

**REVISED**

# **CITY OF SAN DIEGO COUNCIL AGENDA**



## **COUNCIL PRESIDENT**

**Myrtle Cole • Fourth District**

## **COUNCIL PRESIDENT PRO TEM**

**Barbara Bry • First District**

## **COUNCILMEMBERS**

**Lorie Zapf • Second District**  
**Christopher Ward • Third District**  
**Mark Kersey • Fifth District**  
**Chris Cate • Sixth District**  
**Scott Sherman • Seventh District**  
**David Alvarez • Eighth District**  
**Georgette Gómez • Ninth District**

**Andrea Tevlin  
Independent  
Budget Analyst**

**Mara W. Elliott  
City Attorney**

**Elizabeth Maland  
City Clerk**

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

**Tuesday, August 07, 2018**

**AGENDA FOR THE  
REGULAR COUNCIL MEETING OF  
TUESDAY, AUGUST 07, 2018, AT 10:00 AM  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS - 12<sup>TH</sup> FLOOR  
202 "C" STREET  
SAN DIEGO, CA 92101**

**ALTERNATE FORMATS**

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.

**SENATE BILL 343 (LATE-ARRIVING MATERIALS)**

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 City Council will meet in Closed Session this morning at 11:00 a.m. Public comment on Closed Session items will occur toward the end of the 10:00 a.m. session before Council adjourns into Closed Session. Copies of the Closed Session agenda are available in the Office of the City Clerk.

**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:

06/25/2018

06/26/2018

07/02/2018 - Adjourned

07/03/2018 - Adjourned

07/09/2018 - Adjourned

07/10/2018

**ADOPTION AGENDA, CONSENT ITEMS**

The Consent items listed are considered to be routine, and the environmental documents have been considered. 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.

ADOPTION AGENDA

CONSENT, ORDINANCES TO BE INTRODUCED:

**Item 50: Award a Second Amendment to the consultant Agreement with Kleinfelder, Inc. for professional engineering services for the Miramar Clearwell Improvements Project (H125587).**

Total Estimated Cost of Proposed Action and Funding Source:

This proposed action will be funded by Fund 700010, Water Utility CIP. Total cost: \$1,681,696.

Council District(s) Affected: 5.

Proposed Actions:

(O-2019-10)

Introduction of an Ordinance authorizing the Mayor, or his designee, to enter into an Agreement with Kleinfelder, Inc., in an amount not-to-exceed \$1,681,696, to provide engineering services, related to the Miramar Clearwell Improvement Project.

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

Committee Actions Taken:

This item was heard at the Infrastructure Committee meeting on July 7, 2018.

ACTION: Motion by Councilmember Zapf, second by Vice Chair Alvarez, to recommend Council introduce the ordinance.

VOTE: 4-0; Kersey-yea, Alvarez-yea, Zapf-yea, Ward-yea.

*Public Works: Elif Cetin, (619) 533-3794*

*City Attorney Contact: Mark Mercer*

**Item 51: Exempting Two (2) Program Coordinator Positions in the City's Office of Homeland Security from the Classified Service.**

Total Estimated Cost of Proposed Action and Funding Source:

Funding for the two (2) Program Coordinator positions is included in the FY 2019 Adopted Budget in the amount of \$186,270, both positions are fully Grant reimbursable.

Council District(s) Affected: Citywide.

Proposed Actions:

(O-2019-13)

Introduction of an Ordinance authorizing the exemption of two Program Coordinator positions in the City's Office of Homeland Security from the Classified Service, based on advisory review and favorable comment by the Civil Service Commission on July 5, 2018. The first Program Coordinator will oversee and coordinate the statewide Preventing Violent Extremism Program and associated security strategies for the City. The second Program Coordinator will oversee the Urban Area Security Training Program. This Action is brought under San Diego Charter Section 117(a)(17).

Committee Actions Taken: N/A

*Office of Homeland Security: Megan Beall, (619) 533-6764*

*City Attorney Contact: Joan F. Dawson*

ADOPTION AGENDA

CONSENT, ORDINANCES TO BE ADOPTED:

**Item 52: Authorize and approve Fourth Amendment to Litigation Consultant Agreement with Helfrich-Associates., San Diego Superior Court Case No. 37-2015-00023487-CU-CO-CTL.**

Total Estimated Cost of Proposed Action and Funding Source:

Fourth Amendment to the Litigation Consultant Agreement in the sum of \$100,000 from Fund No. 100000 - General Fund, Transportation and Storm Water Department (2116).

Council District(s) Affected: 5.

Proposed Actions:

Adopt the following ordinance which was introduced on 7/24/2018, Item 50. (Council voted 9-0):

(O-2018-134)

Ordinance authorizing the Mayor, or his designee, to execute a Fourth Amendment to the Litigation Consulting Services Agreement with Helfrich-Associates for the geotechnical consulting services being provided to the City for lawsuit entitled City of San Diego v. Black Mountain Ranch, LLC, et al., Case No. 37-2014-00019435 -CU-CD-CTL in an amount not-to-exceed \$100,000.

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

Committee Actions Taken: N/A

*Office of the City Attorney: Charles Bell, (619) 533-5618*

**Item 53: Amendment to a Consultant Agreement with Overland, Pacific & Cutler, LLC, in connection with the closure of De Anza Cove Mobile Home Park.**

Total Estimated Cost of Proposed Action and Funding Source:

Increase the amount of the Consultant Agreement to \$808,000 for De Anza Cove Homeowners Association, et al. v. City of San Diego, San Diego Superior Court Case No. GIC 821191 (De Anza Cove HOA Litigation) and \$456,250 for Aglio, et al. v. City of San Diego, San Diego Superior Court Case No. 37-2009-00081994-CU-EI-CTL (Aglio Litigation) from Public Liability Fund 720045.

Council District(s) Affected: 2.

Proposed Actions:

Adopt the following ordinance which was introduced on 7/24/2018, Item 51.  
(Council voted 9-0.):

(O-2018-131)

Ordinance authorizing the Mayor, or his designee, to execute Amendment No. 5 to the Agreement for Consulting Services between the City and Overland, Pacific & Cutler, LLC, which is on file in the Office of the City Clerk, extending the Agreement through December 31, 2019, in connection with the closure of the De Anza Cove Mobile Home Park.

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

Committee Actions Taken: N/A

*Office of the City Attorney: Karlin, David, (619) 533-5816*

**Item 54: Action to approve the second and fourth modifications to the Lease between the City of San Diego and the United States of America for the Miramar Landfill.**

Total Estimated Cost of Proposed Action and Funding Source:

None.

Council District(s) Affected: 6.

Proposed Actions:

Adopt the following ordinance which was introduced on 7/24/2018, Item 52.  
(Council voted 9-0):

(O-2019-1)

Ordinance ratifying the second modification and authorizing execution of the fourth modification to the Ground Lease between the City of San Diego and the United States of America, acting by and through the Department of the Navy, for the property commonly known as the Miramar Landfill.

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

Committee Actions Taken: N/A

*Real Estate Assets: Sara Solomon, (619) 533-4523*

*City Attorney Contact: David Powell*

**Item 55: Proposed revisions to the Municipal Code and User Fees related to Pedicabs.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following ordinance which was amended by council action at time of introduction on 7/24/2018, Item 333, Subitem A. (Council voted 9-0):

(O-2018-126 Rev. 1)

Ordinance Amending Chapter 3, Article 3, Division 46 of the San Diego Municipal Code by amending Sections 33.4602, 33.4604, 33.4608, 33.4609, 33.4610, 33.4611, 33.4613, 33.4618, and 33.4620; and by amending Chapter 8, Article 3, Division 1 by amending Sections 83.0102, 83.0103, and 83.0105, all relating to pedicabs.

Committee Actions Taken: N/A

*Police: A/Lt. Dan Meyer, (619) 531-2973*

*City Attorney Contact: Linda L. Peter*



ADOPTION AGENDA

CONSENT, RESOLUTIONS TO BE ADOPTED:

**Item 100: First Amendment to the Agreement for Automotive Parts with Genuine Parts Company dba NAPA Auto Parts to amend the annual not-to-exceed amount with a total five-year term not-to-exceed amount.**

Total Estimated Cost of Proposed Action and Funding Source:

Funds to support the expenditures related to this Contract are budgeted annually in the Fleet Operations Fund No. 720000 and in the Fleet Replacement Funds No. 720002 – 720037 and 720058 and 720059. This action is for contractual authority only and any expenditures are contingent upon the approval of the Annual Appropriation Ordinance and the Adopted Budget for the respective fiscal year.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2019-31)

Resolution authorizing the Mayor, or his designee, to execute the First Amendment to the Agreement for Automotive Parts with Genuine Parts Company dba NAPA Auto Parts to amend the annual not-to-exceed amount with a total five-year term not-to-exceed amount.

Committee Actions Taken:

This item was heard at the Budget and Government Efficiency Committee meeting on July 25, 2018.

ACTION: Motion by Councilmember Cate, second by Councilmember Gómez, to recommend Council adopt the resolution.

VOTE: 4-0; Bry-yea, Cate-yea, Gómez-yea, Ward-yea.

*Fleet Services: Alia Khouri, (619) 527-6014*

*City Attorney Contact: Paige Folkman*

**Item 101: Approval of the Third Amendment to the Agreement between the City of San Diego and HP Inc., (“HP”) for Computer Equipment.**

Total Estimated Cost of Proposed Action and Funding Source:

As-needed Contract. Increases the not-to-exceed amount by \$5,546,370, from \$5,100,000 to \$10,646,370. As-needed purchases will be made, Citywide, from General and Non-General Fund sources.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2019-32)

Resolution authorizing the Mayor, or his designee, to execute the Third Amendment to the Agreement with HP Inc., for additional computer equipment in an amount not-to-exceed \$10,646,370.

Committee Actions Taken:

This item was heard at the Budget and Government Efficiency Committee meeting on July 25, 2018.

ACTION: Motion by Councilmember Gómez, second by Vice Chair Ward, to approve the ordinance.

VOTE: 4-0; Bry-yea, Cate-yea, Gómez-yea, Ward-yea.

*Department of Information Technology: Shawn Killpack, (619) 533-3059*  
*City Attorney Contact: Steven Lastomirsky*

**Item 102: Authorization of a twenty-year non-profit agreement between the City of San Diego and La Jolla Community Center for City-owned real property located at 6811 La Jolla Boulevard, and waiver of certain requirements of Council Policy 700-12.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: 1.

Proposed Actions:

Subitem-A: (R-2019-56)

Resolution authorizing execution of a 20-year lease with La Jolla Community Center, a California nonprofit public benefit corporation, for the lease of City-owned property commonly known as the Florence Riford Senior Services Center located at 6811 La Jolla Boulevard, waiving certain requirements of Council Policy 700-12, and related actions.

Subitem-B: (R-2019-55)

Resolution determining that the 20-year lease with La Jolla Community Center is exempt from the California Environmental Quality Act Pursuant to Sections 15301 and 15323 of the CEQA Guidelines.

Committee Actions Taken:

This item was heard at the Smart Growth and Land Use Committee meeting on July 25, 2018.

ACTION: Motion by Vice Chair Alvarez, second by Councilmember Sherman, to recommend Council approve the actions.

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

*Real Estate Assets: Carla Gresham, (619) 236-6729*

*City Attorney Contact: Heather Ferbert*

**Item 103: San Diego Association of Governments (SANDAG) Environmental Mitigation Program TransNet Grants for Coastal Cactus Wren Restoration and Enhancement at Lower Otay Reservoir and San Pasqual Valley.**

Total Estimated Cost of Proposed Action and Funding Source:

If awarded, the two grants leverage \$122,491 in matching funds, from the Water Utility Operating Fund 700011, to restore and/or enhance habitat with \$443,142 in Grant funds.

Council District(s) Affected: Citywide.

Proposed Actions:

Subitem A: (R-2019-44)

Resolution seeking to apply for TransNet Grant funding for SANDAG EMP Grant program for Coastal Cactus Wren Habitat at Lower Otay Reservoir (\$312,300) and San Pasqual Valley (\$253,333).

Subitem B: (R-2019-47)

Resolution declaring that the Project is categorically exempt from CEQA pursuant to CEQA Guidelines Section 15308 and that no exception to the exemption, as set forth in CEQA Guidelines Section 15300.2, applies to the Project.

