

# CITY OF SAN DIEGO COUNCIL DOCKET



## COUNCIL PRESIDENT

**Sherrí Lightner • First District**

## COUNCIL PRESIDENT PRO TEM

**Marti Emerald • Ninth District**

## COUNCILMEMBERS

**Lorie Zapf • Second District**  
**Todd Gloria • Third District**  
**Myrtle Cole • Fourth District**  
**Mark Kersey • Fifth District**  
**Chris Cate • Sixth District**  
**Scott Sherman • Seventh District**  
**David Alvarez • Eighth District**

**Andrea Tevlin**  
**Independent**  
**Budget Analyst**

**Jan Goldsmith**  
**City Attorney**

**Liz Maland**  
**City Clerk**

**Council Chambers, 12<sup>th</sup> Floor, City Administration Building**

**Tuesday, April 28, 2015**

**AGENDA FOR THE  
REGULAR COUNCIL MEETING OF  
TUESDAY, APRIL 28, 2015, AT 10:00 AM  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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This information will be made available in alternative formats upon request, as required by the Americans with Disabilities Act (ADA), by contacting the City Clerk at (619) 533-4000 or <mailto:cityclerk@sandiego.gov>. Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, require different lead times. Please keep this in mind and provide as much advance notice as possible in order to ensure availability. Assistive Listening Devices (ALDs) are available in Council Chambers upon request.

Pursuant to California Senate Bill 343 (Section 54957.5(b) of the Brown Act), late-arriving documents related to City Council meeting agenda items which are distributed to the legislative body prior to and during the Council meeting are available for public review in the Office of the City Clerk on the second floor of the City Administration Building, 202 C Street, San Diego, CA 92101. This relates to those documents received after the agenda is publicly noticed and during the 72 hours prior to the start of the meeting. Please note: Approximately one hour prior to the start of the Council Meeting, the documents will be available just outside Council Chambers in the lobby of the 12th floor of the City Administration Building in a binder labeled “SB 343.” Late-arriving materials received during the City Council meeting are available for review by making a verbal request of City Clerk staff located in Council Chambers.

**NOTE: The public portion of the meeting will begin at 10:00 a.m. The City Council will meet in Closed Session this morning from 9:00 a.m. – 10:00 a.m. Copies of the Closed Session agenda are available in the Office of the City Clerk.**

**OTHER LEGISLATIVE MEETINGS**

The **SAN DIEGO HOUSING AUTHORITY** is scheduled to meet today in the Council Chambers. A separate agenda is published for it, and is available in the Office of the City Clerk. For more information, please contact the Housing Authority Secretary at (619) 578-7564. Internet access to the agenda is available at:  
<http://www.sdhc.org/Media-Center/SDHC-Meetings/Housing-Authority-Meetings/>

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF COUNCIL MINUTES**

The Council Minutes of the following meetings will be approved by Unanimous Consent unless pulled for discussion:

03/23/2015

03/24/2015

**PROCLAMATIONS/CEREMONIAL ITEMS**

**NOTE:** The following Proclamations will be presented in Council Chambers and approved by Unanimous Consent unless pulled for discussion.

ITEM-30: San Diego State KCR College Radio Day.

**PRESENTED BY MAYOR FAULCONER AND COUNCIL PRESIDENT PRO TEM EMERALD:**

Proclaiming April 28, 2015, to be "San Diego State KCR College Radio Day" in the City of San Diego.

ITEM-31: DMV/Donate Life California Month.

**PRESENTED BY COUNCIL PRESIDENT LIGHTNER:**

Proclaiming the month of April, 2015, to be "DMV/Donate Life California Month" in the City of San Diego.

ITEM-32: Dining out for Life Day.

**PRESENTED BY COUNCILMEMBER GLORIA:**

Proclaiming April 30, 2015, to be "Dining out for Life Day" in the City of San Diego.

**NOTE:** The following Proclamations will NOT be presented in Council Chambers. They will be approved by Unanimous Consent unless pulled for discussion

ITEM-33: PowerTalk 21 Day.

**COUNCIL PRESIDENT LIGHTNER'S RECOMMENDATION:**

Proclaiming April 21, 2015, to be "PowerTalk 21 Day" in the City of San Diego.

ITEM-34: Living Wage Day.

**COULCILMEMBER GLORIA'S AND COUNCIL PRESIDENT PRO TEM EMERALD'S RECOMMENDATION:**

Proclaiming April 24, 2015, to be "Living Wage Day" in honor of 10 years of the Living Wage Ordinance successfully advancing the interests of the City as a whole by creating jobs that keep workers and their families out of poverty.

ITEM-35: Armenian Genocide Centennial Commemoration Day.

**COUNCILMEMBER SHERMAN'S RECOMMENDATION:**

Proclaiming April 24, 2015, to be "Armenian Genocide Centennial Commemoration Day" in the City of San Diego.

**SPECIAL ORDERS OF BUSINESS**

None.

**ADOPTION AGENDA, CONSENT ITEMS**

The Consent items listed beginning on the next page are considered to be routine, and the appropriate Environmental Impact Reports have been considered. These items are indicated on the docket by a preceding asterisk (\*). Because these items may be handled quickly, if you wish to be heard submit your Request to Speak form prior to the start of the meeting.

**NON-AGENDA PUBLIC COMMENT**

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

Per Section 22.0101, Rule 2.6.2, of the San Diego Municipal Code, comments are limited to two minutes per speaker. Speakers may not allocate their time to other speakers. If there are eight (8) or more speakers on a single issue, the maximum time allotted for that issue will be sixteen (16) minutes. Non-Agenda Public Comment is limited to 30 minutes during the Tuesday morning Council session. Any remaining speakers will be given an opportunity to speak after Council concludes the remaining agenda items for that day. Speaker order will generally be decided on a first-come, first-served basis. However, in the event that there are more than 15 Non-Agenda Public Comment speakers on a particular Tuesday, priority may be given to speakers who have not addressed the legislative body during "Non-Agenda Public Comment" at the last regularly scheduled Council meeting.

**MAYOR, COUNCIL, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY, CITY CLERK COMMENT**

**UPDATES ON PENDING LEGISLATION (MAYOR'S OFFICE)**

**REQUESTS FOR CONTINUANCE**

The Council will consider requests for continuance in the morning or afternoon, based on when the item was noticed to be heard.

**ADOPTION AGENDA, CONSENT ITEMS  
ORDINANCES TO BE INTRODUCED:**

- \* ITEM-50: License Agreement between the City of San Diego and Urban Corps of San Diego County for Neighborhood Canyons Access and Enhancement Project. (Encanto Neighborhoods Community Areas. District 4.)

