

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

**Monday, September 12, 2016**

**AGENDA FOR THE  
REGULAR COUNCIL MEETING OF  
MONDAY, SEPTEMBER 12, 2016, AT 2:00 PM  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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

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

**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.

PROCLAMATIONS/CEREMONIAL ITEMS

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

ITEM-20: Chris Zirkle Day.

**PRESENTED BY COUNCIL PRESIDENT LIGHTNER, COUNCILMEMBER  
SHERMAN AND COUNCILMEMBER ALVAREZ:**

Proclaiming September 12, 2016, to be "Chris Zirkle Day" in the City of San Diego.

ADOPTION AGENDA, DISCUSSION, COMMITTEE ITEMS  
COMMITTEE ON ECONOMIC DEVELOPMENT AND INTERGOVERNMENTAL  
RELATIONS, ORDINANCES TO BE INTRODUCED:

ITEM-200: Approval of an Operating Agreement and Agency Agreement between the City of San Diego and Civic San Diego.

**ITEM DESCRIPTION:**

Approval of an Operating Agreement and Agency Agreement between the City of San Diego and Civic San Diego.

**STAFF'S RECOMMENDATION:**

Introduce the following ordinances:

Subitem-A: (O-2017-30 Cor. Copy) (Rev. 9/7/16)

Introduction of an Ordinance authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, that certain Operating Agreement Between the City of San Diego and Civic San Diego (Operating Agreement), on the terms and conditions as set forth in the Operating Agreement, together with any reasonably necessary modifications or amendments thereto which do not materially change the terms and which the Mayor, or designee, shall deem necessary from time to time in order to carry out the purposes and intent of the Operating Agreement.

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

Subitem-B: (O-2017-31 Cor. Copy) (Rev. 9/7/16)

Introduction of an Ordinance authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, that certain Agency Agreement Between the City of San Diego and Civic San Diego to Administer Certain Legislative Enactments of the City of San Diego (Agency Agreement), on the terms and conditions as set forth in the Agency Agreement, together with any reasonably necessary modifications or amendments thereto which do not materially change the terms and which the Mayor, or designee, shall deem necessary from time to time in order to carry out the purposes and intent of the Agency Agreement.

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

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The proposed FY 2017 Budget for Civic San Diego is \$7.7 million. This action would replace the existing consultant contracts with an Operating Agreement and Agency Agreement. No new funding is required.

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

This item was heard at the Economic Development and Intergovernmental Relations Committee meeting on June 4, 2015.

**ACTION:** Motion by Council President Lightner, seconded by Councilmember Cole, to forward the item to City Council without recommendation with the additional requests as follows:

- that the Policy be adjusted to reference the City's Small Local Business Enterprise (SLBE) Policy;
- that the Policy reference compliance with all City policies;
- for staff to explore opportunities to establish an affordable housing requirement within the Operating Agreement;
- to include all Exhibits/back-up material to the Operating Agreement as the item moves forward to Council.

**VOTE:** 2-2; Cole-yea, Lightner-yea, Kersey-nay, Cate-nay.

Caldwell/Graham

Primary Contact\Phone: David Graham,619-235-5880

City Attorney Contact: Townsley, Carrie G.

**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.

**NON-DOCKET ITEMS**

**ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES**

**ADJOURNMENT**