

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, AUGUST 3, 1999
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 11:37 a.m. The meeting was recessed by Mayor Golding at 11:57 a.m. to convene the Redevelopment Agency and thereafter the Housing Authority. The regular meeting was reconvened by Mayor Golding at 12:04 p.m. with Council Member McCarty not present. Deputy Mayor Wear adjourned the meeting at 12:23 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-excused by R-292118 (family reunion)
- (8) Council Member Vargas-present

Clerk-Fishkin (lw)

FILE LOCATION: MINUTES

ITEM-300: 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-not present
- (8) Council Member Vargas-present

CLOSED SESSION ANNOUNCEMENT:

Executive Assistant City Attorney Leslie Devaney announced that in Closed Session, by an 8 to 0 vote, with one absent, the City Council agreed to accept a settlement in the amount of \$67,500 from Armco in the case of City v. Amoco Chemical Corporation, District Court Case No. 98CV0474ED.

By an 8 to 0 vote with one absent, the City Council agreed to a settlement of the attorney's fees claim in the case of CARE v. City of San Diego, Case No. 730641, in the amount of \$59,650 and has decided not to appeal the decision of the Superior Court.

FILE LOCATION: MINUTES

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Comment by Daniel Beeman regarding accessibility to information. He stated it is sometimes difficult to get regular information. Last night, he said he made several calls in an effort to get information regarding the Bay to Park Project. He never received any information. Mr. Beeman also requested information regarding money received and money spent in and for each district.

City Manager Uberuaga stated that a staff member would meet with him in the hall regarding the information requested.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A017-041.)

COUNCIL COMMENT:

None.

ITEM-330: Centre Court Apartments.

Matter of the appeal by John F. Graybill, from the decision of the Planning Commission in approving Mid-City Development Permit No. 98-0170 which would allow the demolition of five rental units and the development of 35 apartment units, provide underground parking and associated site landscaping.

(Continued from the meeting of 6/22/1999, Item 334 at the request of Councilmember Kehoe, to allow time for staff, planners, and developers to meet and review the project, and come back with a proposal regarding a development that will enhance the neighborhood.)

(Case 98-0170. Uptown Community Plan area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following Resolution in Subitem A, and adopt the Resolution in Subitem B to deny the appeal and grant the permit.

Subitem-A: (R-99-) CONTINUED TO SEPTEMBER 28, 1999

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration LDR-98-0170 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-99-) CONTINUED TO SEPTEMBER 28, 1999

Adoption of a Resolution approving or denying the appeal and granting or denying the permit with appropriate findings to support Council action.

SUPPORTING INFORMATION:

The project proposes demolition of five rental units and construction of 35 apartment units within a four-story building, located at 3974-3992 Centre Street. The site consists of six contiguous 3,500 square-foot (25 x 140') legal lots comprising a total site area of 21,000 sq. ft., within the MR-800 (B) Zone of the Mid-City Communities Planned District. The Municipal Code permits a bonus density for premises containing 15,000 sq. ft. or more. This bonus density allows for the development of one dwelling unit per 600 sq. ft. of lot area (35 units), where one unit per 800 sq. ft. (26 units) would otherwise be allowed. For properties located within the MR-800(B) Zone, a discretionary Mid-City Development Permit is required for development of more than 30 units. Projects within the MR-800(B) Zone which propose 30 units or less, are not subject to discretionary review unless deviations from the Planned District Ordinance are proposed.

The Uptown Community Plan designates this area for high-density, multi-family residential development at 44-73 dwelling units per acre (one unit per 597-990 sq. ft. of lot area). Each unit would consist of two bedrooms and two baths. A total of 64 off street parking spaces accessed from the alley, are proposed within an underground parking garage. Of the 64 spaces, 21 spaces would be of standard configuration, 19 compact, and 42 with tandem spaces. Assignment and use of the required off-street parking spaces would be the responsibility of the property owner(s).

This project was approved by the Hearing Officer at a public hearing held on January 27, 1999. This decision was appealed to the Planning Commission by two individuals who spoke in opposition to the project. Issues discussed relate to bulk and scale of the project, traffic impacts, use by residents of the tandem off-street parking spaces and impacts on the availability of existing on-street parking.

LEGAL DESCRIPTION:

The project site is more particularly described as Lots 42-47, Block 191, University Heights, according to Amended Map made by G.A. D'Hemecourt, in Book 8, Page 36 et seq of Lis Penders on file in the Office of the County Recorder of San Diego.

FILE LOCATION: Subitems A & B: PERM - 98-0170 (65)

COUNCIL ACTION: (Tape location: A042-263.)

CONSENT MOTION BY MATHIS TO CONTINUE TO SEPTEMBER 28, 1999, AT THE REQUEST OF THE CITY MANAGER FOR FURTHER REVIEW. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-yea.

ITEM-331: Nobel Research Park.

Matter of a Rezone, Vesting Tentative Map (99-0034), Planned Industrial Development and Resource Protection Ordinance Permit within the University Community Plan area.

(RZ/VTM/PID/RPO-99-0034. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt Subitem A; adopt Subitem C to grant the map and Subitem D to grant the permit; introduce Subitem B:

Subitem-A: (R-2000-77) ADOPTED AS RESOLUTION R-292053

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration LDR-99-0034 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council and adopting appropriate findings of mitigation, monitoring and reporting program pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-2000-7) INTRODUCED, TO BE ADOPTED SEPTEMBER 14, 1999

Introduction of an Ordinance rezoning 42.61 acres in University Community Planning area.

Subitem-C: (R-2000-181) GRANTED MAP, ADOPTED AS RESOLUTION R-292054

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

Subitem-D: (R-2000-182 Cor. Copy) GRANTED PERMIT, ADOPTED AS RESOLUTION R-292055

Adoption of a Resolution granting or denying the permit, with appropriate findings to support Council action.

CITY MANAGER SUPPORTING INFORMATION:

Nobel Research Park project includes a rezone from R-1-5 to SR (Scientific Research), subdivision of a 42.61 acre of the site into fifteen lots for development and four lots for easements and open space by means of a Rezone/Vesting Tentative Map/ Planned Industrial Development/Resource Protection Ordinance Permit. The project would consist of a maximum 766,800 square feet with an occupancy no more than 120 persons per acre and a development intensity no more than 18,000 square feet per acre.

LEGAL DESCRIPTION:

The project site is located south of La Jolla Village Drive, west of Interstate 805, north of the

proposed extension of Nobel Drive, and east of Toscana Drive and is more particularly described as Portions of Pueblo Lots 1304 and 1306 in the University Community Plan Area.

FILE LOCATION: Subitems A,C, & D: PERM - 99-0034 (65
Subitem B: NONE

COUNCIL ACTION: (Tape location: A042-263.)

