues.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A257-289.)

**COUNCIL COMMENT:**

**COUNCIL COMMENT-1:**

Comment by Council Member Wear regarding thanking the Police for their prompt action last week cleaning out the end of Newport Avenue in Ocean Beach. Council Member Wear explained they conducted a sweep through that area and it has really changed. Families are coming back to the foot of Newport Avenue. Council Member Wear wished to congratulate Ocean Beach Main Street for their Ocean Beach Street Fair and Chili Cook-Off which was held last Saturday and that it was a great event with over seventy-five thousand in attendance. Also, Council Member Wear stated that on Sunday he had the opportunity to honor the Silver Gate Yacht Club at their 40th annual anniversary of "Wheel Chair Regatta." and that they had over 700 disabled participants that went on a two hour sail, and motored around the bay. Over 350 volunteers worked very hard to make the event possible, and Council Member Wear wished to thank them for their effort.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B199-217.)

**COUNCIL COMMENT-2:**

Comment by Council Member Stallings regarding on Saturday there was a ground breaking for Phase Two of the East Clairemont Athletic Field, and that it had been long in coming. Council Member Stallings wished to thank both Senator Dede Alpert and Assembly Member Susan Davis who helped obtain the \$90,000 for the "Park Trailer Bill" that made it all possible. Council Member Stallings said there would be a "Tot Lot" and all kind of wonderful amenities, and wished to thank the community and the Project Manager Ms. Hodge for all their efforts to get the project going.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B217-222.)

ITEM-30: Approval of Council Minutes.

**TODAY'S ACTION IS: APPROVED**

Approval of Council Minutes for the meetings of:

6/07/99  
6/08/99  
6/10/99 Special  
6/14/99 Adjourned  
6/15/99 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A212-214.)

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

ITEM-31: United States Coast Guard Auxiliary Day.

**DEPUTY MAYOR WEAR'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1491) ADOPTED AS RESOLUTION R-291842

Proclaiming June 23, 1999 to be "United States Coast Guard Auxiliary Day" in San Diego, in recognition of its sixty years of exemplary volunteer service in boating safety and life saving operations.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A296-346.)

MOTION BY KEHOE 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-not present, Mayor Golding-yea.

ITEM-32: Designating July as Parks and Recreation Month.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1496) ADOPTED AS RESOLUTION R-291843

Designating July 1999 as "Parks and Recreation Month" in San Diego;

Encouraging the residents and visitors of this great city to join in the nationwide celebration which brings recognition to all of the benefits derived from quality local public and private park and recreation resources.

**CITY MANAGER SUPPORTING INFORMATION:**

Each year, the month of July is recognized nationally as "Parks and Recreation Month". This action will designate July 1999 as "Parks and Recreation Month" within the City of San Diego.

The City of San Diego Park and Recreation Department is celebrating milestone anniversaries of public recreation facilities and programs this year, including the following: Colina del Sol, Kearny Mesa, Martin Luther King, Jr., and Memorial Pools mark 30 years of serving their respective communities; Kearny Mesa Recreation Center marks its 25th year in the community; and ten years ago this month, events with a theme of "Celebrating the Family" began taking place throughout the month of July at parks and recreation centers in recognition of National Parks and Recreation Month.

FILE LOCATION:                      AGENDA

COUNCIL ACTION:                      (Tape location: A347-499.)

MOTION BY KEHOE 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-not present, Mayor Golding-yea.

\* ITEM-100: Fairmount Avenue Realignment and Widening Project - Street Dedication.

(City Heights Community Area. District-3.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1502 Cor.Copy) ADOPTED AS RESOLUTION R-291844

Setting aside public sewer, slope and drainage easements for future dedication as and for a public right-of-way, and dedicating for street purposes a portion of City-owned Lot 13 of Hortons Purchase, Map 283, and naming it Fairmount Avenue;

Approving for street purposes the land acquired by Grant Deed and dedicating the land as and for a public street, and naming it Fairmount Avenue.

**CITY MANAGER SUPPORTING INFORMATION:**

City Council Resolutions R-278244 and R-283475, adopted on July 2, 1991 and March 1, 1994 respectively, authorized the acquisition of right-of-way for the realignment and widening of Fairmount Avenue from Federal Boulevard to Home Avenue. The project allowed for the realignment and widening of Fairmount Avenue to correct road geometrics and an inadequate

bridge, widen to a four-lane road with new paving, bike lane, sidewalks, and curb, gutter and storm drain improvements. Additionally, portions of City-owned land impacted by the project will require setting aside public sewer, slope and drainage easement, as well as, naming and dedicating certain portions for street purposes. All right-of-way has been acquired and now needs to be named and dedicated for street purposes.

FILE LOCATION: DEED F-7539

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\*ITEM-101: Easement Grant - San Diego Gas & Electric - North Torrey Pines Road.

(Torrey Pines State Reserve Community Area. District-1.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1503) ADOPTED AS RESOLUTION R-291845

Authorizing the City Manager or his designee to execute a deed conveying to San Diego Gas & Electric Company an easement for the purpose of converting utilities from overhead to underground in portions of Pueblo Lots 1330, 1331, and 1333 of the Pueblo Lands of San Diego.

**CITY MANAGER SUPPORTING INFORMATION:**

The City of San Diego has passed a resolution establishing an underground utility district on North Torrey Pines Road, from Science Park Road to 1100 feet north of Callan Road. The resolution requires that San Diego Gas & Electric Company remove all overhead electric facilities within the underground district and replace them with an underground system. The underground conversion will benefit lessees of the City. Since this is a City-initiated project, there will be no charge for the easement. City appraisal staff estimates the value of the easement area at \$25,000 to \$35,000 and the cost of the project, which is being absorbed by SDG&E, is \$215,000. The easement area is 10 feet in width, 1,079 feet in length, and totals 10,790 square feet.

FILE LOCATION: DEED F-7540

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-102: Acceptance of the State/Local Domestic Preparedness Equipment Support Grant from the US Department of Justice, Office of Justice Programs.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1369) ADOPTED AS RESOLUTION R-291846

Authorizing the City Manager or his designee to accept and expend a grant of \$500,000 from the United States Department of Justice, Office of Justice Programs, for the State/Local Domestic Preparedness Equipment Support Program;

Authorizing the City Manager or his designee to conduct all negotiations, execute and submit all documents including but not limited to applications, Grant agreements, amendments, and payment requests, which may be necessary to carry out and administer the City's obligations, responsibilities, and duties under the terms of this Grant.

