CITY OF SAN DIEGO
COUNCIL DOCKET

COUNCIL PRESIDENT
Sherri 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, 12th Floor, City Administration Building

Monday, April 18, 2016 – and - Tuesday, April 19, 2016
(Adjourned)

AGENDA FOR THE
REGULAR COUNCIL MEETING OF
TUESDAY, APRIL 19, 2016, AT 10:00 AM
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.

NOTE: The public portion of the meeting will begin at 9:00 a.m. for public comment on Closed Session items. 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.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

ADOPTION AGENDA, CONSENT ITEMS

The Consent items listed are considered to be routine, and the environmental documents 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 from prior to the start of the meeting.

ADOPTION AGENDA, CONSENT ITEMS
ORDINANCES TO BE INTRODUCED:

* ITEM-50: Proposed Amendments to Chapter 6, Article 6, Division 6, of the San Diego Municipal Code Relating to the Diversion of Construction and Demolition Debris from Landfill Disposal.

ITEM DESCRIPTION:

Amendments to Chapter 6, Article 6, Division 6, of the San Diego Municipal Code to increase the required construction and demolition debris diversion rate from the current 50 percent to 65 percent.

STAFF'S RECOMMENDATION:

Introduce the following ordinance:

(O-2016-17)

Introduction of an Ordinance Amending Chapter 6, Article 6, Division 6, of the San Diego Municipal Code by amending Sections 66.0601, 66.0604, and 66.0606, all relating to the diversion of construction and demolition debris from landfill disposal.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:
There is no cost associated with this item. The increased diversion rate for the construction and demolition debris diversion deposit program is expected to minimally impact the customer's ability to receive a full refund of their diversion deposit.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:
This item was heard at the March 17, 2016, Environment Committee meeting. The motion to recommend Council to introduce the ordinance passed unanimously.

ACTION: Motion by Councilmember Cate, second by Councilmember Gloria, to recommend Council introduce the ordinance.

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

Sierra/Gomez

Primary Contact\Phone: Angela Colton\858-573-1287
Secondary Contact\Phone: Ken Prue\858-492-5085
City Attorney Contact: Guy, Amanda L.

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

* ITEM-51: Amendment No. 1 to the Memorandum of Understanding Between the City of San Diego and the County of San Diego for use of a Case Management System.

ITEM DESCRIPTION:

This item approves an ordinance authorizing the Mayor, or his designee, to execute Amendment No. 1 to the Agreement between the City Attorney's Office and the District Attorney's Office for case management software and related services.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 4/5/2016, Item 50. (Council voted 9-0):

(O-2016-97)

Authorizing the Mayor, or his designee, to execute, for and on behalf of the City, Amendment No. 1 to the Memorandum of Understanding (MOU) between the City of San Diego and the County of San Diego for software and services related to use of a case management system, for the purposes of extending the term of the MOU through June 30, 2021, authorizing payments retroactively to November 10, 2014, and otherwise modifying the MOU, pursuant to the terms and conditions set forth in Amendment No. 1 to the MOU;

Authorizing the Chief Financial Officer to expend funds in the amount not to exceed a total of $100,000 for each remaining contract year of the Agreement, with each contract year beginning on November 10, contingent upon the approval of the Appropriation Ordinance for the applicable fiscal years and contingent upon the Chief Financial Officer furnishing one or more certificates certifying that funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

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

* ITEM-52: Approval of First Amendment to the Agreement between the City of San Diego and CGI Technologies and Solutions, Inc., for IT Services, specifically related to the provision of Application Development and Maintenance Services.

ITEM DESCRIPTION:

This action is to approve a First Amendment to the Agreement between the City of San Diego and CGI Technologies and Solutions, Inc., for Application Development and Maintenance Services. This Amendment requests an increase to the not-to-exceed amount to $144,194,566 and extends the contract term by 2 years and 8 months.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 4/5/2016, Item 51. (Council voted 9-0):

(O-2016-105)

Authorizing the Mayor, or his designee, to execute the First Amendment to the Agreement with CGI Technologies and Solutions, Inc., for Application Development and Maintenance Services, for the purpose of extending the term of the Agreement by two years and eight months, increasing the not-to-exceed amount of the Agreement to $144,194,566, and otherwise modifying the Agreement, pursuant to the terms and conditions contained in the First Amendment to the Agreement;

Authorizing the Chief Financial Officer to expend an amount not-to-exceed $144,194,566 over the seven years and eight months term of this Agreement for the purpose of funding the fixed cost and as-needed Citywide Application Development and Maintenance Services Agreement with CGI Technologies and Solutions, Inc., contingent upon the adoption of the Annual Appropriation Ordinance for the applicable fiscal year and contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

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

* ITEM-53: Second Amendment to the Agreement with the City of Del Mar for Water Treatment and Transportation Services to extend for 50 years. (Citywide.)