Hearing began at 11:40 a.m. and halted at 11:57 a.m.

CONSENT MOTION BY MATHIS TO INTRODUCE THE ORDINANCE AND ADOPT THE RESOLUTIONS GRANTING THE MAP AND PERMIT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-yea.

ITEM-332: Torrey Brooke.

Matter of a Rezone, Planned Residential Development Permit, Resource Protection Ordinance Permit, a Tentative Map TM-98-1189, and a Street Vacation within the Torrey Highlands Subarea IV Plan Area of the North City Future Urbanizing Area.

(RZ/PRD/RPO/TM/SA-98-1189. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt Subitems A and E; adopt Subitem C to grant the map and Subitem D to grant the permit; and introduce Subitem B:

Subitem-A: (R-2000-122) ADOPTED AS RESOLUTION R-292056

Adoption of a Resolution certifying that the information contained in the Environmental Mitigated Negative Declaration DEP-98-1189 has been completed in compliance with California Environmental Quality Act of 1970 and State guidelines, and that said Mitigated Negative Declaration reflects the independent

judgment of the City of San Diego as Lead Agency. Stating for the record that the final Mitigated Negative Declaration has been reviewed and considered prior to approving the project. Adopting the Mitigation, Monitoring and Reporting Program pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-2000-16) INTRODUCED, TO BE ADOPTED SEPTEMBER 14, 1999

Introduction of an Ordinance for R1-6000 zoning.

Subitem-C: (R-2000-174) GRANTED MAP, ADOPTED AS RESOLUTION R-292057

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

Subitem-D: (R-2000-175) GRANTED PERMIT, ADOPTED AS AMENDED AS RESOLUTION R-292058

Adoption of a Resolution granting or denying the permit, with appropriate findings to support Council action.

Subitem-E: (R-99-) ADOPTED AS RESOLUTION R-292059

Adoption of a Resolution authorizing the vacation of portions of Magnolia Drive and Orange Avenue as provided for under Section 66499.20-1/2 of the State Map Act.

CITY MANAGER SUPPORTING INFORMATION:

This 14-lot Tentative Subdivision Map for development of 10 single-family residential dwelling units through a Planned Residential Development/Resource Protection Ordinance Permit, and 3 additional lots for open space and 1 remainder parcel, is requested in conjunction with a rezone of 3.90 acres of the 7.42 acre site from the A1-10 zone to the R1-6000 zone for the single-family development only, and a Street Vacation of portions of Magnolia Drive and Orange Avenue within the project boundaries.

The Torrey Brooke project comprises 7.42 acres of land within the Torrey Highlands Subarea IV Plan within the North City Future Urbanizing Area. The site is bounded by subdivided lots

within the Rancho Peñasquitos Community Plan area on the north and east sides while on the south, is a recently approved 5-lot subdivision entitled “Adobe Bluffs” which is also within the Torrey Highlands Subarea IV Plan area.

LEGAL DESCRIPTION:

The project site is located on the north side of Adobe Bluffs Drive, between La Trucha Street and Orange Grove Avenue and is more particularly described as Lot 4, Olive Grove Tract, Map-30 in the Torrey Highlands Subarea IV of the North City Future Urbanizing Area.

FILE LOCATION: Subitems A,C,D & E: LUP - Torrey Brooke
Subitem B: NONE

COUNCIL ACTION: (Tape location: A042-263.)

Hearing began at 11:40 a.m. and halted at 11:57 a.m.

CONSENT MOTION BY MATHIS TO INTRODUCE THE ORDINANCE, ADOPT THE RESOLUTIONS GRANTING THE MAP AND PERMIT WITH THE AMENDMENT TO INCLUDE THE CHANGES MADE BY THE PLANNING COMMISSION ON JULY 15 OF THIS YEAR. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-yea.

ITEM-333: Proposed Ocean Beach Action Plan and Update to the Existing Ocean Beach Public Facilities Development Impact Fees.

Matter of the approval of a proposed Ocean Beach Action Plan, which implements the goals and objectives of the existing Ocean Beach Precise Plan. The Ocean Beach Action Plan reiterates the goals identified in the adopted Ocean Beach Precise Plan, and summarizes outstanding issues identified by the Ocean Beach Planning Board, other community representatives and the City of San Diego. Resolution of the identified community issues will further implement the goals of the 1975 Ocean Beach Precise Plan; and

The approval of an update to the existing Ocean Beach Public Facilities Plan (A-List) and Development Impact Fees.

(Ocean Beach Community Planning Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions in Subitems A and B:

Subitem-A: (R-99-1583) ADOPTED AS RESOLUTION R-292060

Adoption of a Resolution approving the Ocean Beach Action Plan.

Subitem-B: (R-99-1584) ADOPTED AS RESOLUTION R-292061

Adoption of a Resolution approving the Ocean Beach Public Facilities Plan, rescinding the existing Development Impact Fees, and approving the proposed Development Impact Fees all as set out in the Ocean Beach Public Facilities Plan.

SUPPORTING INFORMATION:

Ocean Beach Action Plan

Ocean Beach is an older, largely built-out, beach-oriented community (see Attachment 1, Location Map, Planning Commission Report). In 1975, the City Council amended the 1968 Peninsula Community Plan by adopting the Ocean Beach Precise Plan. As a result, Ocean Beach became a separate planning area and today has one of the oldest land use plans still in effect. The Local Coastal Program addendum to the Precise Plan was adopted in 1980, as required by the California Coastal Act of 1976. Since 1980, the Ocean Beach Precise Plan has been amended three times. In 1991, an update to the Ocean Beach Precise Plan was initiated but had to be suspended due to Planning Department budgetary cutbacks at that time.

In anticipation of the resumption of the community plan update, several community workshops were held beginning in 1995 to survey citizens, define overall issues and focus on particular subareas of the community such as north Ocean Beach and the Newport Avenue and Voltaire Street commercial districts.

In 1996, the City issued the “Ocean Beach Existing Conditions Report,” and a public workshop was held with the Planning Commission. In each of the public forums, residents, business owners and property owners were able to identify important community issues but these issues were seldom related to land use, zoning or transportation policy changes that can be implemented through a community plan.

The fundamental planning recommendations were still considered valid, but implementation of the 1975 Precise Plan was determined to be incomplete. Therefore, in 1997 the plan update was again suspended by the City and it was agreed to address neighborhood concerns and issues with an Action Plan rather than through a land use plan update. In the meantime, the Ocean Beach Planning Board has continued to work independently on revisions to the Precise Plan.