**CITY MANAGER SUPPORTING INFORMATION:**

The Justice Department awarded forty-one (41) localities approximately \$12 million to help them acquire personal protective, chemical/biological detection, decontamination and communications equipment for response to terrorist incidents. The State and Local Domestic Preparedness Equipment Support Program is administered by the Justice Department's Office of Justice Programs. (OFP). This grant will enable the City to supplement and enhance our emergency responders' ability to deal with a terrorist incident. The funds will be used to purchase equipment for personal protection, detection, decontamination and communication.

The State and Local Domestic Preparedness Equipment Support Program was developed in coordination and cooperation with the Federal Bureau of Investigation's (FBI's) Weapons of Mass Destruction Counter-Terrorism Center and the Federal Emergency Management Agency (FEMA). This program is just one part of the overall Federal Government effort to enhance the capabilities of State and local jurisdictions to plan for and respond to acts of terrorism.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-103: San Diego Safe Communities-2000 Grant: Amendment to the Agreement with Program Assistant.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1379) ADOPTED AS RESOLUTION R-291847

Authorizing the execution of an amendment to the agreement with consultant Louise Nichols, Program Assistant, of the San Diego Safe Communities-2000 grant project;

Authorizing the City Manager to execute the agreement to include all aspects of the operations and expenditures, including any amendments or extensions for a period of up to five years, provided the California Department of Traffic Safety (OTS) makes funding available for this or an essentially identical program, and to certify that the City will comply with all applicable statutory or regulatory requirements related to the documents and processes.

Aud. Cert. 9901050.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-104: San Diego Safe Communities-2000 Grant: Amendment to the Agreement with Executive Director.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1380) ADOPTED AS RESOLUTION R-291848

Authorizing the execution of an amendment to the agreement with consultant David Thompson, Project Executive Director, of the San Diego Safe Communities-2000 grant project;

Authorizing the City Manager to execute the agreement to include all aspects of operations and expenditures, any amendments or extensions for a period of up to five years, provided the California Department of Traffic Safety (OTS) makes funding available for this or an essential identical program, and to certify that the City will comply with all applicable statutory or regulatory requirements related to the documents and processes.

Aud. Cert. 9901051.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

- \* ITEM-105: Seismic Retrofit of the General Dynamics Pedestrian Overcrossing Bridge Over Pacific Highway.

(Uptown Community Area. District-2.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1490) ADOPTED AS RESOLUTION R-291849

Accepting the Program Supplement No. 11-5004 (002-M1) to Local Agency-State Agreement for Federal Aid Project No. 11-5004 (076) in the amount of \$59,000 for the Seismic Retrofit of the General Dynamics Pedestrian Overcrossing over Pacific Highway;

Authorizing the appropriation of \$59,000 in CIP-53-037.0, Annual Allocation - Earthquake Restrainers for Bridges, for construction of the Seismic Retrofit of the General Dynamics Pedestrian Overcrossing over Pacific Highway;

Authorizing the expenditure of an amount not to exceed \$137,842, of which \$122,030 is from Fund 38717 and \$15,812 is from Fund 38857, CIP-53-037.0, Annual Allocation - Earthquake Restrainers for Bridges, for construction of Seismic Retrofit of the General Dynamics Pedestrian Overcrossing over Pacific Highway.

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

**CITY MANAGER SUPPORTING INFORMATION:**

The General Dynamics Pedestrian Overcrossing Over Pacific Highway has been identified as a seismically deficient bridge by CalTrans. This project will provide for construction of infill shearwalls and catcher blocks so that the bridge will meet current seismic standards. The total project cost is 88.53 percent Federally funded and 11.47 percent State funded.

Aud. Cert. 9901271.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-106: Pacific Beach Detection Improvements Project.

(Pacific Beach Community Area. Districts-2 and 6.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1477) ADOPTED AS RESOLUTION R-291850

Amending the Fiscal Year 1999 Capital Improvement Program by adding CIP-63-027.0, Pacific Beach Detection Improvements project;

Authorizing the City Auditor and Comptroller to accept and appropriate an additional \$71,709 of CMAQ Fund No. 38656 and \$9,291 of TMS Fund No. 38541 and \$10,000 of TransNet Fund No. 30300, from CIP-68-010.0, AA-Construct Top 10-15 Prioritized Signals for CIP-63-027.0, Pacific Beach Detection Improvements Project;

Authorizing the City Auditor and Comptroller to appropriate \$8,852 from CIP-63-046.0, Skyline Drive Traffic Signal Interconnect, CMAQ Fund No. 38668, to CIP-63-027.0, Pacific Beach Detection Improvements Project CMAQ Fund No. 38668;

Authorizing the expenditure of an amount not to exceed \$99,852 for the purpose of funding this project and related costs from CIP-63-027.0 Pacific Beach Detection Improvements Projects;

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

**CITY MANAGER SUPPORTING INFORMATION:**

This action accepts \$89,852 of federal and state grant funding to provide for construction and construction related engineering costs for traffic signal detection improvements in the Pacific Beach area. A total of \$103,852 in CMAQ and TSM funds has been approved for this project. The detection at eight traffic signals have been upgraded to improve the efficiency of the traffic signal control: Balboa Avenue at Garnet Avenue, Balboa Avenue at Grand Avenue and Lamont Street, Cass Street at Garnet Avenue, Cass Street at Grand Avenue, Diamond Street at Ingraham Street, Fanuel Street at Garnet Avenue at Ingraham Street, and Garnet Avenue at Lamont Street.

Aud. Cert. 9901260.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-107: Two actions related to Authorizing Suggestion Awards to City Employees.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-99-1493) ADOPTED AS RESOLUTION R-291851

Mary Navarro - Police Department - \$2,500.

Subitem-B: (R-99-1494) ADOPTED AS RESOLUTION R-291852

Stephen Martino - Fire Department - \$500.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-108: Excusing Mayor Susan Golding from the Budget Hearings of June 9 and 10, 1999.