Committee Actions Taken: N/A

*Public Utilities: Lan C. Wiborg, (619) 533-4112*

*City Attorney Contact: Ray Palmucci*

**Item 104: Boating Safety and Enforcement Equipment Grant Program.**

Total Estimated Cost of Proposed Action and Funding Source:

There is no match or cost share required for this Grant. The Grant is reimbursable of up to \$92,624 for Fiscal Year 2019.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2019-23)

Resolution of the City Council authorizing City Officials to apply for and use up to \$92,624 in Grant funds from the California Department of Parks and Recreation, Division of Boating and Waterways.

Committee Actions Taken: N/A

*Fire-Rescue: Christopher Webber, (619) 573-4401*

*City Attorney Contact: Noah J Brazier*

**Item 105: Settlement of Christopher Charles Eck v. City of San Diego, San Diego Superior Court Case No. 37-2018-00008796-CU-EI-CTL, Claim No. 18300.**

Total Estimated Cost of Proposed Action and Funding Source:

Total settlement amount of \$133,112.88 will be paid from Sewer Fund No. 700000, which includes a partial payment of \$14,314.22, previously paid.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2019-6)

Resolution authorizing the settlement of Christopher Charles Eck and Kelsey Eck v. City of San Diego, San Diego Superior Court Case No. 37-2018-00008796-CU-EI-CTL, for property damage sustained to their single-family home located at 4576 Alamo Drive on December 14, 2017, due to a sewer back-up that flooded Plaintiffs' home with sewage. Claim No. 18300.

Committee Actions Taken: N/A

*Office of the City Attorney: Catherine Richardson, (619) 533-4713*

*City Attorney Contact: Catherine Richardson*

**Item 106: Settlement of Lisa Lambiase v. City of San Diego, San Diego Superior Court Case No. 37-2017-00033460-CU-PO-CTL, Claim No. 15590.**

Total Estimated Cost of Proposed Action and Funding Source:

Settlement in the sum of \$70,000 will be paid from Public Liability Fund No. 720045.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2019-11)

Resolution authorizing the settlement of Lisa Lambiase v. City of San Diego, San Diego Superior Court Case No. 37-2017-00033460-CU-PO-CTL, for injuries sustained on September 16, 2016, in an alleged trip and fall accident over an uneven portion of asphalt at the intersection of Grape Street and India Street in downtown San Diego. Claim No. 15590.

Committee Actions Taken: N/A

*Office of the City Attorney: Kelly McGeehan, (619) 533-5884*

**Item 107: Dedication of Street Right of Way for portions of Washington Street and Front Street; and Dedication of Public right-of-way for a portion of an alley.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: 3.

Proposed Actions:

(R-2019-52)

Resolution dedicating public rights-of-way for a portion of Front Street, a portion of Washington Street, and a portion of the alley between Front Street and Albatross Street.

Committee Actions Taken:

This item was heard at the Smart Growth and Land Use Committee meeting on July 25, 2018.

**ACTION:** Motion by Vice Chair Alvarez, second by Councilmember Sherman, to recommend Council adopt the resolution.

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

*Real Estate Assets: Brenda Chilvers, (619) 236-6062*

*City Attorney Contact: Marco A. Verdugo*

**Item 108: Appointments and Reappointments to the Community Review Board on Police Practices.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2019-45)

Resolution confirming the Mayor's appointments to the Community Review Board on Police Practices of Dr. Patrick Anderson, Mr. Kevin Herrington, Mr. Alex Hu, and Ms. Bonnie Kenk (replacing Mr. Thomas Lincoln, Mr. John Sieger, Mr. Richard Stanford, and Mr. Charlie McAdory respectively) for terms expiring 7/30/2019; Mr. Greg Daunoras, Ms. Poppy Fitch, Mr. Steve Hsieh, Mr. Ramon Montano, and Dr. Marissa Yenpasook, (replacing Ms. Kathy Vandenneuval, Mr. Godwin Higa, Mr. Larry McMinn-Ottinger, Mr. Jim Hurl Jr., and Bryon L. Garner respectively) for terms expiring 7/30/2020; and reappointments of Mr. Doug Case, Mr. Brandon Hilpert, Ms. Pauline Theodore, Ms. Ernestine Smith, Ms. Mary O'Tousa, Ms. Taura Gentry and Ms. Diana Dent for terms expiring 7/30/2019; and Ms. Sheila Holtrop, Mr. Joe W. Craver, Dr. Reinaldo Galindo, Dr. Maria Nieto-Senour, and Mr. Martin N. Workman for terms expiring 7/30/2020.

Committee Actions Taken: N/A

*Office of the Mayor: John Ly, (619) 236-6630*

*City Attorney Contact: Jennifer L. Berry*

**Item 109: Appointments to the International Affairs Board.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: 1, 3, 8.

Proposed Actions:

(R-2019-19)

Resolution confirming the Mayor's appointments to the International Affairs Board of Andre Kwan and Fabienne Perlov to the International Affairs Board for terms expiring 3/1/2019; and Melissa Floca, Hilda Mwangi, and Kenia Zamarripa for terms expiring 3/1/2020.

Committee Actions Taken: N/A

*Office of the Mayor: John Ly, (619) 236-6330*

*City Attorney Contact: Jennifer L. Berry*

**Item 110: Appointment to the Balboa Park Committee.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: 3.

Proposed Actions:

(R-2019-22)

Resolution confirming the Mayor's appointment to the Balboa Park Committee of Vicki Granowitz, replacing Robert Steppke, for a term expiring 3/1/2020.

Committee Actions Taken: N/A

*Office of the Mayor: John Ly, (619) 236-6630*

*City Attorney Contact: Jennifer L. Berry*

**Item 111: Appointments to the San Diego Housing Commission.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: 3, 5.

Proposed Actions:

(R-2019-20)

Resolution confirming the Mayor's appointments to the San Diego Housing Commission of Ryan Clumpner and Johanna Hester, replacing Ben Moraga and Dorothy Surdi respectively, for terms expiring 1/2/2022.

Committee Actions Taken: N/A

*Office of the Mayor: John Ly, (619) 236-6630*

*City Attorney Contact: Jennifer L. Berry*

**Item 112: Declaration of a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Proposed Actions:

(R-2018-598)

Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

Committee Actions Taken: N/A

*City Attorney Contact: Thomas C. Zeleny*

**PROCLAMATIONS/CEREMONIAL ITEMS (PRESENTED IN CHAMBERS)**

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

**Item 30: City of San Diego Employee Appreciation Month.**

PRESENTED BY MAYOR FAULCONER AND COUNCIL PRESIDENT COLE:

Proclaiming the month of August 2018, to be "City of San Diego Employee Appreciation Month" in the City of San Diego.

**Item 31: 35th Annual National Night Out.**

PRESENTED BY MAYOR FAULCONER, COUNCILMEMBER ZAPF AND COUNCILMEMBER CATE:

Proclaiming August 7, 2018, to be the "35th Annual National Night Out" in the City of San Diego.

**Item 32: San Diego International Airport 90th Anniversary.**

PRESENTED BY COUNCILMEMBER KERSEY:

Proclaiming August 7, 2018, to be "San Diego International Airport 90th Anniversary Day" in the City of San Diego.



**PROCLAMATIONS/CEREMONIAL ITEMS (NOT PRESENTED IN CHAMBERS)**

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

**Item 33: 25th Annual Luau and Legends of Surfing Invitational Day.**

COUNCIL PRESIDENT PRO TEM BRY'S RECOMMENDATION:

Proclaiming August 19, 2018, to be "The 25th Annual Luau and Legends of Surfing Invitational Day" in the City of San Diego.

**Item 34: Latinos Y Latinas En Accion Day.**

COUNCILMEMBER GÓMEZ'S RECOMMENDATION:

Proclaiming August 10, 2018, to be "Latinos y Latinas En Accion Day" in the City of San Diego.

**Item 35: New Roots Community Farm Day.**

COUNCILMEMBER GÓMEZ'S RECOMMENDATION:

Proclaiming August 12, 2018, to be "New Roots Community Farm Day" in the City of San Diego.

**SPECIAL ORDERS OF BUSINESS**

None.

**ITEMS PULLED FROM THE CONSENT AGENDA**

**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 (2) 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 fifteen (15) Non-Agenda Public Comment speakers on a particular Tuesday, priority may be given to those speakers who did not speak during Non-Agenda Public Comment at the most recent prior Council meeting.

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

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

**REQUESTS FOR CONTINUANCE BY COUNCILMEMBERS**

**AGENDA**

**INFORMATIONAL ITEMS**

**Item 330:        If the “For A Better San Diego” initiative signature verification process of the random sample is found sufficient, the City Clerk will present a City Clerk Certificate to the legislative body.**

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

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: Citywide.

Proposed Actions:

Informational item only.

Committee Actions Taken: N/A

*City Clerk: Diana Fuentes, 619-533-4081*

*City Attorney Contact: Sharon Spivak*

**ADOPTION AGENDA, DISCUSSION ITEMS**

ADOPTION AGENDA

DISCUSSION, RESOLUTIONS TO BE ADOPTED:

**Item 331:        **Application Development and Maintenance Support for Get It Done Expansion.****

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

Total Estimated Cost of Proposed Action and Funding Source:

\$1,500,000, two-year contract with Deloitte Consulting for application and development maintenance for the Get It Done system. For Year 1 (FY 2019) of the Contract, \$494,230 will be funded through CIP T-19000, "311 Enhancements". Funding for FY19 will come from CIP-T19000, "311 Enhancements," which includes the following funding sources: Fund 700008, Muni Sewer CIP, Fund 700049, Recycling CIP, Fund 700040, Refuse Disposal CIP, and Fund 400265, GFCIP Contributions.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2019-33)

Resolution authorizing the Mayor, or his designee, to enter into an Agreement with Deloitte Consulting LLP, in an amount not-to-exceed \$1.5 million, to provide Application Development and Maintenance Support services, related to the 311 Enhancements Project.

Committee Actions Taken:

This item was heard at the Budget and Government Efficiency Committee meeting on July 25, 2018.

ACTION: Motion by Vice Chair Ward, second by Councilmember Cate, to recommend Council adopt the resolution.

VOTE: 4-0; Bry-yea, Cate-yea, Gómez-yea, Ward-yea.

*Performance & Analytics: Chris Bennett, (619) 533-3034*

*City Attorney Contact: Eric S. Pooch*

**Item 332: Authorization of a twenty-year non-profit lease Agreement between the City of San Diego and Chicano Park Museum and Cultural Center for City-owned real property located at 1960 National Avenue, and waiver of certain requirements of Council Policy 700-12.**

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

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: 8.

Proposed Actions:

Subitem-A: (R-2019-54)

Resolution authorizing execution of a non-profit lease with Chicano Park Museum and Cultural Center for the lease of City-owned property located at 1960 National Avenue, San Diego, California and related actions.

Subitem-B: (R-2019-53)

Resolution determining that approval of a non-profit lease with Chicano Park Museum and Cultural Center for the City-owned real property located at 1960 National Avenue, San Diego, California is exempt from the California Environmental Quality Act Pursuant to Section 15301 of the CEQA Guidelines.

Committee Actions Taken:

This item was heard at the Smart Growth and Land Use Committee meeting on July 25, 2018.

**ACTION:** Motion by Vice Chair Alvarez, second by Chair Gómez, to recommend Council adopt the resolution.

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

*Real Estate Assets: Carla Gresham, (619) 236-6729*

*City Attorney Contact: Marco A. Verdugo*

**Item 333: Lease Agreement with H.G. Fenton Property Company for the property located at 3554 Ruffin Road South, Suite A, San Diego, CA 92123 to be used by the City of San Diego's Police Department.**

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

Total Estimated Cost of Proposed Action and Funding Source:

Total consideration for ten (10) year six (6) month initial lease term is \$4,057,437 in Base Rent and approximately \$649,964 in Operating Expenses.

Expenses are to be paid through Citywide Fund 100000, Cost Center 9912001112, General Ledger 512217.

Council District(s) Affected: 7.

Proposed Actions:

Subitem-A: (R-2019-48)

Resolution authorizing execution of a lease with H.G. Fenton Property Company for the lease of property located at 3554 Ruffin Road South, Suite A, San Diego, California, for use by the Special Events and Property Room Units of the San Diego Police Department and related actions.

Subitem-B: (R-2019-49)

Resolution determining that authorization of the execution of the lease with H.G. Fenton Property Company for the lease of the property located at 3554 Ruffin Road South, Suite A, San Diego, California, for use by the Special Events and Property Room Units of the San Diego Police Department, is exempt from the California Environmental Quality Act pursuant to Section 15301 of the CEQA Guidelines.

