

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, DECEMBER 14, 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 2:07 p.m. Mayor Golding adjourned the meeting at 6:30 p.m. into Closed Session immediately following the regular meeting in the twelfth floor conference room. Assistant City Attorney Les Girard announced Council was adjourning into Closed Session for the purpose of discussing potential litigation involving the C.A.R.E. vs. City litigation, and the Clarion Hotel vs. City litigation.

ATTENDANCE DURING THE MEETING:

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

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Fishkin called the roll:

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

ITEM-10: INVOCATION

Invocation was given by Reverend Donna Eubanks of Christ's New Creation Community Church.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Mathis.

NON-AGENDA COMMENT:

PUBLIC COMMENT-1: REFERRED TO THE CITY MANAGER

Comments by Reverend Thomas McPhatter regarding the traffic control at the intersections of Date Street and 5th and 6th Streets. He expressed concern for the senior citizens at Westminister Manor who walk across these streets to attend service at the First Presbyterian Church.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A044-076.)

PUBLIC COMMENT-2: REFERRED TO THE CITY MANAGER

Comments by Alexander Jauregui regarding portable basketball stands. He stated that these basketball stands weigh between 150 and 300 lbs. when empty; and that some of these stands have flood lights that can electrocute the public. He also stated that these stands are top heavy and if they were to fall on a child or an adult, they can cause great bodily harm or even death.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A077-101.)

PUBLIC COMMENT-3:

Comments by Don Stillwell congratulating the Mayor and City Council for scheduling a regular Tuesday Council meeting. He stated that he realizes this is an added meeting at a special time but asked that they consider the possibilities for all regular Tuesday Council meetings.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A102-121.)

PUBLIC COMMENT-4:

Comments by Dan Beeman stating that the abuse of the common citizen must end now and that it is time for the people to be heard and their voices listened to. He stated that the City and its elected leaders need to fix the infrastructure before the whole City is broken and of no value.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A138-168.)

PUBLIC COMMENT-5:

Comments by Jill Galante thanking the City Council, especially the Public Safety Neighborhood Safety Council for their enthusiastic response on November 10th for the billboard ordinance.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A169-179.)

PUBLIC COMMENT-6:

Comments by Judy Walsh-Jackson thanking the City Council for their demonstrated commitment to the prevention of underage drinking.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A180-194.)

COUNCIL COMMENT:

COUNCIL COMMENT-1: REFERRED TO THE CITY MANAGER

Comments by Council Member Vargas regarding the City charging the Association of Retarded Citizens \$32,000 a year to lease a building that is on City property,

near Montgomery Field Airport. He stated that the Association of Retarded Citizens has had a \$1-year lease with the City and will not be able to afford the \$32,000-year lease. He further stated that the Association of Retarded Citizens would like to buy the property at a reasonable rate or continue with the long term \$1-year lease.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A195-222.)

COUNCIL COMMENT-2:

Comments by Council Member McCarty reminding the public that it is the 200th anniversary of the death of the father of our country, George Washington.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A223-234.)

COUNCIL COMMENT-3:

Comments by Council Member Stevens supporting Council Member Vargas' comments, and he also stated that the City should continue the project.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A235-247.)

* ITEM-50: Franchise Agreement with WesPac Pipelines - San Diego Ltd. for Construction and Operation of a Jet Fuel Pipeline in City Right-of-Way.

(Centre City Community Area. Districts-2 and 8.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 11/29/99. (Council voted 8-0. District 3 not present):

(O-2000-79) ADOPTED AS ORDINANCE O-18735 (New Series)

Authorizing the City Manager to execute a franchise agreement with WesPac Pipelines - San Diego Ltd., for constructing and operating a pipeline for the transportation of jet fuel in the public right-of-way.

NOTE: 6 votes required pursuant to Section 103 of the City Charter.

FILE LOCATION: FRAN - WesPac Pipelines - San Diego Ltd.