**MAYOR GOLDING'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1521) ADOPTED AS RESOLUTION R-291853

Excusing Mayor Susan Golding from attending the Budget Hearings of June 9 and 10, 1999, due to other City Business.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-109: Excusing Councilmember Kehoe from the Public Budget Hearing of June 10, 1999.

**COUNCILMEMBER KEHOE'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1504) ADOPTED AS RESOLUTION R-291854

Excusing Councilmember Kehoe from attending the Public Budget Hearing of June 10, 1999.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-110: Excusing Councilmember Warden from the Y2K Special Hearing of June 7, 1999.

**COUNCILMEMBER WARDEN'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1487) ADOPTED AS RESOLUTION R-291855

Excusing Councilmember Warden from attending the Y2K Special Hearing of June 7, 1999.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-111: Amendment No. 6 with HDR Engineering, Inc. Facilities Optimization Contract.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1406) ADOPTED AS RESOLUTION R-291856

Authorizing the City Manager to execute a sixth amendment to the agreement of

October 21, 1996, with HDR Engineering, Inc. for professional services related to optimizing wastewater treatment and disposal and continued Metropolitan Wastewater Department optimization, under the terms and conditions set forth in Amendment No. 6;

Authorizing the expenditure of an amount not to exceed \$245,000 from Fund No. 41508 to provide funds for Amendment No. 6.

**CITY MANAGER SUPPORTING INFORMATION:**

HDR Engineering, Inc., has been instrumental in assisting with the optimization of the existing Metropolitan Wastewater Department Operations and Maintenance Division's key regional infrastructure: Point Loma Wastewater Treatment Plant, Metropolitan Biosolids Center, six Pumping Stations and Central support services including maintenance and warehousing as part of the City's Competition Program. The company provided essential consulting services on formulating optimization strategies and productivity enhancements associated with the innovative Bid to Goal agreement that incorporates the most essential aspects of both the public and private

Several system expansions and alterations in the regional wastewater treatment system are in progress to meet projected growth. A proactive effort is needed to define, evaluate and position the City, Metropolitan Wastewater Department and the Bid to Goal Labor-Management Partnership to assure the best management of the optimization and entrepreneurial opportunities associated with this system growth. This amendment which will support such optimization will insure that opportunities connected with operations and maintenance of this key regional infrastructure will be technically sound, carefully implemented and closely monitored in order to safeguard the associated public health, safety and significant ratepayer investment.

Aud. Cert. 9901282.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

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

\* ITEM-112: Agreement between City of San Diego and Otay District for U.S. Naval Space Surveillance Facility, Brown Field.

(Otay Mesa - Nestor Community Area. District-8.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1513 Cor. Copy) ADOPTED AS RESOLUTION R-291857

Authorizing the City Manager to enter into a water service agreement with Otay Water District for water service to the United States Naval Space Surveillance Facility at Brown Field.

**CITY MANAGER SUPPORTING INFORMATION:**

The U.S. Naval Space Surveillance Field Station is situated within the boundaries of the City of San Diego water service area. The City currently has no water facilities in the area which can provide pressurized water service to the field station. The City water line is one-half mile from the main to point of delivery and 250 feet lower in elevation. This requires the field station to maintain a remotely controlled pump station in Otay Valley as well as a booster pump station at the field station. The booster pump tank is capable of storing only one to two days water, therefore, the remote pump facility must be activated almost daily. Access to the remote pump is a long and steep, non-maintained truck trail that is difficult to traverse and impossible to cross during rainy months. Pump station breakdowns that occur on weekends, rainy periods or at night can leave the site without water for extended periods of time. The buried water line is almost forty (40) years old and breaks in this line are difficult to find and repair. In 1998, the Army Corps of Engineers installed a water line for the U.S. Border Patrol at Brown Field along the southern property line of the Space Field Station. This line is connected to the Otay Water District distribution system. The Southwest Division Naval Facilities Engineering Command, representing the Space Field Station, has requested that the City release the Field Station as a customer. The Otay Water District, which does have existing facilities adjacent to the facility could provide pressurized water service. At such time as the City is able to serve the U.S. Naval Space Surveillance Facility, it will revert to being a City customer.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-113: Approval for San Diego Data Processing Corporation to Provide Third Party Services.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1449) ADOPTED AS RESOLUTION R-291858

Approving the request of San Diego Data Processing Corporation to negotiate and enter into a contract for services with the Eastern Municipal Water District in an amount in excess of \$100,000.

**CITY MANAGER SUPPORTING INFORMATION:**

This action will approve an agreement between San Diego Data Processing Corporation (SDDPC) and the Eastern Municipal Water District for consulting services to redesign a business application system. The City's Operating Agreement with SDDPC requires prior approval from the City Council for all third party service agreements in excess of \$100,000. SDDPC executed this agreement with EMWD on March 15, 1999 and subsequently requested City approval. The total agreement for consulting services specified in this action is estimated between \$120,000 and \$150,000. On May 4, 1998, Council approved a consulting services agreement between SDDPC and the Eastern Municipal Water District (EMWD) in Riverside County to provide consulting services for the development of the System for Project Organization Reporting and Tracking (SPORT) application. The business application system design will be an addition to the SPORT application. Staff supports SDDPC's request. The consulting agreement includes service provided on a time and materials basis. The operating Agreement between the City and SDDPC limits services provided to third parties to help ensure that such activities do not negatively impact the level of service SDDPC provides to the City. SDDPC has assured staff that the agreement with EMWD will not cause the City negative impacts financially or in the level of service SDDPC provides the City.

**FILE LOCATION:**

**MEET**

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\* ITEM-114: Recognizing the San Diego Oceans Foundation and Dr. Andreas Rechnitzer.

**DEPUTY MAYOR WEAR'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1435) ADOPTED AS RESOLUTION R-291859

Commending the valuable work of the San Diego Oceans Foundation, and recognizing Dr. Andreas Rechnitzer for his lifetime achievement in the science of oceanography.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

ITEM-150: Four actions related to Adoption of the 1998 Model Building and Fire Codes with Municipal Code Amendments.

(See City Manager Report CMR-99-130.)