ITEM DESCRIPTION:

This is an Amendment to the current Contract to extend under the same terms and conditions for a term of 50 years between the City of San Diego and the City of Del Mar for the Treatment and Transportation of Water for the City of Del Mar.

COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 4/5/2016, Item 52. (Council voted 9-0):

(O-2016-85 Cor. Copy)

Authorizing the Mayor, or his designee, to execute a Second Amendment to the existing Agreement for an extension of 50 years between the City of San Diego and the City of Del Mar for the treatment and transportation of water to the City of Del Mar;

Authorizing the Chief Financial Officer, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

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

ADOPTION AGENDA, CONSENT ITEMS
RESOLUTIONS:

* ITEM-100: Community Projects, Programs, and Services Funding Allocation for the Sports Training, Academics, Recreation/Police Athletic League (STAR/PAL) for operational support for youth safety programs. (Citywide.)

ITEM DESCRIPTION:

Approval of the funding allocations from Council Districts 1, 2, 3, 4, 5, 6, 7, and 9, along with authorization from the City Council are requested to allow the Mayor, or his designee, to enter into an Agreement with STAR/PAL for an amount not to exceed $20,000 for operational support for youth safety programs.

COUNCIL PRESIDENT LIGHTNER'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-518)

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

Waiving Council Policy 100-06, Section 3(g), which provides: "An organization may not apply to receive funding for an event or program which has already occurred, nor any capital improvement, goods, supplies, materials, or equipment which have already been purchased";

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 2016 City Council Allocations Agreement between the City of San Diego and STAR/PAL (Agreement) in an amount not to exceed $20,000 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 $6,500 from Council District 1: Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1101110001; $1,000 from Council District 2: Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1102110002; $1,500 from Council District 3: Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1103110003; $1,500 from Council District 4: Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1104110004; $2,000 from Council District 5, Fund No. 100000, Cost Center No. 1105110005; $2,500 from Council District 6: Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1106110006; $2,500 from Council District 7: Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1107110007; and $2,500 from Council District 9: Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1109110009, for a total of $20,000, all 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:
$20,000 in City Council Community Projects, Programs, and Services Funding from:

$6,500 from CD1: Fund No. 100000/Cost Center No. 1101110001
$1,000 from CD2: Fund No. 100000/Cost Center No. 1102110002
$1,500 from CD3: Fund No. 100000/Cost Center No. 1103110003
$1,500 from CD4: Fund No. 100000/Cost Center No. 1104110004
$2,000 from CD5: Fund No. 100000/Cost Center No. 1105110005
$2,500 from CD6: Fund No. 100000/Cost Center No. 1106110006
$2,500 from CD7: Fund No. 100000/Cost Center No. 1107110007
$2,500 from CD9: Fund No. 100000/Cost Center No. 1109110009,

will be used for operational support for youth safety programs.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Lightner

Primary Contact\Phone: Erin Demorest\619-236-6611, MS 10A
Secondary Contact\Phone: Courtney Thomson\619-236-5918, MS 10A
City Attorney Contact: Berry, Jennifer L.

* ITEM-101: Community Projects, Programs, and Services Funding to Point Loma Playhouse for Production Underwriting Costs. (Point Loma Community Area. District 2.)

ITEM DESCRIPTION:

Approval of the funding allocation from Council District 2, along with authorization from City Council, are requested to allow the Mayor, or his designee, to enter into an Agreement with Point Loma Playhouse for an amount not to exceed $5,000 for Production Underwriting Costs.