**ITEM DESCRIPTION:**

Item would approve a License Agreement with Urban Corps of San Diego County (UCO) to provide habitat restoration and enhancement and trail improvements and signage in three canyons in Encanto Neighborhoods within the undeveloped public right of way and on City owned parkland and open space and wayfaring signage within street Right-of-Way.

**STAFF'S RECOMMENDATION:**

Introduce the following ordinance:

(O-2015-99)

Introduction of an Ordinance authorizing and directing the Mayor, or his designee, to execute, for and on behalf of City, the License Agreement by and between the City and Urban Corps of San Diego County.

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

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

Once accepted, the City would physically take on its standard level of maintenance for the improvements installed by United Corps of San Diego County (UCO); however, UCO would still be legally responsible to the State for Grant compliance. As a result, the City would incur a nominal increase in maintenance which can be absorbed by the existing budget. The City's maintenance capacity will be subject to future budget allocations.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

This item was heard at the Environment Committee meeting on April 10, 2015.

ACTON: Motion by Councilmember Emerald, second by Vice Chair Cate, to forward staff's recommendation to City Council.

VOTE: 4-0; Alvarez-yea, Cate-yea, Gloria-yea, Emerald-yea.

Field/Graham

Primary Contact\Phone: Laura Ball\619-685-1301, MS 5D

Secondary Contact\Phone: Chris Zirkle\619-685-1323, MS 5D

City Attorney Contact: Mendoza, Hilda R.

- \* ITEM-51: Authorizing an Uncodified Amendment to hang holiday pennants for the purpose of celebrating the Portuguese Festa do Espirito Santo through the year 2020. (Peninsula Community Area. District: 2.)

**ITEM DESCRIPTION:**

Authorize an Uncodified Amendment for the hanging of holiday pennants for the purpose of celebrating the Portugese Festa do Espirito Santo through the year 2020.

**COUNCILMEMBER ZAPF'S RECOMMENDATION:**

Introduce the following ordinance:

(O-2015-98)

Introduction of an Ordinance declaring that, notwithstanding San Diego Municipal Code Section 142.1255(g)(9), United Portuguese S.E.S. may string small lightweight plastic pennants without logos or messages in the public right-of-way along the designated Festa for one three-day festival occurring between May 1, and June 15, each year from 2015-2020, subject to the terms, conditions, and restrictions of an Encroachment Maintenance and Removal Agreement issued pursuant to Municipal Code Section 129.0715, and approved by the City Engineer and City Fire Marshal. Each year, the pennants may be hung up to two weeks prior to the Festa, and must be taken down no later than two weeks after the Festa;

Declaring that the Encroachment Maintenance and Removal Agreement shall include a detailed description of the location and manner in which the pennants shall be placed, shall require that the pennants be placed, installed, and maintained to the satisfaction of the City Engineer and City Fire Marshal and shall be removed immediately upon the request of the City Engineer or City Fire Marshal, and shall include indemnification and insurance provisions as required by the City;

Declaring that the pennants permitted under this ordinance shall comply with the regulations set forth in Municipal Code Sections 142.1255(g)(7), (8), (10), and (11), except that pennants may be attached to trees in the public right-of-way;

Declaring that the installation of pennants permitted under this ordinance shall not obstruct the ingress or egress from private property, and nothing in this ordinance shall authorize the attachment of pennants to private property;

Declaring that the pennants permitted under this ordinance shall not include copy, i.e., shall not carry messages, logos, pictures or depictions;

Declaring that the provisions of this ordinance shall not apply to any areas within the designated Coastal Zone.



**SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

None.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

None.

Batten

Primary Contact\Phone: Conrad Wear\619-236-7351

Secondary Contact\Phone: Ernie Navarro\619-236-6992

City Attorney Contact: Brazier, Noah J.

**ADOPTION AGENDA, CONSENT ITEMS**  
**ORDINANCES INTRODUCED AT A PREVIOUS MEETING, READY FOR DISPENSING**  
**WITH THE READING AND ADOPTION:**

- \* ITEM-52: Request to Exempt one Program Manager position from the Classified Service in the Transportation & Storm Water Department.

**ITEM DESCRIPTION:**

Authorize an Ordinance exempting one Program Manager position in the Transportation & Storm Water Department from the Classified Service to coordinate and administer the Department's growing fiscal operations.

**CITY COUNCIL'S RECOMMENDATION:**

Adopt the following ordinance which was introduced on 4/14/15, Item 50: (Council voted 8-0. Councilmember Emerald not present)

(O-2015-91)

Receiving and reviewing a Memorandum from Personnel Director Hadi Dehghani, dated March 9, 2015, which documents that, on March 5, 2015, the City's Civil Service Commission reviewed and favorably commented on a proposal from the Department to exempt one Program Manager position from the Classified Service. The Program Manager position will be responsible for managing the Department's fiscal planning, including the Department's Operating and Capital Improvement Project Budgets as well and other funding sources. The Program Manager will also be responsible for developing, coordinating, and implementing policies to improve operational efficiencies;

Declaring that pursuant to Charter Section 117(a)(17), with the Civil Service Commission's review and approval, the Council now exempts from the Classified Service and declares to be in the Unclassified Service of the City one Program Manager position in the Department, performing the duties set forth in the March 9, 2015, Memorandum from Personnel Director Hadi Dehghani to the Honorable Council President and Council, and in this ordinance.

ADOPTION AGENDA, CONSENT ITEMS

RESOLUTIONS:

- \* ITEM-100: Agreement with Hawthorne Machinery Company for the Lease and Full Maintenance of Various Pieces of Heavy Duty Landfill Equipment.

**ITEM DESCRIPTION:**

This action is to approve an Agreement with Hawthorne Machinery Co. for the Lease with full maintenance of various pieces of heavy-duty landfill equipment. The total 5-year Contract value shall not exceed \$10,884,000.

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-574)

Authorizing the Mayor, or his designee, to execute, for and on behalf of the City, an Agreement with Hawthorne Machinery Company for the Lease and full maintenance of heavy duty landfill equipment for the Miramar Landfill, for a term of five (5) years, in an amount not to exceed \$10,884,000, under the terms and conditions set forth in the Agreement;

Authorizing the Chief Financial Officer to appropriate and expend an amount not to exceed \$544,200 from Refuse Disposal Fund 700039 for the remainder of Fiscal Year 2015, solely and exclusively, to provide funds for the Agreement, contingent upon the Chief Financial Officer first furnishing one or more certificates demonstrating that the funds are, or will be, on deposit with the City Treasurer;

Authorizing the Chief Financial Officer to appropriate and expend an amount not to exceed \$10,339,800 for the remaining term of the Agreement beginning in Fiscal Year 2016, solely and exclusively, to provide funds for the Agreement, contingent upon Council approval of the annual Appropriations Ordinance for the applicable fiscal year and contingent upon the Chief Financial Officer first furnishing one or more certificates demonstrating that the funds are, or will be, on deposit with the City Treasurer.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

This action will authorize execution of an agreement with Hawthorne Machinery Company with a total value over the term of \$10,884,000. The annual expenditure shall not exceed \$2,176,800. Please see the attached Exhibit A for a list of equipment costs.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

This item was heard at the Environment Committee meeting on April 10, 2015.