**CITY MANAGER'S RECOMMENDATION:**

Introduce the following ordinances:

Subitem-A: (O-99-121) INTRODUCED, TO BE ADOPTED JULY 19, 1999

Introduction of an Ordinance amending Chapter III, Article 3, Division 33, of the San Diego Municipal Code by amending Section 33.3313; amending Chapter III, Article 3, Division 35, by amending Section 33.3540; amending Chapter V, Article 4, Division 3, by amending Section 54.0309; amending Chapter VI, Article 1, Division 22, by amending Section 61.2202; amending Chapter IX, Article 1, Division 1, by amending Sections 91.0101, 91.0104, 91.0106, 91.0107, and 91.0108; amending Chapter IX, Article 1, Division 15, by amending Section 91.1503; amending Chapter IX, Article 1, Division 18, by amending Section 91.1804; amending Chapter IX, Article 1, Division 29, by amending Section 91.2902; amending Chapter IX, Article 1, Division 34, by amending Section 91.3404; amending Chapter IX, Article 1, Division 84, by amending Sections 91.8402 and 91.8403; amending Chapter IX, Article 5, Division 1, by amending Sections 95.0112 and 95.0113; amending Chapter IX, Article 6, Division 4, by amending Section 96.0403; amending Chapter IX, Article 8, Division 1, by amending Sections 98.0101 and 98.0103; amending Chapter IX, Article 8, Division 2, by amending Section 98.0202; amending Chapter X, Article 1, Division 4, by amending Section 101.0410; amending Chapter X, Article 1, Division 11, by amending Sections 101.1101 and 101.1122; amending Chapter X, Article 1, Division 5, by amending Section 101.0570; amending Chapter X, Article 1, Division 6, by amending Section 101.0620; amending Chapter X, Article 1, Division 7, by amending Section 101.0702; amending Chapter X, Article 3, Division 14, by amending Section 103.1424; amending Chapter X, Article 3, Division 16, by amending Section 103.1606; amending Chapter X, Article 3, Division 17, by amending Section 103.1704; amending Chapter X, Article 3, Division 4, by amending Section 103.0403; amending Chapter X, Article 3, Division 9, by amending Section 103.0959; amending Chapter X, Article 3, Division 20, by amending Sections 103.2002 and 103.2012; and amending Chapter 11, Article 1, Division 13, by amending Section 111.1305, all relating to the California Building Code.

Subitem-B: (O-99-122) INTRODUCED, TO BE ADOPTED JULY 19, 1999

Introduction of an Ordinance amending Chapter IX, Article 2, Division 1, of the San Diego Municipal Code by amending Sections 92.0102, 92.0103, 92.0106, 92.0107 and 92.0108; amending Chapter IX, Article 2, Division 2, by amending Sections 92.0201, 92.0202, 92.0203, 92.0204, 92.0205, 92.0207 and 92.0208; amending Chapter IX, Article 2, Division 3, by amending Sections 92.0301 and 92.0303; amending Chapter IX, Article 2, Division 5, by amending Sections 92.0504 and 92.0510; amending Chapter IX, Article 2, Division 6, by amending Sections 92.0607 and 92.0629, all relating to the Electrical Code.

Subitem-C: (O-99-123) INTRODUCED, TO BE ADOPTED JULY 19, 1999

Introduction of an Ordinance amending Chapter IX, Article 1, Division 85, of the San Diego Municipal Code by amending Section 91.8503; amending Chapter IX, Article 3, Division 1, by amending Sections 93.0102, 93.0103, 93.0109, 93.0110 and 93.0111; amending Chapter IX, Article 3, Division 3, by amending Sections 93.0301, 93.0302 and 93.0306; amending Chapter IX, Article 3, Division 4, by amending Section 93.0401; amending Chapter IX, Article 3, Division 5, by adding Section 93.0503; and amending Chapter 11, Article 1, Division 13, by amending Section 111.1306, all relating to the Municipal Plumbing and Mechanical Code.

Subitem-D: (O-99-132) INTRODUCED, TO BE ADOPTED JULY 19, 1999

Introduction of an Ordinance amending Chapter V, Article 5, Division 1, of the San Diego Municipal Code by amending Sections 55.0101 and 55.0103; amending Chapter V, Article 5, Division 9, by amending Sections 55.0910, 55.0202, and 55.0303; amending Chapter V, Article 5, Division 10, by amending Section 55.1003; amending Chapter V, Article 5, Division 25, by amending Section 55.2501; amending Chapter V, Article 5, Division 77, by amending Section 55.7701; amending Chapter V, Article 5, Division 78, by amending Section 55.7802; amending Chapter V, Article 5, Division 81, by amending Section 55.8102; amending Chapter V, Article 5, Division 91, Sections 55.9101 through 55.9105; and amending Chapter V, Article 5, Division 92, by amending Section 55.9201, all relating to the Uniform Fire Code.

**LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:**

On 4/21/99 LU&H voted 5-0 to approve adoption of the Model Building and Fire Codes. (Councilmembers Mathis, Wear, Stevens, McCarty and Vargas voted yea.)

FILE LOCATION: SUBITEMS A, B, C, & D: NONE

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN TO INTRODUCE THE ORDINANCES. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-not present, Mayor Golding-yea.

ITEM-200: Accepting a Grant from AmeriCorp for the "6 to 6" Program.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1448) ADOPTED AS RESOLUTION R-291860

Authorizing the City Manager or designee to accept, expend and administer the grant from the AmeriCorp in the amount of \$702,923, to provide tutors for the "6 to 6" Extended School Day Program;

Authorizing the expenditure of Department 042, Fiscal Year 2000 "6 to 6" Extended School Day Program funds, contingent upon approval of the Fiscal Year 2000 budget;

Authorizing the City Manager or designee to execute all documents, including contracts, agreements, amendment extensions, renewals, or future funding, provided funding is made available by the California Commission on Improving Life Through Service Corporation for National Service State Office.

**CITY MANAGER SUPPORTING INFORMATION:**

In June 1998, the City Council allocated \$1,750,000 in funding for the "6 to 6" Extended School Day Program at 31 elementary school sites within the San Diego Unified School District. In March 1998, the City applied for an AmeriCorp Grant from the California Commission on Improving Life Through Service Corporation for National Service State Office. This a one-year grant that would leverage local funds and allow 132 AmeriCorp Volunteers to provide mentoring and tutoring services to students in the "6 to 6" program. Council action is needed to accept the funding, authorize the match and direct the City Manager to execute all documents necessary.

Aud. Cert. 2000007.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

ITEM-201: Mid-Year Budget Adjustment to Add Mira Sorrento Place.

(Mira Mesa Community Area. District-5.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1443) ADOPTED AS RESOLUTION R-291861

Amending the FY 99 CIP Budget by adding a new CIP Project, CIP-52-676.0, entitled Mira Sorrento Place - Scranton Road to Vista Sorrento Parkway;

Authorizing the appropriation of \$1,488,700 (Fund No. 79006 -Mira Mesa FBA) and transferring to CIP-52-676.0, Mira Sorrento Place - Scranton Road to Vista Sorrento Parkway;

Authorizing the City Manager to accept \$366,000 from ADI Research Partners, Ltd., for the purpose of funding CIP-52-676.0, Mira Sorrento Place - Scranton Road to Vista Sorrento Parkway;

Authorizing the appropriation of \$366,000 from Fund No. 63021 to CIP-52-676.0, Mira Sorrento Place - Scranton Road to Vista Sorrento Parkway.

**CITY MANAGER SUPPORTING INFORMATION:**

The proposed new CIP project will provide funds to extend Mira Sorrento Place from its existing terminus 560 feet west of Scranton Road to Vista Sorrento Parkway as a four lane collector, and widen the existing two lane portion to four lanes. Included in the project are modifications to the Vista Sorrento Parkway/I-805 northbound ramps intersections, which will be completed in FY 1999. CalTrans will contribute 1/3 of the cost (\$13,700) of the modification. This funding will be provided via a cooperative agreement between the City and CalTrans and will be brought before Council later in FY 1999. FY 2000 developer funding (\$1,796,000) is the estimated value of right-of-way to be dedicated at no cost. The balance of the FY 2000 funding (\$2,835,600) will be provided by the Mira Mesa FBA. Developers will reimburse the FBA for their fair share of construction costs, estimated at approximately \$1,401,000, as their property develops.

Aud. Cert. 9901236.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

ITEM-202: Two actions related to Inviting Bids and Executing an Agreement for Deerfield Water Pump Plant and Transmission Pipelines.

(Navajo Community Area. District-7.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-99-1332 Cor. Copy) ADOPTED AS RESOLUTION R-291862

Inviting bids for the Deerfield Water Pump Plant and Transmission Pipelines on Work Order No. 180581;

Authorizing a contract with the lowest responsible bidder;

Authorizing the expenditure of not to exceed \$6,164,214 from CIP-73-268.0, Deerfield Water Pump Plant, Water Revenue Fund No. 41500 and an amount not to exceed \$336,000 from CIP-73-331.0, Annual Allocation for Pooled Contingency, Water Revenue Fund No. 41500, provided that the City Auditor first furnishes a certificate demonstrating that funds necessary for expenditure are, or will be, on deposit in the City Treasury;

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

Authorizing the City Manager to enter into an agreement with John Powell and Associates to provide engineering design support during the construction of the Deerfield Water Pump Plant and Transmission Pipelines at a cost not to exceed \$151,756. (BID-K99256C)

Subitem-B: (R-99-1333) ADOPTED AS RESOLUTION R-291863

Certifying that the information contained in Mitigated Negative Declaration LDR-99-0175, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration reflects the independent judgement of the City as Lead Agency and that the information contained, together with any comments received during the public review process, has been reviewed and considered by the Council in connection with approval of Deerfield Water Pump Plant and Transmission Pipelines;

Declaring that the Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study and approving the Mitigated Negative Declaration;

Adopting the Mitigation Monitoring and Reporting Program.

**CITY MANAGER SUPPORTING INFORMATION:**

The Deerfield Water Pump Plant serves the San Carlos Community and will replace the existing Hillandale Pump Plant that is not reliable and efficient. The Hillandale Pump Plant is located in a confined underground area with inadequate ventilation which causes the motors to overheat and malfunction. The Deerfield Pump Plant will be located northwest of the intersection of Mission Gorge Road and Deerfield Street. This location was selected after numerous meetings with the community and a citizens advisory committee providing site support. This project falls under the Department of Health Services Compliance Order 04-14-96-022 to begin construction by December 1, 1999.

**CITY MANAGER SUPPORTING INFORMATION:**

The project consists of a pump plant building that is designed to blend with the surrounding Mission Trails Regional Park. The building will house pumps, motors, valves, control panels and hook-ups for an emergency power generator. The property surrounding the building will be landscaped with native plants and an art wall will be included to beautify the new cul-de-sac which will serve as the entrance to the pump plant site. The project also consists of about 11,300 feet of 20-inch, 30-inch and 36-inch water main, with an alignment primarily along Jackson Drive between Doreen Rd. and Park Ridge Blvd. This project was designed by John Powell & Associates (JPA). Given the construction complexities associated with the project, design assistance will be required of JPA to address bidders questions and provide design support during construction. JPA's experience with the project design will result in efficiencies in time,

cost and construction. Based on these factors, it is recommended that JPA be retained to support the project during construction.

Aud. Cert. 9901291.

FILE LOCATION: SUBITEMS A & B: CONT - TC Construction; W.O.  
180581

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

ITEM-203: Two actions related to Inviting Bids for the Construction of Water and Sewer Group 464A.

(Centre City Community Area. District-2.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-99-1330) ADOPTED AS RESOLUTION R-291864

Inviting bids for the Construction of Water and Sewer Group 464A on Work Order No. 170931/180601;

Authorizing the execution of a contract with the lowest responsible bidder, provided the City Auditor first furnishes a certificate certifying that the funds are, or will be on deposit, with the City Treasurer;

Authorizing the expenditure of an amount not to exceed \$1,158,670 from Water Fund 41500, CIP-73-083.0, Annual Allocation - Water-Main Replacements, and \$927,465 from Sewer Fund 41506, CIP-44-001.0, Annual Allocation Sewer Main Replacement, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be, on deposit in the City Treasury;

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

Authorizing the use of City Forces to temporarily cut and plug, make all live connections of the water main, and highline the water main for a cost not to exceed \$167,000. (BID-K99257C)

Subitem-B: (R-99-1331) ADOPTED AS RESOLUTION R-291865

Certifying that the information contained in Mitigated Negative Declaration LDR-98-1182, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, that the declaration reflects the independent judgement of the City of San Diego as Lead Agency and that the information contained in the report, together with any comments received during the public review process, has been reviewed and considered by Council;

Declaring that the City Council finds that project revisions now mitigate potentially significant effects on the environment previously identified in the Initial Study;

Adopting the Mitigation Monitoring and Reporting Program.

