

**REVISED**

# **CITY OF SAN DIEGO COUNCIL AGENDA**



## **COUNCIL PRESIDENT**

**Sean Elo-Rivera • Ninth District**

## **COUNCIL PRESIDENT PRO TEM**

**Joe LaCava • First District**

## **COUNCILMEMBERS**

**Jennifer Campbell • Second District**

**Stephen Whitburn • Third District**

**Henry L. Foster III • Fourth District**

**Marni von Wilpert • Fifth District**

**Kent Lee • Sixth District**

**Raul A. Campillo • Seventh District**

**Vivian Moreno • Eighth District**

**Charles Modica**

**Independent**

**Budget Analyst**

**Mara W. Elliott**

**City Attorney**

**Diana J. S. Fuentes**

**City Clerk**

**City Administration Building**

**City Council Chambers- 12th Floor**

**202 C Street San Diego, CA 92101**

**Virtual Participation: <https://sandiego.zoomgov.com/j/1607807743>**

**To join by telephone: Dial 1-669-254 5252 + input Webinar ID: 160 780 7743**

**TUESDAY, JUNE 04, 2024, AT 10:00 AM and 2:00 PM**

## **FURTHER INFORMATION ON HOW TO PARTICIPATE IN THIS MEETING IS FOUND AT THE END OF THE AGENDA**

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Cần dịch vụ thông dịch để phát biểu ý kiến trước công chúng, xin hãy liên hệ với City Clerk (Thư Ký Thành Phố) theo số (619) 533-4000 hoặc email đến [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov). Thành phố cam kết sẽ giải quyết các yêu cầu thông dịch một cách nhanh chóng để gia tăng sự tham dự của công chúng. [Để biết thêm thông tin về cách tham gia và đưa ra ý kiến về một mục tại các cuộc họp của Hội đồng, xin vui lòng nhấp vào liên kết dưới đây.](#)

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“ການຮ້ອງຂໍບໍລິການນາຍແປພາສາເພື່ອສະເໜີຄໍາຄິດເຫັນຕໍ່ສາທາລະນະອາດສາມາດເຮັດໄດ້ໂດຍການຕິດຕໍ່ຫາ City Clerk ທີ່ (619) 533-4000 ຫຼືສົ່ງອີເມວຫາ: [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov). City ມີຄວາມມຸ່ງມັ້ນທີ່ຈະແກ້ໄຂຄໍາຮ້ອງຂໍໃຫ້ແປພາສາຢ່າງໄວເພື່ອໃຫ້ປະຊາຊົນມີສ່ວນຮ່ວມສູງສຸດ.”  
[ສໍາລັບຂໍ້ມູນເພີ່ມເຕີມກ່ຽວກັບວິທີການເຂົ້າຮ່ວມ ແລະ ສະແດງຄໍາຄິດເຫັນກ່ຽວກັບລາຍການການປະຊຸມສະພາ ກະລຸນາກົດລົງຄໍາຕໍ່ໄປນີ້](#)

**NOTICE:** THE CITY COUNCIL MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY STAFF DO NOT LIMIT ACTIONS THAT THE CITY COUNCIL MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS OF STAFF AS DETERMINATIVE OF THE ACTION THE CITY COUNCIL MAY TAKE ON A PARTICULAR MATTER.

**TUESDAY, JUNE 04, 2024 AT 10:00 AM**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**REQUEST FOR CONTINUANCE BY A COUNCILMEMBER FOR ITEMS SCHEDULED DURING THE MORNING MEETING**

**APPROVAL OF COUNCIL MINUTES**

4/8/2024

4/9/2024

4/15/2024 Adjourned

4/16/2024 Adjourned

**ADOPTION AGENDA, CONSENT ITEMS**

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

ADOPTION AGENDA

CONSENT, ORDINANCES TO BE INTRODUCED:

**Item S507: Amendment to Salary Ordinance for Fiscal Year 2025. (Added 5/31/24)**

Total Estimated Cost of Proposed Action and Funding Source:

Approval of the Salary Ordinance is required under the City's Charter as part of the annual budget process.

Council District(s) Affected: Citywide.

Proposed Actions:

(O-2024-125)

Introduction of an Ordinance amending certain sections of the Fiscal Year 2025 Salary Ordinance to conform to negotiated agreements between the City and its recognized employee organizations and to extend comparable compensation to unrepresented employees for Fiscal Year 2025.

Committee Actions Taken: N/A

*Human Resources: Erik Hanson, (619) 807-6269*

*City Attorney Contact: Thomas J. Brady*

ADOPTION AGENDA

CONSENT, ORDINANCES TO BE ADOPTED:

**Item 50: Public EV Charging Contract Award to True Upside Consulting LLC and Creation of EV Charging Program Fund.**

Total Estimated Cost of Proposed Action and Funding Source:

There are no immediate cost associated with this action. This action includes the creation of a new interest-bearing account, the EV Charging Program Fund, to which all revenues received under this contract will be allocated. The Contract also includes provisions for the purchase of the electrical infrastructure at a depreciated rate installed during the term of

the contract, subject to appropriation by the Council at that time. The not-to-exceed value of this purchase is \$60 million.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/13/2024, Item 200, Subitem-B (Council voted 9-0):

(O-2024-101)

Ordinance to authorizing the award of an Electric Vehicle Charging Equipment Site Concession Agreement to True Upside Consulting, LLC.

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Environment Committee meeting on March 14, 2024.

ACTION: Motion by Committee Member Campbell, second by Chair LaCava, to move to Council for Discussion without recommendation.

VOTE: 3-0; LaCava-yea, Campbell-yea, von Wilpert-yea.

*Sustainability and Mobility: Heather Werner, (858) 492-5082*

*City Attorney Contact: Frederick M. Ortlieb*

**Item 51:        **Repeal of Measure E Amending the People’s Ordinance and Associated Amendments to the San Diego Municipal Code and Local Coastal Program.****

Total Estimated Cost of Proposed Action and Funding Source:

There is no City expenditure being approved with this action.