**ACTION:** Motion by Councilmember Emerald, second by Vice Chair Cate, to forward staff's recommendation to City Council.

**VOTE:** 4-0; Alvarez-yea, Cate-yea, Gloria-yea, Emerald-yea.

Sierra/LoMedico

Primary Contact\Phone: Michael Thompson\858-492-6151, MS 1103-B

Secondary Contact\Phone: Meghan Cannis\858-492-5009, MS 1103-B

City Attorney Contact: Guy, Amanda L.

\* ITEM-101: As-Needed Engineering Consultant Services 2015 - 2018 with Kleinfelder/Simon Wong Engineering - H146292. (Citywide.)

**ITEM DESCRIPTION:**

This action is for approval of a three (3) year Agreement with Kleinfelder/Simon Wong Engineering for As-Needed Engineering Consultant Services to support the Public Utilities Department in an amount not-to-exceed \$5,000,000. The as-needed Engineering Consultant will be used to provide specialized technical services in areas such as civil, mechanical, and electrical engineering.

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2015-490)

Authorizing the Mayor, or his designee, to execute a Contract with Kleinfelder, for and on behalf of said City, for an amount not to exceed \$5,000,000;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$5,000,000 in total from Sewer Funds 700000 (Muni Sewer), 700001 (Metro Sewer), 700008 (Muni Sewer CIP), 700009 (Metro Sewer CIP), and Water Funds 700010 (Water CIP) and 700011 (Water Operations), solely and exclusively, to provide funds for the above referenced contract, contingent on sufficient funding being available in the approved City budget each fiscal year, and provided the Chief Financial Officer first furnishes one or more certificates demonstrating the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

Subitem-B: (R-2015-491)

Determining that the Agreement is statutorily exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15262;

Directing the City Clerk to file a Notice of Exemption with the Clerk of the County of San Diego.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The As-Needed Engineering Consultant Services Agreement has a minimum aggregate value of \$1,000 and a total not to exceed amount of \$5,000,000. Funds are, or will be, available in the following four Sewer Funds: 700000 (Muni Sewer Revenue), 700001 (Metro Sewer Utility), 700008 (Muni Sewer CIP), 700009 (Metro Sewer CIP); and the following two Water Funds: 700011 (Water Utility Operating) and 700010 (Water Utility CIP), contingent upon adoption of the Annual Appropriation Ordinance for the applicable fiscal year, and contingent upon the City Comptroller furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer. Funds will be allocated on a task order basis.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

This item was heard at the Environment Committee meeting on April 10, 2015.

**ACTION:** Motion by Vice Chair Cate, second by Councilmember Emerald, to forward staff's recommendation to City Council and receive an annual written update to the Committee on how much money is being spent under the Contract.

**VOTE:** 4-0; Alvarez-yea, Cate-yea, Gloria-yea, Emerald-yea.

Helminski/LoMedico

Primary Contact\Phone: Pete Wong\858-292-6475, MS 901A

Secondary Contact\Phone: Rania Amen\858-654-4112, MS 901A

City Attorney Contact: Leone, Christine M.

- \* ITEM-102: Approval of a Twenty Year new Lease between the City of San Diego and Barrio Station located at 2175 Newton Avenue, San Diego, CA. (Barrio Logan Community Area. District 8.)

**ITEM DESCRIPTION:**

The Barrio Station, a nonprofit corporation located at 2175 Newton Avenue, San Diego, has been leasing from the City and serving the community with a youth facility since 1980. They are requesting approval for a twenty year lease.

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2015-567)

Authorizing and directing the Mayor, or his designee, to execute that certain twenty (20) year "City of San Diego Lease," with Barrio Station, a California nonprofit corporation, for the continued operation of a neighborhood youth center at 2175 Newton Avenue, San Diego, California, to provide healthy living, fitness, social services, recreation, education and culture programs and benefits to the neighborhood and the general public;

Authorizing the Mayor, or his designee, to execute and deliver all such agreements and all other instruments to effect and complete the transaction contemplated by this Resolution;

Authorizing to the extent that the subject property shall be leased at less than fair market value given the recreational, health, social, educational, cultural and other benefits to be derived by the public from the neighborhood youth center and programming that are contemplated by the lease, Council Policy 700-12 is hereby waived.

Subitem-B: (R-2015-568)

Determining that the Lease Agreement between the City of San Diego and Barrio Station, a California nonprofit corporation, for the continued operation of a neighborhood youth center on the City-owned real property located at 2175 Newton Avenue, San Diego, California, is categorically exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301 and that an exception to the exemption does not apply under CEQA Guidelines Section 15300.2.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The rent for the first year is \$3,412.50 with annual Consumer Price Index (CPI) adjustments for the balance of the Lease Term. The rent revenue will be deposited to the General Fund No. 100000.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

This item was heard at the Smart Growth and Land Use (SG&LU) Committee meeting on March 25, 2015.

**ACTION:** Motion by Councilmember Alvarez, second by Councilmember Sherman, to recommend approval of staff's recommendation.

**VOTE:** 4-0; Zapf-yea, Gloria-yea, Sherman-yea, Alvarez-yea.

Thompson/Villa

Primary Contact\Phone: Charmaine Gillis\619-236-6986, MS 51A

Secondary Contact\Phone: Patti Phillips\619-236-6766

City Attorney Contact: Fonseca, Jeremy M.



- \* ITEM-103: Community Projects, Programs and Services Funding Allocation to the The Union of Pan Asian Communities for the purpose of High-Risk Asian/Pacific Islander Mentorship Program. (Mira Mesa Community Areas. District 6.)

**ITEM DESCRIPTION:**

Approval of the funding allocation from Council District 6 along with authorization from the City Council are requested to allow the Mayor, or his designee, to enter into an Agreement with the Union of Pan Asian Communities for an amount not to exceed \$10,000 from District 6 for the High-Risk Asian/Pacific Islander Mentorship Program.