In meeting with planning board members, the majority reiterated that they did not wish to redesignate or rezone any land within the Ocean Beach community, did not want redevelopment in the commercial areas, and proposed no change in public policies adopted in 1975. Out of the community discussions came the genesis of a completely separate Action Plan that would 1) expand upon and implement goals and policies already established in the Precise Plan; 2) discuss current issues and needs of highest priority; and 3) leave the 1975 Ocean Beach Precise Plan unchanged from a public policy point of view.

In July 1998, the first draft of the Ocean Beach Action Plan was distributed for public and staff comment. A strikeout/underline version was issued in October 1998 which identified all suggested changes. In February 1999, a “Final Draft” was distributed which further refined the document and incorporated additionally agreed upon changes.

NOTE: The proposed Ocean Beach Action Plan is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15262 (Feasibility and Planning Studies). Subsequent environmental review in accordance with the provisions of CEQA will be required prior to the funding or implementation of any recommendations contained in the Action Plan which may cause a direct physical change to the environment and/or a reasonably foreseeable physical change to the environment. The Facilities Plan is a financing measure only, and is exempt from CEQA pursuant to Section 15061(b)(3) of the State CEQA.

FILE LOCATION: Subitems A & B: LAND - Ocean Beach (10)

COUNCIL ACTION: (Tape location: A042-263.)

Hearing began at 11:40 a.m. and halted at 11:57 a.m.

Testimony in opposition by Daniel Beeman.

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

ITEM-334: Zoning Code Revisions, Section 141.1004, Mining and Extractive Industries.

Matter of The Surface Mining and Reclamation Act (SMARA) of 1975, adopted to regulate the surface mining industry. Local authorities were required to adopt the Act by local ordinance and assume Lead Agency status with the review and approval of the State Mining and Geology Board (SMGB). On May 18, 1998, the City of San Diego was notified by the State of California State Mining and Geology Board, that based on their review of our existing ordinance regulating surface mining (Section 101.0511), the City's ordinance was inadequate, and not in accordance with SMARA. This resulted in the SMGB assuming full authority for reviewing and approving reclamation plans within the City of San Diego.

The Land Use and Housing Committee of the City Council determined that it is in the best interest of the City to retain lead agency status with respect to the administration of SMARA. In order to accomplish this, the proposed ordinance will have to be reviewed and adopted by the full Council, forwarded to the SMGB for their review and approval, and then certified by the California Coastal Commission for those areas in the Coastal Zone. As a result of the Coastal Commission's hearing schedule for the new Land Development Code (LDC), which has delayed the adoption of the LDC, it is proposed that these ordinance changes be included as part of the existing Municipal Code and implemented in those areas of the City outside the Coastal Zone. Following certification by the SMGB, they will be submitted to the Coastal Commission at the first opportunity along with other amendments to the LDC.

(Districts-1, 2, 3, 4, 5, 6, 7, 8.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinances:

Subitem-A: (O-99-131) INTRODUCED, TO BE ADOPTED SEPTEMBER 14, 1999

Introduction of an ordinance amending Chapter X, Article 1, Division 5, of the municipal code by amending Section 101.0511, relating to The California Surface Mining and Reclamation act of 1975.

Subitem-B: (O-99-137) INTRODUCED, TO BE ADOPTED SEPTEMBER 14, 1999

Introduction of an Ordinance amending Chapter 11, Article 3, Division 1 of the municipal code by amending Section 113.0103, relating to land development terms; and amending Chapter 14, Article 1, Division 10, of the municipal code by amending Section 141.1004, relating to The California Surface Mining and Reclamation Act of 1975.

NOTE: The City of San Diego as Lead Agency pursuant to CEQA has prepared and completed a Final Environmental Impact Report (LDR No. 96-0333; SCH No. 96081056; dated September 12, 1997) and an Addendum (LDR No. 96-7897; dated November 10, 1997) covering this current activity. This previously certified Final EIR as Addendum (City Council Resolution R-289458; November 18, 1997) has been reviewed and considered prior to approving this current action.

FILE LOCATION: Subitems A & B: NONE

COUNCIL ACTION: (Tape location: A355-B027.)

Hearing began at 12:04 p.m. and halted at 12:20 p.m.

Testimony in opposition by Susan Graham and James H. Sperbeck.

Testimony in favor by Bruce H. Warren.

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

ITEM-335: Two actions related to Amendment to the San Diego Municipal Code and Amendment to Land Development Ordinance to Permit Directional Signs in the Public Right-Of-Way to Major Traffic Destination Points and Parking Facilities in Centre City.

(See memorandum from the Centre City Development Corporation dated 6/8/99. Centre City Community Area. Districts-2, 3, and 8.)

CENTRE CITY DEVELOPMENT CORPORATION'S RECOMMENDATION:

Introduce the following ordinances:

Subitem-A: (O-99-133) INTRODUCED, TO BE ADOPTED
SEPTEMBER 14, 1999

Introduction of an ordinance amending Chapter X, Article 4, of the San Diego Municipal Code by adding a New Division 7 titled Centre City Sign Control District and by adding Sections 104.0701 through 104.0706 relating to Directional Signage on public property and in public rights-of-way in the Centre City Community Planning Area.

_____ Subitem-B: (O-2000-3) INTRODUCED, TO BE ADOPTED
SEPTEMBER 14, 1999

Introduction of an ordinance amending Chapter 14, Article 2, Division 12, of the Land Development Code by adding Section 142.1292 relating to Directional Signage on public property and in public rights-of-way in the Centre City Community Planning Area.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 6/30/99, LU&H voted 4-0 to adopt an ordinance creating the Centre City Sign Control District. (Councilmembers Mathis, Wear, Stevens, and McCarty voted yea. Councilmember Vargas not present.)

_____ FILE LOCATION: Subitems A & B: NONE

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-336: Approval of a Disposition and Development Agreement with 38th Street Limited Liability Company for the Development of Four Lots in the Southcrest Redevelopment Project Area.

(Southeast San Diego Community Area. District-4.)

**SOUTHEASTERN ECONOMIC DEVELOPMENT CORPORATION'S
RECOMMENDATION:**

Adopt the following resolution:

(R-2000-73) ADOPTED AS RESOLUTION R-292062

Approving the sale of certain property in the Southcrest Redevelopment Project Area to 38th Street Limited Liability Company; approving the Disposition and Development Agreement pertaining thereto; and making certain findings with respect to the sale.

Aud. Cert. 2000099.

NOTE: See the Redevelopment Agency Agenda of 8/3/99 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-337: Request to Bid Improvements for the Martin Luther King Jr. Promenade at Bridgeworks.

(See memorandum from the Centre City Development Corporation dated 7/12/99. Gaslamp Quarter & Marine Sub Areas Community Areas. District-2.)