Council District(s) Affected: 2.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/13/2024, Item 203 (Council voted 9-0):

This action seeks City Council approval of an ordinance to repeal Measure E approved in the Municipal Election held on November 3, 2020. Measure E amended the People’s Ordinance O-10960 and San Diego Municipal Code

Section 132.0505 to exclude the Midway-Pacific Highway Community Plan Area from the 30-foot height limit on buildings in the Coastal Height Limit Overlay Zone, as defined in Ordinance O-10960.

(O-2024-104)

Ordinance amending Chapter 13, Article 2, Division 5 of the San Diego Municipal Code by amending Section 132.0505, relating to the Coastal Height Limit Overlay Zone.

Committee Actions Taken: N/A

*Planning: Corey Funk, (619) 533-3945*

*City Attorney Contact: Corrine Neuffer*

**Item 52: Third Amendment to Carahsoft ePlansoft Contract for Electronic Plan Review.**

Total Estimated Cost of Proposed Action and Funding Source:

This third amendment will increase the not-to-exceed amount of the contract by \$2,567,175, for a total not-to-exceed value of \$6,500,000 over the 7 year term of the agreement. Funding is available within Development Services Fund.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/14/2024, Item 50 (Council voted 9-0):

(O-2024-102)

Ordinance approving a third amendment to the Carahsoft/ePlansoft contract C1407 for electronic plan review by extending the term of the contract for two years and increasing the contract's not-to-exceed amount by \$2,567,175.

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Land Use and Housing Committee meeting on April 18, 2024.

**ACTION:** Motion by Committee Member Moreno, second by Vice Chair LaCava, to recommend Council approval of staff's proposed actions.

VOTE: 4-0; Lee-yea, LaCava-yea, Whitburn-yea, Moreno-yea.

*Development Services: Rimah Khouri-Velez, (619) 446-5007*

*City Attorney Contact: Noah Brazier*

**Item 53: Third Amendment to the Cooperative Procurement Contract Between City of San Diego and DLT Solutions, LLC for Oracle Products and Services.**

Total Estimated Cost of Proposed Action and Funding Source:

This amendment increases the not-to-exceed amount of the original Oracle Products and Services Contract by \$3,000,000 to a total of \$4,200,000 over the four-year term which expires in Nov 2028. Expenditure of funds for the Oracle Products and Services contract is available in E&CP Department O&M budget.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/14/2024, Item 51 (Council voted 9-0):

(O-2024-112)

Ordinance authorizing the Mayor, or his designee, to execute the Third Amendment to the Cooperative Procurement Contract with DLT Solutions, LLC, extending the Contract through November 30, 2028, for Oracle products and services to support the Primavera P6 scheduling system.

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Active Transportation and Infrastructure Committee meeting on April 25, 2024.

**ACTION:** Motion by Vice Chair LaCava, second by Chair Whitburn, to recommend Council approval of staff's proposed actions.

VOTE: 4-0; Whitburn-yea, LaCava-yea, Foster III-yea, von Wilpert-yea.

*Engineering & Capital Projects: Saeed Abdollahi, (619) 533-6628*

*City Attorney Contact: Dana Fairchild*



**Item 54: Authority to Approve Construction Change in Excess of \$2M on Morena Pump Station (K-21-1807-DBB-3-A) and Extend the Construction Contract Beyond 5 years.**

Total Estimated Cost of Proposed Action and Funding Source:

The total cost of this action is \$6,500,000 and is available in CIP P-19002, Pure Water Pooled Contingency, Fund 700009, Metro Sewer CIP.

Council District(s) Affected: 2, 7.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/14/2024, Item 52 Subitem-B, (Council voted 9-0):

(O-2024-108)

Ordinance authorizing the Mayor, or his Designee, to issue one or more change orders extending the obligations of the construction contract with Flatiron West, Inc. an additional eighteen months to December 2027 and to cover additional costs associated with dewatering the Morena Pump Station site in a total combined amount not-to-exceed \$6,500,000.

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Environment Committee meeting on April 11, 2024.

ACTION: Motion by Committee Member Campbell, second by Vice Chair von Wilpert, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; LaCava-yea, von Wilpert-yea, Campbell-yea, Elo-Rivera-not present.

*Engineering & Capital Projects: Akram Bassyouni, (619) 533-3616*

*City Attorney Contact: Elizabeth Cason*

**Item 55: Authority to Approve Construction Change Order (CCO) 9 for K-21-1848-DBB-3Morena Conveyance North and Extend the Construction Contract Obligations Beyond 5 years.**

Total Estimated Cost of Proposed Action and Funding Source:

This action is to execute Construction Change Order 9 to the construction contract with OHLA USA, Inc. for a total amount of \$8,445,450.00 or 8.9%

increase from the original contract award amount of \$95,243,645.12 for the I-805 tunnel unforeseen soil conditions and change to microtunneling at San Clemente Canyon and Rose Canyon tunnels.

Council District(s) Affected: 1, 6.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/14/2024, Item 53 (Council voted 9-0):

(O-2024-109)

Ordinance authorizing the Mayor, or his Designee, to execute Change Order No. 9 to the Construction Contract with Ohula USA, Inc. for the Morena Conveyance North in an amount not-to-exceed \$8,445,450 and adding working days that will extend the contract for an additional twenty months for completion of construction

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Environment Committee meeting on April 11, 2024.

ACTION: Motion by Committee Member Campbell, second by Vice Chair von Wilpert, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; LaCava-yea, von Wilpert-yea, Campbell-yea, Elo-Rivera-not present.

*Engineering & Capital Projects: Akram Bassyouni, (619) 533-3616*  
*City Attorney Contact: Elizabeth Cason*

**Item 56: Authorization to Enter into the First Amendment to the Agreement with Qiagen, LLC for Maintenance and Service of DNA Testing Instruments, Consumables, and As-Needed Instruments.**

Total Estimated Cost of Proposed Action and Funding Source:

This action requests expenditure authority for an amount not-to-exceed \$2,000,000 over the five (5) year term of the Agreement. An estimated \$400,000 will be expended annually from a combined source of federal and state funding and/or the Police Department General Fund for maintenance, services, and consumables, and instrumentation.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/14/2024, Item 54 (Council voted 9-0):

(O-2024-110)

Ordinance authorizing the Mayor, or his designee, to execute Amendment No. 1 to the Contract with Qiagen, LLC, extending the contract through 2029, to provide maintenance and service of DNA testing instruments, consumables, and as-needed instruments.