**COUNCILMEMBER CATE'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-559)

Declaring that the allocation described in this resolution is made for a public purpose;

Waiving Council Policy 100-06, Section 8, which provides: "Community Projects, Programs and Services funding should be considered a one-time resource, and planned uses should be one-time in nature, to avoid service interruptions or employee impacts if funding is discontinued";

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, a Community Projects, Programs, and Services FY 2015 City Council Allocations Agreement between the City of San Diego and the Union of Pan Asian Communities (Agreement) in an amount not to exceed \$10,000 for the project described in this resolution, under terms and conditions set forth in the Agreement;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$10,000 from the Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center 1106110006, to provide funds for the above-referenced Agreement, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

**SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

\$10,000 in Community Projects, Programs and Services (CPPS) Funding from Fund 100000, Cost Center 1106110006 will be used for The Union of Pan Asian Communities High-Risk Asian/Pacific Islander Mentorship Program to provide operational support including salaries and benefits, office supplies, and money for field trips.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

None.

Hauser

Primary Contact\Phone: Julianna Chick\619-533-6463, MS10A  
Secondary Contact\Phone: Lori Witzel \619-236-6442, MS 10A  
City Attorney Contact: Dugard, Prescilla

- \* ITEM-104: Community Projects, Programs, and Services Funding Allocation to the Alliance for Quality Education for the D6 Night Market. (Clairemont, Kearney Mesa, MCAS Miramar, Mira Mesa, Rancho Penasquitos-Park Village, and Sorrento Valley Community Areas. District 6.)

**ITEM DESCRIPTION:**

Approval of the funding allocation from Council District 6, along with authorization from the City Council are requested to allow the Mayor, or his designee, to enter into an Agreement with Alliance for Quality Education for an amount not to exceed \$10,000 from District 6 for the D6 Night Market.

**COUNCILMEMBER CATE'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-558)

Declaring that the allocation described in this Resolution is made for a public purpose;

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, a Community Projects, Programs, and Services FY 2015 City Council Allocations Agreement between the City of San Diego and the Alliance for Quality Education (Agreement) in an amount not to exceed \$10,000 for the project described in this resolution, under terms and conditions set forth in the Agreement;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$10,000 from the Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center 1106110006, to provide funds for the above-referenced Agreement, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

**SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

\$10,000 in Council District 6 Community Programs, Projects, and Services Fund from Fund: 100000, Cost Center No. 1106110006 for the D6 Night Market.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:** None.

Hauser

Primary Contact\Phone: Julianna Chick\619-533-6463, MS 10A  
Secondary Contact\Phone: Lori Witzel \619-236-6442, MS 10A  
City Attorney Contact: Dugard, Prescilla

\* ITEM-105: Settlement of property/personal injury claims of Michelle Davis (Risk Management File No. 9675) and Nicole Johnson (Risk Management File No. 9676).

**ITEM DESCRIPTION:**

This a complaint for personal injuries suffered by Michelle Davis and Nicole Johnson as a result of their detentions by a former San Diego Police Officer. The proposed settlement would resolve all claims brought by Michelle Davis and Nicole Johnson.

**CITY ATTORNEY'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-555)

Authorizing the Mayor, or his designee, to pay the sum of \$1,250,000 from the Public Liability Fund 720045, in settlement of each and every claim for damages, interest, costs, and fees of any type, including attorney fees, against City of San Diego, its agents and employees, arising from the personal injury claim of Michelle Davis, United States District Court Case No. 14cv1488 DMS (DHB);

Authorizing the Mayor, or his designee, to pay the sum of \$60,000 from the Public Liability Fund 720045, in settlement of each and every claim for damages, interest, costs, and fees of any type, including attorney fees, against City of San Diego, its agents and employees, arising from the personal injury claim of Nicole Johnson, United States District Court Case No. 14cv1488 DMS (DHB);

Authorizing the Chief Financial Officer to appropriate and expend \$1,310,000 from the Public Liability Fund 720045, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the City Comptroller to issue three checks as follows:

a) A check for the amount of \$770,651.75, made payable to "Gilleon Law Firm" for Michelle Davis;

b) A check for the amount of \$479,348.25, made payable to "MetLife Tower Resources Group, Inc." for Michelle Davis;

c) A check for the amount of \$60,000, made payable to "Gilleon Law Firm" for Nicole Johnson.

**SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

Settlement amount of \$1,310,000 will be paid from the Public Liability Fund No. 720045.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

The item was approved in the Closed Session meeting on March 10, 2015, and March 17, 2015.

Bamberg

Primary Contact\City Attorney\Phone: Keith Phillips\619-236-6695

\* ITEM-106: Settlement of property/personal injury claim of Angelica Flores, Risk Management File No. 9374.

**ITEM DESCRIPTION:**

This is a complaint for personal injuries suffered by Angelica Flores as a result of her detention by a former San Diego Police Officer. The proposed settlement would resolve all claims brought by Angelica Flores.

**CITY ATTORNEY'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-556)

Authorizing the Mayor, or his designee, to pay the sum of \$250,000 from the Public Liability Fund No. 720045, in settlement of each and every claim for damages, interest, costs, and fees of any type, including attorney fees, against City of San Diego, its agents and employees, arising from the personal injury claim of Angelica Flores, United States District Court Case No. 14cv2202 DMS (DHB);

Authorizing the Chief Financial Officer to appropriate and expend \$250,000 from the Public Liability Fund No. 720045, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the City Comptroller to issue checks as follows:

- a) A check for the amount of \$189,322.86, made payable to "Gilleon Law Firm" for Angelica Flores;
- b) A check for the amount of \$60,677.14, made payable to "Mutual of Omaha Structured Settlement Company" for Angelica Flores.

**SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

Settlement amount of \$250,000 will be paid from the Public Liability Fund No. 720045.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

The item was approved in Closed Session on March 10, 2015, and March 17, 2015.

Bamberg

Primary Contact\City Attorney\Phone: Keith Phillips\619-236-6695

\* ITEM-107: Angle Parking on 21st Street between J Street and K Street. (Southeastern Community Area. District 8.)

**ITEM DESCRIPTION:**

A resolution to install angle parking on portions of the east and west sides of 21st Street between J Street and K Street in the community of Southeastern San Diego

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2015-577 Cor. Copy) (Rev. 4/22/15)

Authorizing the installation of angle parking on the east and west sides of 21st Street between J Street and K Street, in accordance with San Diego Municipal Code Section 86.0104 and California Vehicle Code Section 22503;

Authorizing the installation of necessary signs and marking for such angle parking, and the regulations shall become effective on installation of signs;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$3,950 from the General Fund 100000, Cost Center 211611 Transportation & Storm Water - Street Division's Operating Budget for the installation of angle parking on 21st Street between J Street and K Street. (Rev. 4/22/15)

Subitem-B: (R-2015-578)

Determining that installing angle parking on the east and west side of 21st Street between J Street and K Street is categorically exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301;

Determining that an exception to the exemption as set forth in CEQA Guidelines Section 15300.2 does not apply.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The striping of the angle parking spaces will be installed by the City of San Diego Street Division at a cost of \$3,950. Funds are available in Street Division's operating budget.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

None.

