

# CITY COUNCIL MEETING RESULTS

FINAL

DATE: TUESDAY, DECEMBER 5, 2006 A.M.

RECORDER: LEVENSON-CRUZ

ITEM NO.	ACTIONS	R	302157	Motion / Second	VOTE	VETO Y or N
		O	19556			
30	<b>Adopted</b> (R-2007-604) Proclaiming December 5, 2006 to be "Marcia K. Samuels Day"	R	302157	4/3	Unanimous; 7-not present	N
31	<b>Adopted</b> (R-2007-605) Proclaiming December 5, 2006 to be "Barbara Ventura Day"	R	302158	5/1	Unanimous; 7-not present	N
51	<b>NOTE: Item has been pulled from docket</b>					
50	<b>Adopted</b> (O-2007-23) Fifth Amendment to the Contract for Financial Advisory Services with Fieldman, Rolapp and Associates <i>(NOTE: 6 votes required)</i>	O	19556	8/2	Unanimous; 7-not present	N
52	<b>Adopted</b> (O-2007-45) Amending the Municipal Code for Correction to Land Development Code Section 123.0202(e)	O	19557	8/2	Unanimous; 7-not present	N
53	<b>Introduced</b> (O-2007-51) California Energy Commission Energy Efficiency Financing for Facility Improvements	I		8/2	Unanimous; 7-not present	N
54	<b>Introduced</b> (R-2007-59) Second Amendment to the Agreement with CH2mHill, Inc. for Consultant Services. <i>(NOTE: 6 votes required)</i>	I		8/2	Unanimous; 7-not present	N
100	<b>Adopted</b> (R-2007-861) Inviting Bids for the Construction of the Miramar Road Trunk Sewer Project	R	302159	8/2	Unanimous; 7-not present	N
101	<b>Adopted with Direction</b> (R-2007-621 Rev. Copy 2) Change of Dates for the Rope Barrier Placement at Children's Pool	R	302160	2/6	234568- yea; 1-nay; 7-not present	N
102	<b>Adopted</b> (R-2007-443) First Amendment to the Master Power Purchase and Sale Agreement with SDG&E	R	302161	8/2	Unanimous; 7-not present	N
103	<b>Adopted</b> (R-2007-379) Bureau of Reclamation (BOR) Water Conservation Field Services Program and the Mapping Interface Enhancements to Satellite Imagery.	R	302162	8/2	Unanimous; 7-not present	N
104	<b>Trailed to PM</b> (R-2007-570) San Diego Flood Mitigation Plan – Consultant Agreement					
105	<b>Trailed to PM</b> (R-2007-597) Think Blue Public Service Announcements, Fiscal Year 2007					
106	<b>Trailed to PM</b> (R-2007-625) Fiscal Year 2007 Think Blue Outreach Services Agreement with Katz & Associates and Collaborative Services					

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107	<b>Adopted</b> (R-2007-547) Partnership Agreement with Evolution Film and Tape, Inc.	R	302163	8/2	Unanimous; 7-not present	N
108	<b>Returned to Mayor</b> (R-2007-409) Consultant Agreement with DeLorenzo, Incorporated Services for Carmel Valley Skate Park				Passed by Common Consent; 7-not present	
109	<b>Adopted</b> (R-2007-537) MCI Agreement for the Conversion of Overhead Facilities to Underground	R	302164	8/2	234568 -yea; 7-not present; 1-ineligible	N
110	<b>Adopted</b> (R-2007-567) California Identification (Cal-ID) Agreement with San Diego Sheriff's Department	R	302165	8/2	Unanimous; 7-not present	N
111	<b>Adopted</b> (R-2007-586 Cor. Copy) Authorizing Second Amendment to the Retention of Latham & Watkins, LLP for Legal Services for Current and Former City Officials and Staff Related to SDPOA v. Michael Aguirre, et al. and Aaron, et al. v. Aguirre, City of San Diego, et al.	R	302166	8/2	Unanimous; 7-not present	N
112	<b>Adopted</b> (R-2007-598 Cor. Copy) First Amendment to the Retainer Agreement with Latham & Watkins for Outside Counsel Services in McGuigan v. City of San Diego, San Diego Superior Court Case No. GIC 849883	R	302167	8/2	Unanimous; 7-not present	N
113	<b>Adopted</b> (R-2007-584 Cor. Copy) Sixth Amendment to the Retainer Agreement with Latham & Watkins for Outside Counsel Services in Otay Acquisition v. City, S.D.S.C. No. GIC 753247; National Enterprises v. City, S.D.S.C. No. GIC 730011; Border Business Park, Inc. v. City S.D.S.C. No. GIC 692794; and Related Items.	R	302168	8/2	Unanimous; 7-not present	N
114	<b>Adopted</b> (R-2007-587 Cor. Copy) Fourth Amendment with Horvitz and Levy for Appellate Outside Counsel Services in Otay Acquisition v. City S.D.S.C. Case No. GIC753247; National Enterprises v. City, S.D.S.C. Case No. GIC730011 Border Business Park, Inc. v. City S.D.S.C. No. GIC 692794; and Related Matters	R	302169	8/2	Unanimous; 7-not present	N
115	<b>Adopted</b> (R-2007-425) Retention of latham & Watkins for Legal Services for Case Marcus R. Abbe, et al. v. City of San Diego, USDC Case No. 05CV1629 DMS (SDPOAII)	R	302170	8/2	Unanimous; 7-not present	N
116	<b>Adopted</b> (R-2007-000) Balboa Avenue Streetscape Improvements Project Endowment Fund	R	302171	6/1	Unanimous; 7-not present	N

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109	<b>Adopted</b> (R-2007-537) MCI Agreement for the Conversion of Overhead Facilities to Underground	R	302164	8/2	234568 -yea; 7-not present; 1-ineligible	N
110	<b>Adopted</b> (R-2007-567) California Identification (Cal-ID) Agreement with San Diego Sheriff's Department	R	302165	8/2	Unanimous; 7-not present	N
111	<b>Adopted</b> (R-2007-586 Cor. Copy) Authorizing Second Amendment to the Retention of Latham & Watkins, LLP for Legal Services for Current and Former City Officials and Staff Related to SDPOA v. Michael Aguirre, et al. and Aaron, et al. v. Aguirre, City of San Diego, et al.	R	302166	8/2	Unanimous; 7-not present	N
112	<b>Adopted</b> (R-2007-598 Cor. Copy) First Amendment to the Retainer Agreement with Latham & Watkins for Outside Counsel Services in McGuigan v. City of San Diego, San Diego Superior Court Case No. GIC 849883	R	302167	8/2	Unanimous; 7-not present	N
113	<b>Adopted</b> (R-2007-584 Cor. Copy) Sixth Amendment to the Retainer Agreement with Latham & Watkins for Outside Counsel Services in Otay Acquisition v. City, S.D.S.C. No. GIC 753247; National Enterprises v. City, S.D.S.C. No. GIC 730011; Border Business Park, Inc. v. City S.D.S.C. No. GIC 692794; and Related Items.	R	302168	8/2	Unanimous; 7-not present	N
114	<b>Adopted</b> (R-2007-587 Cor. Copy) Fourth Amendment with Horvitz and Levy for Appellate Outside Counsel Services in Otay Acquisition v. City S.D.S.C. Case No. GIC753247; National Enterprises v. City, S.D.S.C. Case No. GIC730011 Border Business Park, Inc. v. City S.D.S.C. No. GIC 692794; and Related Matters	R	302169	8/2	Unanimous; 7-not present	N
115	<b>Adopted</b> (R-2007-425) Retention of Latham & Watkins for Legal Services for Case Marcus R. Abbe, et al. v. City of San Diego, USDC Case No. 05CV1629 DMS (SDPOAII)	R	302170	8/2	Unanimous; 7-not present	N
116	<b>Adopted</b> (R-2007-000) Balboa Avenue Streetscape Improvements Project Endowment Fund	R	302171	6/1	Unanimous; 7-not present	N
117	<b>Adopted</b> (R-2007-583) Retention of Latham & Watkins, LLP for Outside Counsel Services in Joseph A. Lopez, et al. v. City of San Diego, San Diego Superior Court Case No. GIC 869054	R	302172	8/2	Unanimous; 7-not present	N

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118	<b>Adopted</b> (R-2007-582) Retention of Latham & Watkins, LLP for Outside Counsel Services in Steven A. Sloan, et al. v. City of San Diego S.D.S.C> Case No. GIC 848641; 4 <sup>th</sup> Appellate District Case No. D0-49158	R	302173	8/2	Unanimous; 7-not present	N
119	<b>Adopted</b> (R-2007-603) Grant Application to Price Charities for the City Heights swimming Pool Programs	R	302174	8/2	Unanimous; 7-not present	N
120	<b>Adopted</b> (R-2007-624) Brown Field Perimeter Security Fencing – Phase I.	R	302175	8/2	Unanimous; 7-not present	N
121	<b>Adopted</b> (R-2007-623) Brown Field Airfield Electrical System Upgrade – Phase I	R	302176	8/2	Unanimous; 7-not present	N
122	<b>Adopted</b> (R-2007-622) Award Montgomery Field Blast Pad Contract to Lowest responsible/Reliable Bidder	R	302177	8/2	Unanimous; 7-not present	N
123	<b>Adopted</b> (R-2007-417) Appropriation of Fiscal Year 2006 Proposition 42 Funds	R	302178	8/2	Unanimous; 7-not present	N
124	<b>Adopted</b> (R-2007-415) Settlement of Personal Injury Claim of Michael Barney vs. City of San Diego	R	302179	8/2	Unanimous; 7-not present	N
125	<b>Adopted</b> (R-2007-585) Mid-City Transit Gateways – Settlement of Contractual Claim NOTE: The Auditor	R	302180	8/2	Unanimous; 7-not present	N
126	<b>Adopted</b> (R-2007-564) Authorization to Extend the North Park Project Area Committee (PAC) by One Year and to Notice and Conduct the PAC Elections for 2007	R	302181	8/2	Unanimous; 7-not present	N
127	<b>Trailed to PM</b> (R-2007-599) 2006 Project Area Committee election results for the City Heights Redevelopment Project Area					
128	<b>Adopted</b> (R-2007-593 Cor. Copy) Appointments to the Commission for Arts & Culture	R	302182	4/3	Unanimous; 7-not present	N
129	<b>Adopted</b> (R-2007-601) Richard Lawrence Day	R	302183	8/2	Unanimous; 7-not present	N
130	<b>Trailed to PM</b> (R-2007-602) Jim LoBue Day					N
131	<b>Adopted</b> (R-2007-554) YMCA Childcare Resource Service Day	R	302184	8/2	Unanimous; 7-not present	N
132	<b>Trailed to PM</b> (R-2007-000) Results of the November 7, 2006 Special Municipal Election					
133	<b>Trailed to PM</b> (R-2007-502) Conflict of Interest Ethics and Integrity					
134	<b>Adopted</b> (R-2007-515) Conflict of Interest Code for Neighborhood Code Compliance/Housing Advisory and Appeals Board	R	302185	8/2	Unanimous; 7-not present	N

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135	<b>Adopted</b> (R-2007-494) Conflict of Interest Code for San Diego City Employee's Retirement System	R	302186	8/2	Unanimous; 7-not present	N
136	<b>Adopted</b> (R-2007-514) Conflict of Interest Code for Funds Commission	R	302187	8/2	Unanimous; 7-not present	N
137	<b>Adopted</b> (R-2007-516) Conflict of Interest Code for San Diego Convention Center Corporation	R	302188	8/2	Unanimous; 7-not present	N
138	<b>Adopted</b> (R-2007-517) Conflict of Interest Code for the San Diego Data Processing Corporation (SDDPC)	R	302189	8/2	Unanimous; 7-not present	N
139	<b>Adopted</b> (R-2007-510) Conflict of Interest Code for Centre City Development Corporation	R	302190	8/2	Unanimous; 7-not present	N
140	<b>Adopted</b> (R-2007-512) Conflict of Interest Code for the Defined Contribution Board	R	302191	8/2	Unanimous; 7-not present	N
141	<b>Adopted</b> (R-2007-513) Conflict of Interest Code for the Ethics Commission	R	302192	8/2	Unanimous; 7-not present	N
142	<b>Adopted</b> (R-2007-489) Conflict of Interest Code for General Services Department	R	302193	8/2	Unanimous; 7-not present	N
143	<b>Adopted</b> (R-2007-491) Conflict of Interest Code for the Metropolitan Wastewater Department	R	302194	8/2	Unanimous; 7-not present	N
144	<b>Adopted</b> (R-2007-483) Conflict of Interest Code for the City Council Departments, Council Administration and Office of the Independent Budget Analyst	R	302195	8/2	Unanimous; 7-not present	N
145	<b>Adopted</b> (R-2007-480) Conflict of Interest Code for the Office of the City Auditor and Comptroller	R	302196	8/2	Unanimous; 7-not present	N
146	<b>Adopted</b> (R-2007-495) Conflict of Interest Code for the Office of the City Treasurer	R	302197	8/2	Unanimous; 7-not present	N
147	<b>Adopted</b> (R-2007-492) Conflict of Interest Code for the City Planning and Community Investments	R	302198	8/2	Unanimous; 7-not present	N
148	<b>Adopted</b> (R-2007-506) Conflict of Interest Code for the Office of Homeland Security	R	302199	8/2	Unanimous; 7-not present	N
149	<b>Adopted</b> (R-2007-501) Conflict of Interest Code for Debt Management	R	302200	8/2	Unanimous; 7-not present	N
150	<b>Adopted</b> (R-2007-500) Conflict of Interest Code for Customer Services Department	R	302201	8/2	Unanimous; 7-not present	N
151	<b>Adopted</b> (R-2007-482) Conflict of Interest Code for Office of the City Clerk	R	302202	8/2	Unanimous; 7-not present	N

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152	<b>Trailed to PM</b> (R-2007-499) Conflict of Interest Code for Community Services Division					
153	<b>Adopted</b> (R-2007-484) Conflict of Interest Code for Development Services Department	R	302203	8/2	Unanimous; 7-not present	N
154	<b>Adopted</b> (R-2007-485) Conflict of Interest Code for Environmental Services Department	R	302204	8/2	Unanimous; 7-not present	N
155	<b>Adopted</b> (R-2007-486) Conflict of Interest Code for Family Justice Center Department	R	302205	8/2	Unanimous; 7-not present	N
156	<b>Trailed to PM</b> (R-2007-487) Conflict of Interest Code for Financial management Department					
157	<b>Adopted</b> (R-2007-488) Conflict of Interest Code for the San Diego Fire Rescue Department	R	302206	8/2	Unanimous; 7-not present	N
158	<b>Adopted</b> (R-2007-481) Conflict of Interest Code for the Office of the City Attorney	R	302207	8/2	Unanimous; 7-not present	N
159	<b>Adopted</b> (R-2007-509) Conflict of Interest Code for Office of Special Events	R	302208	8/2	Unanimous; 7-not present	N
160	<b>Adopted</b> (R-2007-496) Conflict of Interest Code for Water Department	R	302209	8/2	Unanimous; 7-not present	N
161	<b>Adopted</b> (R-2007-498) Conflict of Interest Code for Community and Legislative Services	R	302210	8/2	Unanimous; 7-not present	N
162	<b>Adopted</b> (R-2007-490) Conflict of Interest Code for the Office of the Mayor and Chief Operating Officer	R	302211	8/2	Unanimous; 7-not present	N
163	<b>Adopted</b> (R-2007-503) Conflict of Interest Code for Department of Finance	R	302212	8/2	Unanimous; 7-not present	N
164	<b>Adopted</b> (R-2007-493) Conflict of Interest Code for Real Estate Assets Department	R	302213	8/2	Unanimous; 7-not present	N
165	<b>Adopted</b> (R-2007-511) Conflict of Interest Code for the Commission for Arts and Culture	R	302214	8/2	Unanimous; 7-not present	N
166	<b>Adopted</b> (R-2007-497) Conflict of Interest Code for Business and Support Services	R	302215	8/2	Unanimous; 7-not present	N
167	<b>Adopted</b> (R-2007-518) Conflict of Interest Code for Land Use Boards and Commissions	R	302216	8/2	Unanimous; 7-not present	N
168	<b>Adopted</b> (R-2007-48) Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico	R	302217	8/2	Unanimous; 7-not present	N
169	<b>Adopted</b> (R-2007-77) Declaring a Continued State of Emergency Due to Severe Shortage of Affordable Housing in the City	R	302218	8/2	Unanimous; 7-not present	N

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330	<b>Trailed to PM</b> (O-2007-58) Amending the San Diego Municipal Code to Implement Voter Approval of Retirement System Benefit Increases				
331	<b>Trailed to PM</b> (O-2007-57 Cor. Copy) Amending the San Diego Municipal Code to Add Policies and Procedures to Implement Use of Managed Competition				
332a	<b>Trailed to PM</b> (R-2007-608) Appointments of Mayor Sanders to Outside Organizations for Calendar Year 2007				
332b	<b>Trailed to PM</b> (R-2007-609) Appointing Council President Scott Peters to Outside Organizations for Calendar Year 2007				
332c	<b>Trailed to PM</b> (R-2007-610) Appointing Council Member Kevin Faulconer to Outside Organizations for Calendar Year 2007				
332d	<b>Trailed to PM</b> (R-2007-611) Appointing Council Member Toni Atkins to Outside Organizations for Calendar Year 2007				
332e	<b>Trailed to PM</b> (R-2007-612) Appointing Council President Pro Tem Tony Young to Outside Organizations for Calendar Year 2007				
332f	<b>Trailed to PM</b> (R-2007-613) Appointing Council Member Brian Maienschein to Outside Organizations for Calendar Year 2007				
332g	<b>Trailed to PM</b> (R-2007-614) Appointing Council Member Donna Frye to Outside Organizations for Calendar Year 2007				
332h	<b>Trailed to PM</b> (R-2007-615) Appointing Council Member Jim Madaffer to Outside Organizations for Calendar Year 2007				
332i	<b>Trailed to PM</b> (R-2007-616) Appointing Council Member Ben Hueso to Outside Organizations for Calendar Year 2007				
333	<b>Trailed to PM</b> (R-2007-571) Mid-City Transit Gateways Project				
334	<i>Note: This Item Pulled From Docket</i>				
335	<b>Trailed to PM</b> (R-2007-620) Certification of Mitigated Negative Declaration for 30 <sup>th</sup> St. Phase II/26 <sup>th</sup> St. Transmission Line Undergrounding Project				
336	<b>Trailed to PM</b> (R-2007-000) Auburn Tentative Map <i>(NOTE: Not subject to Mayor's veto)</i>				
337a	<b>Trailed to PM</b> (R-2007-357) Torrey Highlands FY 2007 Public Facilities Financing Plan and Facilities Benefit Assessment				
337b	<b>Trailed to PM</b> (R-2007-320) Torrey Highlands FY 2007 Public Facilities Financing Plan and Facilities Benefit Assessment				

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337c	<b>Trailed to PM</b> (R-2007-321) Approving the Development Impact Fee schedule for properties within Torrey Highlands				
338a	<b>Trailed to PM</b> (R-2007-592) 2005-2010 General Plan Housing Element <i>(NOTE: Not subject to Mayor's veto)</i>				
338b	<b>Trailed to PM</b> (R-2007-591) Adopting the Draft 2005-2010 City of San Diego General Plan Housing Element <i>(NOTE: Not subject to Mayor's veto)</i>				
S500	<b>Returned to Mayor</b> (R-2007-524) Wightman Street Neighborhood Park Request for Grant Amendment and Request for Special Park Fees				Passed by Common Consent; 7-not present
S501	<b>Trailed to PM</b> (O-2007-000) Impasse Procedure				
	QUIT	Q		?	%

**\*COMMENTS**

Non-Agenda Comment:

- PC-1: Don Stillwell commented on Bus Service.
- PC-2: Al Strohlein commented on Alcohol Task Force.
- PC-3: Ted Cook commented on Phil Paulson.
- PC-4: Wendy Christakes commented on Sycuan Reservation and Casino.
- PC-5: Gabriel Del Rio commented on Community Housing Works in City Heights.
- PC-6: Phil Hart commented on the appointment of Alan Bersin and the five-year plan.
- PC-7: Ardell Matthews commented on the Chollas View Housing Project.
- PC-8: Bill Newsome III commented on the Kroll Report Recommendations.
- PC-9: Jarvis Ross commented on December 7<sup>th</sup> and Pearl Harbor.
- PC-10: Nick Moffit commented on the actions of Council.
- PC-11: Jeff Jordan commented on the police department.
- PC-12: Sherm Harmer commended the leadership of City Council.

Council Comment:

- CC-1: Council Member Atkins thanks the police department in reference to public safety forums.



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Non-Docket:

None.

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None.