

CITY OF SAN DIEGO COUNCIL DOCKET



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Scott Sherman • Seventh District
David Alvarez • Eighth District

Andrea Tevlin
Independent
Budget Analyst

Jan Goldsmith
City Attorney

Liz Maland
City Clerk

Council Chambers, 12th Floor, City Administration Building

Monday, June 8, 2015

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
MONDAY, JUNE 8, 2015, AT 2:00 PM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

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.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

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 based on when the item was noticed to be heard.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

RESOLUTIONS:

ITEM-200: Fiscal Year 2015-2016 Administrative Budget for Civic San Diego. (General Districts 1-9.)

ITEM DESCRIPTION:

Annually, CivicSD must prepare and submit a budget to the City of San Diego (“City”) to be incorporated with the City’s Budget. On March 25, 2015, the CivicSD Board of Directors approved the FY16 Budget. This memorandum, combined with the attachment, represents the FY16 Budget for CivicSD. The FY16 Budget totals \$7,445,000.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2015-706)

Accepting and approving the Administrative Budget for Fiscal Year 2016 for Civic San Diego and authorizing related actions;

Declaring that approval of the FY 16 Budget constitutes authority for the expenditure of available funds in Fiscal Year 2016, which are anticipated to include:

- (i) funds provided by the City of San Diego, solely in its capacity as the designated successor agency to the Redevelopment Agency of the City of San Diego, a former public body, corporate and politic;
- (ii) funds allocated by the City Council from such sources as Community Development Block Grant, property tax revenue, sales tax and others;
- (iii) funds collected by Civic San Diego in the form of permit application fees and any similar fees;
- (iv) funds provided by such entities as the U.S. Department of Housing and Urban Development, Economic Development Administration and others;
- (v) funds provided by the U.S. Department of Treasury, Community Development Financial Institution Fund, New Market Tax Credit Program, and
- (vi) any other funds that may be received.

Authorizing the City Chief Financial Officer, or designee, to:

- (a) establish the necessary accounts;
- (b) appropriate all monies available up to the amounts shown in the FY 16 Budget;
- (c) record the expenditures of funds and the recovery of all accrued costs subject to the amount of available revenues;
- (d) provide advances to Civic San Diego for operating expenses related solely to permitting functions, up to an amount equal to fifty percent (50%) of the permit-related services reflected in the FY 16 Budget, and
- (e) provide advances to Civic San Diego for operating expenses related to all functions other than permitting, up to an amount equal to fifteen percent (15%) of the non-permit-related services reflected in the FY 16 Budget.

In making the advances to Civic San Diego described in clauses (d) and (e) of the immediately preceding sentence, the City may utilize a portion of the property tax revenue distributed to the City as part of the distribution of the residual balance of the Redevelopment Property Tax Trust Fund under Assembly Bill x1 26, or may utilize such other available City funds as deemed appropriate by the City Chief Financial Officer;

Authorizing Civic San Diego's Chief Financial Officer, or designee, to request the City Chief Financial Officer, as delegated, to make budgetary transfers between line items in the FY 16 Budget in accordance with Section 6.1 of the Amended Bylaws;

Declaring that the FY 16 Budget for Civic San Diego shall be increased automatically to reflect any revenues received in excess of budget estimates, when Civic San Diego's Chief Financial Officer, or designee, certifies that additional revenues and monies to be received are available.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The FY16 Budget totals \$7,445,000 and has increased by 10.1 percent, or \$685,000 as compared to the Fiscal Year 2014-2015 Budget (“FY15 Budget”). The FY16 Budget is categorized by function and respective revenue sources, permit applications fees, parking-meter revenues, revenues from administrative and project management fees performed for the City, solely in its capacity as the designated Successor Agency to the Redevelopment Agency of the City (“Successor Agency”) in the wind-down process pursuant to AB26, grants, and other revenues sources.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

On May 7, 2015, this item was brought forward to the Budget Review Committee and included a second action related to fees. The fees action has been removed from the staff report based on the fact that the revenue generated from the Application and Permit Fees collected in FY15 increased sufficiently to support the budget projection of \$1,042,825. A request to increase the Application and Permit Fees as adjusted by the Consumer Price Index (CPI) will be brought forth at a later date.