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-51: Safe Schools Buffer Zone Ordinance.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 11/29/99. (Council voted 8-0. District 3 not present):

(O-2000-68) ADOPTED AS ORDINANCE O-18736 (New Series)

Amending Chapter V, Article 8 of the San Diego Municipal Code by adding

Division 4; amending Chapter V, Article 2 by adding Section 52.70.04; and amending Chapter V, Article 3 by amending Section 53.16, all relating to School Safety.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-100: Lot Line Adjustment and Easement Abandonment - Parcel Map W.O. No. 981149.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-709) ADOPTED AS RESOLUTION R-292595

Approving Map of Parcel Map W.O. No. 981149, being a lot line adjustment and consolidation map of Lots 5, 6, 7, 8, 9 and 10, together with a portion of Scripps Summit Drive as dedicated to public use of Scripps Northridge Business Center according to Map-12911.

CITY MANAGER SUPPORTING INFORMATION:

This project is located in the Miramar Ranch North Community Plan Area, at the northern end of Scripps Summit Drive and the westerly end of Scripps Summit Court. This parcel map will adjust lot lines to enable new construction for a 3 story office and research development building as approved by Planned Industrial Development Permit No. 86-0181. Unneeded portions of existing sewer and drainage easements hinder the new development and are proposed for vacation. New sewer, water and drainage easements are being granted on the map. A cul-de-sac portion of Scripps Summit Drive is also proposed for vacation. The cul-de-sac was originally

needed to serve several lots which are now being consolidated into one lot, eliminating the need for the cul-de-sac. Engineering permit No. W47811 has been issued and a bond posted to ensure completion of public improvements shown on engineering drawing no. 29713-D (1-3). Staff finds that the project complies with Planned Industrial Development Permit No. 86-0181 and recommends approval of the map and abandonment of the easements.

FISCAL IMPACT:

None. All costs are paid by the applicant.

Culbreth-Graft/Haase/SH

FILE LOCATION: DEED F-7656

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-101: Excusing Mayor Golding from the 11/29/99 Meeting of the Rules, Finance and Intergovernmental Relations and the Council Meeting of 11/30/99.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-708) ADOPTED AS RESOLUTION R-292596

Excusing Mayor Golding from attending the following regularly scheduled meetings, due to her attendance to other City business:

1. Committee on Rules, Finance and Intergovernmental Relations meeting of November 29, 1999.
2. Council meeting of November 30, 1999.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-102: Stephanie Sontag Day.

COUNCILMEMBER WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-728) ADOPTED AS RESOLUTION R-292597

Commending and thanking Stephanie Sontag for her outstanding leadership and dedication to serving San Diego's legal community, and wishing her the very best during her tenure as the President of the San Diego County Bar Association;

Proclaiming Friday, December 3, 1999 to be "Stephanie Sontag Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-103: In the Matter of Authorizing the City Auditor and Comptroller to Establish Special Fund 10148 to be called Millennium San Diego.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-701) ADOPTED AS RESOLUTION R-292598

Authorizing the City Auditor and Comptroller to establish special fund 10148 to be called Millennium San Diego, to receive and disburse, as directed by the City Manager, any and all contributions designated and received for the purpose of City of San Diego Millennium Events.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-104: One-Way Operation on Shirley Ann Place.

(Greater North Park Community Area. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-672) ADOPTED AS RESOLUTION R-292599

Declaring the northerly 20 feet of Shirley Ann Place to be one-way northbound;

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

CITY MANAGER SUPPORTING INFORMATION:

This action converts the northerly 20 feet of Shirley Ann Place to one-way northbound operation. Council approval is required, according to San Diego Municipal Code, Section 82.19. The residents on Shirley Ann Place have proposed this action to discourage shortcutting traffic on this narrow street. The Greater North Park Community Planning Committee supports this action.

FISCAL IMPACT:

None.

Loveland/Gonzalez/AH

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-105: Commercial Vehicle Prohibition on Fanuel Street between Turquoise Street and Garnet Avenue.

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

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-673) ADOPTED AS RESOLUTION R-292600

Prohibiting commercial vehicles with a gross vehicle weight rating of over 10,000 pounds from operating on Fanuel Street between Turquoise Street and Garnet Avenue;

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

CITY MANAGER SUPPORTING INFORMATION:

This action prohibits commercial vehicles with a rated capacity of five tons or more from using Fanuel Street between Turquoise Street and Garnet Avenue. By law, passenger buses, public utility vehicles, and commercial vehicles with an origin or destination on the affected street are exempt from this provision. Alternate routes for commercial vehicles include Cass Street and Mission Boulevard. Council approval is required, according to San Diego Municipal Code, Section 85.04. A petition representing 88 percent of the affected properties was submitted in support of this action. The Pacific Beach Community Planning Group supports this action.