CENTRE CITY DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-123) ADOPTED AS RESOLUTION R-292063

Making certain findings with respect to the payments for construction and installation of improvements for the Martin Luther King, Jr. Promenade in the Gaslamp Quarter and the Marina Sub Areas of the Centre City Redevelopment.

Aud. Cert. 2000094.

NOTE: See the Redevelopment Agency Agenda of August 3, 1999 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-338: Findings for Construction Improvements - Sixth Avenue and Broadway.

(See memorandum from the Centre City Development Corporation dated 6/25/99. Centre City Community Area. District-2.)

CENTRE CITY DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-72) ADOPTED AS RESOLUTION R-292064

Making certain findings with respect to the payments for construction of surface offsite improvements for the Marriott Courtyard Hotel (Sixth Avenue and Broadway) Core Redevelopment District of the Expansion Sub Area of the Centre City Redevelopment.

NOTE: See the Redevelopment Agency Agenda of August 3, 1999 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-339: Consenting to a Joint Public Hearing on the Proposed Third Amendment to the Redevelopment Plan.

(See Memorandum from the Centre City Development Corporation dated 6/18/99. Centre City Community Area. Districts-2, 3, and 8.)

CENTRE CITY DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-121) ADOPTED AS RESOLUTION R-292065

Consenting to a joint public hearing on the proposed third amendment to the redevelopment plan for the Centre City Redevelopment Project, authorizing the

establishment of a date, time and place therefor, and authorizing publication and mailing of notice of the joint public hearing.

NOTE: See the Redevelopment Agency Agenda of August 3, 1999 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-340: Consent to Hold Joint Public Hearing on Proposed Fourth Amendment to Redevelopment Plan.

(See memorandum from the Centre City Development Corporation dated 7/7/99. Centre City Community Area. Districts-2, 3, and 8.)

CENTRE CITY DEVELOPMENT CORPORATION'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-71) ADOPTED AS RESOLUTION R-292066

Consenting to a joint public hearing on the proposed fourth amendment to the redevelopment plan for the Centre City Redevelopment project, authorizing the establishment of a date, time and place therefor, and authorizing publication and mailing of notice of the joint public hearing.

NOTE: See the Redevelopment Agency Agenda of August 3, 1999 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-341: Authorizing the Transfer and Expenditure of Funds for the Alvarado Trunk Sewer Realignment Project.

(Navajo Community Area. District-7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-156) ADOPTED AS RESOLUTION R-292067

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$250,000 from Sewer Fund 41506, CIP-46-215.0, Annual Allocation - Infrastructure Upgrade and Replacement to Sewer Fund 41506, CIP-44-001.0, Annual Allocation - Sewer Main Replacement for Alvarado Trunk Sewer Alignment Project;

Authorizing the expenditure of an amount not to exceed \$250,000 from additional project related costs from Sewer Fund 41506, CIP-44-001.0, Annual Allocation - Sewer Main Replacement, for Alvarado Trunk Sewer Re-Alignment Project, 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 Treasurer;

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

CITY MANAGER SUPPORTING INFORMATION:

On May 11, 1998, pursuant to Resolution R-290092, the City Council accepted the low bid and authorized a contract with BRH-Garver, Inc., for the Alvarado Trunk Sewer Re-Alignment Project in the amount of \$2,531,260. This project involves the tunneling of a 60-inch steel casing and the installation of a 30-inch carrier pipe along Canyon Crest Road under the I-8. Construction of the project began June 11, 1998, and was scheduled to be completed by November 1998. While tunneling under Canyon Crest Road, South of the I-8, the contractor claimed that rock densities were excessively greater than that identified in the contract documents. The contractor sited that the differing rock densities slowed the tunneling activity causing schedule delays and cost increases. The City is in the process of evaluating the contractor's claims. However, due to the extended contract time, additional funds are needed to cover engineering and field inspection charges and to bring this project to closure.

Aud. Cert. 2000110.

WWF-99-407.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-342: Community Facilities District (CFD) No. 1, Miramar Ranch North - Annual Special Tax Levy.

(Miramar Ranch North Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-66 Cor. Copy) ADOPTED AS RESOLUTION R-292068

Establishing the special tax to be levied in the Fiscal Year 2000 for Community Facilities District No. 1, Miramar Ranch North, at \$4,170,618. The special tax shall be levied upon the various land use categories in the District as follows: Developed Residential Property, \$0.8011 per square foot; Developed Commercial, Industrial, and Other Property, \$10,414.77 per acre; and Undeveloped Property, \$0.0 per acre.

CITY MANAGER SUPPORTING INFORMATION:

In January 1991, the City Council adopted resolutions that established the formation of Community Facilities District No. 1 (Miramar Ranch North), authorized the issuance of limited obligation improvement bonds to finance the construction and acquisition of public infrastructure in or serving the district, and authorized the annual levy of a special tax as the revenue source to pay yearly debt service (interest and principal) on the district's outstanding bonds. The special tax levy was modified by Council resolution in November 1993, reducing the maximum tax rates to reflect a reduction in the authorized bonded indebtedness of the district. This Council action would confirm the annual rates, apportionment, and total amount of special tax to be levied and collected on taxable property within the boundaries of CFD No. 1 for the 1999/2000 Fiscal Year.

Each year, until final maturity of all bonds issued by the district, the special tax levy will be presented to the City Council for approval. Based on the funding needs of CFD No. 1 for the upcoming 1999/2000 year, an aggregate amount of \$4,170,618 in special taxes should be levied against taxable parcels of land within the district. These special taxes will be billed and collected by the County of San Diego in the same manner as ordinary ad valorem property taxes. Monies received in the form of special taxes will be used to pay the March 2000 and September 2000 debt service due on the outstanding bonds, maintain the appropriate balance in the reserve account, and pay costs incurred by the City and the district in administering the special tax levy.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-343: Three actions related to Carmel Mountain Ranch Maintenance Assessment District.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-34) ADOPTED AS RESOLUTION R-292069

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-35) ADOPTED AS RESOLUTION R-292070

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-36) ADOPTED AS RESOLUTION R-292071

Resolution adopting the annual budget for the Carmel Mountain Ranch Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Carmel Mountain Ranch Maintenance Assessment District (District). The District was established in October 1985 to provide maintenance of certain paved and landscaped medians and streetscapes within the District boundaries.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	\$ 74,827.00	\$ 74,827.00

REVENUE:			
Assessments	\$238,133.00	\$ 0.00	238,133.00
Interest	0.00	2,500.00	2,500.00
City Contribution	<u>26,050.00</u>	<u>0.00</u>	<u>26,050.00</u>
TOTAL REVENUE	\$264,183.00	\$ 2,500.00	\$ 266,683.00
TRANSFER	15,327.00	(15,327.00)	0.00
EXPENSE:			
Personnel	\$30,420.00	\$ 0.00	\$ 30,420.00
Contractual	163,000.00	0.00	163,000.00
Incidental	51,590.00	0.00	51,590.00
Utilities	<u>34,500.00</u>	<u>0.00</u>	<u>34,500.00</u>
TOTAL EXPENSE	\$279,510.00	\$ 0.00	\$279,510.00
ENDING BALANCE	\$ 0.00	\$ 62,000.00	\$ 62,000.00

The proposed assessment for Fiscal Year 2000 is \$19.82 per Equivalent Benefit Unit (EBU). This is the same assessment amount as Fiscal Year 1999. The maximum authorized assessment is \$20.27 per EBU. The District contains 12,014.55 EBU's.