**CITY MANAGER SUPPORTING INFORMATION:**

Water and Sewer Replacement Group 464A is part of the City of San Diego's Continuing Annual Water and Sewer Main Replacement Program. This project is in the Centre City Community area and consists of constructing approximately 4,170 linear feet of new water main and 3,185 linear feet of sewer main. Also, this project includes the construction of 16 pedestrian ramps, asphalt concrete paving and slurry sealing of the impacted streets. The streets within this project which will be affected by construction operation are 15th Street, 14th Street, G Street, Market Street, K Street, and the Alley west of 15th Street between Market Street and Island Street. Residents will be notified by mail at least one month before construction begins by the City's Engineering and Capital Projects Department and again 10 days before construction begins by the contractor through hand distribution.

WWF-99-391.

FILE LOCATION:

SUBITEMS A & B: CONT - So. Calif. Underground Contractors, Inc.; W.O. 170931/180601

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

ITEM-204: COMNET: Westinghouse Electric Corporation Amendments 16 and 17.

(See City Manager Report CMR-99-129.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1397) ADOPTED AS RESOLUTION R-291866

Authorizing a sixteenth amendment to the agreement of August 8, 1994, with Westinghouse Electric Corporation, for further work in connection with the City's Wastewater Operations Management Network (COMNET), in an amount not to exceed \$13,712,234;

Authorizing a seventeenth amendment to the agreement of August 8, 1994, with Westinghouse Electric Corporation, for further work in connection with the City's Wastewater Operations Management Network (COMNET), in an amount not to exceed \$1,432,201;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$67,417 within Fund 41509, from CIP-45-920.0, Wastewater Operations Management Network (COMNET), to CIP-46-170.0, Point Loma Digester Upgrade and Expansion;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$400,000 within Fund 41506, from CIP-46-188.0, Pump Station 64 HPO Injunction, to CIP-46-120.0, Peñasquitos Trunk Sewer Relief;

Authorizing the expenditure of an amount not to exceed \$7,214,048, to provide funds for Amendment No. 16, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be, on deposit in the City Treasury, expended as follows:

\$4,792,416 from CIP-45-920.0, Wastewater Operations Management Network (COMNET)

\$ 676,508 from CIP-42-911.4, Metro Biosolids Center (MBC)

\$ 246,131 from CIP-46-120.0, Peñasquitos Trunk Sewer Relief

\$ 572,684 from CIP-46-168.0, Telemetry Control Systems (SCADA)

\$ 615,600 from CIP-46-170.0, Point Loma Digester Facility Upgrade & Expansion

\$ 310,709 from CIP-46-180.0, Point Loma North Operations Building

Authorizing the expenditure of an amount not to exceed \$1,432,201 from Fund 41508, Dept. 771, Org. 610, Object Acct. 4222, Job Order 2610, to provide funds for Amendment No. 17, consisting of \$1,030,425 in Fiscal Year 2000, contingent on approval of the Fiscal Year 2000 Appropriation Ordinance, and \$401,776 in Fiscal Year 2001, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be, on deposit in the City Treasury:

Authorizing the City Manager to revise contract phase funding with Westinghouse Electric Corporation in the following manner:

Proposed Funding for Amendment 16  
COMNET (CIP-45-920.0)

Phase 11: FY99 \$ 2,432,499  
Phase 12: FY00 \$ 2,359,917  
Phase 13: FY00  
Phase 14: FY01  
Phase 15: FY01

Proposed Funding for Amendment 16  
Metro Biosolids Center (CIP-42-911.4)

Phase 11: FY99  
Phase 12: FY00 \$ 676,508  
Phase 13: FY00  
Phase 14: FY01  
Phase 15: FY01

Proposed Funding for Amendment 16  
Peñasquitos TSR (CIP-46-120.0)

Phase 11: FY99 \$ 246,131  
Phase 12: FY00  
Phase 13: FY00  
Phase 14: FY01  
Phase 15: FY01

Proposed Funding for Amendment 16  
Telemetry - SCADA (CIP-46-168.0)

Phase 11: FY99 \$ 114,537  
Phase 12: FY00 \$ 400,879  
Phase 13: FY00 \$ 57,268  
Phase 14: FY01  
Phase 15: FY01

Proposed Funding for Amendment 16  
Pt Loma Digester (CIP-46-170.0)

Proposed Funding for Amendment 16  
Pt Loma North Ops Bldg (CIP-46-180.0)

Phase 11: FY99	\$ 615,600	Phase 11: FY99	
Phase 12: FY00		Phase 12: FY00	\$ 310,709
Phase 13: FY00		Phase 13: FY00	
Phase 14: FY01		Phase 14: FY01	
Phase 15: FY01		Phase 15: FY01	

Proposed Funding for Amendment 16  
South Bay WR Plant (CIP-42-910.6)

Subtotal of Proposed Funding for  
Amendment 16

Phase 11: FY99	\$ 325,023	Phase 11: FY99	\$3,733,790
Phase 12: FY00	\$ 3,378,488	Phase 12: FY00	\$7,126,501
Phase 13: FY00	\$ 1,494,583	Phase 13: FY00	\$1,551,851
Phase 14: FY01	\$ 650,046	Phase 14: FY01	\$ 650,046
Phase 15: FY01	\$ 650,046	Phase 15: FY01	\$ 650,046

Proposed Funding for Amendment 17  
(O&M) 41508 / 771 / 610 / 2610

Subtotal of Proposed Funding for  
Amendment 17

Phase 11: FY99		Phase 11: FY99	\$ 0
Phase 12: FY00	\$ 162,837	Phase 12: FY00	\$ 162,837
Phase 13: FY00	\$ 867,588	Phase 13: FY00	\$ 867,588
Phase 14: FY01	\$ 401,776	Phase 14: FY01	\$ 401,776
Phase 15: FY01		Phase 15: FY01	\$ 0