COUNCILMEMBER ZAPF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-522)

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 2016 City Council Allocations Agreement between the City of San Diego and the Point Loma Playhouse (Agreement) in an amount not to exceed $5,000 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 $5,000 from the Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1102110002, Council District 2, 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:
$5,000 in Council Community Projects, Programs, and Services Funding from Fund No. 100000, Cost Center No. 1102110002, will be used for Production Underwriting Costs.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Batten

Primary Contact\Phone: Kelly Batten\619-236-6622, MS 10A
Secondary Contact\Phone: Courtney Thomson\619-236-5918, MS 10A
City Attorney Contact: Berry, Jennifer L.

* ITEM-102: Community Projects, Programs, and Services Funding Allocation to the San Diego Convention and Tourist Bureau for the National Geographic "World's Smart Cities: San Diego" Documentary. (Citywide.)

ITEM DESCRIPTION:

Approval of the funding allocation from Council Districts 5 and 6, along with authorization from the City Council are requested to allow the Mayor, or his designee, to enter into an Agreement with the San Diego Convention and Tourist Bureau for an amount not to exceed $14,000 for the National Geographic "World's Smart Cities: San Diego" Documentary.

COUNCILMEMBER CATE'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-527)

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

Waiving Council Policy 100-06, Section 3(g), which provides: "An organization may not apply to receive funding for an event or program which has already occurred, nor any capital improvement, goods, supplies, materials, or equipment which have already been purchased";

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, a Community Projects, Programs, and Services FY 2016 City Council Allocations Agreement between the City of San Diego and the National Geographic (Agreement) in an amount not to exceed $14,000 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 No. 1105110005, Council District 5; and $4,000 from the Community Projects, Program, and Services Budget Fund No. 100000, Cost Center No. 1106110006, Council District 6, 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:
$14,000 in City Council Community Projects, Programs, and Services Funding from: $10,000 from Council District 5: Fund No. 100000, Cost Center No. 1105110005; $4,000 from Council District 6: Fund No. 100000, Cost Center No. 1106110006, will be used for the National Geographic "World's Smart Cities: San Diego" Documentary.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Cate

Primary Contact\Phone: Councilmember Cate\619-236-6616, MS 10A
Secondary Contact\Phone: Courtney Thomson\619-236-5918, MS 10A
City Attorney Contact: Berry, Jennifer L.

* ITEM-103: City Council Community Projects, Programs, and Services Funding Allocation to the Otay Mesa Chamber of Commerce for marketing Otay Mesa and its cross border opportunities. (Otay Mesa Community Area. District 8.)

ITEM DESCRIPTION:

Approval of the funding allocation from Council District 8, along with authorization from the City Council are requested to allow the Mayor, or his designee, to enter into an Agreement with the Otay Mesa Chamber of Commerce for an amount not to exceed $5,750 for marketing Otay Mesa and its cross border opportunities.

COUNCILMEMBER ALVAREZ'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-529)

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 2016 City Council Allocations Agreement between the City of San Diego and the Otay Mesa Chamber of Commerce (Agreement) in an amount not to exceed $5,750 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 $5,750 from the Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1108110008, Council District 8, 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:
$5,750 in City Council Community Projects, Programs, and Services Funding from Fund No. 100000, Cost Center No. 1108110008, will be used for marketing Otay Mesa and its cross border opportunities.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Schmidt

Primary Contact\Phone: Travis Knowles\619-236-6688, MS 10A
Secondary Contact\Phone: Courtney Thomson\619-236-5918, MS 10A
City Attorney Contact: Berry, Jennifer L.

* ITEM-104: City Council Community Projects, Programs, and Services Funding Allocation to the Stockton Park & Recreation Council, Inc., for an updated General Development Plan for 30th Street and Island Avenue Mini Park. (Stockton, Memorial, and Grant Hill Community Areas. District 8.)

ITEM DESCRIPTION:

Approval of the funding allocation from Council District 8, along with authorization from the City Council are requested to allow the Mayor, or his designee, to enter into an Agreement with the Stockton Park & Recreation Council, Inc., for an amount not to exceed $16,500 for an updated General Development Plan for 30th Street and Island Avenue Mini Park.