FILE LOCATION: Subitems A,B & C: STRT - M-361-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-344: Three actions related to Carmel Valley Neighborhood 10 Maintenance Assessment District.

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-104) ADOPTED AS RESOLUTION R-292072

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-105) ADOPTED AS RESOLUTION R-292073

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-106) ADOPTED AS RESOLUTION R-292074

Resolution adopting the annual budget for the Carmel Valley Neighborhood 10 Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Carmel Valley Neighborhood 10 Maintenance Assessment District (District). The District will provide the maintenance for 1.80 acres of landscape medians, 0.74 acres of paved medians, 4.10 acres of landscaped right-of-way, 5.01 acres of paved right-of-way, 5.00 acres of landscape slope, 280.80 acres of natural open space, 28,800 lineal feet of gutters, and a 12 acre developed park.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	\$ 0.00	\$ 0.00
REVENUE:			
Assessments	\$ 36,008.00	\$ 0.00	36,008.00
Interest	00.00	0.00	00.00
City Contribution	00.00	0.00	00.00
TOTAL REVENUE	\$ 36,008.00	\$ 0.00	\$ 36,008.00
TRANSFER	(30,308.00)	30,308.00	0.00

EXPENSE:			
Personnel	\$ 3,042.00	\$ 0.00	\$ 3,042.00
Contractual	0.00	0.00	0.00
Incidental	2,658.00	0.00	2,658.00
Utilities	0.00	0.00	0.00
TOTAL EXPENSE	\$ 5,700.00	\$ 0.00	\$ 5,700.00
ENDING BALANCE	\$ 0.00	\$ 30,308.00	\$ 30,308.00

The proposed assessments for Fiscal Year 2000 is \$20 per Equivalent Benefitting Unit (EBU). This is an increase of \$4.69 due to anticipated maintenance for this Fiscal Year. The maximum authorized assessment is \$169.41 EBU. The District contains 1,800.4 EBU's.

FILE LOCATION: Subitems A,B & C: STRT - M-414-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-345: Three actions related to Carmel Valley Maintenance Assessment District.

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-28) ADOPTED AS RESOLUTION R-292075

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-29) ADOPTED AS RESOLUTION R-292076

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-30) ADOPTED AS RESOLUTION R-292077

Resolution adopting the annual budget for the Carmel Valley Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Carmel Valley Maintenance Assessment District (District). The District was established on July 1987 to provide maintenance for landscaped medians, landscaped right-of-ways, slopes, mini-parks, community parks, and open space within the District boundaries.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	\$ 272,037.00	\$ 272,037.00
REVENUE:			
Assessments	\$ 1,024,914.00	\$ 0.00	1,024,914.00
Interest	0.00	20,000.00	20,000.00
City Contribution	45,100.00	0.00	45,100.00
TOTAL REVENUE	\$ 1,070,014.00	\$ 20,000.00	\$1,090,014.00
TRANSFER	197,365.00	(197,365.00)	0.00
EXPENSE:			
Personnel	\$ 121,680.00	\$ 0.00	\$ 121,680.00
Contractual	751,485.00	0.00	751,485.00
Incidental	179,214.00	0.00	179,214.00
Utilities	215,000.00	0.00	215,000.00
TOTAL EXPENSE	\$1,267,379.00	\$ 0.00	\$1,267,379.00
ENDING BALANCE	\$ 0.00	\$ 94,672.00	\$ 94,672.00

The District uses multiple zones in establishing benefit, based on the type of improvements and level of services provided to each zone. The proposed assessment for Fiscal Year 2000 is \$42.88 in (Zones 1, 4, 5, 6 & 9) per Equivalent Benefit Unit (EBU), \$63.68 in (Zone 7) per EBU, \$90.00

in (Zone 8) per EBU, \$101.76 in (Zone 2) per EBU, and \$284.20 in (Zone 3) per EBU. The maximum authorized assessment is \$48.86 in (Zones 1, 4, 5, 6 & 9), \$142.84 in (Zone 7), \$135.94 in (Zone 8), \$144.38 in (Zone 2) and \$297.07 in (Zone 3) per EBU. The District contains a total of 14,800.33 EBU's broken down as follows; (Zone 1) 7,307.54 EBU's, (Zone 2) 986.97 EBU's, (Zone 3) 1,193.25, (Zone 4) 1,155.88 EBU's, (Zone 5) 1,236.87 EBU's, (Zone 6) 1,017.35 EBU's, (Zone 7) 1,215.05 EBU's, (Zone 8) 401.82 EBU's and (Zone 9) 285.60 EBU's.

FILE LOCATION: Subitems A,B & C: STRT - M-393-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-346: Three actions related to Coral Gate Maintenance Assessment District.

(San Ysidro Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-31) ADOPTED AS RESOLUTION R-292078

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-32) ADOPTED AS RESOLUTION R-292079

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-33) ADOPTED AS RESOLUTION R-292080

Resolution adopting the annual budget for the Coral Gate Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Coral Gate Maintenance Assessment District (District). The District was established in 1995 to provide maintenance for parkway and slope landscaping along Camino de la Plaza, Sipes Lane and Bibler Drive, fences and walls along Camino de la Plaza, revegetation in open space areas and cowbird trapping in the Open Space easement lots within Coral Gate.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	\$ 0.00	\$ 0.00
REVENUE:			
Assessments	\$ 27,286.00	\$ 0.00	27,286.00
TRANSFER	(1,356.00)	1,356.00	0.00
EXPENSE:			
Personnel	\$ 3,042.00	\$ 0.00	\$ 3,042.00
Contractual	18,000.00	0.00	18,000.00
Incidental	<u>4,888.00</u>	<u>0.00</u>	<u>4,888.00</u>
TOTAL EXPENSE	\$ 25,930.00	\$ 0.00	\$ 25,930.00
ENDING BALANCE	\$ 0.00	\$ 1,356.00	\$ 1,356.00

The proposed assessment for Fiscal Year 2000 is \$57.21 per Equivalent Benefit Unit (EBU). This is a decrease of \$41.60 per EBU. This is due to a reduction in costs associated with the formation of the District. The maximum authorized assessment is \$172.84 per EBU. The District contains 476.89 EBU's.