TOTAL Phase 11-15 Contract Funding  
through Amendment 15

TOTAL Phase 11-15 Contract Funding  
through Amendment 17

Phase 11: FY99	\$1,843,747	Phase 11: FY99	\$5,577,537
Phase 12: FY00	0	Phase 12: FY00	\$7,289,338
Phase 13: FY00	0	Phase 13: FY00	\$2,419,439
Phase 14: FY01	0	Phase 14: FY01	\$1,051,822
Phase 15: FY01	0	Phase 15: FY01	\$ 650,046

Authorizing the funding of Phase 11 with Westinghouse Electric Corporation in the amount of \$3,733,790 as requested with Amendment No. 16;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$2,102,449 from CIP-45-920.0, Wastewater Management Network (COMNET), to reappropriate previously approved contract phase funding, as follows:

\$ 11,323 transferred to CIP-42-910.1, North City Water Reclamation Plant  
\$ 30,605 transferred to CIP-42-911.3, North City Raw Sludge & Water  
Pipeline  
\$ 676,430 transferred to CIP-42-911.4, Metro Biosolids Center (MBC)  
\$ 30,056 transferred to CIP-46-110.0, Point Loma Scum Removal System  
\$ 13,549 transferred to CIP-46-117.0, Pump Station 65 Expansion & Force

Main

\$ 77,269 transferred to CIP-46-120.0, Peñasquitos Trunk Sewer Relief  
\$ 572,684 transferred to CIP-46-168.0, Telemetry Control Systems (SCADA)  
\$ 618,925 transferred to CIP-46-170.0, Point Loma Digester Facility Upgrade  
\$ 49,182 transferred to CIP-46-179.0, Point Loma Power Generation &  
Distribution  
\$ 22,426 transferred to CIP-46-504.0, North City Cogeneration Facility

Aud. Certs. 9901231, 9901232, 2000006.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B400-434.)

MOTION BY MATHIS 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-not present, Mayor Golding-yea.

ITEM-205: Amendment No.1 to Job Order Contract with Balboa Construction, Inc.

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1405) ADOPTED AS RESOLUTION R-291867

Authorizing the City Manager to negotiate and execute an Amendment No. 1 to  
the job order contract with Balboa Construction, Inc., increasing the not-to-exceed  
amount of its contract from \$8,000,000 to \$10,000,000;

Authorizing the expenditure of an amount not to exceed \$2,000,000 from Fund No. 41508.

**CITY MANAGER SUPPORTING INFORMATION:**

In July, 1998, the City Manager executed a Job Order Contract (JOC 3) with Balboa Construction, Inc. for the amount of \$8,000,000. In November, 1998, the San Diego Municipal Code was amended to include the Job Order Contracting process for a period not in excess of 5 years and a sum of \$10,000,000. Each JOC is competitively procured using a request for bids and has a pre-established minimum and maximum dollar amount. The contractor bids a factor or

multiplier which is applied to all of the unit prices in the unit price book. The contractor with the lowest factor and a responsive, responsible bid is awarded the contract. Work is accomplished by the issuance of individual task orders to the contractor. When work is ordered by task order, the contractor and the City's representative meet to scope the work and prepare a task order. Appropriate unit priced items are selected from the contract document, the number of units are identified, and the contractor's factor is applied to the costs taken from the contract documents.

The City is under no obligation to pay the contractor any more than the \$50,000 minimum contract obligation, and, therefore, the contractor has an incentive to deliver quality work in a timely fashion in order to get additional work. This is the third JOC contract awarded by the Metropolitan Wastewater Department, and JOC has been in use in various other public agencies since the mid 1980s. Agencies currently using JOC include Los Angeles County, Ventura County, San Diego County, City of New York, City of Chicago, the U.S. Army, U.S. Navy, U.S. Air Force, NASA, HUD and the U.S. Postal Service among others. The current Job Order Contract is reaching the budget limit of \$8,000,000 and it is requested that the contract limit be increased by \$2,000,000 to a total of \$10,000,000. The continuation of the Job Order Contract system will enable the Metropolitan Wastewater Department to achieve its objective of rapidly engaging contractors in critical and necessary work while lowering costs.

MBE/WBE: Due to the nature of the as needed construction contract projects, the percentage of MBE/WBE subcontractors is dependent upon the tasks authorized by the City and type of work required by those tasks. The Job Order Contract which is currently in place has attained a 76.43 percent MBE/WBE percentage to date.

Aud. Cert. 9901301.

FILE LOCATION: CONT-Balboa Construction, Inc.

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

\*ITEM-S400: Four actions related to Approving the Final Subdivision Map of Del Mar Highlands Estates.

(Pacific Highlands Ranch Community Area. District-1.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-99-1420) ADOPTED AS RESOLUTION R-291868

Authorizing the execution of a Subdivision Improvement Agreement with Pardee Construction Company, for the installation and completion of public improvements.

Subitem-B: (R-99-1421) ADOPTED AS RESOLUTION R-291869

Authorizing the execution of a Landscape Maintenance Agreement with Pardee Construction Company, for the installation and completion of public improvements.

Subitem-C: (R-99-1419) ADOPTED AS RESOLUTION R-291870

Approving the final map.

Subitem-D: (R-99-1422) ADOPTED AS RESOLUTION R-291871

Approving the acceptance by the City Manager of a grant deed of Pardee Construction Company, granting to the City Lots "B", "C" and "D" of Del Mar Highlands Estates, for open space purposes.