COUNCILMEMBER ALVAREZ'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-516)

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

Waiving Council Policy 100-06, Section 3(g), which provides: "An organization may not apply to receive funding for an event or program which has already occurred, nor any capital improvement, goods, supplies, materials, or equipment which have already been purchased";

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, a Community Projects, Programs, and Services FY 2016 City Council Allocations Agreement between the City of San Diego and the Stockton Park & Recreation Council, Inc. (Agreement) in an amount not to exceed $16,500 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 $16,500 from the Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1108110008, Council District 8, 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:
$16,500 in Community Projects, Programs, and Services (CPPS) Funding from Fund No. 100000, Cost Center No. 110810008, will be used for an updated General Development Plan for 30th Street and Island Avenue Mini Park.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Schmidt

Primary Contact\Phone: Travis Knowles\619-236-6688, MS 10A
Secondary Contact\Phone: Courtney Thomson\619-236-5918, MS 10A
City Attorney Contact: Berry, Jennifer L.

* ITEM-105: Community Projects, Programs, and Services funding allocation to the El Cajon Boulevard Business Improvement Association for activating the vacant lot located at I-15 Bridge Deck. (City Heights, College Area, Kensington, Normal Heights, North Park, Talmadge, and University Heights Community Areas. Districts 3 and 9.)

ITEM DESCRIPTION:

Approval of the funding allocation from Council District 9, along with authorization from the City Council are requested to allow the Mayor, or his designee, to enter into an Agreement with the El Cajon Boulevard Business Improvement Association for an amount not to exceed $2,000 for activating the vacant lot located at I-15 Bridge Deck.

COUNCIL PRESIDENT PRO TEM EMERALD'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-521)

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 2016 City Council Allocations Agreement between the City of San Diego and the El Cajon Boulevard Business Improvement Association (Agreement) in an amount not to exceed $2,000 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 $2,000 from the Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1109110009, 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:
$2,000 in Community Projects, Programs, and Services Funding from Fund No. 100000, Cost Center No. 1109110009, will be used for activating the vacant lot located at I-15 Bridge Deck.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Flores

Primary Contact\Phone: Ricardo Flores\619-236-6699, MS 10A
Secondary Contact\Phone: Courtney Thomson\619-236-5918, MS 10A
City Attorney Contact: Berry, Jennifer L.

* ITEM-106: Community Projects, Programs, and Services Funding Allocation to Cesar Chavez Service Clubs, Inc., for the Cesar Chavez Community Restoration Project. (City Heights, Downtown, Hillcrest, Logan Heights, North Park, Point Loma, Sherman Heights, and South Park Community Areas. Districts 2, 3, 4, 8, and 9.)

ITEM DESCRIPTION:

Approval of the funding allocation from Council District 9 along with authorization from the City Council are requested to allow the Mayor, or his designee, to enter into an Agreement with Cesar Chavez Service Clubs, Inc., for an amount not to exceed $14,000 for the Cesar Chavez Community Restoration Project.

COUNCIL PRESIDENT PRO TEM EMERALD'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-526)

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 2016 City Council Allocations Agreement between the City of San Diego and the Cesar Chavez Service Clubs, Inc., (Agreement) in an amount not to exceed $14,000 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 $14,000 from the Community Projects, Programs, and Services Budget Fund No. 100000, Cost Center No. 1109110009, Council District 9, 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:
$14,000 in Community Projects, Programs, and Services Funding from Fund No. 100000, Cost Center No. 1109110009, will be used for the Cesar Chavez Community Restoration Project.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Flores

Primary Contact\Phone: Ricardo Flores\619-236-6699, MS 10A
Secondary Contact\Phone: Courtney Thomson\619-236-5918, MS 10A
City Attorney Contact: Berry, Jennifer L.

* ITEM-107: Angle Parking on Julian Avenue between Dewey Street and South Evans Street and on F Street between 22nd Street and 24th Street. (Southeastern San Diego, Greater Golden Hill Community Areas. Districts 3 and 8.)

ITEM DESCRIPTION:
A resolution to install angle parking on the north side of Julian Avenue between Dewey Street and South Evans Street in the Community of Southeastern San Diego, and on the north side of F Street between 22nd Street and 24th Street in the Community of Greater Golden Hill.

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2016-494)

Authorizing the installation of angle parking on the north side of Julian Avenue between Dewey Street and South Evans Street, and on the north side of F Street between 22nd Street and 24th 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 funds not to exceed $12,777 from Fund No. 100000 General Fund, Transportation & Storm Water Department - Street Division's (211611) Operating Budget, for the installation of angle parking on the north side of Julian Avenue between Dewey Street and South Evans Street, and on the north side of F Street between 22nd Street and 24th Street.