FILE LOCATION: Subitems A,B & C: STRT - M-412-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-347: Three actions related to the Downtown Maintenance Assessment District.
(Centre City Community Area. Districts-2, 3, and 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-21) ADOPTED AS RESOLUTION R-292081

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-22) ADOPTED AS RESOLUTION R-292082

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-23) ADOPTED AS RESOLUTION R-292083

Resolution adopting the annual budget for the Downtown Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Downtown Maintenance Assessment District, (District), as modified and formed in August 1997 by Council resolution. The District provides enhanced levels of services for street tree maintenance, litter and graffiti control, sidewalk cleaning, enhanced maintenance of parks/open spaces and enhanced levels of street lighting within the downtown area.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		
	<u>OPERATIONS</u>	<u>RESERVE</u>	<u>TOTAL</u>
BEGINNING BALANCE	\$ 0.00	\$ 441,750.00	\$ 441,750.00
REVENUE:			
Assessments	\$1,384,155.00	\$ 0.00	\$1,384,155.00
Interest	0.00	25,000.00	25,000.00
City Contribution	13,615.00	0.00	13,615.00
TOTAL REVENUE	\$1,397,770.00	\$ 25,000.00	\$1,422,770.00
TRANSFER	81,662.00	(81,662.00)	0.00
EXPENSE:			
Personnel	\$ 377,803.00	\$ 0.00	\$ 377,803.00
Contractual	495,706.00	0.00	495,706.00
Incidental	205,592.00	0.00	205,592.00
Utilities	400,331.00	0.00	400,331.00
TOTAL EXPENSE	\$1,479,432.00	\$ 0.00	\$1,479,432.00
ENDING BALANCE	\$ 0.00	\$ 385,088.00	\$ 385,088.00

This District uses multiple zones in establishing benefit, based on the type of improvements and level of services provided to each zone. The total proposed zone assessments for Fiscal Year 2000 is \$566,896 in Zone 1 (Core/Columbia), \$123,150 in Zone 2 (Marina), \$60,373 in Zone 3 (Little Italy), \$61,488 in Zone 4 (Cortez), \$301,365 in Zone 5 (East Village), and \$270,883 in Zone 6 (Gaslamp). The assessments have been increased from the Fiscal Year 1999 in five of the six zones (exception Zone 3) by 5%. The increase is based on the need of each zone and the allowable assessment increase as supported in the ballot results and confirmed by Council in August of 1997. Service levels have been adjusted to accommodate for changes in services and additional costs in some of the zones as directed by the community.

FILE LOCATION: Subitems A,B & C: STRT - M-386-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-348: Three actions related to Mid-City Maintenance Assessment District.

(Mid-City and University Community Areas. Districts-2 & 3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-57) ADOPTED AS RESOLUTION R-292084

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-58) ADOPTED AS RESOLUTION R-292085

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-59) ADOPTED AS RESOLUTION R-292086

Resolution adopting the annual budget for the Mid-City Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Mid-City Maintenance Assessment District (District). The District was established in July 1987 to provide maintenance of street trees, landscaped medians, benches and street lights within the District boundaries. The District currently consists of seven (7) Sub-Districts within the Mid-City area located along Adams Avenue, El Cajon Boulevard, Park Boulevard, and University Avenue.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
<u>BEGINNING BALANCE</u>	\$ 0.00	\$ 192,123.00	\$ 192,123.00

REVENUE:

Assessments	\$124,282.00	\$ 0.00	\$ 124,282.00
Interest	\$ 0.00	\$ 3,000.00	\$ 3,000.00
City Contribution	\$ 4,038.00	\$ 0.00	\$ 4,038.00
TOTAL REVENUE	\$128,320.00	\$ 3,000.00	\$ 131,320.00

TRANSFER \$ 23,817.00 (23,817.00) 0.00

EXPENSE:

Personnel	\$ 21,294.00	\$ 0.00	\$ 21,294.00
Contractual	\$ 63,850.00	\$ 0.00	\$ 63,850.00
Incidental	\$ 35,838.00	\$ 0.00	\$ 35,838.00
Utilities	\$ 31,155.00	\$ 0.00	\$ 31,155.00
TOTAL EXPENSE	\$152,137.00	\$ 0.00	\$152,137.00

ENDING BALANCE \$ 0.00 \$ 171,306.00 \$171,306.00

The proposed assessments for Fiscal Year 2000, per Front Foot for each Sub-District is tabulated below:

Description	FY2000	FY99	% Change
Sub-District 1	\$9.34	\$9.34	0.00
Sub-District 2	\$6.99	\$6.99	0.00
Sub-District 4	\$4.81	\$4.81	0.00
Sub-District 8	\$9.24	\$9.24	0.00
Sub-District 10	\$8.78	\$8.78	0.00
Sub-District 11	\$7.93	\$7.93	0.00
Sub-District 12	\$3.85	\$0.00	100.00 (New for FY 2000)

FILE LOCATION:

Subitems A,B & C: STRT - M-388-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-349: Three actions related to Sorrento Hills Maintenance Assessment District.

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-110) ADOPTED AS RESOLUTION R-292087

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-111) ADOPTED AS RESOLUTION R-292088

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-112) ADOPTED AS RESOLUTION R-292089

Resolution adopting the annual budget for the Sorrento Hills Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Sorrento Hills Maintenance Assessment District (District). The District was established in 1996 to provide maintenance for landscaped and paved medians, landscaped right-of-way, paved right-of-way, landscaped slopes, natural open space areas, and street gutters.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	\$ 92,497.00	\$ 92,497.00
REVENUE:			
Assessments	\$191,672.00	\$ 0.00	\$191,672.00
Interest	0.00	0.00	0.00
City Contribution	<u>18,600.00</u>	<u>0.00</u>	<u>18,600.00</u>
TOTAL REVENUE	\$210,272.00	\$ 0.00	\$210,272.00
TRANSFER	(69,411.00)	69,411.00	0.00
EXPENSE:			
Personnel	\$ 30,420.00	\$ 0.00	\$ 30,420.00
Contractual	50,000.00	0.00	50,000.00
Incidental	33,441.00	0.00	33,441.00
Utilities	<u>27,000.00</u>	<u>0.00</u>	<u>27,000.00</u>
TOTAL EXPENSE	\$ 140,861.00	\$ 0.00	\$140,861.00
ENDING BALANCE	\$ 0.00	\$ 161,908.00	\$161,908.00

The proposed assessments for Fiscal Year 2000 is \$49.98 per Equivalent Benefit Unit (EBU). This is the same assessment amount as Fiscal Year 1999. The District has a maximum authorized assessment of \$180.66 per EBU. The District contains 3,834.98 EBU's.