**CITY MANAGER SUPPORTING INFORMATION:**

This map proposes the subdivision of a 390.592 acre site into 149 lots for residential development, plus lots "A" through "X". It is located south of San Dieguito Road in the Pacific

Highlands Ranch Community. On April 15, 1997 the Council of the City of San Diego approved City Council Resolution R-288543 for Del Mar Highlands Estates. 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. 28794-1-D through 28794-43-D, filed in the Office of the City Clerk under Micro Number 140.02. All improvements are to be completed within two years. The Engineer's estimate for the cost of public improvements is \$3,891,790 and a Performance Bond in that amount has been provided as surety. A cash bond in the amount of \$50,000, as determined by the surveyor's estimate, has been posted as surety for the setting of survey monuments. Subdivider has posted a Letter of Credit in the amount of \$1,790,000 as their fair share of contribution for: a) construction of improvements for the widening of Via De La Valle to a four lane major street

from San Andres Drive to El Camino Real East, (\$680,000); and b) construction of improvements for the widening of El Camino Real to a four lane major street from Half Mile Drive to Via De La Valle (\$1,110,000). This subdivision is located within the Pacific Highlands Ranch Community and is within a Public Facilities Financing Plan which provides for the payment of an assessment for public facilities. 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." Subdivider shall enter into a Landscape Maintenance Agreement, agreeing to maintain all landscaping and appurtenances thereto within the City right-of-way adjacent to this subdivision, until another mechanism is established and assumes maintenance responsibility. Lots "B", "C" and "D" are being deeded to the City at no cost as a condition of Tentative Map approval. The lots total 224.31 acres in size. No park fee credit is being granted by this action. The lots are to be used for open space purposes.

**FISCAL IMPACT:**

None.

Culbreth-Graft/Haase/SH

FILE LOCATION: SUBITEMS A, B, & C: SUBD-Del Mar Highlands Estates  
SUBITEM D: DEED F-7544

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

ITEM-S401: Catamaran Hotel Beach Permit Renewal.

(Continued from the meeting of June 21, 1999, Item 203, at the City Manager's request, for further review.)

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

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1387) ADOPTED AS RESOLUTION R-291872

Authorizing the City Manager or his designee to execute a five-year permit for daylight use of a 0.133-acre portion of the beach adjacent to the Catamaran Pier, located at the Sail Bay Area of Mission Bay Park, for a food, beverage and beach equipment concession to serve hotel guests and the general public at an annual minimum rent of \$500.

**CITY MANAGER SUPPORTING INFORMATION:**

The Catamaran Hotel beach permit was authorized in November 1992. Located on a 0.133-acre portion of the beach adjacent to the Catamaran Hotel and Pier, the permit allows daylight use of the area for a food, beverage and beach accessory rental concession. This concession serves both guests of the Catamaran Hotel and the general public. Under the terms of the five-year permit renewal, the City receives an annual minimum rent of \$500 with a provision to receive 10 percent of the gross income exceeding \$5,000 in any given year. The permit is cancelable by either party with sixty days prior written notice.

USE - Food, beverage, beach accessory concession.

LOCATION - Sail Bay Area of Mission Bay Park.

PREMISES - 0.133-acre portion of the beach adjacent to the Catamaran Pier.

TERM - Five years, subject to termination by either party with sixty days notice.

RENT - \$500 per year minimum vs. 10 percent of gross income.

**FISCAL IMPACT:**

\$500 per year minimum deposited into the General Fund.

Culbreth-Graft/Griffith/CWG

FILE LOCATION: LEAS-Braemar Partnership

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

ITEM-S402: Beach Concessions.

(See City Manager Report CMR-99-104; memorandum from Deputy Mayor Wear dated 5/25/99; memorandum from Councilmember McCarty dated 7/16/98; letter and booklet from the Coastal Activities League dated 2/19/99; and letter from Shelley C. Miller dated 4/14/99. La Jolla Shores, Pacific Beach, Mission Beach, Ocean Beach and Mission Bay Park Community Areas. Districts-1 and 2.)

**CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-99-1478) ADOPTED AS RESOLUTION R-291873

Declaring that a Request for Proposal (RFP) process continue to be used to issue seasonal beach concession permits for beach equipment rentals and food/beverage carts which provide service to the beach-going public, excluding in the future any beach location that is within 1,000 feet of a business that offers a substantially equivalent service at the time of permit issuance;

Requesting the beach area businesses in Pacific Beach and Mission Beach to inform the beach-going public of the availability of beach equipment for rent or sale in their stores by placing, within the restrictions of the Sign Code, a sign to this effect in a clearly visible location.

**NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:**

On 5/26/99, NR&C voted 4-0 to approve the City Manager's recommendation that a Request for Proposal process continue to be used to issue seasonal concession permits for beach equipment

rentals and food/beverage carts as a public service, excluding in the future any beach location that is within 1,000 feet of a business that offers a substantially equivalent service at the time of permit issuance. (Councilmembers Mathis, Kehoe, Warden and McCarty voted yea. Councilmember Stallings not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B447-C349.)

MOTION BY MATHIS TO ADOPT THE RESOLUTION TO APPROVE THE NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION WITH THE CLARIFICATION THAT USE OF BEACH AREAS ASSOCIATED WITH CITY OWNED PROPERTY CONTINUE TO BE EVALUATED BY THE CITY MANAGER ON A CASE BY CASE BASIS. Second by McCarty. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-not present, Mayor Golding-not present.

\*ITEM-S403: Supporting AB 18: Villaraigosa - Keeley Urban Parks, Clean Water and Coastal Protection Bond Act of 2000.

(See Intergovernmental Relations Department Report IRD-99-08.)

**TODAY'S ACTION IS:**

Adoption of the following resolution:

(R-99-1506) ADOPTED AS RESOLUTION R-291874

Supporting the passage of AB 18, the Villaraigosa - Keeley Urban Parks, Clean Water and Coastal Protection Bond Act of 2000 which will provide \$1.5 billion for state and local park projects to preserve our natural heritage and allow urban areas to expand much needed recreation facilities that serve children, youth, and senior and encouraging the State Assembly, State Senate, and Governor Gray Davis to place this before the voters in November 2000.

**RULES, FINANCE AND INTERGOVERNMENTAL RELATIONS COMMITTEE'S RECOMMENDATION:**

On 6/21/99, RULES voted 4-0 to approve on consent the recommendation by the Intergovernmental Relations Department to support AB 18. (Councilmembers Mathis, Wear, Warden, and Vargas voted yea. Mayor Golding not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B232-399.)

CONSENT MOTION BY WARDEN 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-not present, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Wear at 4:06 p.m. in honor of the memory of:

Leanna Thompson-Harris as requested by Council Member Stevens; Dorothea Irene Edmiston as requested by Council member McCarty and Council Member Wear; and Elizabeth Gerasimoff as requested by Council Member Wear.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: C387.)