Subitem-B: (R-2016-495)

Determining that installing angle parking on the north side of Julian Avenue between Dewey Street and South Evans Street, and on the north side of F Street between 22nd Street and 24th Street are 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 $12,777. Funds are available in Street Division's Operating Budget.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

McFadden/Gomez

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.

PROCLAMATIONS/CEREMONIAL ITEMS

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

ITEM-30: Reading Awareness Month.

PRESENTED BY COUNCILMEMBER ZAPF:

Proclaiming April 19, 2016 - May 31, 2016, to be "Reading Awareness Month" in the City of San Diego.

ITEM-31: San Diego County Citizens' Scholarship Foundation Day.

PRESENTED BY COUNCILMEMBER GLORIA:

Proclaiming April 19, 2016, to be "San Diego County Citizens' Scholarship Foundation Day" in the City of San Diego.

ITEM-32: Lee Ann Kim Day.

PRESENTED BY COUNCILMEMBER CATE:

Proclaiming April 19, 2016, to be "Lee Ann Kim 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: San Diego Black Nurses Association, Inc. Day.

COUNCILMEMBER COLE'S RECOMMENDATION;

Proclaiming April 9, 2016, to be "San Diego Black Nurses Association, Inc. Day" in the City of San Diego.

ITEM-34: Lao Community Cultural Center of San Diego Day.

COUNCILMEMBER COLE'S AND COUNCIL PRESIDENT PRO TEM EMERALD'S RECOMMENDATION:

Proclaiming April 9, 2016, to be "Lao Community Cultural Center of San Diego Day" in the City of San Diego.

ITEM-35: City Heights Law Day.

COUNCIL PRESIDENT PRO TEM EMERALD'S RECOMMENDATION:

Proclaiming April 30, 2016, to be "City Heights Law Day" in the City of San Diego.

SPECIAL ORDERS OF BUSINESS

None.

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, DISCUSSION, OTHER LEGISLATIVE ITEMS

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

ITEM-330: Presentation of the Mayor's Fiscal Year 2017 Proposed Budget. (Citywide)

ITEM DESCRIPTION:

In accordance with Charter Section 265(b)(14), the Mayor is required to propose a budget to the Council and to make that budget available to the public no later than April 15. This is an informational presentation of the Mayor's Fiscal Year 2017 Proposed Budget.

STAFF'S RECOMMENDATION:

Informational item.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

McCraner/Chadwick

Primary Contact\Phone: Tracy McCraner\619-236-6218
Secondary Contact\Phone: Matthew Vespi\619-236-6882

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
RESOLUTIONS:

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

ITEM-331: Request for authorization to sell City-owned property located at the north terminus of Campus Point Drive and pay real estate broker commissions. (University Community Area. District 1.)

ITEM DESCRIPTION:

Authorize the Mayor, or his designee, to sell City owned property, located at the north terminus of Campus Point Drive, APN's 340-030-44, 340-080-55 and 624, at or above its appraised value and pay a real estate broker commission based on a percentage of the final sale price.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-511)

Authorizing the Mayor, or his designee, to sell that certain 42 acres of unimproved real property located at the north terminus of Campus Point Drive, identified as Assessor's Parcel Numbers 340-030-44, 340-080-55 and 340-080-62 (Property), valued at $3,730,000, which is the minimum acceptable sale price for at least the twelve-month period following the passage of this resolution;

Directing and authorizing the Mayor, or his designee, to do all of the following in connection with the sale of the Property:

1. The Property shall be re-appraised at least once every twelve (12) months until sold, and the resulting appraised value of the Property shall become the minimum acceptable sale price, provided that it is greater than $3,730,000. If the re-appraised value is less than the minimum acceptable sale price set on the date of this resolution, or the Mayor, or his designee, determine that the Property cannot be sold at or above the minimum acceptable sale price set on the date of this resolution, the Mayor shall seek review and additional direction from the Council as to the disposition of the Property.

2. To ensure that the potential impacts of a proposed sale on the existing physical conditions of the Property are analyzed and an environmental review is conducted in accordance with the California Environmental Quality Act and the City's Land Development Code prior to making a final decision to accept a specific offer to purchase the Property.

