

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, NOVEMBER 22, 1999
AT 2:00 P.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 2:09 p.m. Mayor Golding adjourned the meeting at 7:17 p.m. into Closed Session on Tuesday, November 23, 1999, at 9:00 a.m. in the twelfth floor conference room to discuss existing litigation, anticipated litigation, property acquisition, and meet and confer 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-present
- Clerk-Abdelnour (er)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

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

ITEM-10: INVOCATION

Invocation was given by Pastor Thomas T. Bunnett of Grace Lutheran Church.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Mathis.

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Comment by Don Stillwell regarding balancing the budget and accountability.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A039-059.)

PUBLIC COMMENT-2:

Comment by Marjorie Wilson regarding the De Anza Cove Community and her concerns regarding relocation.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A060-087.)

PUBLIC COMMENT-3:

Comment by Patricia Stevens regarding the closing of the De Anza Cove Community and the impact it will have on her.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A089-111.)

PUBLIC COMMENT-4:

Comment by Jack Schaps congratulating the Council Members because their forefathers had the sense to relocate to San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A112-119.)

PUBLIC COMMENT-5:

Comment by James Hudnall regarding the issue of the Children's Pool in La Jolla and increasing the testing of the water to get a fair assessment of the level of pollution.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A120-A141.)

PUBLIC COMMENT-6:

Comment by David Giacomuzzi regarding civic duties.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A143-174.)

PUBLIC COMMENT-7:

Comment by Deane Oberste-Lehn representing the Seal Rock Marine Mammal Reserve (SRMMR) regarding the incorporation of the beach as part of the Marine Reserve.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A185-200.)

COUNCIL COMMENT:

COUNCIL COMMENT-1:

Comment by Council Member Stallings commending the group of volunteers that helped remove the bamboo at the Mission Valley Preserve.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A208-217.)

ITEM-30: Approval of Council Minutes.

TODAY'S ACTION IS: APPROVED

Approval of Council Minutes for the meetings of:

10/22/99 Special Joint Meeting and Concurrent Public Hearings
10/25/99
10/26/99
10/26/99 Special Joint Meeting

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A204-273.)

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-yea, Mayor Golding-yea.

ITEM-31: HIV/AIDS Awareness Month and World AIDS Day.

COUNCIL MEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-443) ADOPTED AS RESOLUTION R-292443

Commending the many organizations and individuals for their contributions and dedication to the prevention, education and treatment of HIV/AIDS;

Proclaiming the month of November 1999 to be "HIV/AIDS Awareness Month" and December 1, 1999 to be "World AIDS Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A220-274; A486-514; B094-095.)

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

ITEM-32: Alexandra Stevenson Day.

COUNCIL MEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-496) ADOPTED AS RESOLUTION R-292444

Commending Alexandra Stevenson for her efforts and accomplishments;

Proclaiming November 22, 1999 to be "Alexandra Stevenson Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A275-329; A486-514; B094-095.)

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

ITEM-33: Presentation of the Fiscal Year 2000 Final Budget Document.

PRESENTED.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A340-476.)

* ITEM-50: Zoning Use Certificates for Adult Entertainment Businesses.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 11/8/99. (Council voted 8-0. Mayor Golding not present):

(O-2000-27 Cor.Copy) ADOPTED AS ORDINANCE O-18716
(New Series)

Amending Chapter 12, Article 3, Division 3, of the San Diego Municipal Code by adding a new Section 123.0306; by renumbering current Section 123.0306 to Section 123.0307; and by renumbering and amending current Section 123.0307 to Section 123.0308, relating to a Zoning Use Certificate for Adult Entertainment.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-95.)

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

* ITEM-51: The Trails Apartments.

(REZONE-98-0695. Navajo Community Plan area. District-7.)

NOTE: The public testimony portion of the hearing is closed.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 11/9/99. (Council voted 8-0. Mayor not present):

(O-2000-52) ADOPTED AS ORDINANCE O-18717 (New Series)

Adoption of an Ordinance rezoning the subject site from A1-10, R1-5000 and R-1000 to R-1500.

FILE LOCATION: LUP - The Trails Apartments

COUNCIL ACTION: (Tape location: A486-514; B094-95.)

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

* ITEM-52: Rezoning for Route 252 Residential, Phase II.

(RZ-98-0262. Southeast Community Planning Area. District-8.)

NOTE: The public testimony portion of the hearing is closed.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 11/9/99. (Council voted 8-0. Mayor Golding not present):

(O-2000-64 Cor.Copy) ADOPTED AS ORDINANCE O-18718
(New Series)

Rezoning 1.5 acres located within the former State Route 252 Corridor from the R1-40000 Zone to the MF-2500 Zone.

FILE LOCATION: PERM 98-0262 (65)

COUNCIL ACTION: (Tape location: A486-514; B094-95.)

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

ITEM-53: Southeastern San Diego Planned District Ordinance Amendment.

(SESDPDO-99-0560. District-4.)

NOTE: The public testimony portion of the hearing is closed.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 11/9/99. (Council voted 7-1. Council member Kehoe voted nay and Mayor not present):

(O-2000-57 Rev.1) ADOPTED AS ORDINANCE O-18719 (New Series)

Adoption of an Ordinance amending Appendix A of Chapter X, Article 3, Division 17 relating to permitted uses within I-1 zone of the Southeastern San Diego Planned District.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G477-662.)

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

* ITEM-54: Six actions related to Redevelopment Plan Amendments Concerning Plan Time Limits in Accordance with the California Community Redevelopment Law.

(Central Imperial, Centre City (Expansion Sub Area), College, Horton Plaza, Linda Vista, and Mount Hope Community Areas. Districts-3, 4, 6, 7 and 8.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinances which were introduced on 11/2/99. (Council voted 9-0):

Subitem-A: (O-2000-58 Cor. Copy 10/29/99) ADOPTED AS ORDINANCE O-18720 (New Series)

Amending the Time Limits in the Redevelopment Plan for the Expansion Sub Area of the Centre City Redevelopment Project.

Subitem-B: (O-2000-59 Cor. Copy 10/29/99) ADOPTED AS ORDINANCE O-18721 (New Series)

Amending the Time Limits in the Redevelopment Plan for the Central Imperial Redevelopment Project.

Subitem-C: (O-2000-60 Cor. Copy 10/29/99) ADOPTED AS ORDINANCE O-18722 (New Series)

Amending the Time Limits in the Redevelopment Plan for the College Community Redevelopment Project.

Subitem-D: (O-2000-61 Cor. Copy 10/29/99) ADOPTED AS ORDINANCE O-18723 (New Series)

Amending the Time Limits in the Redevelopment Plan for the Horton Plaza Redevelopment Project.

Subitem-E: (O-2000-62 Cor. Copy 10/29/99) ADOPTED AS ORDINANCE O-18724 (New Series)

Amending the Time Limits in the Redevelopment Plan for the Linda Vista Redevelopment Project.

Subitem-F: (O-2000-63 Cor. Copy 10/29/99) ADOPTED AS ORDINANCE O-18725 (New Series)

Amending the Time Limits in the Redevelopment Plan for the Mount Hope Redevelopment Project.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-95.)

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

* ITEM-55: Amending the San Diego Municipal Code relating to Entry into Qualcomm Stadium Parking Lot.

(Mission Valley Community Area. District-6.)

CITY ATTORNEY'S RECOMMENDATION:

Introduce the following ordinance:

(O-2000-39) INTRODUCED, TO BE ADOPTED ON
DECEMBER 6, 1999

Introduction of an Ordinance amending Chapter 5, Article 9, Division 1, of the San Diego Municipal Code by amending Sections 59.0102 and 59.0104 relating to entry into Qualcomm Stadium Parking Lot.

CITY ATTORNEY'S SUPPORTING INFORMATION:

These recommended amendments to the San Diego Municipal Code have previously been approved by the City Council in Closed Session on December 8, 1998, in the settlement of litigation entitled Jews for Jesus, Inc. v. NFL, Et al U.S.D.C. Case No. 98-0127IEG (RBB) The amendments are intended to cure any constitutional infirmities in the San Diego Municipal Code and in the City's procedures regarding access to the parking lot at Qualcomm Stadium for First Amendment related activities during "Overflow Capacity Events."

Moone/Devaney/KM

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A486-514; B094-95.)

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

* ITEM-100: Four actions related to Approving the Final Subdivision Map of Carmel Crest Estates.

(Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-537) ADOPTED AS RESOLUTION R-292445

Authorizing a Subdivision Improvement Agreement with Greystone Homes, Inc., for the installation and completion of public improvements.

Subitem-B: (R-2000-536 Cor.Copy) ADOPTED AS RESOLUTION R-292446

Approving the final map.

Subitem-C: (R-2000-538) ADOPTED AS RESOLUTION R-292447

Authorizing a Landscape Maintenance Agreement with Greystone Homes, Inc., for the installation and completion of public improvements.

Subitem-D: (R-2000-539) ADOPTED AS RESOLUTION R-292448

Authorizing the execution of a grant deed of Greystone Homes, Inc., granting to the City Lots 69 and 70 of Carmel Crest Estates, for open space purposes.

CITY MANAGER SUPPORTING INFORMATION:

This map proposes the subdivision of a 30.201 acre site into 78 lots for residential development. It is located north of proposed Carmel Mountain Road in the Carmel Valley Community. On February 11, 1999 the Planning Commission of the City of San Diego approved Planning Commission Resolution No. 2762-PC for Carmel Crest 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. 29893-1D through 29893-31-D, filed in the Office of the City Clerk under Micro Number 140.14. All improvements are to be completed within two years. The Engineer's estimate for the cost of public improvements is \$1,908,419 and a Performance Bond in that amount has been provided as surety. A cash bond in the amount of \$10,000, as determined by the surveyor's estimate, has been posted as surety for the setting of survey monuments. This subdivision is located within the Carmel Valley 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 69 and 70 are being deeded to the City at no cost as a condition of Tentative Map approval. The lots total 10.892 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: SUBITEM ABC: SUBD - Carmel Crest Estates (40)
SUBITEM D: DEED F-7635

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-101: Approving Parcel Map W.O. No. 990293.

(Sabre Springs Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-515) ADOPTED AS RESOLUTION R-292449

Approving Parcel Map W.O. No. 990293.

CITY MANAGER SUPPORTING INFORMATION:

This project is located in the Sabre Springs Community Plan Area, south of Poway Road and east of Sabre Springs Parkway. The applicant has revised the original project under a new planned residential permit. This parcel map will consolidate and adjust lot lines to conform to the new project. It will also vacate the existing building restricted easement which is 5.5 acres in size. The new project is required to provide a building restricted area of 9.0 acres, a net increase of 3.5 acres. The existing easement was acquired by the previous subdivision map (Creekview South Parcels 23, 24, 25, 26 and 27, Unit No. 3) at no cost to the city. Staff finds that all modifications comply with the existing planned residential development and recommends City Council approval of the map.

FISCAL IMPACT:

None. All costs are paid by the applicant.

Culbreth-Graft/Haase/SH

FILE LOCATION: SUBD- PARCEL MAP W.O. NO. 990293 (40)

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-102: Dairy Mart Road and Bridge Street Dedication.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-518) ADOPTED AS RESOLUTION R-292450

Dedicating as and for a public street City-owned portions of Sections 2 and 3 of Township 19 South, Range 2 West, San Bernardino Meridian and naming the same Dairy Mart Road;

Authorizing the City Manager to enter into a Joint Use Agreement with San Diego Gas and Electric regarding an existing SDG&E easement in the proposed right-of-way.

CITY MANAGER SUPPORTING INFORMATION:

On June 30, 1997, City Council Resolution No. R-288862 authorized the acquisition of right-of-way necessary for the realignment of Dairy Mart Road and construction of a new bridge to provide "all weather" access to the South Bay Water Reclamation Plant, the IBWC Treatment Plant, and the property owners on the south side of the Tijuana River Valley. This action dedicates and names the right-of-way, which shall remain closed for public use until the "substantial completion" of the project as determined by the Construction Manager. It also authorizes the City Manager to enter into a Joint Use Agreement between the City of San Diego and San Diego Gas Electric Company regarding an existing SDG&E easement within the street right-of-way being dedicated by this action.

FISCAL IMPACT:

None with this action.

Culbreth-Graft/Griffith/SAC

_____ FILE LOCATION: DEED F-7636

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

*ITEM-103: Easement Grant/Right-of-Way Contract - State of California - Hwy 15.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-551) ADOPTED AS RESOLUTION R-292451

Authorizing the City Manager to execute a Right-of-Way Contract with the State of California, Department of Transportation, for the purpose of a slope protection easement on the west side of Highway 15 north Adams Avenue, protecting the Highway from potential landslides;

Authorizing the execution of a grant deed to the State of California, Department of Transportation, granting all the City's right, title and interest in an easement, being a portion of Villa Lot 136 of Normal Heights, in the City of San Diego, County of San Diego, State of California, according to Map 985.

CITY MANAGER SUPPORTING INFORMATION:

The State of California, Department of Transportation has requested a slope protection easement on the west side of Highway 15 north of Adams Avenue. CalTrans is presently improving the Highway through City Heights. The easement would allow CalTrans to protect the Highway from potential landslides. No improvements to the easement area are currently proposed. The land is designated open space park land. Park and Recreation staff has reviewed and approved this easement request. The approximate area of the easement is 18,552 square feet. According to San Diego Municipal Code Section 22.0907, this easement request may be authorized by resolution by the City Council.

City staff appraisers have approved the \$1,375 value of the easement.

FISCAL IMPACT:

\$1,375 will be deposited into Capital Outlay Fund 320453.

Culbreth-Graft/Griffith/CPA

FILE LOCATION: DEED F-7637

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-104: Pacific Bell/Qualcomm Stadium - Easement.

(Mission Valley Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-560 Cor.Copy) ADOPTED AS RESOLUTION R-292452

Authorizing the execution of a deed conveying to Pacific Bell an easement for the installation of communication facilities across a portion of Qualcomm Stadium;

Approving the acceptance by the City Manager of three Quitclaim Deeds of Pacific Bell, granting to the City easement rights across a portion of Qualcomm Stadium.

CITY MANAGER SUPPORTING INFORMATION:

In 1968 and 1982, the City Council granted easements to Pacific Bell for the installation of communications facilities at Qualcomm Stadium. Pacific Bell, at a later date, discovered that its facilities were not constructed totally within the easement area granted by the Council action. It is proposed to convey an easement to Pacific Bell which reflects the as-built alignment of its facilities, as well as authorize the City Manager to accept a Quitclaim Deed from Pacific Bell conveying its interest in that portion of property which is outside of its as-built alignment. The

area of the proposed easement is 4,753 square feet larger than the area of the existing easement. Based on an appraisal, the fair market value of the additional area is \$11,900. Pacific Bell has provided payment of that amount as a deposit pending City Council action on this item.

FISCAL IMPACT:

\$11,900 will be deposited into Water Fund Capital Outlay Fund 30246.

Culbreth-Graft/Griffith/JBC

FILE LOCATION: DEED F-7638

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-105: Accepting Donation from Qualcomm, Inc. and Establishment of Electronic Resources Matching Fund.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-532) ADOPTED AS RESOLUTION R-292453

Authorizing the City Manager, or designee, to accept funds from Qualcomm, Inc., for placement into the Electronic Resources Matching Fund, for the purpose of supporting personnel and non-personnel expenses including library materials in electronic format related to the Electronic Resources Librarian;

Authorizing the City Auditor and Comptroller to establish the Electronic Resources Matching Fund for the purpose of handling the accounting to facilitate the process of receiving and matching donations for this purpose;

Authorizing the City Auditor and Comptroller to fully match all donations to the Electronic Resources Matching Fund with City funds appropriated for matching funds in the Library Department's operating budget.

CITY MANAGER SUPPORTING INFORMATION:

The San Diego Public Library is requesting authorization to establish an Electronic Resources Matching Fund and to accept funding from Qualcomm, Inc. for the purposes of supporting personnel and non-personnel expenses for an Electronic Resources Librarian (1.00 Librarian II) for one year. The proposed program would allow San Diego Public Library to add a position that focuses solely on electronic resources in order to better serve residents who rely on the library for their information needs. San Diego Public Library is committed to providing the latest technologies but managing the growth has been challenging. Current and new electronic databases must be evaluated and integrated into the overall collections. Moreover, the Library has a responsibility to train its employees and the public to make better use of the new technologies. Current staff has little extra time to devote to these activities, even though there is a need to expand services in this area.

The initial focus of the position would be twofold:

1. To foster computer literacy among students enrolled in grades K-12. The Electronic Resources Librarian would work closely with the Library's new Liaison to the School System as well as strengthen already existing relationships with teachers to improve computer literacy among the children on the disadvantaged side of what has come to be known as the "digital divide."
2. To make the business community more aware of the wealth of electronic resources available at the Library. Among the Library's resources are: two automated business indexes, InfoTrac General Business File and ProQuest; a patent and trademark repository, the only one south of Los Angeles; demographic information for marketing purposes; information on how to develop business and marketing plans for small businesses; information on government regulations and procedures; and guides to venture capital. These resources are underutilized, because many in the business community are uninformed about their availability.

The proposed project is a private-public partnership that will utilize the resources of one of San Diego's largest business in order to fund a position that will provide services systemwide.

FISCAL IMPACT:

A total of \$66,719 has been donated to cover the cost of the Electronic Resources Librarian and related non-personnel expense for one year. The City match is available in the Library Department's operating budget and will be used to purchase additional electronic resources for the library system.

Culbreth-Graft/Tatar/CRY

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-106: Seeking Authorization to Apply for a Grant to fund the Chollas Creek Enhancement Program.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-568) ADOPTED AS RESOLUTION R-292454

Authorizing the City Manager, or designee, to apply to the Resources Agency of California for grant funding for the Chollas Creek Enhancement Program;

Authorizing the City Manager, or designee, to execute all documents, including applications, contracts, agreements, and amendments, necessary to implement and carry out the purposes of the Resources Agency of California Environmental Enhancement and Mitigation Grant program;

Authorizing the City Manager, or designee, to accept and expend funds from the Resources Agency of California to carry out and administer the City's obligations, responsibilities, and duties under the terms of the grant.

CITY MANAGER SUPPORTING INFORMATION:

Chollas Creek is a natural drainage creek that traverses Southeastern San Diego from Mid-City and Lemon Grove to the San Diego Bay. The natural drainage area has been substantially modified over the years by urban development. In the past 50 years, freeway and other development have further segmented the creek's geography. The creek has been the subject of neighborhood discussion for its restoration and enhancement as a linear park through the Greater

Mid-City and Southeastern communities. An historically important by-way to San Diego native groups, today the creek may hold the key to the qualitative revitalization of its surrounding neighborhoods. Policies for Chollas Creek Enhancement are contained in the Mid-City, Southeast, and Barrio Logan Community Plans. Planning and Development Review staff are in the process of putting together the Chollas Creek Enhancement Program designed to outline implementation of already adopted Council Policy in the three Community plans identified above. Staff has been advised that the Resources Agency of California has expressed an interest in providing some financial support for the Chollas Creek Enhancement Program. The segment of Chollas Creek in which this particular funding would be applied, is that which traverses the intersection of Euclid Avenue and Market Street and extends easterly to 54th Street. In order to continue discussion on the funding, the Resources Agency of California is requesting a Resolution from the City Council expressing support for the effort.

FISCAL IMPACT:

\$250,000 upon receipt of the grant funds.

Culbreth-Graft/Goldberg/LH

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-B015; B094-095.)

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

* ITEM-107: Accepting a Grant from New Life Clinics Foundation.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-424) ADOPTED AS RESOLUTION R-292455

Authorizing the City Manager to accept the service grant provided by New Life Clinics Foundation;

Authorizing the City Manager to conduct all negotiations, execute and submit all documents, including but not limited to grant agreements and amendments which may be necessary to carry out and administer the City's obligations, responsibilities and duties under the terms of the grant.

CITY MANAGER SUPPORTING INFORMATION:

New Life Clinics of Grass Valley, CA on behalf of its non-profit foundation has awarded the City of San Diego with a service grant. The funding from the grant is to be used to pay for professional treatment of City employees and their families who want to stop smoking, reduce weight and be relieved of stress. The ultimate purpose of the grant is to assist City employees and their families who are presently afflicted by the aforementioned disorders through hypnotherapy. The City's acceptance of this grant to benefit employees will be at no cost the City nor its employees. There is no cost for professional services rendered to City employees and their families. Seminars and educational sessions will be provided during employee's off duty hours and off City premises.

FISCAL IMPACT:

The exact dollar amount and market value of this grant will be determined by the number of employees and their families that are treated. Funds from the grant will be held in custody, controlled and spent by New Life Clinics Trust Foundation solely for the purpose of providing and paying for group smoking cessation, weight reduction and stress relief clinical therapy and related logistics.

Herring/Oliva/BG

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-108: Transfer of Community Development Block Grant Funds.

(Districts-1, 3, 4, and 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-579) ADOPTED AS RESOLUTION R-292456

Authorizing the reprogramming of \$25,000 from Fund 18533, Dept. 4132, Org. 3220 (SOFA Headquarters) to Fund 18535, Dept. 4197, Org. 9701 (District One CDBG Reserve);

Authorizing the transfer of \$55,000 to Dept. 4182, Org. 8242 (Wall of Excellence) and \$5,000 to Dept. 4187, Org. 8717 (Southeastern Community Actor Theater) from Dept. 4183, Org. 8312 (Fourth District Senior Center);

Authorizing the transfer of \$50,000 from Dept. 4196, Org. 9601 (Barrio Brownfields 108) and \$ 100,000 from Dept. 4196, Org. 9604 (Logan Heights Health Center) to Dept. 4197, Org. 9705 (District Eight CDBG Reserve);

Authorizing the transfer of \$5,000 from Dept. 4181, Org. 8114 (Normal Heights Sidewalks) to Dept. 4187, Org. 8718 (St. Martin de Porres);

Authorizing the transfer of \$20,000 from Dept. 4182, Org. 8201 (Alpha of San Diego) to Dept. 4187, Org. 8719 (OLSA-Learning Center);

Authorizing the City Manager to negotiate and execute agreements with the Southeastern Community Actor Theater, St. Martin de Porres and Our Lady of the Sacred Heart Church;

Authorizing the expenditure of funds for the Southeastern Community Actor Theatre, St. Martin de Porres and Our Lady of the Sacred Heart projects.

CITY MANAGER SUPPORTING INFORMATION:

On May 3, 1999 the City Council approved the budget for the FY2000 Community Development Block Grant Program. This budget consists of the project allocations for each of the Council Districts as well as City-Wide. Council Districts Three, Four and Eight wish to amend their original allocations. In addition, District One wishes to reprogram funds from a prior year project to its current year reserve. District One will reprogram \$25,000 from the Strongly Oriented for Action (SOFA) headquarters building project, funded in FY98, to FY2000 Council District One CDBG Reserve. District Three will transfer \$5,000 from the Normal Heights sidewalk project to the St. Martin de Porres Project. A program that assists persons with AIDS and \$20,000 from the Alpha of San Diego to the Learning Center at Our Lady of the Sacred Heart Church. District Four will transfer \$60,000 from the District Four Senior Center project to the Wall of Excellence (\$55,000) and the Southeastern Community Actor Theater (\$5,000). District Eight will transfer \$50,000 from the Barrio Brownfields 108 payment and \$100,000 from the Logan Heights Health Center 108 payment to Council District Eight CDBG Reserves.

FISCAL IMPACT:

Funds are available in the FY2000 Community Development Block Grant program.

Culbreth-Graft/Christiansen/ELL

Aud. Cert. 2000457.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-109: Transfer of Funds - Paradise Hills Community Park Phase III Project.

(District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-364) ADOPTED AS RESOLUTION R-292457

Authorizing the City Manager or his representative to apply to the California Department of State Parks and Recreation (CDPR) for \$14,775 in State funding for the Paradise Hills Community Park Phase III Project and take all necessary actions to secure and accept the CDPR Funds for the Project;

Authorizing the City Auditor and Comptroller to establish a special interest-bearing fund for the CDPR Funds;

Authorizing the City Auditor and Comptroller to appropriate \$14,775 from Paradise Hills Community Park, Phase III, Fund No. 38081; \$16,800 from Building Permit Fees, Fund No. 15000; and \$14,775 from Park and Recreation Department Matching Funds, Fund No. 10365, to CIP-29-432.0, Paradise Hills Community Park - Phase III;

Authorizing the City Manager or his representative to conduct all negotiations and to execute and submit all documents necessary for the completion of the Project, including applications, agreements, and payment requests, if the CDPR Funds are secured;

Authorizing the City Auditor and Comptroller to expend an amount not to exceed \$46,350 from CIP-29-432.0 for the Project, if the CDPR Funds are secured.

CITY MANAGER SUPPORTING INFORMATION:

Paradise Hills Park and Recreation Center is located on Potomac Street, south of Paradise Valley Road in San Diego. The project scope entails the placement of two inches of decomposed granite over three acres on the lower multi-purpose field to provide a level, usable surface. The requested funding will allow for the award of a contract for installation of the decomposed granite.

FISCAL IMPACT:

Funds in the amount of \$46,350 are available from State Park Trailer Bill Funds, Fund No. 38081 (\$14,775), Building Permit Fees, Fund No. 15000 (\$16,800), and Park and Recreation Department Matching Funds, Fund No. 10365 (\$14,775) for this purpose.

Culbreth-Graft/McLatchy/TM

Aud. Cert. 2000147.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-110: Commercial Vehicle Prohibition on Famosa Boulevard between Nimitz Boulevard and Valeta Street.

(Peninsula Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-517) ADOPTED AS RESOLUTION R-292458

Prohibiting commercial vehicles with a gross vehicle weight rating of over 10,000 pounds from operating on Famosa Boulevard between Nimitz Boulevard and Valeta Street;

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

CITY MANAGER SUPPORTING INFORMATION:

Famosa Boulevard between Nimitz Boulevard and Valeta Street is approximately 52 feet wide, and has one lane in each direction. The east side of this section of Famosa Boulevard is fronted by residential homes, and the west side has a school and park. A prohibition of commercial vehicles with a gross vehicle rating over five tons should enhance traffic conditions for the residents on this street and numerous side streets. By law, passenger buses, public utility vehicles, and commercial vehicles with an origin or destination on the affected street are exempt from this provision. Council approval is required according to the San Diego Municipal Code Section 85.04. A petition representing more than 75 percent of the affected properties was submitted in support of this action.

This action has been supported by the Peninsula Community Planning Board.

FISCAL IMPACT:

None.

Loveland/Gonzalez/AH

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-111: Urban Corps Day.

DEPUTY MAYOR WEAR'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-520) ADOPTED AS RESOLUTION R-292459

Proclaiming October 28, 1999 to be "Urban Corps Day" in San Diego, in recognition of a decade of service to the community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-

yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112: San Diego Stingrays Day.

COUNCIL MEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-422) ADOPTED AS RESOLUTION R-292460

Commending Mr. Jim Simms for his leadership and dedication in establishing the San Diego Stingrays and welcoming the team to San Diego and proclaiming November 20, 1999 to be "San Diego Stingrays Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-113: Mr. George Khoury Day.

COUNCIL MEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-574) ADOPTED AS RESOLUTION R-292461

Commending Mr. George Khoury for his dedicated efforts and leadership in correcting anti-Arab stereotypes and humanizing the image of the Arab people;

Proclaiming November 13, 1999 to be "Mr. George Khoury Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-114: Excusing Mayor Golding from the City Council Meeting of 10/25/99.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-541) ADOPTED AS RESOLUTION R-292462

Excusing Mayor Golding from attending the regularly scheduled Council meeting of October 25, 1999, due to illness.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-115: Amendment No. 1, As-Needed Environmental Services Agreement, 1999-2001.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-529) ADOPTED AS RESOLUTION R-292463

Authorizing an amendment to the agreement of June 1, 1999 with Camp, Dresser & McKee, for as-needed environmental services for the Metropolitan Wastewater Department in 1999-2001;

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

CITY MANAGER SUPPORTING INFORMATION:

The Metropolitan Wastewater Department (MWWD) has an existing Agreement with Camp, Dresser, and McKee to provide as-needed environmental services in support of MWWD. Work performed under this contract includes conducting all manner of environmental studies, such as biological, archaeological, and general environmental compliance. MWWD anticipates ongoing needs for biological surveys; mitigation and monitoring programs; revegetation plans; traffic and visual assessments; and overall environmental document preparation. These tasks require MWWD to conduct this work in a timely manner to meet required schedules. Examples of some projects that this contract amendment will support include the Brine Management System Pipeline, the San Elijo Outfall, the South Bay Water Reclamation Plant Expansion, and the wetland restoration mitigation at Peñasquitos Canyon.

FISCAL IMPACT:

The total not-to-exceed expenditure associated with this amendment is \$500,000. Funding for this amendment is available from Funds 41506, 41508, 41509.

Loveland/Schlesinger/WDP

Aud. Cert. 2000458.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

* ITEM-116: Lease Agreement - Council District 4 Field Office Space.

(Chollas Creek Community Area. District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-535) ADOPTED AS RESOLUTION R-292464

Authorizing the City Manager to execute a two-year commercial lease agreement with San Diego National Bank for Council District 4 field office space of approximately 1,277 square feet at 5106 Federal Boulevard, at an initial annual rent of \$9,006, commencing January 1, 1999, and terminating December 31, 2000.

CITY MANAGER SUPPORTING INFORMATION:

Since 1993, the City has been leasing a field office for Council District 4 at 5106 Federal Boulevard, in the Chollas Creek community. The continuation of a District field office at this location has made it more convenient for the community to work with District 4. The location of this office is at a major intersection with good visibility. The rental rate offer is at market rates. The City lease with the Bank expired on December 31, 1998 and since then the District 4 field office has occupied the space on a month to month basis. Upon Council's approval of this lease, the City will execute a sublease with the Diamond Business Improvement District for one-third of the District 4 office space in order to contribute to the City's rental obligation. At this time, the City would like to execute a new lease with the Bank based on the following terms:

USE: District 4 field office space purposes.

SIZE: Approximately 1,277 square feet.

RENT: \$9,006 per year (\$750.50 per month or 59 cents per square foot, plus telephone and custodial expenses.)

Rent during extension periods or as of December 31, 2000 is \$9,360 per year (\$780 per month, 61 cents per square foot.)

COMMENCEMENT DATE: January 1, 1999.

TERMINATION DATE: December 31, 2000.

TERM: Two years with a 24 month extension clause.+

FISCAL IMPACT:

\$18,012 will be paid from FY 2000 and FY 2001 budget.

Culbreth-Graft/Griffith/SA

Aud. Cert. 2000447.

FILE LOCATION: LEAS - San Diego National Bank

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

ITEM-117: Agreement with Cooper Engineering Associates for El Capitan Reservoir Road Improvements Project.

(North of Alpine in the Cleveland National Forest and Capitan Grande Indian Reservation.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-459) ADOPTED AS RESOLUTION R-292465

Authorizing the execution of an agreement with Cooper Engineering Associates, to provide engineering consultant services in an amount not to exceed \$287,100, for the design of El Capitan Reservoir Road Improvements Project;

Authorizing the City Auditor and Comptroller to expend an amount not to exceed \$367,131 from CIP-73-319.0, El Capitan Reservoir Road Improvements, for the purpose of executing the consultant agreement, in-house and related costs;

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

CITY MANAGER SUPPORTING INFORMATION:

The El Capitan Reservoir access road is approximately two miles long and is in need of repair and widening. This agreement will provide the necessary engineering services for the Project. In 1935 the City of San Diego completed the construction of El Capitan Dam and the El Capitan Pipeline connecting to the City's water supply. The El Capitan Reservoir access road was built during this time period to give City maintenance workers access to the El Capitan Dam and Reservoir. In 1989 the San Diego City Council approved a highly popular water contact program increasing seasonal access to the reservoir for recreational use which dramatically increased public traffic on the road. The width of traveled way in many sections does not allow enough room for passing vehicles, and as a result the road has proven to be unsafe. Additionally, poor surface drainage has exacerbated erosion and undermining of the road. The El Capitan Reservoir access road has undergone an increase in usage and needs to be upgraded to increase its safety and service life. The recommendation for repair of two miles of access road requires: Geotechnical stability analysis of the road embankment, uphill slopes, surface drainage, and road resurfacing to establish the feasibility of excavation widening of the road from existing narrow two lane (18 ft.) to a full two lane (24 ft.) along a hillside; installation of safety signs on the narrow sections of road; and replacement of existing guard rails in accordance with CalTrans standards. Three engineering design firms were interviewed and Cooper Engineering Associates was chosen as the most qualified consultant for the design services.

FISCAL IMPACT:

Funding in the amount of \$367,131 to provide engineering consultant services, in-house cost are available from Water Revenue Fund 41500, CIP-73-319.0, El Capitan Reservoir Road Improvements.

Loveland/Gardner/MC

Aud. Cert. 2000460.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H028-119.)

Motion by McCarty to continue and send to committee. Second by Kehoe. Vote not taken.

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

* ITEM-118: Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

(District-8.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-2000-454) ADOPTED AS RESOLUTION R-292466

Declaring a Continued State of Emergency regarding the discharge of raw sewage from Tijuana, Mexico.

FILE LOCATION: GEN'L - State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

ITEM-150: Proposed Amendments to the Campaign Control Ordinance, Chapter 2, Article 7, Division 29 of the Municipal Code and Addition of Division 30: Legal and Accounting Compliance Fund.

(See City Clerk's Reports CCR-99-07 and CCR-99-06.)

TODAY'S ACTIONS ARE:

Introduce the following ordinances:

Subitem-A: (O-2000-73) REFERRED TO RULES COMMITTEE

Introduction of an Ordinance amending Chapter II, Article 7, Division 29, of the San Diego Municipal Code by amending Sections 27.2901, 27.2903, 27.2904, 27.2905, 27.2911, 27.2912, 27.2921, 27.2922, 27.2923, 27.2924, 27.2925, and 27.2931; adding Section 27.2940; amending Section 27.2941; repealing Section 27.2942; amending Sections 27.2943, 27.2944, 27.2945, 27.2948, 27.2949, and 27.2950; repealing Section 27.2951; amending Sections 27.2952, 27.2954, 27.2961, 27.2963, 27.2971, and 27.2973; and repealing Section 27.2975; all relating to San Diego Municipal Election Campaign Control.

Subitem-B: (O-2000-74) REFERRED TO RULES COMMITTEE

Introduction of an Ordinance amending Chapter II, Article 7, of the San Diego Municipal Code by adding Division 30, Sections 27.3001 through 27.3009, relating to Legal and Accounting Compliance Fund.

RULES, FINANCE AND INTERGOVERNMENTAL RELATIONS COMMITTEE'S RECOMMENDATION:

On 11/1/99 RULES voted 3-0 to accept the City Clerk's recommendation without specifying the campaign limitation amount until the Courts have ruled on the Shrink case. (Councilmembers Mathis, Wear, and Mayor voted yea. Councilmembers Warden and Vargas not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B115-D107.)

MOTION BY KEHOE TO REFER TO RULES COMMITTEE TO FORM A BALANCED TASK FORCE MADE UP OF PEOPLE THAT DO NOT HAVE KNOWLEDGE OF CAMPAIGN FINANCING AND PEOPLE THAT DO HAVE KNOWLEDGE OF CAMPAIGN FINANCING AND GIVE THEM A WORKING PLAN. THE TASK FORCE SHOULD COME BACK WITH THEIR FINDINGS AND SUGGESTIONS AFTER THE MARCH PRIMARIES. THE CITY CLERK SHALL COME BACK WITH MINOR AMENDMENTS THAT ARE HOUSEKEEPING IN NATURE, WHERE CLARITY IS AT ISSUE RATHER THAN CHANGING THE ABILITY TO RAISE FUNDS. IF NEEDED, PRESENT THOSE AMENDMENTS TO LOCAL ORGANIZATIONS AND PARTIES INVOLVED TO AVOID LAST MINUTE CHANGES. Second by Warden. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-151: Deferred Compensation Plan - Provider Agreement.

(See City Manager Report CMR-99-196.)

TODAY'S ACTION IS:

Adopt the following resolution:

(R-2000-547) ADOPTED AS RESOLUTION R-292467

Authorizing the City Manager to execute a Plan Transfer Agreement, a Custodial Agreement and a Service Provider Agreement, with the Variable Annuity Life Insurance Company (VALIC), as the sole provider of services for the City's 457 Deferred Compensation Plan, effective March 1, 2000 through February 28, 2005.

RULES COMMITTEE'S RECOMMENDATION:

On 11/1/99 Rules voted 5-0 to approve the City Manager's recommendation to select VALIC as the Deferred Compensation provider including all the verbal assurances stated at the Rules Committee meeting on November 1, 1999, with direction to the City Manager to have staff return to Rules within 60 days regarding exploring the possibility of the appointment of a Trustee Board as recommended by Rules Committee members.

The Mayor requested that the City Manager place information about the selection of the new provider and the terms of the proposed agreement on the City's Web Site and encouraged the City Manager and Unions to provide as much information as possible to employees, including scheduling informational meetings. (Councilmembers Mathis, Wear, Warden, Vargas and Mayor Golding voted yea.)

CITY MANAGER SUPPORTING INFORMATION:

The Risk Management Department conducted a Request for Proposal (RFP) in February 1999 to competitively bid the City's Deferred Compensation Plan.

A Selection Committee, comprised of representatives from each labor organization, the Auditor, City Attorney, Labor Relations, Financing Services, and Risk Management departments and a current and former SDCERS board member selected "The Variable Annuity Life Insurance Company (VALIC)" upon conclusion of an in-depth evaluation process led by the City's consultant, Towers Perrin. The decision to select VALIC was based on the highly rated and high performing investment funds to be provided to participants, a very competitive administrative fee, comprehensive retirement planning, enhanced integrated investment education and state of the art automated system. In addition, VALIC has agreed to absorb the Contingent Deferred Sales Charge (CDSC) and the lump sum liquidation charges assessed against the assets in the General Account contained in the current Hartford contract. The City Manager recommended to the Rules Committee that the City enter an agreement with VALIC as the sole provider for the City's 457 Deferred Compensation Plan (City Manager Report CMR- 99-196). The Rules Committee voted 5 - 0 to approve the City Manager's recommendation.

FISCAL IMPACT:

There is no cost to the City.

Herring/Oliva/VV

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D110-E110.)

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

ITEM-152: Robb Field Skateboard Park Fee Schedule.

(See Public Notice dated 9/29/99. Mission Bay Park Community Area. District-2.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-2000-481) ADOPTED AS RESOLUTION R-292468

Approving Robb Field Skateboard Park Fees:

One Day Use Pass	\$5
12-Month Annual Pass (Expires one year from purchase)	\$30
12-Month Annual Pass, Installment Purchase (Seven installments of \$5 each. Expires one year from the date of the first installment paid.)	\$35
Skateboard Park Rental (Three hour rental. Available only when the Skateboard Park is not scheduled to be open to the public.)	\$250

RULES, FINANCE AND INTERGOVERNMENTAL RELATIONS COMMITTEE'S RECOMMENDATION:

On 11/1/99 RULES voted 4-0 to approve the recommended fee schedule. (Councilmembers Mathis, Wear, Warden and Vargas voted yea. Mayor Golding not present.)

CITY MANAGER SUPPORTING INFORMATION:

The City's first municipal skateboard park is expected to open at Robb Field in December, 1999. The skateboard park will be supervised. The cost of on-site management and supervision will be recovered through fees. The benefits of site supervision are: 1) limits maximum usage to park capacity so the park is safe and enjoyable; 2) ensures waiting skateboarders get an opportunity to enter the park; 3) provides a presence to promote courteous conduct; 4) creates the opportunity to offer Special Sessions for users who benefit from separation, e.g. novice or expert; and 5) limits public liability because site supervisors will obtain liability waivers from users, allowing users as young as 6 years old to participate.

The following fee schedule was noticed in writing to a Department Fee Schedule mailing list of 230 interested persons, as well as to all members of the Robb Field Recreation Council, Ocean Beach Town Council, Merchants Association and Planning Board. The proposed fees for the skateboard park are: \$5 for One-Day Use Pass and \$30 for 12-Month Annual Pass. Options for purchase of the Annual Pass include: one time \$30; or seven installments of \$5 each (totals \$35 due to extra processing time to track payment) after which a 12-Month Annual Pass is issued from the date of first installment. Low-income waivers will be available based on the standard adopted in the Annual Park and Recreation Fee Schedule. Scholarships will be available for a limited number of users whereby staff can issue a One-Day Use Pass for one hour of assistance directed by staff, e.g. sweeping, litter pick up, or (for older users) assistance with site supervision. The fee for rental of the Skateboard Park is \$250 for 3 hours. Rentals will be available only when the Skateboard Park is not scheduled to be open to the public.

FISCAL IMPACT:

Estimated \$44,000 in unbudgeted revenue for Fiscal Year 2000 for half year of operation (Facility expected to open December of 1999.) Expected full year revenue will be \$88,000.

Culbreth-Graft/McLatchy/TW

FILE LOCATION: GEN'L - Fees and Charges - Park and Recreation Department

COUNCIL ACTION: (Tape location: A486-514; B018-095.)

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

ITEM-153: Two actions related to Parking Meter Districts.

(See City Manager Report CMR-99-203. Districts-2 and 3.)

TODAY'S ACTIONS ARE:

Adopt the following resolutions:

Subitem-A: (R-2000-557) ADOPTED AS RESOLUTION R-292469

Authorizing the City Manager to negotiate and execute an agreement with the Uptown Parking Meter District Advisory Board, operating through the Uptown Partnership, Inc., for the expenditure of Parking Meter District 2 (Uptown) funds, consistent with the provisions of Council Policy 100-18, the Parking Meter Revenue Allocation and Expenditure Policy;

Authorizing the expenditure of an amount not to exceed \$1,025,465 from Fund 70303 to implement the activities described in the Parking Meter District 2 one year implementation plan;

Authorizing the expenditure of an amount not to exceed \$87,500 from Fund 70301 to reimburse the General Fund's annual cost to administer the Parking Meter District Program;

Extending the allocation of 45 percent Parking Meter Revenues to Parking Meter Districts Fund 70300 for a period of twenty-five years beyond FY 2001;

Directing the City Manager to administer the contracts with every possible effort undertaken to ensure strict financial oversight.

Subitem-B: (R-2000-570 Cor.Copy) ADOPTED AS RESOLUTION R-292470

Authorizing the City Manager to negotiate and execute agreements with designated Nonprofit Corporations, operating through the Mid-City Parking Meter Advisory Board, for the expenditure of Parking Meter District 3 (Mid-City) funds, consistent with the provisions of Council Policy 100-18, the Parking Meter Revenue Allocation and Expenditure Policy;

Authorizing the expenditure of an amount not to exceed \$428,655 from Fund 70304 to implement the activities described in the Parking Meter District 3 one-year implementation plan;

Authorizing the expenditure of an amount not to exceed \$87,500 from Fund 70301 to reimburse the General Fund's annual cost to administer the Parking Meter District Program;

Extending the allocation of 45 percent Parking Meter Revenues to Parking Meter Districts Fund 703 00 for a period of twenty-five years beyond FY 2001;

Directing the City Manager to administer the contracts with every possible effort undertaken to ensure strict financial oversight.

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:

On 10/27/99, PS&NS voted 5-0 to approve the City Manager's recommendation with direction to the City Manager to: a) Conduct strict financial oversight for each agreement, b) Allow the Uptown District to implement a 25-year strategic plan, and c) Include a contractual requirement for each district to comply with the Brown and Open Records Acts.
(Councilmembers Mathis, Wear, Kehoe, Stevens, and Warden voted yea.)

Aud. Cert. 2000480.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E117-234.)

MOTION BY KEHOE TO ADOPT THE CITY MANAGER'S RECOMMENDATION TO AUTHORIZE THE MANAGER TO NEGOTIATE AND EXECUTE AGREEMENTS WITH UPTOWN PARTNERSHIP INCORPORATED AND THE EL CAJON BOULEVARD BUSINESS IMPROVEMENT ASSOCIATION. ADOPT THE UPTOWN PARTNERSHIP 25-YEAR STRATEGIC MASTER PLAN. ADOPT THE MID-CITY PARKING ONE-YEAR AND FIVE YEAR PLAN THAT WAS PRESENTED IN COMMITTEE. CONTINUE TO MONITOR CONTRACTS AND RESPONSE TO THE CITIZENS' CONCERNS. ADDRESS THE SIGNIFICANT PARKING AND TRAFFIC PROBLEMS IN MISSION HILLS AND MIDDLETOWN AS PART OF THE COMMERCIAL CENTER. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-154: Agreement with Camp Dresser and McKee, Inc. for Water Resources Consulting Services.

(See City Manager Report CMR-99-219.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-2000-359) ADOPTED AS RESOLUTION R-292471

Authorizing an agreement with Camp Dresser and McKee, Inc. for providing water resources planning;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$560,715 from CIP-73-333.0, Air Valve Adjustments and Relocations, to the Water Policy, CIP Finance, and Planning Division operating budget (Program Element No. 76861, Organization No. 861, Object Account No. 4222);

Authorizing the expenditure of not to exceed \$560,715 from Water Fund 41500, Water Policy, CIP Finance, and Planning Division (Program Element No. 76861, Organization No. 861, Object Account No. 4222);

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

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

On 11/3/99 NR&C voted 5-0 to approve the City Manager's Recommendation. (Councilmembers Mathis, Kehoe, Warden, Stallings and McCarty voted yea.)

CITY MANAGER SUPPORTING INFORMATION:

Under the terms of this agreement Camp Dresser & McKee Inc. (CDM) will provide consulting services to further define the Water Department's long term strategic planning for water supply. CDM will update the Water Department's Strategic Plan for Water Supply. As part of this task, current water demand and supply forecasts will be updated for a planning horizon to the year 2030. The Water Department's Capital Improvements Program for projects between the years 2007 through 2015 will be defined. For each project that is identified for this phase of the Water Department's Capital Improvements Program, an associated cost estimate will be prepared along with an implementation plan for planning, design, and construction. At the completion of this task, the Water Department's Strategic Plan for Water Supply will be updated for the years 2007 through 2015. CDM will also evaluate the Water Department's long term and short term plans for securing future water supplies. Each water supply alternative will be evaluated based upon a comparative analysis of acceptability. Water supply alternatives include, but are not limited to, imported water; water conservation; reclaimed water; seawater desalination; groundwater; gray

water; wheeling; and water transfers. As part of the evaluation process, CDM will develop an interactive dynamic systems model on graphic-based software of the City's water supply system for use as a tool in comparing water supply alternatives.

FISCAL IMPACT:

Funding in the amount of \$560,715 is available from Fund 41500, CIP-73-333.0, Air Valve Adjustments and Relocations.

Loveland/Gardner/ LLW

Aud. Cert. 2000363.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

ITEM-155: Two actions related to Sale of City Property - San Pasqual Union School District.

(See City Manager Report CMR-99-193. District-5.)

TODAY'S ACTIONS ARE:

Adoption of the following resolutions:

Subitem-A: (R-2000-556) ADOPTED AS RESOLUTION R-292472

Authorizing the City Manager to execute a Grant Deed and Real Estate Sales agreement in favor of the San Pasqual Union School District for a 26.17-acre parcel of land in the San Pasqual Valley.

Subitem-B: (R-2000-577)

ADOPTED AS RESOLUTION R-292473

Stating for the record that the final Mitigated Negative Declaration has been reviewed and considered prior to project approval.

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

On 10/20/99 NR&C voted 4-1 to direct the City Manager to negotiate the sale of approximately 28 acres of Water Department property (Rockwood Site) to the San Pasqual Union School District with the following condition that the proposed development establish a 500-foot set back (buffer) from the adjacent creek; recommending the City Council set aside 25 percent of the proceeds from this and future Water Department owned land for a City-wide Restoration and Enhancement Fund; and, directing the sale be docketed for the City Council's approval by November 22, 1999. (Councilmembers Kehoe, Warden, Stallings, and McCarty voted yea. Council member Mathis voted nay.)

CITY MANAGER SUPPORTING INFORMATION:

On October 20, Natural Resources & Culture Committee (NR&C) approved exclusive negotiations with the San Pasqual Union School District (SPUSD) for the sale of 26.17 acres in the San Pasqual Valley agricultural preserve. The purpose of this sale is for the SPUSD to construct a new school facility. Growth in the North County has placed a burden on the existing School facility. Besides overcrowding conditions, the SPUSD has concerns with water quality, septic capacity, building deterioration and meeting ADA requirements at its existing location. As part of the motion, NR&C had two additional items: (1) the Committee directed the formation of a restoration and enhancement fund wherein 25 percent of the proceeds from Water Department land sales would go to restoring wetlands and tributaries and other enhancement projects of Citywide significance and (2) establish a 500 ft. setback (buffer) from the adjacent creek to strengthen the wildlife connection. Regarding item (1): bond covenants associated with the Water Department's Capital Improvement Program restrict the disposition of Water Department revenues and assets by requiring deposit of the proceeds from land sales into the Water Department fund to provide security on bond investments and regarding item (2): it was agreed by City Staff and SPUSD to conform to Multiple Species Conservation Program guidelines. City Valuation Staff has approved the value of \$366,500. Water Department has reviewed and approved this sale.

FISCAL IMPACT:

\$366,500 will be deposited into Water Department Fund 30246.

Culbreth-Graft/Griffith/DWE

FILE LOCATION:

DEED F-7639

COUNCIL ACTION: (Tape location: E237-F114.)

MOTION BY WARDEN TO ADOPT THE CITY MANAGER'S RECOMMENDATION WITH DIRECTION TO THE CITY MANAGER TO CLOSE ESCROW BY DECEMBER 31, 1999. Second by McCarty. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-not present, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-200: Consultant Agreement - Energy Efficiency Services.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 11/1/99. (Council voted 9-0):

(O-2000-49 Corrected) ADOPTED AS ORDINANCE O-18726 (New Series)

Adoption of an Ordinance authorizing a ten-year Master Energy Conservation Agreement with Onsite Energy Corporation for energy conservation services at City-owned facilities and a first amendment to the Agreement;

Authorizing the expenditure of an amount not to exceed \$222,652 to provide funds required for the first fiscal year for the services and equipment which are the subject of Amendment No. 1 to the Master Agreement, expended as follows: \$90,016 from Fund No. 41508, Department 771; \$55,141 from Fund No. 100, Department 532; and \$77,495 from Fund No. 100, Department 310.

Aud. Cert. 2000375.

NOTE: 6 votes required pursuant to Section 99 of the City Charter.

NOTE: The public hearing for this item is open for the second reading/adoption due to noticing requirements.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

Hearing began at 2:45 p.m. and recessed at 2:50 p.m. Hearing resumed at 2:57 p.m. and halted at 2:58 p.m.

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

ITEM-201: Seal Rock Marine Mammal Reserve.

(La Jolla Community Area. District-1.)

NOTE: It was anticipated that the issue of the Children's Pool would be taken today; however, the Children's Pool is not on today's docket.

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-2000-71) TRAILED TO TUESDAY, NOVEMBER 23, 1999

Introduction of an Ordinance amending Chapter VI, Article 3, Division 10 of the San Diego Municipal Code by repealing and reenacting Section 63.1001, relating to Seal Rock Marine Mammal Reserve, to permanently establish the Seal Rock Mammal Reserve with a review by Council within 5 years.

CITY MANAGER SUPPORTING INFORMATION:

On November 1, 1999, City Council voted 6-3 to establish the Seal Rock Mammal Reserve as a permanent reserve with a review by Council in five years; to add interpretive signs; and to support a volunteer docent program.

Today's action is the first introduction of Ordinance No. O-2000-71, permanently establishing the Seal Rock Marine Mammal Reserve.

FISCAL IMPACT:

None with this action.

Culbreth-Graft/McLatchy/RDS

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: F117-G095.)

Motion by Kehoe to adopt the City Manager's recommendation to establish the Seal Rock Mammal Reserve as a permanent reserve with a review by Council in five years. Second by Warden. Failed. Yeas-3, 5, 8, M. Nays-1, 2, 4, 7. Not present-M.

ITEM TRAILED TO NOVEMBER 23, 1999, DUE TO LACK OF FIVE VOTES.

ITEM-202: Agreement with Old Town Trolley Tours for Operation of the Tram System in Balboa Park.

(Balboa Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-2000-72) INTRODUCED, TO BE ADOPTED ON
DECEMBER 6, 1999

Introduction of an Ordinance authorizing the City Manager to enter into a five-year agreement, including an option to extend the agreement for an additional five years, with Old Town Trolley Tours for operation of a Tram System in Balboa Park;

Authorizing the City Auditor and Comptroller to expend, during the Fiscal Year 2000, an amount not to exceed \$247,541 from Fund 102240 for the agreement;

Authorizing the City Auditor and Comptroller, if the necessary funds are appropriated, to expend \$247,541 per year for the second through the fifth years of the agreement.

NOTE: Six votes required pursuant to Section 99 of the City Charter.

NOTE: The public hearing will remain open for the second reading/adoption due to noticing requirements.

CITY MANAGER SUPPORTING INFORMATION:

Based on the vehicle traffic reduction goal identified in the Balboa Park Master Plan, the City Council instituted trolley service in the park in April 1991 and authorized the City Manager to execute an agreement with Old Town Trolley Tours of San Diego as the owner/operator of the tram system.

The decision to contract with this private company for trolley services in the park, rather than establish a City-owned and operated system, was the result of several key factors. First, the company brings a broad base of knowledge and experience through its operation of similar tram systems across the United States. Second, this service provider maintains an extensive fleet of trolley vehicles in San Diego that can be used to support the park's tram system and assure the continuous service level stipulated in the agreement. Finally, the company has the singular distinction of being the only nationally recognized company providing theme vehicles unique to heritage tourism.

As a mature operation in Balboa Park, Old Town Trolley Tours of San Diego has developed a comprehensive understanding of the City's vehicle reduction program goals. In addition, the

company is aware of and sensitive to the particular transportation needs of park visitors. The company has also established a proven track record of consistent, high quality and courteous trolley service to Balboa Park visitors. Since inauguration of the tram system, the trolleys have logged in excess of 432,866 miles. The company has provided service on a daily basis and has accommodated over 1,590,388 passengers who used the trolleys to access the park's museums and other attractions.

City Council adoption of a resolution authorizing the execution of this Agreement with Old Town Trolley Tours of San Diego will provide continued operation of the Balboa Park tram system for a five year period. The company has repeatedly been recognized as one of the superior service providers in San Diego and in 1996 received the prestigious Finest Service Award in the Group Services Category from the San Diego Convention and Visitors Bureau.

FISCAL IMPACT:

Funds in the amount of \$247,541 for the first year of operation are budgeted within the Engineering and Capital Projects/Public Building and Park TOT Funds. Operation for the second through fifth year would be contingent upon approval of an annual appropriation of \$247,541 for a total of \$1,237,705 for five years.

Culbreth-Graft/McLatchy/MJB

Aud. Cert. 2000475.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

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

ITEM-203: Agreement with Sverdrup Civil, Inc. for Design and Construction Management Services for Redevelopment Purposes pursuant to the Centre City Redevelopment Plan including the Ballpark Infrastructure Project and Centre City East Redevelopment Area Water/Sewer Enhancements.

(Continued from the meetings of November 1, 1999, Item 201 and November 8, 1999, Item S400, at the City Manager's request, for further review.)

(See City Manager Report CMR-99-223. Centre City Redevelopment Project. Districts 2 and 8)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-522 Cor. Copy) CONTINUED TO DECEMBER 6, 1999

Authorizing the City Manager to execute a phase funded Design and Construction Management Agreement with Sverdrup Civil, Inc., for the infrastructure improvement project, in an amount not to exceed \$41,513,000 with Phase 1 not to exceed \$6,390,000 (inclusive of and superseding the \$187,425, and \$3,000,000 Interim Agreement previously approved) effective upon contract execution and Phase 2 to commence when permanent financing is available in an amount not to exceed \$35,123,000;

Authorizing the expenditure of an amount not to exceed \$3,202,525 for Phase 1 - \$2,012,525 from Ballpark Interim Financing Fund 10290, \$431,000 from Fund 41506, and \$759,000 from Fund 41500, CIP-73-083.0, Annual Allocation Water Main Replacements, provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that funds are, or will be, available in the City Treasury, solely and exclusively for the purpose of providing funds for the Project.

Aud. Cert. 2000490.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A486-514; B094-095.)

CONSENT MOTION BY WEAR TO CONTINUE TO DECEMBER 6, 1999. Second by Stallings. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-204: An Ordinance Amending the Land Development Code relating to the Model Building Codes and the Title of "Development Services Director".

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-2000-22) INTRODUCED, TO BE ADOPTED ON
DECEMBER 6, 1999

Introduction of an Ordinance amending the Land Development Code (LDC) to adopt the 1998 Model Building Codes and to change the reference to Development Services Director to Planning and Development Review Director.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A486-514-B094-095.)

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

ITEM-205: Conference with Real Property Negotiator, pursuant to California Government Code section 54956.8:

Property: East Village Area of Downtown San Diego bounded by Twelfth Avenue, Imperial Avenue, Fourteenth Street and K Street.

Agency Negotiator: City Manager and City Negotiation Team (Resolution No. R-289758).

Negotiating Parties: City of San Diego and San Diego Unified Port District.

Under Negotiation: Price and terms.

Prior to Council discussion in Closed Session and in compliance with the Brown Act (California Government Code section 54956.8), this issue is listed on the docket for public testimony.

TODAY'S ACTIONS ARE: REFERRED TO CLOSED SESSION ON TUESDAY,