FILE LOCATION: Subitems A,B & C: STRT - M-408-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-350: Three actions related to Stonecrest Village Maintenance Assessment District.
 (Kearny Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-113) ADOPTED AS RESOLUTION R-292090

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-114) ADOPTED AS RESOLUTION R-292091

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-115) ADOPTED AS RESOLUTION R-292092

Resolution adopting the annual budget for the Stonecrest Village Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Stonecrest Village Maintenance Assessment District (District). The District was established in Fiscal Year 1998 to provide maintenance of landscaped medians and parkways along West Canyon Avenue, Daley Center Drive and Stonecrest Boulevard, and the slopes, riparian trails and open space in the areas between the planning area developments and the District boundaries.

The owner-developer installed and maintained at his sole expense proposed improvements for Fiscal Year 1998 and 1999. In Fiscal Year 2000, the District will begin to provide for the maintenance of the improvements beyond the developers establishment period.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	\$ 0.00	\$ 0.00

REVENUE:			
Assessments	\$ 12,867.00	\$ 0.00	12,867.00
Interest	0.00	0.00	0.00
City Contribution	0.00	0.00	0.00
TOTAL REVENUE	\$ 12,867.00	\$ 0.00	\$ 12,867.00
TRANSFER	(651.00)	651.00	0.00
EXPENSE:			
Personnel	\$ 3,042.00	\$ 0.00	\$ 3,042.00
Contractual	0.00	0.00	0.00
Incidental	7,374.00	0.00	7,374.00
Utilities	1,800.00	0.00	1,800.00
TOTAL EXPENSE	\$ 12,216.00	\$ 0.00	\$12,216.00
ENDING BALANCE	\$ 0.00	\$ 651.00	\$ 651.00

The proposed assessments for Fiscal Year 2000 is \$15.16 per Equivalent Benefit Unit (EBU). This is an increase of \$7.62 per EBU. The increase is due to maintenance services being turned over to the District. The increase within the maximum authorized assessment is \$402.39 per EBU.

FILE LOCATION: Subitems A,B & C: STRT - M-411-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-351: Three actions related to San Diego Street Light No. 1 Maintenance Assessment District No. 1.

(City-Wide.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-107) ADOPTED AS RESOLUTION R-292093

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-108) ADOPTED AS RESOLUTION R-292094

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-109) ADOPTED AS RESOLUTION R-292095

Resolution adopting the annual budget for the San Diego Street Light Maintenance Assessment District No. 1 in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the San Diego Street Lighting Maintenance Assessment District No. 1 "District". The District was established in 1970 to provide funding for the energy and maintenance costs for lighting levels above standard City "safety" lighting. There are currently 59 subdistrict area's located in various area's of the City in the District.

The Fiscal Year 2000 proposed Budget for the District is as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		
	<u>OPERATIONS</u>	<u>RESERVE</u>	<u>TOTAL</u>
BEGINNING BALANCE	\$ 50,573.00	\$ 232,033.00	\$ 282,606.00
REVENUE:			
Assessments	\$296,108.00	\$ 0.00	296,108.00
Interest	0.00	10,000.00	10,000.00
City Contribution	167,347.00	0.00	167,347.00
From Other Districts	<u>18,408.00</u>	<u>0.00</u>	<u>18,408.00</u>
TOTAL REVENUE	\$481,863.00	\$ 10,000.00	\$ 491,863.00

TRANSFERS

Transfer to Reserve	<u>(25,000.00)</u>	<u>25,000.00</u>	<u>0.00</u>
Total Cash Available	\$ 507,436.00	\$ 267,033.00	\$ 774,469.00

EXPENSE:

Electrical Energy	\$168,049.00	\$ 0.00	\$ 168,049.00
Maintenance - Operations	167,347.00	0.00	167,347.00
Maintenance - Major Repair & Paint	0.00	120,000.00	120,000.00
Engineering & Miscellaneous	60,453.00	0.00	60,453.00
To Streets Fund	<u>63,389.00</u>	<u>0.00</u>	<u>63,389.00</u>

TOTAL EXPENSE \$ 459,238.00 \$ 120,000.00 \$ 579,238.00

ENDING BALANCE \$ 48,198.00 \$ 147,033.00 \$ 195,231.00

The proposed assessment to the District for FY 2000 is \$296,108 compared with \$280,290 for FY 1999. An increase of assessments, as authorized by the cost indexing provision, is included for FY 2000. The cost indexing factor of 4.1 percent has been applied. The Fiscal Year 2000 assessment costs vary for each subdistrict depending on the number of units. The proposed FY 2000 assessment rates each of the fifty-nine (59) subdistricts is given in "Exhibit A" of the Engineer's Report.

Transfers from other districts include district lighting and maintenance costs that are assessed by other maintenance districts. The FY 2000 amount of \$18,408 will be transferred to the District as other district assessments are collected.

FILE LOCATION: Subitems A,B & C: STRT - M-390-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-352: Three actions related to Sabre Springs Maintenance Assessment District.
 (Sabre Springs Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-51) ADOPTED AS RESOLUTION R-292096

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-52) ADOPTED AS RESOLUTION R-292097

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-53) ADOPTED AS RESOLUTION R-292098

Resolution adopting the annual budget for the Sabre Springs Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the Sabre Springs Maintenance Assessment District (District). The District was established in 1982 to provide maintenance for landscaped medians, improved open space, streetscapes, and natural open space. For Fiscal Year 2000, the District will maintain 2.89 acres of landscaped medians, 1.65 acres of paved medians, 1.8 acres of landscape right-of-way, 23.2 acres of enhanced open space, 505 acres of natural open space, 1.1 acres of landscape crib walls and ornamental street lighting along two bridges.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		<u>TOTAL</u>
	<u>OPERATIONS</u>	<u>RESERVE</u>	
BEGINNING BALANCE	\$ 0.00	\$ 73,324.00	\$ 73,324.00

REVENUE:			
Assessments	\$ 69,760.00	\$ 0.00	69,760.00
Interest	0.00	3,400.00	3,400.00
City Contribution	<u>42,992.00</u>	<u>0.00</u>	<u>42,992.00</u>
TOTAL REVENUE	\$ 112,752.00	\$ 3,400.00	\$ 116,152.00
TRANSFER	31,809.00	(31,809.00)	0.00
EXPENSE:			
Personnel	\$ 30,420.00	\$ 0.00	\$ 30,420.00
Contractual	70,000.00	0.00	70,000.00
Incidental	31,441.00	0.00	31,441.00
Utilities	<u>12,700.00</u>	<u>0.00</u>	<u>12,700.00</u>
TOTAL EXPENSE	\$144,561.00	\$ 0.00	\$144,561.00
ENDING BALANCE	\$ 0.00	\$ 44,915.00	\$ 44,915.00

The proposed assessments for Fiscal Year 2000 is \$15.56 per Equivalent Benefit Unit (EBU). This is the same assessment amount as Fiscal Year 1999. The District contains 4,346.44 EBU's.