3. To accept an offer to purchase the Property based on the above criteria, on terms and conditions deemed by the Mayor, or his designee, to be reasonable and in the best interest of the City, and to execute and deliver, on behalf of the City, a Purchase and Sale Agreement, grant deed, and all other agreements and documents, necessary to complete the sale and transfer the property to the buyer.

4. To retain, on terms deemed by the Mayor, or his designee, to be reasonable and in the best interests of the City, the services of a real estate broker to represent the City and facilitate the sale of the Property, and to pay said real estate broker a commission related to the sale of the Property in an amount not to exceed two percent (2%) of the sale price, which shall be done in compliance with San Diego Municipal Code Section 22.0905.

Authorizing and directing the Chief Financial Officer to accept an amount equal to 1.59% of the proceeds of the sale of the Property, net of brokerage commissions and other costs of selling the Property, and deposit that amount into the Capital Outlay Pueblo Land/Police Decentralization Fund 400006, and deposit all remaining sale proceeds into the Capital Outlay Fund 400002.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:
Proceeds from the sale, net of costs related to the sale, will be deposited in Capital Outlay Fund 400002 and, because a 0.67 acre portion of the property is located within a portion of Lot 1321, a 0.67 acre portion of the total sales proceeds will be deposited in Capital Outlay Pueblo Land/Police Decentralization Fund 400006 to be used, solely and exclusively, for the purpose of financing acquisition and construction of police substations and other permanent improvements for police purposes in accordance with Ordinance O-12685.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:
O-12685, June 29, 1979, authorized the sale of certain portions of Pueblo Lot 1321 (North terminus of Campus Point Drive) provided that the proceeds be utilized to finance police substations and other permanent improvements for police purposes.

R-250383, October 9, 1979, ratified the election that authorized the sale of certain portions of Pueblo Lot 1321 (North terminus of Campus Point Drive).

An informational item regarding Excess Property Sales was presented to the Smart Growth and Land Use Committee on June 10, 2015.

This item was heard at the Smart Growth and Land Use Committee meeting on February 10, 2016 (Item No. 4 “Sell 4 Excess City Properties…”) and the three other properties will be presented to Council in separate actions. Committee recommended forwarding this item to Council without recommendation.

ACTION: Motion by Councilmember Gloria, second by Councilmember Alvarez, to recommend Council authorize the sales of: Torrey Pines Science Park, 3050 Callan Road and Headquarters Point/South Side of Lusk and authorize the sale of 540 W. Laurel Street and 2513/2515 Union Street after 1) a historical analysis of the property 2) determining whether proceeds from the sale can help fund in part a new park and signs 3) determining feasibility of naming an Uptown park after Dr. Brad Truax 4) determining whether money from the gas tax can be used to fund an AIDS memorial and forward the North Terminus of Campus Point Drive property to Council without recommendation.

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

Thompson/Villa

Primary Contact\Phone: Mary Carlson\619-236-6079, MS 51A
Secondary Contact\Phone: Cybele Thompson\619-236-6145, MS 51A
City Attorney Contact: Ables, Melissa D.

ADOPTION AGENDA, DISCUSSION, HEARINGS
NOTICED HEARINGS:

This item will be taken in the morning session which is scheduled to begin at 10:00 a.m.

ITEM-332: FY 2017 Annual Regional Transportation Congestion Improvement Program DIF Adjustment. (Citywide.)

ITEM DESCRIPTION:

Approve a resolution adopting a two percent (2.0 %) annual increase to the Regional Congestion Improvement Program Development Impact Fee Schedule.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-475)

Adoption of a Resolution certifying the recitals are true, correct, and incorporated by reference herein;

A two percent (2%) increase to the current Regional Transportation Congestion Improvement Program (RTCIP) development impact fee schedule is appropriate based on the TransNet Extension Ordinance, the RTCIP nexus study, and the SANDAG Board of Directors approval of the two percent increase;

Approving and adopting a two percent (2%) increase to the current RTCIP development impact fee schedule resulting in a RTCIP development impact fee of $2,196 per multi-family unit, and $2,745 per single-family unit, effective sixty days following adoption of this Resolution or July 1, 2016, whichever occurs later.