McFadden/LoMedico

Primary Contact\Phone: Gary Pence\619-533-3184, MS 609

Secondary Contact\Phone: Linda Marabian\619-533-3082, MS 608

City Attorney Contact: Gerrity, Ryan P.



\* ITEM-108: Angle Parking on L Street between 29th Street and 30th Street. (Southeastern Community Area. District 8.)

**ITEM DESCRIPTION:**

A resolution to install angle parking on the north side of L Street between 29th Street and 30th Street in the community of Southeastern San Diego.

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2015-570 Cor. Copy) (Rev. 4/22/15)

Authorizing the installation of angle parking on L Street between 29th Street and 30th Street, in accordance with San Diego Municipal Code Section 86.0104 and California Vehicle Code Section 22503;

Authorizing the installation of necessary signs and marking for such angle parking, and the regulations shall become effective on installation of the signs;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$5,693 from General Fund No.100000, Cost Center 211611 Transportation & Storm Water - Street Division's Operating Budget for the installation of angle parking on the north side of L Street between 29th Street and 30th Street. (Rev. 4/22/15)

Subitem-B: (R-2015-571)

Determining that installing angle parking on the north side of L Street between 29th Street and 30th Street is categorically exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301;

Determining that an exception to the exemption as set forth in CEQA Guidelines Section 15300.2 does not apply.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The striping of the head-in parking spaces will be installed by the City of San Diego Street Division at a cost of \$5,693. Funds are available in Street Division's Operating Budget.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

None.

McFadden/Chadwick

Primary Contact\Phone: Gary Pence\619-533-3184, MS 609

Secondary Contact\Phone: Linda Marabian\619-533-3082, MS 608

City Attorney Contact: Gerrity, Ryan P.

\* ITEM-109: Angle Parking along Arizona Street and Louisiana Street. (Mid City Community Area. District 3.)

**ITEM DESCRIPTION:**

Authorizing the installation of 90-degree angle parking on the west side of Arizona Street between University Avenue and Lincoln Avenue for an additional 13 spaces; and on the east side of Louisiana Street between University Avenue and Lincoln Avenue for an additional 23 spaces.

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2015-561 Cor. Copy) (Rev. 4/22/15)

Authorizing the installation of angle parking on Arizona Street and Louisiana Street, in accordance with San Diego Municipal Code Section 86.0104 and California Vehicle Code Section 22503;

Authorizing the installation of necessary signs and markings for such angle parking and the regulations shall become effective upon installation of the signs, in accordance with San Diego Municipal Code Section 86.0104, and California Vehicle Code Section 22503;

Authorizing the expenditure of \$21,155 from Street Division General Fund No. 100000, 211611, Transportation and Storm Water Department Streets Division, solely and exclusively, to provide funds for the necessary work by City forces relating to installation of angle parking on Arizona Street and Louisiana Street. (Rev. 4/22/15)

Subitem-B: (R-2015-562)

Determining that the installation of angle parking on Arizona Street and Louisiana Street is categorically exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301;

Determining an exception to the exemption as set forth in CEQA Guidelines Section 15300.2 does not apply.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

A) The striping of the 90-degree angle parking spaces along Arizona Street will be installed by the City of San Diego Street Division at a cost of \$10,433. Funds are available in Street Division's Operating Budget.

B) The striping of the 90-degree angle parking spaces along Louisiana Street will be installed by the City of San Diego Street Division at a cost of \$10,722. Funds are available in Street Division's Operating Budget.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

None.

Moreno/Graham

Primary Contact\Phone: Joseph Jimenez\619-533-4741, MS 56D

Secondary Contact\Phone: Meredith Dibden-Brown\619-236-6485, MS 56D

City Attorney Contact: Malcolm, Katherine Anne

- \* ITEM-110: Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

**TODAY'S ACTION IS:**

Adopt the following resolution:

(R-2015-399)

Declaring a continued state of emergency to persist relative to the escalated discharge of raw sewage from Tijuana, Mexico, pursuant to California Government Code Section 8630;

Authorizing the Mayor, or his designee, to execute all necessary contracts for the diversion, treatment, and disposal of international raw sewage;

Declaring that the measures previously taken in accordance with Resolution Number R-282544 shall continue to have full force and effect.

- \* ITEM-111: Declaring a Continued State of Emergency Due to Severe Shortage of Affordable Housing in the City.

**TODAY'S ACTION IS:**

Adopt the following resolution:

(R-2015-405)

Declaring a continued state of emergency due to severe shortage of affordable housing in the City of San Diego, pursuant to California Government Code Section 8630;

Declaring that the measures previously taken by the City Council in Resolution Number R-296982 shall continue to have full force and effect.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

RESOLUTIONS:

**This item may be taken in the morning session if time permits.**

ITEM-330: City Council adoption of Amended and Restated Bylaws for San Diego Convention Center Corporation. (Downtown Community Area. District 3.)

**ITEM DESCRIPTION:**

This action is for Council approval of revisions to the San Diego Convention Center Corporation bylaws. The revision to the bylaws will address the makeup of the Board of Directors, partly in response to changes to California Corporations Code Section 5047, as well as update them to reflect best practices and changes the City has recently approved for Centre City Development Corporation (CCDC), and Southeastern Economic Development Corporation (SEDC), (now CivicSD) bylaws.

**MAYOR FAULCONER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-512)

Declaring that the City Council of the City of San Diego, as the sole member of the San Diego Convention Center Corporation, adopts the Amended and Restated Bylaws of the San Diego Convention Center Corporation, Inc.

**SUPPORTING INFORMATION:**

FISCAL CONSIDERATIONS:

N/A.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Economic Development and Intergovernmental Relations (ED&IR) Committee meeting on March 19, 2015.

**ACTION:** Motion by Councilmember Lightner, second by Councilmember Kersey, to recommend approval of staff's recommendation and forward to City Council.

**VOTE:** 4-0; Cole-yea, Kersey-yea, Lightner-yea, Cate-yea.

Bradford

Primary Contact\Phone: Jaymie Bradford\619-453-9891  
City Attorney Contact: Dugard, Prescilla

**The following item will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.**

ITEM-331: First Amendment to 2014 Memorandum of Understanding with the City of San Diego for Provision of Homeless Shelters and Services Programs. (Citywide.)