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Public Safety Committee meeting on April 25, 2024.

ACTION: Motion by Chair von Wilpert, second by Vice Chair Campillo, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; von Wilpert-yea, Campillo-yea, Campbell-yea, Whitburn-not present.

*Police: Shawn Montpetit, (619) 531-2817*

*City Attorney Contact: Lara Easton*

**Item 57:            **Dissolution of the Citizens Advisory Board on Police/Community Relations.****

Total Estimated Cost of Proposed Action and Funding Source:

There are no City expenditures being authorized with this action.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/14/2024, Item 55 (Council voted 8-1, Foster III-nay):

(O-2024-111)

Ordinance amending Chapter 2, Article 6, Division 8 of the San Diego Municipal Code by repealing Division 8, sections 26.0801, 26.0802, and

26.0803, relating to the Citizens Advisory Board on Police/Community Relations and dissolving this board.

Committee Actions Taken:

This item was heard at the Public Safety Committee meeting on April 25, 2024.

ACTION: Motion by Chair von Wilpert, second by Vice Chair Campillo, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; von Wilpert-yea, Campillo-yea, Campbell-yea, Whitburn-not present.

*Office of Boards and Commissions: Chida Warren-Darby, (619) 533-3940  
City Attorney Contact: Justin Bargar*

**Item 58: First Amendment to the Agreement with Regents of the University of California, San Diego (UCSD) for the Scripps Institution of Oceanography (SIO) to Evaluate Anthropogenic Impacts on the San Diego Coastal Kelp Forest Ecosystem (2024-2029).**

Total Estimated Cost of Proposed Action and Funding Source:

This amendment increases the not-to-exceed amount of the original as-needed agreement by \$4,710,510 to a total of \$8,264,631 over a five-year term which expires June 30, 2029. Expenditure of funds for as needed services is contingent upon sufficient funding being available in the Public Utilities Department's budget each fiscal year.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/14/2024, Item 61, Subitem-B (Council voted 9-0):

(O-2024-105 Cor. Copy)

Ordinance authorizing the Mayor, or his designee, to execute Amendment No. 1 to the Contract with Regents of the University of California, San Diego for the Scripps Institution of Oceanography, extending the Contract through June 30, 2029, and increasing the not-to-exceed amount by \$4,710,510, in connection with the evaluation of anthropogenic impacts on the coastal kelp forests.

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Environment Committee meeting on April 11, 2024.

ACTION: Motion by Vice Chair von Wilpert, second by Committee member Campbell, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; LaCava-yea, von Wilpert-yea, Campbell-yea, Elo-Rivera-not present.

*Public Utilities: Ryan Kempster, (619) 758-2329*

*City Attorney Contact: Justin Stanek*

**Item 59: Exemption of a Program Manager Position in the Office of the City Attorney from the Classified Service.**

Total Estimated Cost of Proposed Action and Funding Source:

This position will be cost-neutral and offset by both (1) \$2.2 million in grant funds received from the CA Department of Justice to implement the San Diego Regional Gun Violence Response Task Force and related actions through June 30, 2027; and (2) a Service Level Agreement with SDPD for this position to provide support to SDPD in its work under an MOU with the San Diego County Superior Court to provide enforcement of firearm-prohibiting court orders under a \$2 million state grant.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/14/2024, Item 331 (Council voted 8-0, Councilmember Moreno-not present):

(O-2024-107)

Ordinance authorizing the exemption of a Program Manager position in the Office of the City Attorney from the Classified Service, based on advisory review and favorable comment by the Civil Service Commission on April 4, 2024. This position will be responsible for managing and overseeing projects related to firearm-prohibiting policies and procedures. This Action is brought under San Diego Charter Section 117(a)(17).

Committee Actions Taken: N/A

*Office of the City Attorney: Jim McNeill, (619) 236-6220*

*City Attorney Contact: Miguel Merrell*

**Item 60: Third Amendment to Sole Source Agreement with MARS Company for Water Meter Test System Maintenance and Support.**

Total Estimated Cost of Proposed Action and Funding Source:

The Third Amendment will increase the not-to-exceed amount by \$3,200,000, increasing the total agreement not-to-exceed amount to \$5,709,423 funded by the Water fund.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/21/2024, Item 50 (Council voted 9-0):

(O-2024-106 Cor. Copy)

Ordinance authorizing the Mayor, or his designee, to execute Amendment No. 3 to the Contract with MARS Company, extending the Contract through June 30, 2029, and increasing the not-to-exceed amount by \$3,200,000, in connection with water meter testing.

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Environment Committee meeting on April 11, 2024.

ACTION: Motion by Committee Member Campbell, second by Chair LaCava, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; LaCava-yea, von Wilpert-yea, Campbell-yea, Elo-Rivera-not present.

*Public Utilities: John Pich II, (619) 527-8030*

*City Attorney Contact: Justin Stanek*

**Item 61: Fourth Amendment to the Agreement with Itron, Inc. for Meter Reading System Maintenance & Support Services.**

Total Estimated Cost of Proposed Action and Funding Source:

Authorization of this Fourth Amendment to the agreement will increase the cost by \$4,033,910.00 for a total contract amount of \$7,833,910.00 over the 60-month term of the agreement. Funds will come from the Water Utility Operating Fund and the Muni Sewer Revenue Fund.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/21/2024, Item 51 (Council voted 9-0):

(O-2024-113)

Ordinance authorizing the Mayor, or his designee, to execute Amendment No. 4 to the Contract with Itron, Inc. for Meter Reading System Maintenance and Support Services extending the Contract through August 31, 2029, and increasing the total not-to-exceed amount to \$7,833,910 and related actions.

**6 votes required pursuant to Charter Section 99.**

Committee Actions Taken:

This item was heard at the Environment Committee meeting on April 11, 2024.

ACTION: Motion by Vice Chair von Wilpert, second by Committee member Campbell, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; LaCava-yea, von Wilpert-yea, Campbell-yea, Elo-Rivera-not present.

*Public Utilities: Elvira Santiesteban, (858) 292-6435*

*City Attorney Contact: Melissa Ables*

**Item 62: Proposed Amendments to San Diego Municipal Code Regarding Buffer Zones at Health Care Facilities, Places of Worship, and School Grounds**

Total Estimated Cost of Proposed Action and Funding Source:

None.