Phillips/Graham

Primary Contact\Phone: Reese A. Jarrett\619-533-7181
Secondary Contact\Phone: Pamela Rojas\619-533-7136
City Attorney Contact: Wander, Adam

ITEM-201: Fiscal Year 2015 Year-End Budget Monitoring Report No. 15-051.

ITEM DESCRIPTION:

This item is to present the FY 2015 Year-End Budget Monitoring Report (Year-End Report). The Year-End Report presents year-end projections of revenues and expenditures for funds with budgeted personnel expenditures.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2015-710)

Approving the Year-End Revisions to the 2015 Budget, as detailed in Report No. 15-051, and directing the Chief Financial Officer to adjust the Fiscal Year 2015 Capital Improvement Program (CIP) Budget appropriations as follows:

- a. De-appropriate \$168,405.70 from Cherokee Traffic Calming (S-00733), Grant 1000169-2007.
- b. De-appropriate \$141,737.55 from Sorrento Valley Rd & I5 Interchange (S-00914), Grant 1000178-2007.
- c. De-appropriate \$538,707.45 from Avenida De La Playa Infrastructure (S-13018), Grant 1000179-2007.
- d. De-appropriate \$85,279.30 from SR15 Bikeway Study (S-00731), as follows: \$74,478.61 from Grant 1000312-2001, and \$10,800.69 from Grant 1000317-2010.
- e. De-appropriate \$14,558.13 from La Jolla Ecological Reserve ASBS (S-00607), Grant 1000345-2012.
- f. De-appropriate \$916.42 from Traffic Signals - Modify & Modernize (A-IL.00005), Grant 1000409-2013.
- g. De-appropriate \$111,200 from Brown Field (A-AA.00002), Grant 1000340-2011.
- h. De-appropriate \$25,881.92 from Underground Tank Program (A-FA.00002), as follows: \$2,427.33 from Fund 400002, Capital Outlay, \$5,615.33 from 700015, Water Contributions to CIP, \$7,968.90 from 700044, Balboa Park Golf Course CIP, and \$9,870.36 from 700045, Torrey Pines Golf Course CIP.

i. Transfer \$17,113.83 from Underground Tank Program (A-FA.00002) to Resurfacing of City Streets (A-ID.00005), in Fund 400265, CIP Contributions from the General Fund.

j. De-appropriate \$948,216.88 from and close CA Energy Commission (A-BT.00004), Fund 400202, Energy Upgrades CEC Loan Fund.

k. De-appropriate \$12,344.81 from Citywide Energy Improvements (A-BT.00003), Fund 400700, Energy Upgrades CEC Loan No. 3 Fund.

l. De-appropriate \$14,601.88 from Citywide Energy Improvements (A-BT.00003), Fund 400854, Energy Upgrades CEC Loan No. 4 Fund.

m. De-appropriate \$25.3 million from Fund 700010, Water Utility - CIP projects as detailed below:

A-BK.00001	Dams and Reservoirs	\$	(400,000)
A-BL.00001	Standpipe and Reservoir Rehabilitations		(3,109,085)
A-BM.00001	Groundwater Asset Development Program		(450,000)
A-HC.00001	Reclaimed Water Extension		(50,000)
A-KB.00002	Freeway Relocation		(1,000,000)
A-KB.00003	Water Main replacement		(11,913,925)
A-KB.00004	Seismic Upgrades		(400,000)
S-00041	Morena Reservoir Outlet Tower Upgrade		(3,000,000)
S-10013	Barrett Flume Cover		(539,403.76)
S-11025	Chollas Building		(2,000,000)
S-12010	30th Street Pipeline Replacement		(200,000)
S-12011	69th & Mohawk Pump Station		(2,000,000)
S-12016	Otay 1st/2nd PPL West of Highland Avenue		(250,000)
TOTAL		\$	(25,312,413.76)

n. De-appropriate \$3,000,000 from EAM ERP Implementation (S-14000), Fund 700010, Water Utility - CIP.

o. De-appropriate \$2,000,000 from State Route 56 Freeway Expansion (RD-14000), Fund 400091, Black Mountain Ranch FBA.