**ITEM DESCRIPTION:**

Approval by the San Diego City Council and Housing Authority of the City of San Diego for the First Amendment to the 2014 Memorandum of Understanding between the City of San Diego and the San Diego Housing Commission for the Provision of Homeless Shelters and Services Programs.

**SAN DIEGO HOUSING COMMISSION'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-564)

Approving the First Amendment to the 2014 Memorandum of Understanding (MOU) between the City and the Housing Commission in substantially the form attached to Report No. HAR15-014, and as approved by the City Attorney;

Authorizing the Mayor, or designee, to execute the First Amendment to the 2014 MOU, in a form approved by the City Attorney;

Declaring City Council Resolution No. R-307701, adopted on October 3, 2012, is hereby modified to provide that future allocations of Community Development Block Grant (CDBG) funding from Housing and Urban Development (HUD) pertaining to public services in a total amount not to exceed \$1,318,078, shall be set aside to the extent necessary to assist in covering the expenses of operating the Day Center Facility for Homeless Adults, Cortez Hill Family Shelter, Interim Housing Facility for Homeless Adults, and Connections Housing Interim Bed Program, without any requirement of matching funds, to the extent such CDBG funds are available each fiscal year and approved for such use by the City Council.

**SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The funding sources and uses approved by this action will be included in the proposed Fiscal Year (FY) 2016 Housing Authority Budget. Approving this action will not change the FY 2015 Total Budget.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

- On June 29, 2010, the Housing Authority approved the initial MOU between the City and the Housing Commission, transferring the administration of the City's Homeless Shelters and Services Programs to the Housing Commission.
- On June 27, 2011, the Housing Authority approved a First Amendment to the MOU which extended the term for one year, further described the shelter services and funding, and indemnified both parties to the MOU.
- On July 31, 2012, the Housing Authority approved a Second Amendment to the MOU extending the term for one year, addressing funding for homeless services, changing administration of the Emergency Solutions Grant to the City due to new HUD regulations, and describing the Neil Good Day Center competitive bid process and funding.
- On September 25, 2012, the Housing Authority approved a Third Amendment to the MOU to set aside up to \$1,318,078 of federal Community Development Block Grant funds each year for certain homeless programs as described in the MOU.
- On June 17, 2014, the Housing Authority approved a restated 2014 MOU to synthesize the previous MOU and its amendments and to further delineate Housing Commission and City responsibilities for these programs and their funding sources. The City also added a section on subrecipient agreements and funding reimbursement to the Housing Commission. Four options to renew the MOU annually also were included.
- This item was approved at the April 10, 2015, Housing Commission meeting.

Davis/Graham

Primary Contact\Phone: Julia Sauer\619-578-7593

City Attorney Contact: Reid, Michael T.

**NOTE:** See the Housing Authority Agenda of April 28, 2015, for a companion item.



ADOPTION AGENDA, DISCUSSION, HEARINGS

NOTICED HEARINGS:

**The following item will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.**

ITEM-332: Fiscal Year (FY) 2016 Annual Action Plan for City of San Diego U.S. Department of Housing and Urban Development (HUD) Programs.

**ITEM DESCRIPTION:**

The City of San Diego's FY 2016 Annual Action Plan is the City of San Diego's application for HUD entitlement grants and identifies the proposed programs and projects to be funded during the next fiscal year.

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-566)

Approving the City's federally required Fiscal Year 2016 Annual Action Plan;

Authorizing the Mayor, or designee, to coordinate final revisions to the Fiscal Year 2016 Annual Action Plan to ensure that approved activities and all public comments received during the 30-day public comment period are included in the final Fiscal Year 2016 Annual Action Plan and submitted in a timely manner to the U.S. Department of Housing and Urban Development for its review and approval.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

None. All funding for these actions come from HUD. These actions will not result in any fiscal impacts to the City's General Fund.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

On March 24, 2015, the City Council approved the FY 2016 HUD Entitlement Programs Allocations. On April 15, 2015, Public Safety & Livable Neighborhoods Committee voted to recommend City Council approval of the staff recommendations.

**ACTION:** Motion by Councilmember Cate, second by Councilmember Cole, to forward the Plan to the City Council with a recommendation to approve staff's recommendation.

**VOTE:** 4-0; Emerald-yea, Cate-yea, Gloria-yea, Cole-yea.

Caldwell/Graham

Primary Contact\Phone: Sima Thakkar\619-236-5902 MS 56D

Secondary Contact\Phone: Krissy Toft-Maier\619-236-6312 MS 56D

City Attorney Contact: Reid, Michael T.

**The following item will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.**

ITEM-333: FY 2015/2016 - FY 2019/2020 San Diego Regional Analysis of Impediments to Fair Housing Choice. (2015-2020 AI). (Citywide.)

**ITEM DESCRIPTION:**

Review and approval of the FY 2015/2016 - FY 2019/2020 San Diego Regional Analysis of Impediments to Fair Housing Choice. (2015-2020 AI).

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2015-499)

Approving the City's federally required 2015-2020 San Diego Regional Analysis of Impediments to Fair Housing Choice;

Authorizing the Mayor, or designee, to take any and all necessary actions to certify and submit the 2015-2020 San Diego Regional Analysis of Impediments to Fair Housing Choice in a timely manner to the U.S. Department of Housing and Urban Development for its review and approval.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

None associated with this action.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The previous 2010-2015 Analysis of Impediments was approved by the City Council via Resolution No. R-306922 dated July 27, 2011. The Public Safety and Livable Neighborhoods (PS&LN) Committee received a report on the 2010-2015 Analysis of Impediments on March 18, 2015, and requested the item be forwarded to Council for review and approval after the public comment period concluded on May 6, 2015. However, on March 23, 2015, staff received a memo from PS&LN Chair Emerald and Councilmember Cate requesting the item be presented to Council on the originally-proposed date of April 27th or 28th. A copy of the memo is included in the back-up materials for this item.

**ACTION:** Motion by Councilmember Cate, second by Councilmember Emerald, to approve with direction to hear item at Council after the public comment period concludes on May 6, 2015.

**VOTE:** 4-0; Emerald-yea, Cate-yea, Gloria-yea, Cole-yea.

Moreno/Graham

Primary Contact\Phone: Michele Marano\619-236-6381 (Rev. 4/21/15)

Secondary Contact\Phone: Sima Thakkar\619-236-5902

City Attorney Contact: Reid, Michael T.