Council District(s) Affected: Citywide.

Proposed Actions:

Adopt the following Ordinance which was introduced on 5/21/2024, Item 52 (Council voted 9-0):

(O-2024-114)

Ordinance amending Chapter 5, Article 2, Division 10 of the San Diego Municipal Code by amending sections 52.1001, 52.1002 and adding new

sections 52.1003, 52.1004, 52.1005, and 52.1006; and amending Chapter 5, Article 8, Division 4 by amending sections 58.0402 and 58.0403, related to public access to health care facilities, places of worship, and school grounds.

Committee Actions Taken:

This item was heard at the Public Safety Committee meeting on March 20, 2024.

ACTION: Motion by Committee Member Whitburn, second by Committee member Campbell, to recommend Council approval of staff's proposed actions.

VOTE: 4-0; von Wilpert-yea, Campillo-yea, Whitburn-yea, Campbell-yea.

*Office of the City Attorney: Mara W. Elliott, City Attorney, (619) 533-5800  
City Attorney Contact: Heather Ferbert*

ADOPTION AGENDA

CONSENT, RESOLUTIONS TO BE ADOPTED:

**Item 100: Approval to Continue Membership in the Automated Regional Justice Information System (ARJIS) Joint Powers Agency (JPA) and User Fees for the Police Department.**

Total Estimated Cost of Proposed Action and Funding Source:

The estimated cost for continuing ARJIS JPA agency membership participation and user fees for five (5) years, from July 1, 2024 through June 30, 2029, is not-to-exceed \$9,500,000, and will be funded by the General Fund.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-560)

Resolution authorizing the City of San Diego to remain a member agency of the Automated Regional Justice Information System (ARJIS) Joint Powers Agency (JPA) for an additional five years and authorizing the Mayor, or his designee, to continue to pay the City's share of the annual JPA member agencies costs and fees over the additional five years for continued access to and use of ARJIS computer applications.

Committee Actions Taken:



This item was heard at the Public Safety Committee meeting on May 15, 2024.

ACTION: Motion by Chair von Wilpert, second by Vice Chair Campillo, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; von Wilpert-yea, Campillo-yea, Campbell-yea, Whitburn-not present.

*Police: Jordan Fankhauser, (619) 531-2705*

*City Attorney Contact: Jill S. Cristich*

**Item 101: Authorization to Enter into a Cooperative Procurement Agreement Between the City of San Diego and Axon Enterprise Inc. for Taser 10 Equipment and Services.**

Total Estimated Cost of Proposed Action and Funding Source:

The not-to-exceed amount is \$9,750,000 for the agreement with Axon over a five (5) year term. Estimated FY 2025 expenditures of \$953,800 for equipment and services will be paid from the US Department of the Treasury fund. Future fiscal year amounts are contingent upon the adoption of the Annual Appropriation Ordinance for the applicable fiscal year and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are on deposit.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-561)

Resolution authorizing the Mayor, or his designee, to enter into a Cooperative Procurement Agreement with Axon Enterprise, Inc., in an amount not-to-exceed \$9,750,000 to provide Taser 10 equipment and services over a five-year term.

Committee Actions Taken:

This item was heard at the Public Safety Committee meeting on May 15, 2024.

ACTION: Motion by Vice Chair Campillo, second by Committee Member Campbell, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; von Wilpert-yea, Campillo-yea, Campbell-yea, Whitburn-not present.

*Police: Laura Mc Lean, (619) 692-4886*

*City Attorney Contact: Jill S. Cristich*

**Item 102: Authorization to Enter Into a First Amendment to the Agreement Between the City of San Diego and Tegsco, LLC dba AutoReturn to Provide Management and Dispatching for Towing Services.**

Total Estimated Cost of Proposed Action and Funding Source:

This is a cost-neutral program because the cost of CFKAA Holdings, LLC services is offset by the Tow Dispatch Fee of \$22.00 per vehicle paid to the City by Licensed Impound Providers (LIPs) and paid by registered vehicle owners.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-565)

Resolution authorizing the Mayor, or his designee, to enter into the First Amendment to the Agreement with Tegsco, LLC dba AutoReturn, now CFKAA Holdings, LLC for Towing Dispatch Services to extend the term of the Agreement an additional two years.

Committee Actions Taken:

This item was heard at the Public Safety Committee meeting on May 15, 2024.

ACTION: Motion by Chair von Wilpert, second by Vice Chair Campillo, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; von Wilpert-yea, Campillo-yea, Campbell-yea, Whitburn-not present.

*Police: Sergeant Jacob Mosteller, (858) 495-7801*

*City Attorney Contact: Jill S. Cristich*

**Item 103: Resolutions Approving Side Letter Agreements between the City of San Diego and American Federation of State, County and Municipal Employees, AFL-CIO, Local 127; San Diego Municipal Employees Association; and Deputy City Attorneys Association of San Diego, to Amend the Memoranda of Understanding Regarding Leave Sharing Plans.**

Total Estimated Cost of Proposed Action and Funding Source:

There is no fiscal impact.

Council District(s) Affected: Citywide.

Proposed Actions:

Subitem-A: (R-2024-552)

Resolution approving a Side Letter Agreement between the City of San Diego and American Federation of State, County and Municipal Employees, AFL-CIO, Local 127, to amend Article 28 of the Memorandum of Understanding related to Leave Sharing Plans.

**Subitem-A: 6 votes required pursuant to Charter section 11.2.**

Subitem-B: (R-2024-551)

Resolution approving a Side Letter Agreement between the City of San Diego and San Diego Municipal Employees Association, to amend Article 73 of the Memorandum of Understanding related to Leave Sharing Plans.

**Subitem-B: 6 votes required pursuant to Charter section 11.2.**

Subitem-C: (R-2024-553)

Resolution approving a Side Letter Agreement between the City of San Diego and Deputy City Attorneys Association of San Diego, to amend Article 37 of the Memorandum of Understanding related to Leave Sharing Plans.

**Subitem-C: 6 votes required pursuant to Charter section 11.2.**

Committee Actions Taken: N/A

*Human Resources: Abegaile Serafico, (619) 533-4326*

*City Attorney Contact: Miguel Merrell*

**Item 104: Resolutions Approving Side Letter Agreements between the City of San Diego and American Federation of State, County and Municipal Employees, AFL-CIO, Local 127; the San Diego Municipal Employees**

**Association; and the Deputy City Attorneys Association of San Diego, to Amend the Memoranda of Understanding regarding the Payment of Unused Floating Holiday Upon Separation of Employment, and to Extend the Same Benefit to Eligible Unrepresented Employees.**

Total Estimated Cost of Proposed Action and Funding Source:

There are no known fiscal impacts at this time.

Council District(s) Affected: Citywide.

Proposed Actions:

Subitem-A: (R-2024-540)

Resolution approving a Side Letter Agreement between the City of San Diego and American Federation of State, County and Municipal Employees, AFL-CIO, Local 127, to amend Article 24 of the Memorandum of Understanding related to the payment of unused floating holiday upon separation of employment.

**Subitem-A: 6 votes required pursuant to Charter section 11.2.**

Subitem-B: (R-2024-539)

Resolution approving a Side Letter Agreement between the City of San Diego and San Diego Municipal Employees Association, to amend Article 47 of the Memorandum of Understanding related to the payment of unused floating holiday upon separation of employment.

**Subitem-B: 6 votes required pursuant to Charter section 11.2.**

Subitem-C: (R-2024-541)

Resolution approving a Side Letter Agreement between the City of San Diego and Deputy City Attorneys Association of San Diego, to amend Article 22 of the Memorandum of Understanding related to the payment of unused floating holiday upon separation of employment.

**Subitem-C: 6 votes required pursuant to Charter section 11.2.**

Subitem-D: (R-2024-542)

Resolution related to the payment of unused floating holiday upon separation of employment for eligible unrepresented City of San Diego employees.

Committee Actions Taken: N/A

*Human Resources: Jonnabelle Domingo, (619) 846-0495*

*City Attorney Contact: Miguel Merrell*

**Item 105: FY25 Establishment of Overtime Eligibility.**

Total Estimated Cost of Proposed Action and Funding Source:

There is no fiscal impact for this item at this time.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-543)

Resolution approving the job classifications in the City of San Diego that are eligible for overtime compensation in Fiscal Year 2025.

Committee Actions Taken: N/A

*Human Resources: Hannah Filley, (760) 912-2441*

*City Attorney Contact: Miguel Merrell*

**Item 106: Appointments to the Youth Commission.**

Total Estimated Cost of Proposed Action and Funding Source:

There are no City expenditures being authorized with this action.

Council District(s) Affected: 1, 5.

Proposed Actions:

(R-2024-547)

Resolution confirming the Mayor's appointments of Sarah Gao and Milan Shah to the San Diego Youth Commission for terms ending July 1, 2024.

Committee Actions Taken: N/A

*Office of Boards and Commissions: Chida Warren-Darby, (619) 533-3940*

*City Attorney Contact: Justin Bargar*

**Item 107: Appointment to the Consolidated Plan Advisory Board.**

Total Estimated Cost of Proposed Action and Funding Source:

There are no City expenditures being authorized with this action.

Council District(s) Affected: 7.

Proposed Actions:

(R-2024-546)

Resolution confirming the Mayor's appointment of Nick Gulino to the Consolidated Plan Advisory Board for a term ending July 1, 2024.

Committee Actions Taken: N/A

*Office of Boards and Commissions: Chida Warren-Darby, (619) 533-3940*

*City Attorney Contact: Justin Bargar*

**Item 108: Appointments and Reappointments to the Board of Library Commissioners.**

Total Estimated Cost of Proposed Action and Funding Source:

There are no City expenditures being authorized with this action.

Council District(s) Affected: 1, 2, 4, 5, 7.

Proposed Actions:

(R-2024-556)

Resolution confirming the Mayor's appointments of Phyllis Pfeiffer and Samadi Yoeuth for terms ending March 1, 2026, reappointments of Patricia Williams Bevelyn and Sarah Moga-Aleman for terms ending March 1, 2026, and reappointment of Wendy Urishimia-Conn for a term ending March 1, 2025, to the Board of Library Commissioners.

Committee Actions Taken: N/A

*Office of Boards and Commissions: Chida Warren-Darby, (619) 533-3940*

*City Attorney Contact: Justin Bargar*

**Item S500: Adoption of Employee Representation Units for Fiscal Year 2025. (Added 5/30/24)**

Total Estimated Cost of Proposed Action and Funding Source:

There is no known fiscal impact as a result of this action.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-564)

Resolution assigning City of Diego job classifications to employee representation units for Fiscal Year 2025.

Committee Actions Taken: N/A

*Human Resources: Erica Balakian, (760) 912-2451*

*City Attorney Contact: Miguel Merrell*

**Item S501:**

**A Resolution Approving a Side Letter Agreement Between the City of San Diego and San Diego Municipal Employees Association Related to Special Assignment Pay for Project Officers in the Engineering and Capital Projects Department and the Parks and Recreation Department. (Added 5/30/24)**

Total Estimated Cost of Proposed Action and Funding Source:

The anticipated financial impact in Fiscal Year 2024 is approximately \$15,358. The departments will absorb the cost through their operating budgets.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-568)

Resolution approving a Side Letter Agreement between the City of San Diego and San Diego Municipal Employees Association, to amend Article 21 of the Memorandum of Understanding related to special assignment pay for Project Officers in the Engineering and Capital Projects Department and Parks and Recreation Department.

**6 votes required pursuant to Charter section 11.2.**

Committee Actions Taken: N/A

*Human Resources: Abegaile Serafico, (619) 218-7439*

*City Attorney Contact: Miguel Merrell*

**Item S502: Resolution Approving the Agreement Between the City and San Diego Police Officers Association Regarding the Unwinding of Proposition B for Current Employees and Employees Hired on or After September 9, 2024, and the Extension of Certain Provisions of the Agreement to Similarly Situated Sworn Unrepresented Employees in the Police Department. (Added 5/30/24)**

Total Estimated Cost of Proposed Action and Funding Source:

Please see Staff Report.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-569)

Resolution approving the agreement between the City and the San Diego Police Officers Association regarding the unwinding of Proposition B for certain employees and the extension of certain provisions of the agreement to sworn unrepresented employees in the Police Department.

Committee Actions Taken: N/A

*Human Resources: Erik Hanson, (619) 807-6269*

*City Attorney Contact: Thomas J. Brady*

**Item S503: A Resolution Approving a Side Letter Agreement Between the City of San Diego and San Diego Municipal Employees Association to Amend Article 21 of the Memorandum of Understanding Related to an Equity Adjustment for the Stores Operations Supervisor Classification in the Purchasing and Contracting Department. (Added 5/30/24)**

Total Estimated Cost of Proposed Action and Funding Source:

The total cost of this equity adjustment is estimated to be \$6,754 in Fiscal Year 2025 to the Stores Revolving Fund. The estimated impact in Fiscal Year 2026 is \$14,183 to the Stores Revolving Fund.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-581)

Resolution approving a Side Letter Agreement between the City of San Diego and San Diego Municipal Employees Association, to amend Article 21 of the Memorandum of Understanding related to an equity adjustment for



the Stores Operations Supervisor classification in the Purchasing and Contracting Department.

**6 votes required pursuant to Charter section 11.2.**

Committee Actions Taken: N/A

*Human Resources: Abegaile Serafico, (619) 218-7439*

*City Attorney Contact: Miguel Merrell*

**Item S504:**

**Resolutions of the Council of City of San Diego Accepting and Approving the Tentative Agreement and Memorandum of Understanding Between the City of San Diego and the San Diego Police Officers Association Regarding the Terms and Conditions of Employment for Fiscal Years 2025 and 2026; and the Agreement Between the City of San Diego and the San Diego Police Officers Association Regarding Out of Class Assignments for Police Detectives for Fiscal Year 2025. (Added 5/30/24)**

Total Estimated Cost of Proposed Action and Funding Source:

See Staff Report.

Council District(s) Affected: Citywide.

Proposed Actions:

Subitem-A: (R-2024-525)

Resolution accepting and approving the Tentative Agreement and Memorandum of Understanding between the City and the San Diego Police Officers Association regarding terms and conditions of employment for Fiscal Years 2025 and 2026. (Six votes required.)

**Subitem-A: 6 votes required pursuant to Charter Section 11.2.**

Subitem-B: (R-2024-599)

Resolution accepting and approving a Side Letter Agreement to the Memorandum of Understanding between the City and the San Diego Police Officers Association regarding out-of-class assignments for Police Detectives in Fiscal Year 2025.

Committee Actions Taken: N/A

*Human Resources: Erik Hanson, (619) 807-6269*

*City Attorney Contact: Joan F Dawson*

**Item S508: Resolution of the Council of City of San Diego Accepting and Approving the Tentative Agreement and Memorandum of Understanding Between the City of San Diego and the California Teamsters Local 911 Regarding the Terms and Conditions of Employment for Fiscal Years 2025 and 2026. (Added 5/31/24)**

Total Estimated Cost of Proposed Action and Funding Source:

The total cost of the proposed MOU is estimated to be \$2.13M to the General Fund.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-595)

Resolution accepting and approving the Tentative Agreement and Memorandum of Understanding between the City and Teamsters Local 911 regarding terms and conditions of employment for Fiscal Years 2025 and 2026.

**6 votes required pursuant to Charter section 11.2.**

Committee Actions Taken: N/A

*Human Resources: Manuel Quintero, (619) 236-6339*

*City Attorney Contact: Joan F. Dawson*

**NON-AGENDA COMMUNICATIONS FROM MAYOR, COUNCIL, INDEPENDENT BUDGET ANALYST, CITY CLERK, CITY ATTORNEY**

**PROCLAMATIONS/CEREMONIAL ITEMS (PRESENTED AT THE MEETING)**

**Item 30: Presentation of Chief David Nisleit Day.**

MAYOR GLORIA AND COUNCILMEMBER VON WILPERT'S  
RECOMMENDATION:

Presentation of the Proclamation "Chief David Nisleit Day" Which was Approved by the Council on 5/21/24 to Chief Nisleit in Recognition of his Service Leading to Retirement.

**PROCLAMATIONS/CEREMONIAL ITEMS (NOT PRESENTED AT THE MEETING)**

**Item 31: Maricella Garcia Day**

COUNCILMEMBER CAMPBELL, COUNCILMEMBER VON WILPERT, AND  
COUNCILMEMBER CAMPILLO'S RECOMMENDATION:

Proclaiming April 5, 2024 to be "Maricella Garcia Day" in the City of San Diego.

**Item 32: Small Business Week 2024.**

COUNCILMEMBER LEE AND COUNCILMEMBER CAMPILLO'S  
RECOMMENDATION:

Proclaiming April 28, 2024 to May 4, 2024 to be "Small Business Week 2024" in the City of San Diego.

**Item S505: Jim Sleight Day. (Added 5/30/24)**

COUNCILMEMBER VON WILPERT'S RECOMMENDATION:

Proclaiming June 9, 2024, to be "Jim Sleight Day" in the City of San Diego.

**Item S506: Mary Beth Doss Day. (Added 5/30/24)**

COUNCILMEMBER VON WILPERT'S RECOMMENDATION:

Proclaiming June 13, 2024, to be "Mary Beth Doss Day" in the City of San Diego.

**INFORMATION AND ADOPTION AGENDA ITEMS (10AM SESSION)**

**Item 330: Adopt an Ordinance Enacting Firearm Procurement Reforms to Reduce Gun Violence – Ira Sharp Firearm Dealer Accountability Act.**

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

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

Council District(s) Affected: Citywide.

Proposed Actions:

(O-2024-118)

Introduction of an Ordinance amending Chapter 5, Article 3, Division 00 of the San Diego Municipal Code by adding Section 53.32, relating to the contracts with vendors of firearms or ammunition.

Committee Actions Taken:

This item was heard at the Public Safety Committee meeting on May 15, 2024.

ACTION: Motion by Chair von Wilpert, Second by Vice Chair Campillo to recommend Council approval of staff's proposed actions with the following amendment:

Page 3 of 4, section (C); Remove the "past five years" and replace with "two most recent inspection reports of any firearm inspection conducted by federal, state, or local agencies"

VOTE: 3-0; von Wilpert-yea, Campillo-yea, Campbell-yea, Whitburn-not present.