FILE LOCATION: Subitems A,B & C: STRT - M-401-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-353: Three actions related to First San Diego River Improvement Project Maintenance Assessment District.

(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-25) ADOPTED AS RESOLUTION R-292099

Resolution to levy and collect Fiscal Year 2000 assessments.

Subitem-B: (R-2000-26) ADOPTED AS RESOLUTION R-292100

Resolution approving the City Engineer's report.

Subitem-C: (R-2000-27) ADOPTED AS RESOLUTION R-292101

Resolution adopting the annual budget for the First San Diego River Improvement Project Maintenance Assessment District in Fiscal Year 2000.

CITY MANAGER SUPPORTING INFORMATION:

This action establishes the Fiscal Year 2000 assessments for the First San Diego River Improvement Project Maintenance Assessment District (District). The District was established in 1987 to provide maintenance for the San Diego River earthen flood control channel, eight river islands inside the channel zone, and an approximately 20 foot wide buffer zone running along and adjacent to the channel embankments.

The Fiscal Year 2000 proposed maintenance costs for the District are as follows:

<u>DESCRIPTION</u>	<u>FUND</u>		
	<u>OPERATIONS</u>	<u>RESERVE</u>	<u>TOTAL</u>
BEGINNING BALANCE	\$ 0.00	\$ 612,706.00	\$ 612,706.00
REVENUE:			
Assessments	\$ 144,699.00	\$ 0.00	\$ 144,699.00
Interest	<u>0.00</u>	<u>30,000.00</u>	<u>30,000.00</u>
TOTAL REVENUE	\$ 144,699.00	\$ 30,000.00	\$ 174,699.00
TRANSFER	583,166.00	(583,166.00)	0.00

EXPENSE:			
Personnel	\$ 41,454.00	\$ 0.00	\$ 41,454.00
Contractual	110,000.00	0.00	110,000.00
Incidental	45,711.00	0.00	45,711.00
Dredging	483,000.00	0.00	483,000.00
Utilities	<u>47,700.00</u>	<u>0.00</u>	<u>47,700.00</u>
TOTAL EXPENSE	\$ 727,865.00	\$ 0.00	\$ 727,865.00
ENDING BALANCE	\$ 0.00	\$ 59,540.00	\$ 59,540.00

The total proposed assessments for Fiscal Year 2000 is \$390.94 per Aesthetic Benefit Unit (ABU) in Zone 1, and \$195.47 per ABU in Zone 2, and \$3,786.85 per Flood Safety Benefit Unit (FSBU) for each Zone. This is the same assessment as Fiscal Year 1999. The District contains 1,425 parcels. The District includes 275.98 ABU's with 94.15 ABU's in Zone 1 and 181.83 ABU's in Zone 2. There are a total of 19.11 FSBU's with 14.16 FSBU's in Zone 1 and 4.95 FSBU's in Zone 2.

FILE LOCATION: Subitems A,B & C: STRT - M-381-00 (34)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-354: Two actions related to Mira Mesa FY 2000 Public Facilities Financing Plan and Facilities Benefit Assessment.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-99-1589) ADOPTED AS RESOLUTION R-292102

Approving the document titled "Mira Mesa Public Facilities Financing Plan and Facilities Benefit Assessment, Fiscal Year 2000, June 1999".

Subitem-B: (R-99-1590) ADOPTED AS RESOLUTION R-292103

Resolution of Intention to designate an area of benefit in Mira Mesa and setting the time and place for holding a public hearing thereon.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 6/30/99, LU&H voted 4-0 to accept the Mira Mesa Public Facilities Financing Plan on consent. (Councilmembers Mathis, Wear, Stevens, and McCarty voted yea. Councilmember Vargas not present.)

FILE LOCATION: Subitems A & B: STRT - FB-12-00 (33)

COUNCIL ACTION: (Tape location: A042-263.)

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

ITEM-355: Two actions related to Carmel Valley Public Facilities Financing Plan and Facilities Benefit Assessment (FBA).

(See City Manager Report P-99-110; Public Facilities Financing Plan and FBA, Fiscal Year 2000, June 1999 Draft. Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-99-1585) ADOPTED AS RESOLUTION R-292104

Approving the document entitled "Carmel Valley Public Facilities Financing Plan and Facilities Benefit Assessment, FY 2000".

Subitem-B: (R-99-1586) ADOPTED AS RESOLUTION R-292105

Resolution of Intention to designate area of benefit in Carmel Valley and setting the time and place for holding a public hearing.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 6/30/99, LU&H voted 4-0 to accept the Carmel Valley Public Facilities Financing Plan on consent. (Councilmembers Mathis, Wear, Stevens, and McCarty voted yea. Councilmember Vargas not present.)

FILE LOCATION: Subitems A & B: STRT - FB-08-00 (33)

COUNCIL ACTION: (Tape location: A042-263.)

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

CLOSED SESSION ACTION:

ITEM-CS-1: (R-2000-164) ADOPTED AS RESOLUTION R-292106

A Resolution adopted by the City Council in Closed Session on Tuesday, August 3, 1999:

Authorizing the City Manager to pay the sum of \$35,000 in the settlement of each and every claim against The City of San Diego, its agents and employees, in Superior Court Case No. 724191, Susana Ponce v. City of San Diego, et al., resulting from personal injury/property damage to Plaintiff Susana Ponce; authorizing the City Auditor and Comptroller to issue one check in the amount of \$35,000, made payable to Susana Ponce and her attorney of record, Patrick L. Hosey in full settlement of all claims.

Aud. Cert. 2000130

FILE LOCATION: MEET

ITEM-CS-2: (R-2000-157) ADOPTED AS RESOLUTION R-292107

A Resolution adopted by the City Council in Closed Session on Tuesday, August 3, 1999:

Authorizing the City Manager to pay the sum of \$59,650, in the settlement of attorney's fees against The City of San Diego, its agents and employees, in Superior Court Case No. 730641, Citizens Advocating Redevelopment Excellence [CARE] v. City; authorizing the City Auditor and Comptroller to issue one check in the amount of \$59,650, made payable to Brandt-Hawley & Zoia Trust Account, attorney of record in full settlement of the attorney fee claim.

Aud. Cert. 2000072

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Wear at 12:23 p.m. in honor of the memory of Daniel Gordon Le Vine.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: B038-042).