Committee Actions Taken:

This item was heard at the Smart Growth and Land Use Committee meeting on July 25, 2018.

**ACTION:** Motion by Councilmember Sherman, second by Vice Chair Alvarez, to recommend Council adopt the resolution.

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

*Real Estate Assets: Karen Johnson, (619) 236-6191*

*City Attorney Contact: Hilda R. Mendoza*

**Item 334: First Amendment to the State of California Department of Transportation Airspace Ground Lease SDX005-0023-01 for the property located at 299 17th Street, San Diego, California and commonly known as the Neil Good Day Center.**

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

Total Estimated Cost of Proposed Action and Funding Source:

The City will pay One Dollar (\$1.00) per month rental rate and Five Hundred Dollars (\$500.00) as an annual administration fee as stipulated in Section 104.18 of the Streets and Highways Code or One Thousand Twenty-Four Dollars (\$1,024.00) for the two-year extension.

Council District(s) Affected: 8.

Proposed Actions:

Subitem-A: (R-2019-50)

Resolution authorizing the execution of a first amendment to the ground lease with the State of California for the lease of State-owned property located at 299 17th Street, San Diego, California, known as the Neil Good Day Center and related actions.

Subitem-B: (R-2019-51)

Resolution determining that the authorization of the execution of a first amendment to the ground lease with the State of California for the lease of State-owned property located at 299 17th Street, San Diego, California, known as the Neil Good Day Center, is exempt from the California Environmental Quality Act pursuant to Section 15301 of the CEQA Guidelines.

Committee Actions Taken:

This item was heard at the Smart Growth and Land Use Committee meeting on July 25, 2018.

**ACTION:** Motion by Councilmember Sherman, second by Vice Chair Alvarez, to move the item forward to Council with direction to provide additional information prior to Council:

- Detail on the renovations that were performed with the Community Development Block Grant funding
- Detail on the operating hours
- Detail on analysis for expanding operating hours

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

*Real Estate Assets: Heide Farst, (619) 236-6727*

*City Attorney Contact: Hilda R. Mendoza*

**Item S500: 101 Ash Street Building Project and Appropriations. (Added 8/1/18)**

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

Total Estimated Cost of Proposed Action and Funding Source:

Please see PROPOSED ACTIONS in Staff Report.

Council District(s) Affected: 3.

Proposed Actions:

Subitem-A: (R-2019-59)

Resolution requesting the Mayor, or his designee, to cancel all bids for the 101 Ash Street Improvement Project and related fund transfers and appropriations. **OR**

Subitem-B: (R-2019-60)

Resolution authorizing the Mayor, or his designee, to enter into a construction contract for the base bid only with West Coast General Corp. for the 101 Ash Street Improvement Project. Authorize the Chief Financial Officer to expend an amount not-to-exceed \$19,524,178 for the 101 Ash Street Improvement Project to fund the construction contract, change orders, staff time, modular office spaces, and related project costs. Authorize an amendment to the General Fund Lease Revenue Commercial Paper Notes Program to increase the not-to-exceed amount for issuances from \$80.5 million to \$83.0 million. Authorize the Chief Financial Officer to execute an inter-fund loan between the Capital Outlay Fund and the Development Services Department Enterprise Fund in an estimated amount of \$8.8 million. **OR**

Subitem-C: (R-2019-61)

Resolution authorizing the Mayor, or his designee, to enter into a construction contract for the base bid and Additive Alternate with West Coast General Corp. for the 101 Ash Street Improvement Project. Authorize the Chief Financial Officer to expend an amount not-to-exceed \$25,880,410 for the 101 Ash Street Improvement Project to fund the construction contract, change orders, staff time, modular office spaces, and related project costs. Authorize an amendment to the General Fund Lease Revenue Commercial Paper Notes Program to increase the not-to-exceed amount for issuances from \$80.5 million to \$88.5 million. Authorize the Chief Financial Officer to execute an inter-fund loan between the Capital Outlay Fund and



the Development Services Department Enterprise Fund in an estimated amount of \$9.6 million.

Committee Actions Taken: N/A

*Public Works: Elif E. Cetin, (619) 533-3794*

*City Attorney Contact: Christina Rae*

**NON-AGENDA ITEMS**

**REPORT OUT FROM CLOSED SESSION**

**ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES**

**ADJOURNMENT**