FISCAL IMPACT:

None.

Loveland/Gonzalez/AH

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-106: Dedication of the new Dairy Mart Road Bridge in Memory of Reuben "Danny" Marschall.

COUNCILMEMBER VARGAS'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-712) ADOPTED AS RESOLUTION R-292601

Dedicating the new Dairy Mart Road Bridge, located at 2800 Block of Dairy Mart

Road, in memory of Rueben Daniel "Danny" Marschall.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-107: Construction of Water and Sewer Group Job 529 - Change Order No. 5.

(Midway, Peninsula, and Torrey Pines Community Areas. Districts-1 and 2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-689 Cor.Copy) ADOPTED AS RESOLUTION R-292602

Approving Change Order No. 5, dated September 14, 1999, issued in connection with the contract with Dietrich Corporation, amounting to a net increase in the contract price of \$189,984.60;

Authorizing the expenditure of an amount not to exceed \$189,984 from Water Fund 41500, CIP-73-083.0, Annual Allocation - Water Main Replacements for Change Order No. 5 to Water and Sewer Group 529, provided that the City Auditor first furnishes a certificate demonstrating that the funds are, or will be, on deposit in the City Treasury;

Authorizing the expenditure of an amount not to exceed \$80,000 from CIP-73-083.0, for additional in-house engineering required by Change Order No. 5 to Water and Sewer Group Job 529;

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:

On May 4, 1998, the City Council approved Resolution R-290048 awarding the low base bid of \$2,819,539 to Dietrich Corporation for the construction of Water and Sewer Group Job 529. This project includes the replacement of approximately 11,307 feet of water mains, and 6,391 feet of sewer mains along Rosecrans Street in the Peninsula and Midway Community areas. Construction Change Order No. 1, (\$32,722) included the additional installation of 130 feet 12-inch water main, per request from the Water Operations Division. Change Order No. 2, (\$23,386) was issued to fund the difference between the actual field contract quantities and those in the contract documents for sewer bid items. Change Order No. 3, (\$16,655) compensated the contractor for additional work required by the Water Operations Division to reconnect the 16-inch water main on Rosecrans Street, Rosecrans Place and N. Evergreen Street. Change Order No. 4, (\$25,220) compensated the contractor for installing the water main on Rosecrans Street and Lytton Street during night times instead of day times due to high traffic volumes. During the final phase of construction the Water Department requested the replacement of the existing 6-inch plug valve, for the blow-off assembly on the existing 36-inch Sorrento Valley water pipeline as a result of recent leaks of the subject pipe. The Water Department also requested the replacement of 950 linear feet of the existing 6-inch cast iron water on Cadiz Street due to several water main breaks. Also included in this change order is additional A.C. overlay on Rosecrans Street from Nimitz Street to Lytton Street. The total construction cost for Change Order No. 5 is \$189,984. The total construction cost for Change Order Nos. 1 - 5 is \$287,967. The change in the scope of work associated with these change orders necessitated additional in-house engineering and administration costs, and additional construction management costs of \$80,000.

FISCAL IMPACT:

The total estimated cost for the project is \$4,347,952 of which \$4,077,968 has been previously authorized. Funding for this additional work in the amount of \$269,984 is available from Water Fund 41500, CIP-73-083.0, Annual Allocation - Water Main Replacement for this purpose.

Loveland/Belock/AO

Aud. Cert. 2000513.

WWF-00-419.

FILE LOCATION: CONT - Dietrich Corporation

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-108: Nomination to the Retirement System, Employees Board of Administration.

(See memorandum from Mayor Golding dated 11/24/99.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-704) ADOPTED AS RESOLUTION R-292603

Council confirmation of the reappointment by the Mayor of Diann Shipione to serve as a member of the City Employees' Retirement System Board of Administration, for a term ending December 7, 2005.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-109: Nomination to the San Diego Convention Center Corporation Board.

(See memorandum from Mayor Golding dated 11/24/99 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-705) CONTINUED TO JANUARY 18, 2000

Nominating the following persons to serve as members of the San Diego Convention Center Corporation Board of Directors:

NOMINEE

Patrick Shea
Gail Stoorza-Gill

NOMINATED BY

Mayor Susan Golding
Mayor Susan Golding

Re-electing Patrick Shea and Gail Stoorza-Gill to the Board of Directors of the San Diego Convention Center Corporation, for three-year terms to expire on December 1, 2002.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A248-420.)

CONSENT MOTION BY STALLINGS TO CONTINUE TO JANUARY 18, 2000, AT MAYOR GOLDING'S REQUEST FOR FURTHER REVIEW. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-110: Appointment to the Old Town San Diego Planned District Design Review Board.

(See memorandum from Mayor Golding dated 11/24/99 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-706) ADOPTED AS RESOLUTION R-292604

Council confirmation of the appointment by the Mayor of Olive Chivers (Property Owner, Old Town) to serve as a member of the Old Town San Diego Planned District Design Review Board, for a term ending March 1, 2003, replacing Connie Puente Miller, whose term has expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

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

* ITEM-111: Nomination to the Appeals and Advisors, Board of Buildings.

(See memorandum from Mayor Golding dated 11/24/99 with resume attached.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-707) ADOPTED AS RESOLUTION R-292605

Council confirmation of the appointment by the Mayor of Michael V. Furby to serve as a member of the Board of Appeals and Advisors, for a one-year term ending March 1, 2001, replacing Donald Baldwin, whose term has expired.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

CONSENT MOTION BY STALLINGS TO ADOPT THE RESOLUTION TO CONFIRM THE APPOINTMENT. Second by Wear. Passed by the following vote:

Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200: Ballpark and Redevelopment Project.

(See City Manager Report CMR-99-238.)

CITY MANAGER'S RECOMMENDATION:

Introduce the following ordinance:

(O-2000-86 Cor.Copy) INTRODUCED, TO BE ADOPTED ON
JANUARY 10, 2000

Introduction of an Ordinance approving the form of and authorizing the execution and delivery of a Site Lease and a Ballpark Facility Lease and approving and authorizing the execution, delivery and performance of an Assignment Agreement and an indenture by the Public Facilities Financing Authority of the City of San Diego and approving and authorizing the issuance and sale of the Authority's Lease Revenue Bonds, Series 2000A and approving certain other documents.

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

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A421-F635.)

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

Substitute motion by McCarty to continue the introduction of this ordinance to January 10, 2000, and to do the following: 1) find the answers to the questions asked by Council Members; 2) identify the revenues that are going to pay for these gaps; 3) include the points that Mayor Golding brought up from her report; and 4) have the introduction for this ordinance on January 10, 2000. Second by Kehoe. Failed. Yeas-3,5,7. Nays-1,2,4,6,8,M.

MOTION BY WEAR TO PROCEED WITH THE APPROVAL OF THE CITY MANAGER'S RECOMMENDATION. Second by Stallings. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-nay, Stevens-yea, Warden-nay, Stallings-yea, McCarty-nay, Vargas-yea, Mayor Golding-yea.

ITEM-201: Directing the City Manager to Negotiate Amendments to the Operating Agreement between the City and the San Diego Convention Center Corporation Regarding Joint Ballpark-Convention Center Operation Issues.

(Centre City Redevelopment Project. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-633) ADOPTED AS RESOLUTION R-292606

Directing the City Manager to negotiate amendments to the Operating Agreement that will resolve the concerns of SDCCC with respect to the proposed ballpark, including coordination of concurrent events at the Convention Center and ballpark, management of traffic flow during major Convention Center events, parking supply in the area, and rail and pedestrian flow; all in a manner acceptable to the City, and return to the City Council with an amended Operating Agreement containing those measures, for City Council's approval, before the certificate of occupancy is issued for the new ballpark.

CITY MANAGER SUPPORTING INFORMATION:

On October 26, 1999, the City Council certified the Final Subsequent Environmental Impact Report (FSEIR) to the Final Master Environmental Impact Report for the Centre City Redevelopment Project, related to the Proposed Ballpark and Ancillary Development Projects and Associated Plan Amendments. In the course of preparing the FSEIR, representatives of the City met with representatives from the SDCCC to discuss SDCCC's concerns about the impacts of the development of the proposed ballpark adjacent to the expanded San Diego Convention Center. The concerns of the SDCCC with respect to the proposed ballpark include the coordination of concurrent events at the Convention Center and ballpark, management of traffic flow during major Convention Center events, parking supply in the area, and rail and pedestrian flow. The parties agreed that while not all of SDCCC's concerns should be addressed in the FSEIR, they should be addressed and measures agreed to by the parties.

An Operating Agreement already exists between the City and SDCCC for the operation of the Convention Center. The parties agree that this Operating Agreement is the appropriate place to memorialize the measures agreed to by the City and SDCCC.

It is recommended that the City Council direct the City Manager to negotiate amendments to the Operating Agreement between the City and the SDCCC that will resolve the concerns of the SDCCC with respect to the proposed ballpark before the certificate of occupancy is issued.

FISCAL IMPACT:

None

Frazier/MCW

FILE LOCATION: MEET (64)

COUNCIL ACTION: (Tape location: F636-G108.)

MOTION BY STALLINGS TO ADOPT ITEMS -201, -202, AND -203. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-202: Design and Related Expenses for Water and Sewer Enhancements within the East Village Portion of the Centre City Redevelopment Project Area.

(Centre City Redevelopment Project. Districts-2 and 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-733) ADOPTED AS RESOLUTION R-292607

Authorizing the expenditure of \$297,600 from Fund 41506, and \$354,500 from Fund 41500, CIP-73-083.0 Allocation Water Main Replacements.

CITY MANAGER SUPPORTING INFORMATION:

In accordance with the MOU between the City, CCDC and the Padres, approved by the voters on November 3, 1998, the City is responsible for the design and construction of the infrastructure components (Project) of the ballpark redevelopment project. To accomplish the City's responsibilities regarding the infrastructure components, the City conducted a Request for Qualifications/Request for Proposals process to select a Design/Construction Management (DCM) team. Sverdrup Civil, Inc. was selected as the DCM for this Project.

Included within a separate request for council action, which recommends the authorization of the DCM agreement with Sverdrup, is an amount of \$1,190,000 for Phase 1 hard construction and contingency specifically allocated from water and wastewater CIP funds. This action provides for the authorization and expenditure of the remaining expenses such as for design, city force work, insurance coverage and safety program. For more information see City Manager Reports CMR-99-57, CMR-99-64 and CMR-99-223.

FISCAL IMPACT:

Funds for these purposes are available from Fund 41506 (\$297,600) and Fund 41500 (\$354,500).

Herring/Beokamp/DZA

FILE LOCATION: MEET (64)

COUNCIL ACTION: (Tape location: F636-G108.)

MOTION BY STALLINGS TO ADOPT ITEMS -201, -202, AND -203. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-203: Amendment to the Agreement with J & H Marsh Mc Lennan, Inc. for Consulting Services to Provide and Manage an Owner Controlled Insurance Program for the Ballpark Infrastructure Project.

(Centre City Redevelopment Project. Districts-2 and 8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-734) ADOPTED AS RESOLUTION R-292608

Authorizing the City Manager to amend an agreement with J & H Marsh & McLennan, Inc. to provide and manage an Owner Controlled Insurance Program for the Ballpark Infrastructure Project and Centre City East Redevelopment Area water/sewer enhancements. The cost of the proposed amendment is \$15,299 which brings the not to exceed amount of the full agreement to \$280,299;

Authorizing the expenditure of \$133,612 from Fund 10290 to provide for the OCIP insurance premiums for the ballpark infrastructure project.

CITY MANAGER SUPPORTING INFORMATION:

In accordance with the MOU between the City, CCDC and the Padres, approved by the voters on November 3, 1998, the City is responsible for the design and construction of the infrastructure components (Project) of the ballpark redevelopment project. To accomplish the City's responsibilities regarding the infrastructure components, the City conducted a Request for Qualifications/Request for Proposals process to select a Design/Construction Management

(DCM) team. Sverdrup Civil, Inc. was selected as the DCM for this Project. Historically, the City has entered into agreements for "contractor supplied insurance" on individual capital projects. This generally has included: worker's compensation; commercial general liability; excess liability; auto liability; coverage for work in place and materials on and off site and in transit; pollution liability and/or professional liability(as needed). It has been found that, for large projects, a more comprehensive approach to providing insurance through an OCIP can be beneficial to both contractors and the project owner. In an OCIP, the insurance is obtained by the project owner (the City) to cover the entire program, eliminating the requirement that contractors and subcontractors obtain separate policies. Two benefits of using an OCIP over a contractor supplied insurance program are: 1) The cost savings realized by having more buying power and control over the insurance program; and, 2) the increased emphasis on construction safety procedures which results in fewer accidents, and injuries, thus reducing costs. For more information see City Manager Reports CMR-99-57, CMR-99-64 and CMR-99-223.

FISCAL IMPACT:

The maximum expenditure under the terms of this amended Agreement is \$15,299. The cost of insurance premiums for the phase 1 work associated with the ballpark infrastructure project is \$133,612. Therefore, the total Phase 1 cost of this OCIP is \$148,911.

Herring/Boekamp/DZA

FILE LOCATION: MEET (64)

COUNCIL ACTION: (Tape location: F636-G108.)

MOTION BY STALLINGS TO ADOPT ITEMS -201, -202, AND -203. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-204: Transfer of Funds to the 1999/2000 Winter Shelter Program.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-714 Rev.) ADOPTED AS AMENDED AS RESOLUTION R-292609

Authorizing the transfer of \$10,000 from Community Services Dept. 042, Org. 2751, to the 1999/2000 Winter Shelter Program Fund 19644 and Dept. 19644;

Authorizing the transfer of \$25,000 from Council District 1 Fund 18535, Dept. 4197, Org. 9701 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715;

Authorizing the transfer of \$25,000 from Council District 5 Fund 18535, Dept. 4197, Org. 9704 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715;

Authorizing the transfer of \$15,000 from Council District 6 Fund 18535, Dept. 4182, Org. 8204 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715;

Authorizing the transfer of \$10,000 from Council District 6 Fund 18535, Dept. 4194, Org. 9405 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715;

Authorizing the reprogramming of \$25,000 from Council District 7 Fund 18534, Dept. 4162, Org. 6227 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715;

Authorizing the transfer of \$60,000 from Housing Commission Local Funds to the 1999/2000 Winter Shelter Program fund 19644, Dept. 19644;

Authorizing the transfer of \$100,000 from CCDC Fund 98416, Dept. 98416, Org. 3001 to the 1999/2000 Winter Shelter Program Transitional Housing Component Fund 19644, Dept. 19644;

Authorizing the expenditure of an amount not to exceed \$44,000 from carry over funds from the 1998/1999 Winter Shelter Program to the 1999/2000 Winter Shelter Program;

Authorizing the City Auditor and Comptroller to appropriate and expend an amount not to exceed \$314,000 for the 1999/2000 Winter Shelter Program.

CITY MANAGER SUPPORTING INFORMATION:

On Monday, November 8, 1999, the City Council adopted Resolution R-292422 authorizing the City Manager to implement the 1999/2000 Winter Shelter Program and extend its operation for an additional 30 days. However, due to insufficient funding for the 1999/2000 Winter Shelter Program the City Manager was instructed to return to Council in early December 1999, with a funding plan for the additional costs to operate the program. The funding listed below provides the additional funding needed.

1. Authorizing the transfer of \$10,000 from Community Services Dept. 042, Org. 2751 to the 1999/2000 Winter Shelter Program Fund 19644, Dept. 19644.
2. Authorizing the transfer of \$25,000 from Council District 1 Fund 18535, Dept. 4197, Org. 9701 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715.
3. Authorizing the transfer of \$25,000 from Council District 5 Fund 18535, Dept. 4197, Org. 9704 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715.
4. Authorizing the transfer of \$15,000 from Council District 6 Fund 18535, Dept. 4182, Org. 8204 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715.
5. Authorizing the transfer of \$10,000 from Council District 6 Fund 18535, Dept. 4194, Org. 9405 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715.
6. Authorizing the reprogramming of \$25,000 from Council District 7 Fund 18534, Dept. 4162, Org. 6227 to the 1999/2000 Winter Shelter Program Fund 18535, Dept. 4187, Org. 8715.
7. Authorizing the transfer of \$60,000 from Housing Commission Local Funds to the 1999/2000 Winter Shelter Program Fund 19644, Dept 19644.
8. Authorizing the transfer of \$100,000 from CCDC Fund 98416, Dept. 98416, Org. 3001 to the 1999/2000 Winter Shelter Program Transitional Housing Component Fund 19644, Dept. 19644.
9. Authorizing the Auditor and Comptroller to expend an amount not to exceed \$44,000 from carry over funds from the 1998/1999 Winter Shelter Program to the 1999/2000 Winter Shelter Program.

10. Authorizing the Auditor and Comptroller to appropriate and expend an amount not to exceed \$314,000 for the 1999/2000 Winter Shelter Program.

FISCAL IMPACT:

Funds are available as identified.

Culbreth-Graft/Christiansen/HLL

Aud. Cert. 2000544.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A248-420.)

CONSENT MOTION BY STALLINGS TO ADOPT THE RESOLUTION AS AMENDED TO REFER THE FOLLOWING ISSUES TO THE CITY MANAGER: 1) FIND DISCRETIONARY DOLLARS AND DONATIONS TO REPLACE THE MATTRESSES FOR 550 BEDS IN THE SHELTERS; AND 2) CONSIDER USING CDBG MONEY. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-205: RETURNED TO THE CITY ATTORNEY

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 R-289758).

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

Under Negotiation: Price and terms of sale to Port District.

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

There is no Council discussion of this item. The City Council's actions are:

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Adjourn into Closed Session on December 14, 1999.

NOTE: Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

FILE LOCATION: MEET (64)

COUNCIL ACTION: (Tape location: A248-420.)

CONSENT MOTION BY STALLINGS TO RETURN THIS ITEM TO THE CITY ATTORNEY AT HIS REQUEST BECAUSE THE CITY COUNCIL WILL NOT BE ADJOURNING INTO CLOSED SESSION TO DISCUSS ITEMS -205, -206, AND-207. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-206: RETURNED TO THE CITY ATTORNEY

Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8:

Property: Qualcomm Stadium.

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

Negotiating Parties: City of San Diego and San Diego Padres.

Under Negotiation: Price and terms of use and occupancy agreement extension.

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 **only** for public testimony.

There is no Council discussion of this item. The City Council's actions are:

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Adjourn into Closed Session on December 14, 1999.

NOTE: Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

FILE LOCATION: MEET (61)

COUNCIL ACTION: (Tape location: A248-420.)

CONSENT MOTION BY STALLINGS TO RETURN THIS ITEM TO THE CITY ATTORNEY AT HIS REQUEST BECAUSE THE CITY COUNCIL WILL NOT BE ADJOURNING INTO CLOSED SESSION TO DISCUSS ITEMS -205, -206, AND -207. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-207: RETURNED TO THE CITY ATTORNEY

Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8:

Property: East Village Area of Downtown San Diego bounded by J Street, Seventh Avenue, Harbor Drive and Tenth Avenue (new ballpark).

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

Negotiating Parties: City of San Diego and San Diego Padres.

Under Negotiation: Terms of use and occupancy agreement.

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 **only** for public testimony.

There is no Council discussion of this item. The City Council's actions are:

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Adjourn into Closed Session on December 14, 1999.

NOTE: Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

FILE LOCATION: MEET (64)

COUNCIL ACTION: (Tape location: A248-420.)

CONSENT MOTION BY STALLINGS TO RETURN THIS ITEM TO THE CITY ATTORNEY AT HIS REQUEST BECAUSE THE CITY COUNCIL WILL NOT BE ADJOURNING INTO CLOSED SESSION TO DISCUSS ITEMS -205, -206, AND -207. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-250: Settlement Agreement with Fairbanks Ranch Association, Black Mountain Ranch Limited Partnership, and other Real Parties.

(R-2000-679)

Adopted as Resolution R-292478.

A Resolution approved by the City Council in Closed Session on Tuesday, November 23, 1999, by the following vote: Mathis-yea; Wear-yea; Kehoe-yea; Stevens-yea; Warden-yea; Stallings-yea; McCarty-yea; Vargas-yea; Mayor-yea.

Authorizing the City Manager to execute a Settlement Agreement with Fairbanks Ranch Association, Black Mountain Ranch Limited Partnership, and other Real Parties in Interest in Fairbanks Ranch Association v. City of San Diego, San Diego Superior Court Case No. 723676.

NOTE: This item is placed on a Council docket, so that the official and public record will reflect the adoption of this Resolution. It does not require any further Council action.

ITEM-251: Settlement of the Property Damage Claim of Mid-City Community Clinic, et al.

(R-2000-573)

Adopted as Resolution R-292484.

A Resolution approved by the City Council in Closed Session on Tuesday, November 23, 1999, by the following vote: Mathis-yea; Wear-yea; Kehoe-yea; Stevens-yea; Warden-yea; Stallings-yea; McCarty-yea; Vargas-yea; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$108,184.82 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal property damage claim of Mid-City Community Clinic, et al. (City File No. LP99-7773-3073, v. City of San Diego, et al.);

Authorizing the City Auditor and Comptroller to issue three checks; one in the amount of \$8,344.29 made payable to Luth Turley, Inc.; one in the amount of \$79,628.90 made payable to Luth Turley, Inc.; and one in the amount of \$19,509.63 made payable to The Salvation Army, as the complete and final settlement of the property damage claim which occurred on February 11, 1999.

Aud. Cert. 2000479.

*ITEM-S400: Newschool of Architecture Day.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-2000-735) ADOPTED AS RESOLUTION R-292610

Congratulating and recognizing the outstanding contributions of the Newschool of Architecture on the occasion of its 20th anniversary;

Proclaiming December 17, 1999 to be "Newschool of Architecture Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A248-420.)

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

*ITEM-S401: Four actions related to Approving the Final Subdivision Map of Carmel Valley Neighborhood 10, Unit No. 4.

(This is a 91-lot subdivision. Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2000-719) ADOPTED AS RESOLUTION R-292611

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

Subitem-B: (R-2000-718) ADOPTED AS RESOLUTION R-292612

Approving the final map.

Subitem-C: (R-2000-720) ADOPTED AS RESOLUTION R-292613

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

Subitem-D: (R-2000-721) ADOPTED AS RESOLUTION R-292614

Approving the acceptance by the City Manager of a grant deed of Pardee Construction Company, granting to the City Lots "A" and "B" of Carmel Valley Neighborhood 10, Unit No. 4, for open space purposes.

CITY MANAGER SUPPORTING INFORMATION:

This map proposes the subdivision of 75.054 acres into 91, plus lots "A" through "G" inclusive for residential development. It is located south of Carmel Mountain Road in the Carmel Valley Community Plan area. On June 30, 1997, the Planning Commission of The City of San Diego approved VTM-96-0737, amending VTM-91-0834 by Resolution R-288908 for Carmel Valley Neighborhood 10. The City Engineer has approved the final map and states that all conditions of the Vesting Tentative Map have been satisfied. City Council action is required to give final approval of all final maps and agreements. The public improvements required for this subdivision are shown in detail on Drawing Nos. 28056-1-D through 28056-23-D, filed in the Office of the City Clerk under Micro Number 140.10. All improvements are to be completed within two years. The Engineer's estimate for the cost of public improvements is now \$2,307,178 and a

Performance Bond in that amount has been provided as surety. A cash bond in the amount of \$15,500, as determined by the surveyors estimate, has been posted as surety for the setting of survey monuments. This subdivision is located in the Carmel Valley Facilities Benefit Assessment (FBA) District, which provides for the payment of FBA (including parks), at the time of building permit issuance. This community may be subject to impact fees, as established by the City Council, at the time of issuance of building permits. Development on any property within this map shall pay the fees as set by the City Council and in effect in the community at the time of building permit issuance. Fees will be paid at the time the building permit is issued. Subdivider, by letter, has given assurance to the City of San Diego that he/she 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 "A" and "B" are being deeded by separate instrument to the City at no cost as a condition of tentative map approval. These lots total 35.895 acres in size. No park fee credit is being granted by this action. The lots are to be used for open space purposes.

FISCAL IMPACT:

None.

Culbreth-Graft/Haase/SH

FILE LOCATION: Subitems A - C: SUBD-Carmel Valley Neighborhood 10
Unit No. 4 (40)
Subitem D: DEED F-7657

COUNCIL ACTION: (Tape location: A248-420.)

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

ITEM-S402: 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, November 8, 1999, Item S400, November 22, 1999, Item 203, and December 6, 1999, Item 208; last continued 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) ADOPTED AS RESOLUTION R-292615

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: MEET (64)

COUNCIL ACTION: (Tape location: A248-420.)

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

NON-DOCKET ITEMS:

NONE.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 6:30 p.m. in honor of the memories of:

Dorothy Hom as requested by Mayor Golding;
Crew of the CH-46 Sea Knight as requested by Mayor Golding; and
Brad Fowler as requested by Mayor Golding.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G112-141).