*Council District 5: Joon Suh, (619) 236-6655*

*City Attorney Contact: Jill S. Cristich*

**SPECIAL ORDERS OF BUSINESS**

None.

**ITEMS PULLED FROM CONSENT BY COUNCILMEMBERS**

**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 Rule 2.7.2, Non-Agenda Public Comment is 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. Additionally, non-agenda public comment during the 10am session may be limited to 30 minutes at the discretion of the Council President for meeting management purposes. If some Non-Agenda Public Comment is trailed, any remaining speakers will be given an opportunity to speak during the 2pm session after Council concludes the Information and Adoption agenda items for the day.

**TUESDAY, JUNE 04, 2024 AT 2:00 PM**

**ROLL CALL**

**REQUEST FOR CONTINUANCE BY A COUNCILMEMBER FOR ITEMS TRAILED FROM MORNING OR ITEMS SCHEDULED FOR AFTERNOON SESSION**

**ADOPTION AGENDA, DISCUSSION ITEMS**

ADOPTION AGENDA

DISCUSSION, ORDINANCES TO BE INTRODUCED:

**Item 331: Ordinance Adopting Updated SDPD Military Equipment Use Procedure, and Renewing Approval for Use, Funding, and Acquisition of Military Equipment, Under Assembly Bill 481.**

**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 Police Department FY 2024 Budget allocated \$1,298,240 toward military equipment expenditures from the General Fund.

Council District(s) Affected: Citywide.

Proposed Actions:

(O-2024-119)

Introduction of an Ordinance adopting the updated Police Department Military Equipment Use Procedure and renewing approval for military equipment under Assembly Bill 481.

Committee Actions Taken:

This item was heard at the Public Safety Committee meeting on May 15, 2024.

ACTION: Motion by Vice Chair Campillo, second by Committee Member Campbell, to recommend Council approval of staff's proposed actions.

VOTE: 3-0; von Wilpert-yea, Campillo-yea, Campbell-yea, Whitburn-not present.

*Police: Rick Aguilar, Lieutenant, (619) 977-3632  
City Attorney Contact: Michelle Garland*

ADOPTION AGENDA

DISCUSSION, RESOLUTIONS TO BE ADOPTED:

**Item 332: Fiscal Year 2025 Maintenance Assessment District Annual Reports for Economic Development 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:

The proposed Fiscal Year 2025 revenues for EDD MADs under this action item totals \$4,414,907. The proposed budget includes: \$4,133,505 in Fiscal Year 2025 assessment revenues, of which \$139,096 are assessments on City-Owned parcels. The proposed Fiscal Year 2025 budget also includes an estimated City contribution of \$26,561 from the Gas Tax Fund (Medians), \$254,841 in General Benefit Offset. The City will receive the lesser of a flat rate of \$33,764 from the MADs for administrative cost.

Council District(s) Affected: 1, 2, 3, 8, 9.

Proposed Actions:

(R-2024-566)

Resolution approving the Annual Report submitted in connection with Economic Development MADs for Fiscal Year 2025 and related funding actions.

Committee Actions Taken:

This item was heard at the Community and Neighborhood Services Committee meeting on May 9, 2024.

ACTION: Motion by Committee Member Campillo, second by Committee Member Foster III, to recommend Council approval of staff's proposed actions.

VOTE: 4-0; Campbell-yea, Foster III-yea, von Wilpert-yea, Campillo-yea.

*Economic Development: Christina Bibler, (619) 236-6421*

*City Attorney Contact: Daphne Z. Skogen*

**Item 333: Fiscal Year 2025 Annual Reports for Parks & Recreation Department Maintenance Assessment Districts.**

**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:

See Staff Report for fiscal considerations.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-567)

Resolution approving the Annual Report submitted in connection with Parks & Rec MADs for Fiscal Year 2025 and related funding actions.

Committee Actions Taken:

This item was heard at the Community and Neighborhood Services Committee meeting on May 9, 2024.

ACTION: Motion by Committee Member Campillo, second by Vice Chair von Wilpert, to recommend Council approval of staff's proposed actions.

VOTE: 4-0; Campbell-yea, von Wilpert-yea, Foster III-yea, Campillo-yea.

*Parks & Recreation: Michael Jones, (619) 685-1307*

*City Attorney Contact: Daphne Z. Skogen*

**Item 334: Fiscal Year 2025 Recreation Center Fund Budgets, Opportunity Fund Budget and 2024 Recreation Equity Report.**

**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:

See Staff Report for fiscal considerations.

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2024-512)



Resolution of the Council of the City of San Diego Allocating Fiscal Year 2025 Park and Recreation Center Funds and Opportunity Fund Budgets, and creating two new recreation center funds, one each for Bay Terraces Recreation Center and East Village Green Recreation Center, and all related items.

Committee Actions Taken:

This item was heard at the Community and Neighborhood Services Committee meeting on May 9, 2024.

ACTION: Motion by Vice Chair von Wilpert, second by Committee Member Campillo, to recommend Council approval of staff's proposed actions.

VOTE: 4-0; Campbell-yea, Foster III-yea, von Wilpert-yea, Campillo-yea.

*Parks & Recreation: Sarah Erazo, (619) 740-1627*

*City Attorney Contact: Jane M. Boardman*

ADOPTION AGENDA

DISCUSSION, NOTICED HEARINGS:

**Item 335: 4620 Pacific Viewpoint, Process 2 Appeal Decision PRJ-1056469.**

**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:

Appeal processing is funded via a deposit paid by the applicant. Prior project processing was funded by application fees.

Council District(s) Affected: 2.

Proposed Actions:

Appeal of the Development Services Department's March 4, 2024 approval of a Neighborhood Development Permit No. PMT-3155118 and Easement Vacation No. PMT-3155119 for a new multi-dwelling unit project consisting of 223 dwelling units located at 4620 Pacific Highway in the OTMCR-1-3 zone within the Old Town Community Plan

According to San Diego Municipal Code Section 112.0508(f), Power to Act on Appeal, the City Council may:

(1) Affirm the Development Services Department's decision to grant the permits and Easement Vacation; or

(2) Affirm the Development Services Department's decision to grant the permits and Easement Vacation with modifications; or

(3) Reverse the Development Services Department's decision to grant the permits and Easement Vacation.

Directing the City Attorney to prepare the appropriate Resolutions according to Section 40 of the City Charter.

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

Committee Actions Taken: N/A

*Development Services: Christian Hoppe, (619) 446-5293*

*City Attorney Contact: Noah Brazier*

## **NON-AGENDA ITEMS**

## **ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES**

## **ADJOURNMENT**

**HOW TO SPEAK TO A PARTICULAR ITEM OR DURING NON-AGENDA PUBLIC COMMENT:**

Members of the public shall be given the opportunity to address the Council. The Council President may reduce the amount of time available to each speaker to appropriately manage the meeting and ensure the Council has time to consider all the agenda items. A member of the public may only provide one comment per agenda item.

Pursuant to the Levine Act (Gov't Code Section 84308), any party to a permit, license, contract (other than competitively bid, labor or personal employment contracts) or other entitlement before the Council is required to disclose on the record any contribution, including aggregated contributions, of more than \$250 made by the party or the party's agents within the preceding 12 months to any Council Member. Participants and agents are requested to make this disclosure as well. The disclosure must include the name of the party or participant and any other person making the contribution, the name of the recipient, the amount of the contribution, and the date the contribution was made.

**In-Person Comment on Agenda Items**

Each speaker must file a written request (speaker slip) with the City Clerk at the meeting at which the speaker wishes to speak indicating which item they wish to speak on. Speaker slips may not be turned in prior to the day of the meeting or after completion of in-person testimony. In person testimony will conclude before virtual testimony begins.

Each person who wishes to address the Council shall approach the podium and state who they are representing if they represent an organization or another person.

For meeting management during the Minutes, Proclamations, and Consent portions of the agenda, speakers will have one (1) minute per item and up to a maximum of three (3) minutes if there are three (3) or more items in that portion of the agenda.

For discussion and information items each speaker may speak up to three minutes, subject to the Council President's determination of the time available for meeting management purposes, in addition to any time ceded by other members of the public who are present at the meeting and have submitted a speaker slip ceding them time. These speaker slips should be submitted together at one time to the City Clerk. The Council President may also limit organized group presentations of five or more persons to 15 minutes or less.

**Virtual Public Comment on Agenda Items**

Members of the public may participate virtually (by telephone or internet streaming) as indicated below. Speakers who wish to provide virtual public comment must enter the virtual queue by raising their virtual hands before the queue closes. The queue will close when the last virtual speaker finishes speaking or five minutes after in-person testimony ends, whichever happens first.

For meeting management during the Minutes, Proclamations, and Consent portions of the agenda, speakers will have one (1) minute per item and up to a maximum of three (3) minutes if there are three (3) or more items in that portion of the agenda.

For discussion and information items each speaker may speak up to three minutes, subject to the Council President's determination of the time available for meeting management purposes. Speakers participating virtually may not allocate their time to other speakers and may not share video or visual aids (i.e. pdf, ppt, docs) during their comment period.

**Quasi-Judicial Items.** Organized group presentations for quasi-judicial items will be allowed up to 15 minutes per side to speak either for or against an item for a total of 30 minutes. If more than one group on the same side requests an organized presentation, the 15 minutes will be divided between each group for that side. Please contact the Project Manager as listed as the primary contact on the staff report for that item to indicate your desire to present.

### **Non-Agenda Public Comment**

Every agenda for a regular Council meeting shall provide a period on the agenda for members of the public to address the Council on items of interest to the public that are not on the agenda but are within the jurisdiction of the Council. Non-Agenda Public Comment shall be subject to the exercise of the Council President's discretion for a given agenda. In order to ensure that the Council has time to consider all agenda items, Non-Agenda Public Comment on particular issues and for each individual speaker will be as follows:

Each speaker will be limited to two minutes. Speakers may not allocate their time to other speakers. If there are eight or more speakers on a single issue, the maximum time for the issue will be 16 minutes. The order of speaking generally will be determined on a first-come, first-served basis, however, 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. A member of the public may only provide one non-agenda comment per agenda.

### **In-Person Non-Agenda Public Comment**

Each speaker who wishes to address the Council must file a written request (speaker slip) with the City Clerk at the meeting at which the speaker wishes to speak. Speaker slips may not be turned in prior to the meeting date or after completion of in-person testimony. In-person testimony shall conclude before virtual testimony begins.

Each person who wishes to address the Council shall approach the podium and state who they are representing if representing an organization or another person.

### **Virtual Non-Agenda Public Comment**

Speakers who wish to provide virtual Non-Agenda Public Comment must enter the virtual queue by raising their virtual hands before the queue closes. The queue will close when the last virtual speaker finishes speaking or five minutes after in-person testimony ends, whichever happens first. Those participating virtually may not share video or visual aids (i.e. pdf, ppt, docs) during their non-agenda comment period.

**Please note:** On Tuesdays, Non-Agenda Public Comment is taken during the 10am session, but some Non-Agenda Public Comment may be trailed, at the Council President's discretion for meeting management purposes.

### **Comment on Agenda Items, Non-Agenda Public Comment, and Closed Session Public**

**Comment** may also be submitted using the [webform](#) indicating the comment type and item number (if relevant) for which you wish to submit your comment. Comments received by 8:00 AM the day of the meeting will be distributed to the City Council and posted online with the meeting materials. All webform comments are limited to 500 words but may include attachments. Comments received after 8:00 AM the day of the meeting but before the item is called will be submitted into the written record for the relevant item.

**Written Materials.** Instead of submitting written materials as an attachment to the webform you may submit via U.S. Mail to the City Clerk's attention at 202 C Street, MS2A San Diego, CA 92101. Materials submitted via U.S. Mail must be received one business day prior to the meeting to be distributed to the City Council. Comments received via U.S. Mail on the day of the meeting will be submitted into the written record for the relevant item.

The public may view the meetings on public television (within the City of San Diego only) on City TV Channel 24 for Cox Communications and Spectrum or Channel 99 for AT&T U-Verse, or [view the meetings online \(link is external\)](#)