Authorizing the Chief Financial Officer to transfer appropriations between General Fund (100000) Departments as necessary where the net transfer does not result in an increase to either department's current budget;

Authorizing the Chief Financial Officer to transfer appropriations among General Fund (100000) Departments as necessary at fiscal year close to match actual activity;

Authorizing the Chief Financial Officer to adjust appropriations for unforeseen events in order to close Fiscal Year 2014 with departments and funds in balance.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: None.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Budget Review Committee of the full City Council on May 21, 2015, and will be heard at City Council on June, 08, 2015. This item does not require two Council hearings and will be amending the Budget via Resolution.

McCraner/Lewis

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Secondary Contact\Phone: Sonia Martinez\619-533-5562

City Attorney Contact: Will, Brant C.

ITEM-202: Approval of the FY 2016 Budget.

ITEM DESCRIPTION:

Per the City Charter, the City Council is to hold two public hearings to consider the Mayor's Budget, prior to June 15. Following the two public hearings, the Council is to adopt the budget by resolution, and may include changes to the Mayor's proposal. The first public hearing occurred on May 11, 2015, while the second public hearing is scheduled to be heard on June 8, 2015 (according to the Council-adopted legislative calendar), where Council is scheduled to consider final modifications in the Mayor's Fiscal Year 2016 Proposed Budget and subsequent May Revision. Following Council's approval, the City Clerk is to return the Council-approved budget to the Mayor for his approval or veto.

INDEPENDENT BUDGET ANALYST'S RECOMMENDATION:

Adopt the following resolution:

(R-2015-709)

Approving the Mayor's Proposed Budget, as modified by the May Revision, including the recommendations contained in the IBA FY 2016 Budget Report;

Directing the Mayor to present to the City Council the Fiscal Year 2016 First Quarter Budget Monitoring Report (First Quarter Budget Monitoring Report), along with the Five Year Financial Outlook, no later than November 30, 2016;

Authorizing and directing the City Clerk to return, as soon as practicable, the Approved Budget to the Mayor in accordance with Section 290(b)(2)(A) of the Charter.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

Budget Review Committee meetings on the FY 2016 Proposed Budget were held May 4-8, 2015, and May 11, 2015.

Budget Review Committee meeting on the May Revision was held on May 21, 2015.

Tevlin

Primary Contact\Phone: Christiana Gauger\619-236-6443, MS 3A

Secondary Contact\Phone: Jeff Kawar\619-236-6555, MS 3A

City Attorney Contact: Will, Brant C.

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 Comment is taken toward the end of the Monday afternoon Council session.

CLOSED SESSION NOTICES, DISCLOSURE, AND PUBLIC COMMENT

In accordance with the San Diego City Council Permanent Rule for Noticing and Conduct of Closed Session Meeting, adopted on February 28, 2005, this portion of the agenda is reserved for City Attorney comment, public comment, and City Council discussion of the content of the Closed Session Agenda. Public testimony on Closed Session items is taken in Open Session on Mondays, except when there is no Monday meeting. Public testimony on Closed Session items is always taken prior to the actual Closed Session. Closed Session may take place any time after public testimony, but is typically held on Tuesdays at 9:00 a.m. The Closed Session Agenda is separately available in the Office of the City Clerk and also posted at the same locations as the Open Session Agenda, including the City internet address.

NOTE: Members of the public wishing to address the City Council on any item on the Closed Session Agenda should reference the Closed Session item number from the Closed Session Docket on the speaker slip. Speakers may speak "in favor" or "in opposition" to the subject.

Information Item - No Action Required - The City Council shall:

1) Consider any oral report from the City Attorney or City negotiators; 2) Accept testimony from any member of the public wishing to address the City Council on any item appearing on the Closed Session Agenda; 3) Allow for questions and discussion by Council Members, limited to the facts as disclosed by the City Attorney or City negotiators and the basis or justification for consideration of the matter in Closed Session; 4) Refer matters discussed to Closed Session.

NON-DOCKET ITEMS**ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES****ADJOURNMENT**