**The following item will be considered in the afternoon session which is scheduled to begin at 2:00 p.m.**

ITEM-334: FY 2016 Business Improvement District Budgets - Annual Appropriation Process. (Centre City [Downtown, Gaslamp, East Village, Little Italy] College, North Park [North Park, El Cajon Boulevard Gateway], La Jolla, Mid-City [Adams Avenue, El Cajon Boulevard Central, City Heights], Mission Beach, Ocean Beach, Old San Diego [Old Town], Pacific Beach, San Ysidro, Southeastern San Diego [Diamond], Uptown [Hillcrest, Mission Hills] Community Plan Areas. Districts 1, 2, 3, 4, 8, and 9.)

**ITEM DESCRIPTION:**

At the first Council Meeting: appoint the BID Advisory Boards, approve the FY2016 BID Budget Reports and declare intent to levy and collect Assessments for FY2016 and provide notice for the required Public Hearing. Then at the second Council meeting: conduct the Public Hearing, authorize the levy and collection of assessments for FY2016; authorize the CFO to appropriate, expend and transfer BID funds; and authorize the Mayor to execute the First Amendments to the BID Management Agreements.

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2015-500)

Adoption of a Resolution appointing the following Associations and advisory boards for their respective Districts for period of July 1, 2015 through June 30, 2016:

<b><u>Association</u></b>	<b><u>Business Improvement District</u></b>
Adams Avenue Business Association, Inc.	Adams Avenue
City Heights Business Association	City Heights
College Area Economic Development Corporation	College Area
Diamond Business Association dba Southeastern Business District	Diamond
Downtown San Diego Partnership, Inc.	Downtown

East Village Association, Inc.	East Village
El Cajon Boulevard Business Improvement Association	El Cajon Gateway
El Cajon Boulevard Business Improvement Association	El Cajon Central
Gaslamp Quarter Association, Inc.	Gaslamp
Hillcrest Business Improvement Association, Inc.	Hillcrest
La Jolla Village Merchants Association	La Jolla
Little Italy Association	Little Italy
Mission Hills Business Improvement District	Mission Hills
North Park Organization of Businesses, Inc.	North Park
Ocean Beach Merchant's Association, Inc.	Ocean Beach
Old Town San Diego Chamber of Commerce	Old Town
The Pacific Beach Community Development Corporation dba Discover Pacific Beach	Pacific Beach
San Ysidro Improvement Corporation	San Ysidro

Subitem-B: (R-2015-501)

Adoption of a Resolution approving Fiscal Year 2016 Budget Report for each of the following Districts, as further described in paragraph 2 of this Resolution: Adams Avenue; City Heights; College Area; Diamond, Downtown; East Village; El Cajon Boulevard Central; El Cajon Boulevard Gateway; Gaslamp; Hillcrest; La Jolla; Little Italy; Mission Hills; North Park; Ocean Beach; Old Ton; Pacific Beach; and San Ysidro;

The full and detailed Fiscal Year 2016 Budget Reports for each of the above Districts, including a description of each District, the boundaries of each District (including any benefit zones), the proposed assessments to be levied upon the businesses within each District, as well as the improvements and activities to be undertaken within each District during Fiscal Year 2016, are on file and available for review at the Office of the City Clerk under the following document numbers:

<u>Business Improvement</u>	<u>District Document No.</u>
Adams Avenue	RR-_____
City Heights	RR-_____
College Area	RR-_____
Diamond	RR-_____
Downtown	RR-_____
East Village	RR-_____
El Cajon Boulevard Central	RR-_____
El Cajon Boulevard Gateway	RR-_____
Gaslamp	RR-_____
Hillcrest	RR-_____
La Jolla	RR-_____
Little Italy	RR-_____
Mission Hills	RR-_____

North Park	RR-_____
Ocean Beach	RR-_____
Old Town	RR-_____
Pacific Beach	RR-_____
San Ysidro	RR-_____

Subitem-C: (R-2015-502)

Adoption of a Resolution declaring the City Council’s intention to continue to levy and collect an assessment from businesses within each of the specified Business Improvement Districts in the City of San Diego for the period of July 1, 2015 through June 30, 2016 (Fiscal Year 2016);

The Districts to be assessed and their respective locations are as follows:

**Adams Avenue** - generally from the 2400 to the 4248 block of Adams Avenue; and all adjacent side-streets from the 4600 to the 4799 block of those side-streets

**City Heights** – generally from the 3300 to the 4799 block of University Avenue; and all adjacent side-streets from the 3800 to the 4099 block of those side-streets.

**College Area** – generally from the 5400 to the 7400 block of El Cajon Boulevard; all adjacent streets from the 5400 to the 7400 block El Cajon Boulevard; and certain other streets in the vicinity of San Diego State University.

**Diamond** – generally that area within the diamond formed by the following four points: the 1900 block of Euclid Avenue to the north; the 1000 block of Euclid Avenue South to the south; the 6900 block of Imperial Avenue to the east; and the 3900 block of Market Street to the west.

**Downtown** – generally that area within the following boundaries: Ash Street to the north; E Street to the south; Tenth Avenue to the east; and First Avenue to the west.



**East Village** – generally that area within the following boundaries: Interstate 5 to the north and to the east; Newton Avenue to the south; and Seventh Avenue to the west.

**El Cajon Boulevard Central** – generally from the 3300 to the 5399 block of El Cajon Boulevard; all adjacent side-streets from 33rd Street to 47th Street between the 4200 to the 4399 block of those side-streets; and all adjacent side-streets from Euclid Avenue to Dayton Street between the 4300 and the 4499 block of those side-streets.

**El Cajon Boulevard Gateway** – generally from the 1800 to the 3299 block of El Cajon Boulevard; and all adjacent side-streets from the 4200 to the 4399 block of those side-streets.

**Gaslamp** – generally that area within the following boundaries: Broadway to the north; the San Diego and Arizona East Railway right-of-way to the south; Sixth Avenue to the east; and Fourth Avenue to the west.

**Hillcrest** – generally that area within the following boundaries: Montecito Street to the north; Upas Street to the south; Park Boulevard to the east; and Front Street to the west.

**La Jolla** – generally from 200 to 1445 Prospect Street; Ivanhoe Avenue, Herschel Avenue, Girard Avenue, and Fay Avenue between Torrey Pines Road and Pearl Street; and from 1100 block of Torrey Pines Road to the 400 block of Pearl Street toward La Jolla Boulevard, including 7345 to 7607 La Jolla Boulevard.

**Little Italy** – generally that area within the following boundaries: Laurel Street to the north; “A” Street to the south; Interstate 5 and Front Street to the east; and North Harbor Drive to the west.

**Mission Hills** – generally from 818 to 1112 Fort Stockton Drive, including all adjacent side-streets from Stephens Street to Albatross Street; 228 to 1794 Washington Street; the 300 to the 1025 block of University Avenue; 328 to 1753 West Lewis Street; and 3033 to 3753 India Street.

**North Park** – generally from 2750 to 3299 University Avenue, including all adjacent side-streets between the 3800 and the 3999 block of those side-streets; 2750 to 3299 Lincoln Avenue; and 2850 to 3299 North Park Way.

**Ocean Beach** – generally from the 4800 to the 5099 block of Newport Avenue; portions of the 4700 to the 5099 block of Narragansett Avenue, Niagara Avenue, and Santa Monica Avenue; and portions of Sunset Cliffs Boulevard, Cable Street, Bacon Street, and Abbot Street between 1769 and 1976 of those streets.

**Old Town** – generally that area within the following boundaries: Interstate 5 to the north; Pacific Highway to the south; Washington Boulevard to the east; and Rosecrans Street to the west.

**Pacific Beach** – generally that area within the following boundaries: Garnet Avenue and Balboa Avenue to the north; the 700 to the 1099 block of Turquoise Street to the northwest; Grand Avenue to the south, including Ingraham Street and all adjacent side-streets from the 3400 block to Grand Avenue; Interstate 5 to the east; and the 4100 to 5199 block of Mission Boulevard and all adjacent side-streets to the west.

**San Ysidro** – generally that area within the following boundaries: the 930 block of West San Ysidro Boulevard to the northwest; the U.S.-Mexico border to the southeast; East Beyer Boulevard to the east; and Willow Road to the southwest.

Authorizing the proposed improvements and activities by the ordinance establishing each District (including any amendment to such ordinance) are as follows:

<u><b>District</b></u>	<u><b>Improvements and Activities Authorized by Ordinance</b></u>
Adams Avenue	Acquisition, construction, or maintenance of parking facilities; promotion of public events; furnishing of music; promotion of business activities; administration/operations; advertising/promotion; special events; newsletter/brochure; business development; maintenance of landscaping; and public improvements.
City Heights	Acquisition, construction, or maintenance of parking facilities; promotion of public events; furnishing of music; promotion of business activities; administration/operations; advertising/promotion; special events; newsletter/brochure; business development; and street decorations.
College	Acquisition, construction, or maintenance of parking facilities; promotion of public events; furnishing of music; promotion of business activities; administration/operation; and advertising/promotion.

Diamond	Acquisition, construction, or maintenance of parking facilities; decoration of public areas; promotion of public events; and furnishing of music.
Downtown	Street decoration/music; promotion of public events; and promotion of retail trade.
East Village	Acquisition, construction, or maintenance of parking facilities; promotion of public events; furnishing of music; promotion of business activities; administration/operation; and advertising/promotion.
El Cajon Blvd. Central	Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; administration/operation; advertising/promotion; newsletter; and new business development.
El Cajon Blvd Gateway	Acquisition, construction or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; and promotion of business activities.
Gaslamp	Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; and administration/operations.
Hillcrest	Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; and administration/operations.
La Jolla	Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; and administration/operations.
Little Italy	Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; special events; and marketing administration.
Mission Hills	Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities.
North Park	Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; administration/operations; promotion/advertising; newsletter; business directory; and special events.

- Ocean Beach Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; administration/operations; advertising/promotion; Cleanup and landscaping in public right of way; newsletter; holiday decorations; and business development.
- Old Town Acquisition, construction or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; and promotion of business activities.
- Pacific Beach Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; administration/operations; security publications; advertising; decorations; and streetscape.
- San Ysidro Acquisition, construction, or maintenance of parking facilities; street decoration; promotion of public events; furnishing of music; promotion of business activities; marketing/promotion; administration/operations; design/planning; and general projects.

There are no substantial changes proposed to be made to the improvements and activities authorized within the Districts;

The full and detailed Fiscal Year 2016 Budget Reports describing each specified District, including a full and detailed description of the improvements and activities to be provided in Fiscal Year 2016, the boundaries of the District and any benefit zones within each District, and the proposed assessments to be levied upon the businesses within each District for Fiscal Year 2016 are on file and available for review at the Office of the City Clerk under the following document numbers:

<u>Business Improvement District</u>	<u>Document No.</u>
Adams Avenue	RR-_____
City Heights	RR-_____
College Area	RR-_____
Diamond	RR-_____
Downtown	RR-_____
East Village	RR-_____

El Cajon Boulevard Central	RR-_____
El Cajon Boulevard Gateway	RR-_____
Gaslamp	RR-_____
Hillcrest	RR-_____
La Jolla	RR-_____
Little Italy	RR-_____
Mission Hills	RR-_____
North Park	RR-_____
Ocean Beach	RR-_____
Old Town	RR-_____
Pacific Beach	RR-_____
San Ysidro	RR-_____

Notice is hereby given that May 19, 2015 at 10:00 a.m., or as soon thereafter as it may be heard, in the Council Chambers of the City Administration Building, located at 202 “C” Street, 12th Floor, San Diego, California, is fixed as the time and place for a public hearing (Public Hearing) when and where any and all interested persons having a desire to be heard may appear and state their views for or against the levy of the proposed assessment with respect to each District;

At the Public Hearing, written or oral protests may be made against the continuation of each District, the extent of each District, the furnishing of specified types of improvements or activities within each District, or the levying of the proposed assessments within each District. Such protests shall comply with California Streets and Highways Code Sections 36524 and 36525;

Directing the City Clerk to give notice of the Public Hearing by publication, pursuant to California Streets and Highways Code section 36534(b).

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The City does not retain any of the assessments for administrative or other purposes but undertakes the associated administration with existing budgeted staff. All of the assessments are remitted to the BID funds and therefore, there is no net fiscal impact to the General Fund.

**PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:**

On May 20, 2014, Council approved the FY2015 Budget Reports and levy of assessments for these BIDs: Adams Avenue, City Heights, College Area, Diamond, Downtown, East Village, El Cajon Blvd Central, El Cajon Blvd Gateway, Gaslamp, Hillcrest, La Jolla, Little Italy, Mission Hills, North Park, Ocean Beach, Old Town, Pacific Beach, and San Ysidro (Resolutions- R-308990 and R-308144)

Caldwell\Graham\es

Primary Contact\Phone: Elizabeth Studebaker\619-533-4561, MS 56 D

Secondary Contact\Phone: Meredith Dibden Brown\619-685-1385, MS 56 D

City Attorney Contact: Reid, Michael T.

**NON-DOCKET ITEMS**

**ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES**

**ADJOURNMENT**