STAFF SUPPORTING INFORMATION

FISCAL CONSIDERATIONS:
Revenue is collected and deposited into a special interest bearing fund for appropriation to transportation projects identified as eligible under Regional Transportation Congestion Improvement Program (RTCIP) criteria and Council Policy 800-14, prioritizing Capital Improvement Program Projects. In FY 2015, the City collected approximately $4.3 million in direct RTCIP fees and project contributions.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:
On April 15, 2008, City Council adopted a resolution approving the RTCIP, associated nexus study, and FY 2009 RTCIP Fee Schedule. Since FY 2009, the annual adjustments to the RTCIP fee have been as follows:
FY 2010 - FY 2015: 2%/year
FY 2016: 2.5%

Murphy/Graham/bh

Primary Contact\Phone: Benjamin Hafertepe\619-533-3913, MS 606F
Secondary Contact\Phone: Scott Mercer\619-533-3676, MS 606F
City Attorney Contact: Lintvedt, Inga

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

ITEM-333: Born & Raised Restaurant Final Decision to Overrule the Airport Land Use Commission's Determination of Inconsistency (1909 India Street). (Little Italy Neighborhood of Downtown Community Plan Area. District 3.)

NOTE: This item was first heard on March 1, 2016, Item 333.

ITEM DESCRIPTION:

This is the last of two public hearings to take action on an overrule of the Airport Land Use Commission determination of inconsistency with the Airport Land Use Compatibility Plan for the Born & Raised Project (1909 India Street).

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-510)

Adoption of a Resolution overruling the Airport Land Use Commission's (ALUC), finding that the Project is consistent with the purposes of California Public Utilities Code (CPUC) Section 21670, based on the information stated within this Resolution and contained in the record of proceedings for the Project; specifically, that the Project is consistent with the purpose to protect public health, safety, and welfare by ensuring the orderly expansion of airports and the adoption of land use measures that minimize the public's exposure to excessive noise and safety hazards within areas around public airports to the extent that these areas are not already devoted to incompatible uses;

Determining that the Project is protective of public health, safety, and welfare;

Determining that the Project does not interfere with the orderly expansion of airports and that it implements land use measures that minimize the public's exposure to excessive noise and safety hazards;

Based on the findings hereinbefore adopted by the City Council, the City Council overrules the determination of inconsistency by the San Diego International Airport Land Use Commission.

NOTE: This item is not subject to the Mayor's veto.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:
On March 1, 2016, the City Council voted 8-1 to propose an overrule of the ALUC's determination of inconsistency with the ALUCP for Born & Raised Restaurant Project (1909 India Street).

Jarrett/Graham/ja

Primary Contact\Phone: James Alexander\619-533-7171, MS 51
City Attorney Contact: Halsey, Keely

PUBLIC NOTICES:
Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-350: Qualcomm Stadium and Petco Park City Suites.

The list of ticket users for the City Suites at Qualcomm Stadium and Petco Park will be posted on the City Clerk's website quarterly. This information will also be available for viewing by the public in the Office of the City Clerk.

ITEM-351: Submission of Ballot Proposals for the November 8, 2016 Ballot.

SUBMISSION OF BALLOT PROPOSALS
FOR THE NOVEMBER 8, 2016 BALLOT

City Council Policy 000-21 establishes the procedure for submittal of ballot proposals. The Council Policy states that members of the public shall submit proposals to the City Clerk, who shall then transmit them promptly to Committee for review and comment. The proposals must be submitted in time to allow the City Clerk to list on the Council Docket, prior to the election, the ballot proposals which have been referred to Council following Committee review.

Therefore, the City Clerk has established the following administrative guidelines for the November 8, 2016, election.

DAY	DATE	DAYS BEFORE ELECTION	EVENT
Tuesday	6/7/16	154	LAST DATE (5:00 p.m.) for public, departments and agencies to submit ballot proposals to City Clerk for review by Committee
Wednesday	6/15/16	146	Committee review
Monday	6/27/16	134	Council Docket (PUBLIC NOTICE) lists proposals referred by Committee
Monday - Tuesday	7/11/16 - 8/2/16	120-98	Council to discuss propositions and direct City Attorney to prepare ordinances placing measures on the ballot
Friday	8/12/16	88	Last day for City Clerk to file with Registrar of Voters all elections material
Monday	8/22/16	78	Impartial and Fiscal Analyses and ballot titles/summaries due to the City Clerk
Thursday	8/25/16	75	Last day to file ballot arguments with City Clerk

If you have questions, please contact the Office of the City Clerk at (619) 533-4000.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT