City of San Diego

CONTRACTOR'S NAME: SRM Contracting & Paving
ADDRESS: 7192 Mission Gorge Road, San Diego, CA 92120
TELEPHONE NO.: 619-265-0955 **FAX NO.:** 619-583-3147
CITY CONTACT: Michelle Muñoz Contract Specialist, Email: MichelleM@sandiego.gov
Phone No. (619) 533-3482, Fax No. (619) 533-3633
F. Valenzuela / A. Jaro / LJI

BIDDING DOCUMENTS

E - Bidding

ORIGINAL

FOR

UUP CURB RAMP INSTALLATION & RESURFACING (30TH, TROJAN, SUNSET CLIFFS, MORAGA, 4Z, LINCOLN, POTOMAC AND 7R)

BID NO.: K-17-1477-DBB-3
SAP NO. (WBS/IO/CC): B-00717, B-00718, B-00720, B-00726, B-00788, B-00838, B-12066, B-12069, B-12064
CLIENT DEPARTMENT: 2116
COUNCIL DISTRICT: 2, 3, 4, 7, 8, 9
PROJECT TYPE: ID

THIS CONTRACT WILL BE SUBJECT TO THE FOLLOWING:

- THE CITY'S SUBCONTRACTING PARTICIPATION REQUIREMENTS FOR SLBE PROGRAM.
- PREVAILING WAGE RATES: STATE ☒ FEDERAL ☐
- APPRENTICESHIP

BID DUE DATE:

2:00 PM
MARCH 7, 2017
CITY OF SAN DIEGO
PUBLIC WORKS CONTRACTS
1010 SECOND AVENUE, 14th FLOOR, MS 614C
SAN DIEGO, CA 92101

ENGINEER OF WORK

The engineering Specifications and Special Provisions contained herein have been prepared by or under the direction of the following Registered Engineer:

Keith Hansen — 1/23/17

1) Registered Engineer — Date — Seal:

Dayue Zhang — 1/23/2017

2) For City Engineer — Date — Seal

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NOTICE INVITING BIDS

1. **SUMMARY OF WORK:** This is the City of San Diego's (City) solicitation process to acquire Construction services for **UUP Curb Ramp Installation & Resurfacing (30th, Trojan, Sunset Cliffs, Moraga, 4Z, Lincoln, Potomac and 7R).** For additional information refer to Attachment A.

2. **FULL AND OPEN COMPETITION:** This contract is open to full competition and may be bid on by Contractors who are on the City's current Prequalified Contractors' List. For information regarding the Contractors Prequalified list visit the City's web site: http://www.sandiego.gov.

3. **ESTIMATED CONSTRUCTION COST:** The City's estimated construction cost for this project is **$4,090,000**.

4. **BID DUE DATE AND TIME ARE: March 7, 2017 at 2:00 PM**

5. **PREVAILING WAGE RATES APPLY TO THIS CONTRACT:** Refer to Attachment D.

6. **LICENSE REQUIREMENT**: The City has determined that the following licensing classifications are required for this contract: **A or C12**

7. **SUBCONTRACTING PARTICIPATION PERCENTAGES**: Subcontracting participation percentages apply to this contract.

   7.1. The City has incorporated **mandatory** SLBE-ELBE subcontractor participation percentages to enhance competition and maximize subcontracting opportunities. For the purpose of achieving the mandatory subcontractor participation percentages, a recommended breakdown of the SLBE and ELBE subcontractor participation percentages based upon certified SLBE and ELBE firms has also been provided to achieve the mandatory subcontractor participation percentages:

   1. SLBE participation **6.7%**
   2. ELBE participation **8.4%**
   3. Total mandatory participation **15.1%**

   7.2. The Bid may be declared non-responsive if the Bidder fails the meet the following requirements:

   7.2.1. Include SLBE-ELBE certified subcontractors at the overall mandatory participation percentage identified in this document; **OR**

   7.2.2. Submit Good Faith Effort documentation, saved in searchable Portable Document Format (PDF) and stored on Compact Disc (CD) or Digital Video Disc (DVD), demonstrating the Bidder made a good faith effort to outreach to and include SLBE-ELBE Subcontractors required in this document within 3 Working Days of the Bid opening if the overall mandatory participation percentage is not met.

8. PRE-BID MEETING:

8.1. Prospective Bidders are encouraged to attend the Pre-Bid Meeting. The purpose of the meeting is to discuss the scope of the Project, submittal requirements, the pre-qualification process and any Equal Opportunity Contracting Program requirements and reporting procedures. To request a sign language or oral interpreter for this visit, call the Public Works Contracts Division at (619) 533-3450 at least 5 Working Days prior to the meeting to ensure availability. The Pre-Bid meeting is scheduled as follows:

Date: **February 14, 2017**
Time: **10:00 AM**
Location: **1010 Second Avenue, Suite 1400, San Diego, CA 92101 (Large Conf Room)**

Attendance at the Pre-Submittal Meeting will be evidenced by the Bidder's representative's signature on the attendance roster. It is the responsibility of the Bidder's representative to complete and sign the attendance roster.

9. AWARD PROCESS:

9.1. The Award of this contract is contingent upon the Contractor's compliance with all conditions of Award as stated within these documents and within the Notice of Intent to Award.

9.2. Upon acceptance of a Bid, the City will prepare contract documents for execution within approximately 21 days of the date of the Bid opening. The City will then award the Contract within approximately 14 days of receipt of properly signed Contract, bonds, and insurance documents.

9.3. This contract will be deemed executed and effective only upon the signing of the Contract by the Mayor or his designee and approval as to form the City Attorney's Office.

9.4. The low Bid will be determined by Base Bid alone OR Base Bid plus all Alternates.

9.5. Once the low bid has been determined, the City may, at its sole discretion, award the contract for the Base bid alone; or for the Base bid plus one or more alternates.

10. SUBMISSION OF QUESTIONS:

10.1. The Director (or Designee) of Public Works Department is responsible for opening, examining, and evaluating the competitive Bids submitted to the City for the acquisition, construction and completion of any public improvement except when otherwise set forth in these documents. Any questions related to this solicitation shall be submitted to:

Public Works Contracts
1010 Second Avenue, 14th Floor
San Diego, California, 92101
Attention: Michelle Muñoz

OR:

MichelleM@sandiego.gov

10.2. Questions received less than 14 days prior to the date for opening of Bids may not be considered.

10.3. Questions or clarifications deemed by the City to be material shall be answered via issuance of an addendum and posted to the City's online bidding service.

10.4. Only questions answered by formal written addenda shall be binding. Oral and other interpretations or clarifications shall be without legal effect. It is the Bidder's responsibility to be informed of any addenda that have been issued and to include all such information in its Bid.

INSTRUCTIONS TO BIDDERS

1. PREQUALIFICATION OF CONTRACTORS:

1.1. Contractors submitting a Bid must be pre-qualified for the total amount proposed, including all alternate items, prior to the date of submittal. Bids from contractors who have not been pre-qualified as applicable and Bids that exceed the maximum dollar amount at which contractors are pre-qualified may be deemed **non-responsive** and ineligible for award. Complete information and links to the on-line prequalification application are available at:

http://www.sandiego.gov/cip/bidopps/prequalification.shtml

1.2. The completed application must be submitted online no later than 2 weeks prior to the bid opening. For additional information or the answer to questions about the prequalification program, contact David Stucky at 619-533-3474 or dstucky@sandiego.gov.

1.3. Due to the City's fiduciary requirement to safeguard vendor data, City staff will not be able to provide information regarding contractors' prequalification status over the telephone. Contractors may access real-time information about their prequalification status via their vendor profile on PlanetBids™.

2. ELECTRONIC FORMAT RECEIPT AND OPENING OF BIDS:

Bids will be received in electronic format (eBids) EXCLUSIVELY at the City of San Diego's electronic bidding (eBidding) site, at: http://www.sandiego.gov/cip/bidopps/index.shtml and are due by the date, and time shown on the cover of this solicitation.

2.1. BIDDERS MUST BE PRE-REGISTERED with the City's bidding system and possess a system-assigned Digital ID in order to submit and electronic bid.

2.2. The City's bidding system will automatically track information submitted to the site including IP addresses, browsers being used and the URLs from which information was submitted. In addition, the City's bidding system will keep a history of every login instance including the time of login, and other information about the user's computer configuration such as the operating system, browser type, version, and more. Because of these security features, Contractors who disable their browsers' cookies will not be able to log in and use the City's bidding system.

2.3. The City's electronic bidding system is responsible for bid tabulations. Upon the bidder's or proposer's entry of their bid, the system will ensure that all required fields are entered. **The system will not accept a bid for which any required information is missing.** This includes all necessary pricing, subcontractor listing(s) and any other essential documentation and supporting materials and forms requested or contained in these solicitation documents.

2.4. BIDS REMAIN SEALED UNTIL BID DEADLINE. eBids are transmitted into the City's bidding system via hypertext transfer protocol secure (https) mechanism using SSL 128-256 bit security certificates issued from Verisign/Thawte which encrypts data being transferred from client to server. Bids submitted prior to the "Bid Due Date and Time" are not available for review by anyone other than the submitter which has until the "Bid Due Date and Time" to change, rescind or retrieve its proposal should it desire to do so.

2.5. BIDS MUST BE SUBMITTED BY BID DUE DATE AND TIME. Once the bid deadline is reached, no further submissions are accepted into the system. Once the Bid Due Date and Time has lapsed, bidders, proposers, the general public, and City staff are able to immediately see the results on line. City staff may then begin reviewing the submissions for responsiveness, EOCP compliance and other issues. The City may require any Bidder to furnish statement of experience, financial responsibility, technical ability, equipment, and references.

2.6. RECAPITULATION OF THE WORK. Bids shall not contain any recapitulation of the Work. Conditional Bids may be rejected as being non-responsive. Alternative proposals will not be considered unless called for.

2.7. BIDS MAY BE WITHDRAWN by the Bidder only up to the bid due date and time.

2.7.1. Important Note: Submission of the electronic bid into the system may not be instantaneous. Due to the speed and capabilities of the user's internet service provider (ISP), bandwidth, computer hardware and other variables, it may take time for the bidder's submission to upload and be received by the City's eBidding system. It is the bidder's sole responsibility to ensure their bids are received on time by the City's eBidding system. The City of San Diego is not responsible for bids that do not arrive by the required date and time.

2.8. ACCESSIBILITY AND AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE. : To request a copy of this solicitation in an alternative format, contact the Public Works Contract Specialist listed on the cover of this solicitation at least five (5) working days prior to the Bid/Proposal due date to ensure availability.

3. ELECTRONIC BID SUBMISSIONS CARRY FULL FORCE AND EFFECT

3.1. The bidder, by submitting its electronic bid, acknowledges that doing so carries the same force and full legal effect as a paper submission with a longhand (wet) signature.

3.2. By submitting an electronic bid, the bidder certifies that the bidder has thoroughly examined and understands the entire Contract Documents (which consist of the plans and specifications, drawings, forms, affidavits and the solicitation documents), and that by submitting the eBid as its bid proposal, the bidder acknowledges, agrees to and is bound by the entire Contract Documents, including any addenda issued thereto, and incorporated by reference in the Contract Documents.

3.3. The Bidder, by submitting its electronic bid, agrees to and certifies under penalty of perjury under the laws of the State of California, that the certification, forms and affidavits submitted as part of this bid are true and correct.

3.4. The Bidder agrees to the construction of the project as described in Attachment "A- Scope of Work" for the City of San Diego, in accordance with the requirements set forth herein for the electronically submitted prices. The Bidder guarantees the Contract Price for a period of 120 days (90 days for federally funded contracts and contracts valued at $500,000 or less) from the date of Bid opening. The duration of the Contract Price guarantee shall be extended by the number of days required for the City to obtain all items necessary to fulfill all conditions precedent.

4. **BIDS ARE PUBLIC RECORDS:** Upon receipt by the City, Bids shall become public records subject to public disclosure. It is the responsibility of the respondent to clearly identify any confidential, proprietary, trade secret or otherwise legally privileged information contained within the Bid. General references to sections of the California Public Records Act (PRA) will not suffice. If the Contractor does not provide applicable case law that clearly establishes that the requested information is exempt from the disclosure requirements of the PRA, the City shall be free to release the information when required in accordance with the PRA, pursuant to any other applicable law, or by order of any court or government agency, and the Contractor will hold the City harmless for release of this information.

5. **CONTRACTOR REGISTRATION AND ELECTRONIC REPORTING SYSTEM:**

5.1. **Prior** to the Award of the Contract or Task Order, you and your Subcontractors and Suppliers must register with the City's web-based vendor registration and bid management system. For additional information go to:

http://www.sandiego.gov/purchasing/bids-contracts/vendorreg.shtml.

5.2. The City may not award the contract until registration of all subcontractors and suppliers is complete. In the event this requirement is not met within the time frame specified in the Notice of Intent to Award letter, the City reserves the right to rescind the Notice of Award / Intent to Award and to make the award to the next responsive and responsible bidder / proposer.

6. **JOINT VENTURE CONTRACTORS:** Provide a copy of the Joint Venture agreement and the Joint Venture license to the City within 10 Working Days after receiving the Contract forms. See 7-6, "The Contractors Representative" in The GREENBOOK and 7-6.1 in The WHITEBOOK.

7. **PREVAILING WAGE RATES WILL APPLY:** Refer to Attachment D.

8. **SUBCONTRACTING PARTICIPATION PERCENTAGES:** Subcontracting participation percentages apply to this contract. Refer to Attachment E.

9. INSURANCE REQUIREMENTS:

9.1. All certificates of insurance and endorsements required by the contract are to be provided upon issuance of the City's Notice of Intent to Award letter.

9.2. Refer to sections 7-3, "LIABILITY INSURANCE", and 7-4, "WORKERS' COMPENSATION INSURANCE" of the Supplementary Special Provisions (SSP) for the insurance requirements which must be met.

10. REFERENCE STANDARDS: Except as otherwise noted or specified, the Work shall be completed in accordance with the following standards:

Title	Edition	Document Number
Standard Specifications for Public Works Construction ("The GREENBOOK") http://www.greenbookspecs.org/	2015	PWPI070116-01
City of San Diego Standard Specifications for Public Works Construction ("The WHITEBOOK")* https://www.sandiego.gov/publicworks/edocref/greenbook	2015	PWPI070116-02
City of San Diego Standard Drawings* https://www.sandiego.gov/publicworks/edocref/standarddraw	2016	PWPI070116-03
Citywide Computer Aided Design and Drafting (CADD) Standards https://www.sandiego.gov/publicworks/edocref/drawings	2016	PWPI092816-04
California Department of Transportation (CALTRANS) Standard Specifications – http://www.dot.ca.gov/des/oe/construction-contract-standards.html	2015	PWPI092816-05
CALTRANS Standard Plans http://www.dot.ca.gov/des/oe/construction-contract-standards.html	2015	PWPI092816-06
California Manual on Uniform Traffic Control Devices Revision 1 (CA MUTCD Rev 1) - http://www.dot.ca.gov/trafficops/camutcd/	2014	PWPIO92816-07
NOTE: *Available online under Engineering Documents and References at: http://www.sandiego.gov/publicworks/edocref/index.shtml		

11. CITY'S RESPONSES AND ADDENDA: The City, at its discretion, may respond to any or all questions submitted in writing via the City's eBidding web site in the **form of an addendum**. No other responses to questions, oral or written shall be of any force or effect with respect to this solicitation. The changes to the Contract Documents through addenda are made effective as though originally issued with the Bid. The Bidders shall acknowledge the receipt of Addenda at the time of bid submission.

12. **CITY'S RIGHTS RESERVED:** The City reserves the right to cancel the Notice Inviting Bids at any time, and further reserves the right to reject submitted Bids, without giving any reason for such action, at its sole discretion and without liability. Costs incurred by the Bidder(s) as a result of preparing Bids under the Notice Inviting Bids shall be the sole responsibility of each bidder. The Notice Inviting Bids creates or imposes no obligation upon the City to enter a contract.

13. **CONTRACT PRICING:** This solicitation is for a Lump Sum contract with Unit Price provisions as set forth herein. The Bidder agrees to perform construction services for the City of San Diego in accordance with these contract documents for the prices listed below. The Bidder further agrees to guarantee the Contract Price for a period of 120 days from the date of Bid opening. The duration of the Contract Price guarantee may be extended, by mutual consent of the parties, by the number of days required for the City to obtain all items necessary to fulfill all contractual conditions.

14. **SUBCONTRACTOR INFORMATION:**

14.1. LISTING OF SUBCONTRACTORS. In accordance with the requirements provided in the "Subletting and Subcontracting Fair Practices Act" of the California Public Contract Code, the Bidder shall provide the **NAME** and **ADDRESS** of each Subcontractor who will perform work, labor, render services or who specially fabricates and installs a portion [type] of the work or improvement, in an amount in excess of 0.5% of the Contractor's total Bid. The Bidder shall also state within the description, whether the subcontractor is a **CONSTRUCTOR, CONSULTANT** or **SUPPLIER.** The Bidder shall further state within the description, the **PORTION** of the work which will be performed by each subcontractor under this Contract. The Contractor shall list only one Subcontractor for each portion of the Work. The **DOLLAR VALUE** of the total Bid to be performed shall be stated for all subcontractors listed. Failure to comply with this requirement may result in the Bid being rejected as **non-responsive** and ineligible for award. The Bidder's attention is directed to the Special Provisions - General; Paragraph 2-3, "Subcontracts", which stipulates the percent of the Work to be performed with the Bidders' own forces. The Bidder shall list all SLBE, ELBE, DBE, DVBE, MBE, WBE, OBE, SDB, WoSB, HUBZone, and SDVOSB Subcontractors for which Bidders are seeking recognition towards achieving any mandatory, voluntary (or both) subcontracting participation goals.

14.2. LISTING OF SUPPLIERS. Any Bidder seeking the recognition of Suppliers of equipment, materials, or supplies obtained from third party Suppliers towards achieving any mandatory or voluntary (or both) subcontracting participation goals shall provide, at a minimum, the **NAME, LOCATION (CITY)** and the **DOLLAR VALUE** of each supplier. The Bidder will be credited up to 60% of the amount to be paid to the Suppliers for materials and supplies unless vendor manufactures or substantially alters materials and supplies, in which case, 100% will be credited. The Bidder is to indicate within the description whether the listed firm is a supplier or manufacturer. If no indication is provided, the listed firm will be credited at 60% of the listed dollar value for purposes of calculating the Subcontractor Participation Percentage.

14.3. LISTING OF SUBCONTRACTORS OR SUPPLIERS FOR ALTERNATES. For subcontractors or suppliers to be used on additive or deductive alternate items, in addition to the above requirements, bidder shall further note "ALTERNATE" and alternate item number within the description.

15. SUBMITTAL OF "OR EQUAL" ITEMS: See Section 4-1.6, "Trade Names or Equals" in The WHITEBOOK and as amended in the SSP.

16. AWARD:

16.1. The Award of this contract is contingent upon the Contractor's compliance with all conditions precedent to Award.

16.2. Upon acceptance of a Bid, the City will prepare contract documents for execution within approximately 21 days of the date of the Bid opening and award the Contract approximately within 7 days of receipt of properly executed Contract, bonds, and insurance documents.

16.3. This contract will be deemed executed and effective only upon the signing of the Contract by the Mayor or his designee and approval as to form the City Attorney's Office.

17. SUBCONTRACT LIMITATIONS: The Bidder's attention is directed to Standard Specifications for Public Works Construction, Section 2-3, "SUBCONTRACTS" in The GREENBOOK and as amended in the SSP which requires the Contractor to self-perform not less than the specified amount. Failure to comply with this requirement shall render the bid **non-responsive** and ineligible for award.

18. AVAILABILITY OF PLANS AND SPECIFICATIONS: Contract Documents may be obtained by visiting the City's website: http://www.sandiego.gov/cip/. Plans and Specifications for this contract are also available for review in the office of the City Clerk or Public Works Contracts.

19. ONLY ONE BID PER CONTRACTOR SHALL BE ACCCEPTED: No person, firm, or corporation shall be allowed to make, file, or be interested in more than one (1) Bid for the same work unless alternate Bids are called for. A person, firm or corporation who has submitted a sub-proposal to a Bidder, or who has quoted prices on materials to a Bidder, is not hereby disqualified from submitting a sub-proposal or quoting prices to other Bidders or from submitting a Bid in its own behalf. Any Bidder who submits more than one bid will result in the rejection of all bids submitted.

20. SAN DIEGO BUSINESS TAX CERTIFICATE: The Contractor and Subcontractors, not already having a City of San Diego Business Tax Certificate for the work contemplated shall secure the appropriate certificate from the City Treasurer, Civic Center Plaza, First floor and submit to the Contract Specialist upon request or as specified in the Contract Documents. Tax Identification numbers for both the Bidder and the listed Subcontractors must be submitted on the City provided forms within these documents.

21. BIDDER'S GUARANTEE OF GOOD FAITH (BID SECURITY) FOR DESIGN-BID-BUILD CONTRACTS:

21.1. For bids $250,000 and above, bidders shall submit Bid Security at bid time. Bid Security shall be in one of the following forms: a cashier's check, or a properly certified check upon some responsible bank; or an approved corporate surety bond payable to the City of San Diego for an amount of not less than 10% of the total bid amount.

21.2. This check or bond, and the monies represented thereby, will be held by the City as a guarantee that the Bidder, if awarded the contract, will in good faith enter into the contract and furnish the required final performance and payment bonds.

21.3. The Bidder agrees that in the event of the Bidder's failure to execute this contract and provide the required final bonds, the money represented by the cashier's or certified check will remain the property of the City; and the Surety agrees that it will pay to the City the damages, not exceeding the sum of 10% of the amount of the Bid, that the City may suffer as a result of such failure.

21.4. At the time of bid submission, bidders must upload and submit an electronic PDF copy of the aforementioned bid security. Whether in the form of a cashier's check, a properly certified check or an approved corporate surety bond payable to the City of San Diego, the bid security must be uploaded to the City's eBidding system. Within twenty-four (24) hours after the bid due date and time, the first five (5) apparent low bidders must provide the City with the original bid security.

21.5. Failure to submit the electronic version of the bid security at the time of bid submission AND failure to provide the original within twenty-four (24) hours may cause the bid to be rejected and deemed **non-responsive**.

22. AWARD OF CONTRACT OR REJECTION OF BIDS:

22.1. This contract may be awarded to the lowest responsible and reliable Bidder.

22.2. Bidders shall complete ALL eBid forms as required by this solicitation. Incomplete eBids will not be accepted.

22.3. The City reserves the right to reject any or all Bids, to waive any informality or technicality in Bids received, and to waive any requirements of these specifications as to bidding procedure.

22.4. Bidders will not be released on account of their errors of judgment. Bidders may be released only upon receipt by the City within 3 Working Days of the bid opening, written notice from the Bidder which shows proof of honest, credible, clerical error of a material nature, free from fraud or fraudulent intent; and of evidence that reasonable care was observed in the preparation of the Bid.

22.5. A bidder who is not selected for contract award may protest the award of a contract to another bidder by submitting a written protest in accordance with the San Diego Municipal Code.

22.6. The City of San Diego will not discriminate in the award of contracts with regard to race, religion creed, color, national origin, ancestry, physical handicap, marital status, sex or age.

22.7. Each Bid package properly signed as required by these specifications shall constitute a firm offer which may be accepted by the City within the time specified herein.

22.8. The City reserves the right to evaluate all Bids and determine the lowest Bidder on the basis of the base bid and any proposed alternates or options as detailed herein.

23. BID RESULTS:

23.1. The availability of the bids on the City's eBidding system shall constitute the public announcement of the apparent low bidder. In the event that the apparent low bidder is subsequently deemed non-responsive or non-responsible, a notation of such will be made on the eBidding system. The new ranking and apparent low bidder will be adjusted accordingly.

23.2. To obtain the bid results, view the results on the City's web site, or request the results by U.S. mail and provide a self-addressed, stamped envelope. If requesting by mail, be sure to reference the bid name and number. The bid tabulations will be mailed to you upon their completion. The results will not be given over the telephone.

24. THE CONTRACT:

24.1. The Bidder to whom award is made shall execute a written contract with the City of San Diego and furnish good and approved bonds and insurance certificates specified by the City within 14 days after receipt by Bidder of a form of contract for execution unless an extension of time is granted to the Bidder in writing.

24.2. If the Bidder takes longer than 14 days to fulfill these requirements, then the additional time taken shall be added to the Bid guarantee. The Contract shall be made in the form adopted by the City, which includes the provision that no claim or suit whatsoever shall be made or brought by Contractor against any officer, agent, or employee of the City for or on account of anything done or omitted to be done in connection with this contract, nor shall any such officer, agent, or employee be liable hereunder.

24.3. If the Bidder to whom the award is made fails to enter into the contract as herein provided, the award may be annulled and the Bidder's Guarantee of Good Faith will be subject to forfeiture. An award may be made to the next lowest responsible and reliable Bidder who shall fulfill every stipulation embraced herein as if it were the party to whom the first award was made.

24.4. Pursuant to the San Diego City Charter section 94, the City may only award a public works contract to the lowest responsible and reliable Bidder. The City will require the Apparent Low Bidder to (i) submit information to determine the Bidder's responsibility and reliability, (ii) execute the Contract in form provided by the City, and (iii) furnish good and approved bonds and insurance certificates specified by the City within 14 Days, unless otherwise approved by the City, in writing after the Bidder receives notification from the City, designating the Bidder as the Apparent Low Bidder and formally requesting the above mentioned items.

24.5. The award of the Contract is contingent upon the satisfactory completion of the above-mentioned items and becomes effective upon the signing of the Contract by the Mayor or designee and approval as to form the City Attorney's Office. If the Apparent Low Bidder does not execute the Contract or submit required documents and information, the City may award the Contract to the next lowest responsible and reliable Bidder who shall fulfill every condition precedent to award. A corporation designated as the Apparent Low Bidder shall furnish evidence of its corporate existence and evidence that the officer signing the Contract and bond for the corporation is duly authorized to do so.

25. **EXAMINATION OF PLANS, SPECIFICATIONS, AND SITE OF WORK:** The Bidder shall examine carefully the Project Site, the Plans and Specifications, other materials as described in the Special Provisions, Section 2-7, and the proposal forms (e.g., Bidding Documents). The submission of a Bid shall be conclusive evidence that the Bidder has investigated and is satisfied as to the conditions to be encountered, as to the character, quality, and scope of Work, the quantities of materials to be furnished, and as to the requirements of the Bidding Documents Proposal, Plans, and Specifications.

26. **CITY STANDARD PROVISIONS:** This contract is subject to the following standard provisions. See The WHITEBOOK for details.

26.1. The City of San Diego Resolution No. R-277952 adopted on May 20, 1991 for a Drug-Free Workplace.

26.2. The City of San Diego Resolution No. R-282153 adopted on June 14, 1993 related to the Americans with Disabilities Act.

26.3. The City of San Diego Municipal Code §22.3004 for Contractor Standards.

26.4. The City of San Diego's Labor Compliance Program and the State of California Labor Code §§1771.5(b) and 1776.

26.5. Sections 1777.5, 1777.6, and 1777.7 of the State of California Labor Code concerning the employment of apprentices by contractors and subcontractors performing public works contracts.

26.6. The City's Equal Benefits Ordinance (EBO), Chapter 2, Article 2, Division 43 of The San Diego Municipal Code (SDMC).

26.7. The City's Information Security Policy (ISP) as defined in the City's Administrative Regulation 90.63.

27. PRE-AWARD ACTIVITIES:

27.1. The contractor selected by the City to execute a contract for this Work shall submit the required documentation as specified in the herein and in the Notice of Award. Failure to provide the information as specified may result in the Bid being rejected as **non-responsive.**

27.2. The decision that bid is non-responsive for failure to provide the information required within the time specified shall be at the sole discretion of the City.

Copy# 1 of 3 Executed Originals

PERFORMANCE BOND, LABOR AND MATERIALMEN'S BOND

FAITHFUL PERFORMANCE BOND AND LABOR AND MATERIALMEN'S BOND:

Superior Ready Mix Concrete L.P. dba SRM Contracting & Paving, a corporation, as principal, and Nationwide Mutual Insurance Company, a corporation authorized to do business in the State of California, as Surety, hereby obligate themselves, their successors and assigns, jointly and severally, to The City of San Diego a municipal corporation in the sum of Three Million Two Hundred Fourteen Thousand Eight Hundred Eighty One Dollars and 66/100 for the faithful performance of the annexed contract, and in the sum of $3,214,881.66 for the benefit of laborers and materialmen designated below.

UUP Curb ramp installation & resurfacing; K-17-1477-DDB-3

Conditions:

If the Principal shall faithfully perform the annexed contract with the City of San Diego, California, then the obligation herein with respect to a faithful performance shall be void; otherwise it shall remain in full force.

If the Principal shall promptly pay all persons, firms and corporations furnishing materials for or performing labor in the execution of this contract, and shall pay all amounts due under the California Unemployment Insurance Act then the obligation herein with respect to laborers and materialmen shall be void; otherwise it shall remain in full force.

The obligation herein with respect to laborers and materialmen shall inure to the benefit of all persons, firms and corporations entitled to file claims under the provisions of Article 2. Claimants, (iii) public works of improvement commencing with Civil Code Section 9100 of the Civil Code of the State of California.

Changes in the terms of the annexed contract or specifications accompanying same or referred to therein shall not affect the Surety's obligation on this bond, and the Surety hereby waives notice of same.

The Surety shall pay reasonable attorney's fees should suit be brought to enforce the provisions of this bond.

PERFORMANCE BOND, LABOR AND MATERIALMEN'S BOND (continued)

Dated March 30, 2017

Approved as to Form

Mara Elliott, City Attorney

By _____
Deputy City Attorney

Approved:

By: _____
Stephen Samara
Principal Contract Specialist
Public Works Department

Superior Ready Mix Concrete L.P. dba
SRM Contracting & Paving

Principal

By _____

ARNOLD VELDKAMP

Printed Name of Person Signing for Principal

Nationwide Mutual Insurance Company

Surety

By _____
Attorney-in-fact . Jill DeRobertis

7777 Alvarado Rd. #201

Local Address of Surety

La Mesa, CA 91942

Local Address (City, State) of Surety

800-822-3666

Local Telephone No. of Surety

Premium $ $20,674.00

Bond No. Bd 753389

Power of Attorney

KNOW ALL MEN BY THESE PRESENTS THAT:

Nationwide Mutual Insurance Company, an Ohio corporation
National Casualty Company, an Ohio corporation

AMCO Insurance Company, an Iowa corporation
Allied Property and Casualty Insurance Company, an Iowa corporation

hereinafter referred to severally as the "Company" and collectively as "the Companies" does hereby make, constitute and appoint:

Jill DeRobertis, La Mesa, CA

each in their individual capacity, its true and lawful attorney-in-fact, with full power and authority to sign, seal, and execute on its behalf any and all bonds and undertakings, and other obligatory instruments of similar nature, in penalties not exceeding the sum of

Four Million Dollars and NO/100 $ 4,000,000.00

and to bind the Company thereby, as fully and to the same extent as if such instruments were signed by the duly authorized officers of the Company; and all acts of said Attorney pursuant to the authority given are hereby ratified and confirmed.

This power of attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the board of directors of the Company:

"RESOLVED, that the president, or any vice president be, and each hereby is, authorized and empowered to appoint attorneys-in-fact of the Company, and to authorize them to execute and deliver on behalf of the Company any and all bonds, forms, applications, memorandums, undertakings, recognizances, transfers, contracts of indemnity, policies, contracts guaranteeing the fidelity of persons holding positions of public or private trust, and other writings obligatory in nature that the business of the Company may require; and to modify or revoke, with or without cause, any such appointment or authority; provided, however, that the authority granted hereby shall in no way limit the authority of other duly authorized agents to sign and countersign any of said documents on behalf of the Company."

"RESOLVED FURTHER, that such attorneys-in-fact shall have full power and authority to execute and deliver any and all such documents and to bind the Company subject to the terms and limitations of the power of attorney issued to them, and to affix the seal of the Company thereto; provided, however, that said seal shall not be necessary for the validity of any such documents."

This power of attorney is signed and sealed under and by the following bylaws duly adopted by the board of directors of the Company.

Execution of Instruments. Any vice president, any assistant secretary or any assistant treasurer shall have the power and authority to sign or attest all approved documents, instruments, contracts, or other papers in connection with the operation of the business of the company in addition to the chairman of the board, the chief executive officer, president, treasurer or secretary; provided, however, the signature of any of them may be printed, engraved, or stamped on any approved document, contract, instrument, or other papers of the Company.

IN WITNESS WHEREOF, the Company has caused this instrument to be sealed and duly attested by the signature of its officer the 16th day of February, 2017.

Antonio C. Albanese, **Vice President** of Nationwide Mutual Insurance Company, National Casualty Company, AMCO Insurance Company, Allied Property and Casualty Insurance Company

ACKNOWLEDGMENT

STATE OF NEW YORK, COUNTY OF NEW YORK: ss
On this 16th day of February, 2017, before me came the above-named officer for the Company aforesaid, to me personally known to be the officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, deposes and says, that he is the officer of the Company aforesaid, that the seal affixed hereto is the corporate seal of said Company, and the said corporate seal and his signature were duly affixed and subscribed to said instrument by the authority and direction of said Company.

BARRY T. BASSIS
Notary Public, State of New York
No. 02BA4656400
Qualified in New York County
Commission Expires April 30, 2019

Notary Public
My Commission Expires
April 30, 2019

CERTIFICATE

I, Parag H. Shah, Assistant Secretary of the Company, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney issued by the Company; that the resolution included therein is a true and correct transcript from the minutes of the meetings of the boards of directors and the same has not been revoked or amended in any manner; that said Antonio C. Albanese was on the date of the execution of the foregoing power of attorney the duly elected officer of the Company, and the corporate seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority of said board of directors; and the foregoing power of attorney is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto subscribed my name as Assistant Secretary, and affixed the corporate seal of said Company this 3rd day of April, 2017.

This power of attorney expires: April 30, 2019

Assistant Secretary

BDJ 1(01-17)00

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of San Diego

On April 5, 2017 before me, Michele M. Stubbs, Notary Public, personally appeared Arnold Veldkamp, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Michele M. Stubbs

MICHELE M. STUBBS
Commission # 2033032
Notary Public - California
San Diego County
My Comm. Expires Aug 8, 2017

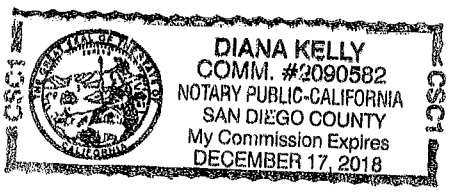
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

ACKNOWLEDGMENT

State of California
County of San Diego

On April 3, 2017 before me, Diana Kelly, Notary Public, personally appeared Jill DeRobertis who proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that ~~he~~/she~~/they~~ executed the same in ~~his~~/her~~/their~~ authorized capacity(ies), and that by ~~his~~/her~~/their~~ signature(~~s~~) on the instrument the person(s) or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.



WITNESS my hand and official seal.

Diana Kelly

ATTACHMENTS

ATTACHMENT A

SCOPE OF WORK

SCOPE OF WORK

1. **SCOPE OF WORK:** The project consists of curb ramp installations, street resurfacing (overlay and slurry seal), and all other work and appurtenances necessary to complete the work, for the Underground Utilities Program for 30th Street Phase IIIB, Trojan Avenue, Sunset Cliffs Boulevard, Moraga Avenue Phase I, Moraga Avenue Phase II, Residential Project Block 4Z, Lincoln Avenue, Potomac Street and 7R.

   The curb ramp installation is proposed to improve safety and accessibility for persons who use wheelchairs and those who have low vision and/or are blind, and includes replacement of old curb ramps, installation of new curb ramps, sidewalk installation in curb ramp boundary, adjusting utility boxes to grade as well as the relocation of signs and historic sidewalk stamps (45 years or older).

   The overlay work includes the placement of asphalt concrete, adjustment of city manholes and gate valve covers, cold milling, pavement base repair street and sidewalk sweeping, tree trimming, replacing traffic striping/markings.

   The slurry seal work includes weed abatement, crack sealing, milling, application of Rubber Polymer Modified Slurry (RPMS) Type I over II or Type II over III, with Type I over bike lanes, and replacing traffic striping/markings.

   1.1. The Work shall be performed in accordance with:

      1.1.1. The Notice Inviting Bids and Plans numbered 39597-01-D through 39597-17-D, 39587-01-D through 39587-06-D, 39588-01-D through 39588-04-D, 39589-01-D through 39589-05-D, 39590-01-D through 39590-04-D, 39594-01-D through 39594-10-D, 39595-01-D through 39595-07-D, 39596-01-D through 39596-06-D, Location Map for 7R and Appendix I - Bike Lane Striping and Marking, inclusive.

2. **ESTIMATED CONSTRUCTION COST:** The City's estimated construction cost for this project is **$4,090,000.00.**

3. **LOCATION OF WORK:** The location of the Work is as follows:

   See Location Maps in Appendix E

4. **CONTRACT TIME:** The Contract Time for completion of the Work shall be **120 Working Days**.

   4.1. CONTRACTOR'S LICENSE CLASSIFICATION: In accordance with the provisions of California Law, the Contractor shall possess valid, appropriate licenses at the time that the Bid is submitted. Failure to possess the specified licenses may render the Bid as **non-responsive** and ineligible for award.

4.2. The City has determined that the following licensing classifications are required for this contract:

Option	Classifications
1	CLASS A
2	CLASS C12

4.3. The Bidder shall satisfy the licensing requirement by meeting **at least** one of the listed options.

ATTACHMENT B

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ATTACHMENT C

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ATTACHMENT D

PREVAILING WAGES

ATTACHMENT D

PREVAILING WAGES

1. **PREVAILING WAGE RATES:** Pursuant to San Diego Municipal Code section 22.3019, construction, alteration, demolition, repair and maintenance work performed under this Contract is subject to State prevailing wage laws. For construction work performed under this Contract cumulatively exceeding $25,000 and for alteration, demolition, repair and maintenance work performed under this Contract cumulatively exceeding $15,000, the Contractor and its subcontractors shall comply with State prevailing wage laws including, but not limited to, the requirements listed below.

   1.1. Compliance with Prevailing Wage Requirements. Pursuant to sections 1720 through 1861 of the California Labor Code, the Contractor and its subcontractors shall ensure that all workers who perform work under this Contract are paid not less than the prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations (DIR). This includes work performed during the design and preconstruction phases of construction including, but not limited to, inspection and land surveying work.

      1.1.1. Copies of such prevailing rate of per diem wages are on file at the City and are available for inspection to any interested party on request. Copies of the prevailing rate of per diem wages also may be found at http://www.dir.ca.gov/OPRL/DPreWageDetermination.htm. Contractor and its subcontractors shall post a copy of the prevailing rate of per diem wages determination at each job site and shall make them available to any interested party upon request.

      1.1.2. The wage rates determined by the DIR refer to expiration dates. If the published wage rate does not refer to a predetermined wage rate to be paid after the expiration date, then the published rate of wage shall be in effect for the life of this Contract. If the published wage rate refers to a predetermined wage rate to become effective upon expiration of the published wage rate and the predetermined wage rate is on file with the DIR, such predetermined wage rate shall become effective on the date following the expiration date and shall apply to this Contract in the same manner as if it had been published in said publication. If the predetermined wage rate refers to one or more additional expiration dates with additional predetermined wage rates, which expiration dates occur during the life of this Contract, each successive predetermined wage rate shall apply to this Contract on the date following the expiration date of the previous wage rate. If the last of such predetermined wage rates expires during the life of this Contract, such wage rate shall apply to the balance of the Contract.

1.2. Penalties for Violations. Contractor and its subcontractors shall comply with California Labor Code section 1775 in the event a worker is paid less than the prevailing wage rate for the work or craft in which the worker is employed.

1.3. Payroll Records. Contractor and its subcontractors shall comply with California Labor Code section 1776, which generally requires keeping accurate payroll records, verifying and certifying payroll records, and making them available for inspection. Contractor shall require its subcontractors to also comply with section 1776. Contractor and its subcontractors shall submit weekly certified payroll records online via the City's web-based Labor Compliance Program. Contractor is responsible for ensuring its subcontractors submit certified payroll records to the City.

1.3.1. For contracts entered into on or after April 1, 2015, Contractor and their subcontractors shall furnish records specified in Labor Code section 1776 directly to the Labor Commissioner in the manner required by Labor Code section 1771.4.

1.4. Apprentices. Contractor and its subcontractors shall comply with California Labor Code sections 1777.5, 1777.6 and 1777.7 concerning the employment and wages of apprentices. Contractor is held responsible for the compliance of their subcontractors with sections 1777.5, 1777.6 and 1777.7.

1.5. Working Hours. Contractor and their subcontractors shall comply with California Labor Code sections 1810 through 1815, including but not limited to: (i) restrict working hours on public works contracts to eight hours a day and forty hours a week, unless all hours worked in excess of 8 hours per day are compensated at not less than 1½ times the basic rate of pay; and (ii) specify penalties to be imposed on design professionals and subcontractors of $25 per worker per day for each day the worker works more than 8 hours per day and 40 hours per week in violation of California Labor Code sections1810 through 1815.

1.6. Required Provisions for Subcontracts. Contractor shall include at a minimum a copy of the following provisions in any contract they enter into with a subcontractor: California Labor Code sections 1771, 1771.1, 1775, 1776, 1777.5, 1810, 1813, 1815, 1860 and 1861.

1.7. Labor Code Section 1861 Certification. Contractor in accordance with California Labor Code section 3700 is required to secure the payment of compensation of its employees and by signing this Contract, Contractor certifies that "I am aware of the provisions of Section 3700 of the California Labor Code which require every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this Contract."

1.8. **Labor Compliance Program.** The City has its own Labor Compliance Program authorized in August 2011 by the DIR. The City will withhold contract payments when payroll records are delinquent or deemed inadequate by the City or other governmental entity, or it has been established after an investigation by the City or other governmental entity that underpayment(s) have occurred. For questions or assistance, please contact the City of San Diego's Equal Opportunity Contracting Department at 619-236-6000.

1.9. **Contractor and Subcontractor Registration Requirements.** This project is subject to compliance monitoring and enforcement by the DIR. As of March 1, 2015, no contractor or subcontractor may be listed on a bid or proposal for a public works project unless registered with the DIR pursuant to Labor Code section 1725.5. As of April 1, 2015, a contractor or subcontractor shall not be qualified to bid on, be listed in a bid proposal, or enter into any contract for public work, unless currently registered and qualified to perform public work pursuant to Labor Code section 1725.5 By submitting a bid or proposal to the City, Contractor is certifying that he or she has verified that all subcontractors used on this public work project are registered with the DIR in compliance with Labor Code sections 1771.1 and 1725.5, and Contractor shall provide proof of registration to the City upon request.

1.9.1. A Contractor's inadvertent error in listing a subcontractor who is not registered pursuant to Labor Code section 1725.5 in response to a solicitation shall not be grounds for filing a bid protest or grounds for considering the bid non-responsive provided that any of the following apply: (1) the subcontractor is registered prior to bid opening; (2) within twenty-four hours after the bid opening, the subcontractor is registered and has paid the penalty registration fee specified in Labor Code section 1725.5; or (3) the subcontractor is replaced by another registered subcontractor pursuant to Public Contract Code section 4107.

ATTACHMENT E

SUPPLEMENTARY SPECIAL PROVISIONS

SUPPLEMENTARY SPECIAL PROVISIONS

The following Supplementary Special Provisions (SSP) modifies the following documents:

1. The **2015 Edition** of the Standard Specifications for Public Works Construction (The "GREENBOOK").
2. The **2015 Edition** of the City of San Diego Standard Specifications for Public Works Construction (The "WHITEBOOK"), addressed as the "City Supplement" herein, including the following:
   a) General Provisions (A) for all Contracts.

SECTION 1 – TERMS, DEFINITIONS, ABBREVIATIONS, UNITS OF MEASURE, AND SYMBOLS

1-2 **TERMS AND DEFINITIONS.** To the City Supplement, item 54, "Normal Working Hours", ADD the following:

The **Normal Working Hours** are **8:30 AM** to **3:30 PM.**

SECTION 2 - SCOPE AND CONTROL OF WORK

2-3.2 **Self Performance.** DELETE in its entirety and SUBSTITUTE with the following:

1. You shall perform, with your own organization, Contract Work amounting to at least 35% of the base Bid.

2-14.3 **Coordination.** To the City Supplement, ADD the following:

2. Other adjacent City projects are scheduled for construction for the same time period in the vicinity of 30th St. and Potomac St. See Appendix "F" for the approximate location. Coordinate the Work with the adjacent projects as listed below:

   a) 30th St. Pipeline Replacement (WBS S-12010), Project Manager: Jong Choi (619-535-5493) for 30th St. (WBS B-00717)

   b) Pipeline Rehabilitation AI-1 (WBS B-15187), Project Manager: Elham Lofti (619-533-7523) for Potomac St. (WBS B-12069)

2-16 **CONTRACTOR REGISTRATION AND ELECTRONIC REPORTING SYSTEM.** To the City Supplement, item 1, DELETE in its entirety.

SECTION 4 - CONTROL OF MATERIALS

4-1.3.6 **Preapproved Materials.** To the City Supplement, ADD the following:

3. You shall submit in writing a list of all products to be incorporated in the Work that are on the AML.

4-1.6 **Trade Names or Equals.** To the City Supplement, ADD the following:

11. You shall submit your list of proposed substitutions for an "equal" item **no later than 5 Working Days after the determination of the Apparent Low Bidder** and on the City's Product Submittal Form available at:

http://www.sandiego.gov/publicworks/edocref/index.shtml

SECTION 5 – UTILITIES

5-2 **PROTECTION.** To the City Supplement, item 2, ADD the following:

g) Refer to Appendix "H" for more information on the protection of AMI devices.

SECTION 6 - PROSECUTION, PROGRESS AND ACCEPTANCE OF WORK

6-2.1 **Moratoriums.** To the City Supplement, ADD the following:

3. Do not Work in the areas where there is currently a moratorium issued by the City. The areas subject to moratorium are listed here:

   a) Sunset Cliffs Boulevard (Coronado Ave to Newport Ave) from Memorial Day to Labor Day (inclusive).

   b) Sunset Cliffs Boulevard (Coronado Ave to Newport Ave) from Thanksgiving Day to New Year's Day (inclusive).

ADD:

6-3.2.1.1 **Environmental Document.**

1. The City of San Diego Environmental Analysis Section (EAS) of the Development Services Department has prepared MND for 30th Street Phase IIIB (B-00717), NOE for Trojan Avenue (B-00718), MND for Sunset Cliffs Boulevard (B-00720), NOE for Moraga Avenue Ph I (B-00726), NOE for Moraga Avenue Ph II (B-00788), NOE for District 4 Block 4Z (B-00838), MND for Block 3O Lincoln Avenue (B-12066), NOE for Potomac Street (B-12069) and NOE for 7R (B-12064) for **UUP CURB RAMP INSTALLATION AND RESURFACING (30TH, TROJAN, SUNSET CLIFFS, MORAGA, 4Z, LINCOLN, POTOMAC AND 7R)**, as referenced in the Contract Appendix. You shall comply with all requirements of the MND and NOE as set forth in Appendix A.

2. Compliance with the City's environmental document shall be included in the Contract Price, unless separate bid items have been provided.

SECTION 7 - RESPONSIBILITIES OF THE CONTRACTOR

7-3 INSURANCE. DELETE in its entirety and SUBSTITUTE with the following:

7-3 INSURANCE.

1. The insurance provisions herein shall not be construed to limit your indemnity obligations contained in the Contract.

7-3.1 Policies and Procedures.

1. You shall procure the insurance described below, at its sole cost and expense, to provide coverage against claims for loss including injuries to persons or damage to property, which may arise out of or in connection with the performance of the Work by you, your agents, representatives, officers, employees or Subcontractors.

2. Insurance coverage for property damage resulting from your operations is on a replacement cost valuation. The market value will not be accepted.

3. You shall maintain this insurance for the duration of this Contract and at all times thereafter when you are correcting, removing, or replacing Work in accordance with this Contract. Your liabilities under the Contract, e.g., your indemnity obligations, is not deemed limited to the insurance coverage required by this Contract.

4. The payment for insurance shall be included in the Contract Price as bid by you. Except as specifically agreed to by the City in writing, you are not entitled to any additional payment. Do not begin any Work under this Contract until you have provided and the City has approved all required insurance.

5. Policies of insurance shall provide that the City is entitled to 30 Days (10 Days for cancellation due to non-payment of premium) prior written notice of cancellation or non-renewal of the policy. Maintenance of specified insurance coverage is a material element of the Contract. Your failure to maintain or renew coverage or to provide evidence of renewal during the term of the Contract may be treated by the City as a material breach of the Contract.

7-3.2 Types of Insurance.

7-3.2.1 Commercial General Liability Insurance.

1. Commercial General Liability Insurance shall be written on the current version of the ISO Occurrence form CG 00 01 07 98 or an equivalent form providing coverage at least as broad.

2. The policy shall cover liability arising from premises and operations, XCU (explosions, underground, and collapse), independent contractors, products/completed operations, personal injury and advertising injury, bodily injury, property damage, and liability assumed under an insured's contract (including the tort liability of another assumed in a business contract).

3. There shall be no endorsement or modification limiting the scope of coverage for either "insured vs. insured" claims or contractual liability. You shall maintain the same or equivalent insurance for at least 10 years following completion of the Work.

4. All costs of defense shall be outside the policy limits. Policy coverage shall be in liability limits of not less than the following:

General Annual Aggregate Limit	Limits of Liability
Other than Products/Completed Operations	$2,000,000
Products/Completed Operations Aggregate Limit	$2,000,000
Personal Injury Limit	$1,000,000
Each Occurrence	$1,000,000

7-3.2.2 Commercial Automobile Liability Insurance.

1. You shall provide a policy or policies of Commercial Automobile Liability Insurance written on the current version of the ISO form CA 00 01 12 90 or later version or equivalent form providing coverage at least as broad in the amount of $1,000,000 combined single limit per accident, covering bodily injury and property damage for owned, non-owned, and hired automobiles ("Any Auto").

2. All costs of defense shall be outside the limits of the policy.

7-3.3 Rating Requirements. Except for the State Compensation Insurance Fund, all insurance required by this Contract as described herein shall be carried only by responsible insurance companies with a rating of, or equivalent to, at least "A-, VI" by A.M. Best Company, that are authorized by the California Insurance Commissioner to do business in the State, and that have been approved by the City.

7-3.3.1 Non-Admitted Carriers. The City will accept insurance provided by non-admitted, "surplus lines" carriers only if the carrier is authorized to do business in the State and is included on the List of Approved Surplus Lines Insurers (LASLI list).

All policies of insurance carried by non-admitted carriers shall be subject to all of the requirements for policies of insurance provided by admitted carriers described herein.

7-3.4 **Evidence of Insurance.** Furnish to the City documents e.g., certificates of insurance and endorsements evidencing the insurance required herein, and furnish renewal documentation prior to expiration of this insurance. Each required document shall be signed by the insurer or a person authorized by the insurer to bind coverage on its behalf. We reserve the right to require complete, certified copies of all insurance policies required herein.

7-3.5 **Policy Endorsements.**

7-3.5.1 **Commercial General Liability Insurance.**

7-3.5.1.1 **Additional Insured.**

a) You shall provide at your expense policy endorsement written on the current version of the ISO Occurrence form CG 20 10 11 85 or an equivalent form providing coverage at least as broad.

b) To the fullest extent allowed by law e.g., California Insurance Code §11580.04, the policy shall be endorsed to include the City and its respective elected officials, officers, employees, agents, and representatives as additional insured.

c) The additional insured coverage for projects for which the Engineer's Estimate is $1,000,000 or more shall include liability arising out of:

  a) Ongoing operations performed by you or on your behalf,

  b) your products,

  c) your Work, e.g., your completed operations performed by you or on your behalf, or

  d) premises owned, leased, controlled, or used by you.

d) The additional insured coverage for projects for which the Engineer's Estimate is less than $1,000,000 shall include liability arising out of:

  a) Ongoing operations performed by you or on your behalf,

  b) your products, or

  c) premises owned, leased, controlled, or used by you.

7-3.5.1.2 **Primary and Non-Contributory Coverage.** The policy shall be endorsed to provide that the coverage with respect to operations, including the completed operations, if appropriate, of the Named Insured is primary to any insurance or self-insurance of the City and its elected officials, officers, employees, agents and representatives. Further, it shall provide that any insurance maintained by the City and its elected officials, officers, employees, agents and representatives shall be in excess of your insurance and shall not contribute to it.

7-3.5.1.3 **Project General Aggregate Limit.** The policy or policies shall be endorsed to provide a Designated Construction Project General Aggregate Limit that will apply only to the Work. Only claims payments which arise from the Work shall reduce the Designated Construction Project General Aggregate Limit. The Designated Construction Project General Aggregate Limit shall be in addition to the aggregate limit provided for the products-completed operations hazard.

7-3.5.2 **Commercial Automobile Liability Insurance.**

7-3.5.2.1 **Additional Insured.** Unless the policy or policies of Commercial Auto Liability Insurance are written on an ISO form CA 00 01 12 90 or a later version of this form or equivalent form providing coverage at least as broad, the policy shall be endorsed to include the City and its respective elected officials, officers, employees, agents, and representatives as additional insured, with respect to liability arising out of automobiles owned, leased, hired or borrowed by you or on your behalf. This endorsement is limited to the obligations permitted by California Insurance Code §11580.04.

7-3.6 **Deductibles and Self-Insured Retentions.** You shall pay for all deductibles and self-insured retentions. You shall disclose deductibles and self-insured retentions to the City at the time the evidence of insurance is provided.

7-3.7 **Reservation of Rights.** The City reserves the right, from time to time, to review your insurance coverage, limits, deductibles and self-insured retentions to determine if they are acceptable to the City. The City will reimburse you, without overhead, profit, or any other markup, for the cost of additional premium for any coverage requested by the Engineer but not required by this Contract.

7-3.8 **Notice of Changes to Insurance.** You shall notify the City 30 Days prior to any material change to the policies of insurance provided under this Contract.

7-3.9 **Excess Insurance.** Policies providing excess coverage shall follow the form of the primary policy or policies e.g., all endorsements.

7-4 **NOT USED.** DELETE in its entirety and SUBSTITUTE with the following:

7-4 **WORKERS' COMPENSATION INSURANCE AND EMPLOYERS LIABILITY INSURANCE.**

1. In accordance with the provisions of §3700 of the California Labor Code, you shall provide at your expense Workers' Compensation Insurance and Employers Liability Insurance to protect you against all claims under applicable state workers compensation laws. The City, its elected officials, and employees will not be responsible for any claims in law or equity occasioned by your failure to comply with the requirements of this section.

2. Limits for this insurance shall be not less than the following:

Workers' Compensation	Statutory Employers Liability
Bodily Injury by Accident	$1,000,000 each accident
Bodily Injury by Disease	$1,000,000 each employee
Bodily Injury by Disease	$1,000,000 policy limit

3. By signing and returning the Contract you certify that you are aware of the provisions of §3700 of the Labor Code which requires every employer to be insured against liability for worker's compensation or to undertake self-insurance in accordance with the provisions of that code and you shall comply with such provisions before commencing the Work as required by §1861 of the California Labor Code.

7-4.1 **Waiver of Subrogation.** The policy or policies shall be endorsed to provide that the insurer will waive all rights of subrogation against the City and its respective elected officials, officers, employees, agents, and representatives for losses paid under the terms of the policy or policies and which arise from Work performed by the Named Insured for the City.

7-8.6 **Water Pollution Control.** To the City Supplement, ADD the following:

6. Based on a preliminary assessment by the City, this Contract is subject to **WPCP**.

7-20 **ELECTRONIC COMMUNICATION.** To the City Supplement, ADD the following:

2. Virtual Project Manager shall be used on this Contract.

7-21.1 **General.** To the City Supplement, item 3, DELETE in its entirety and SUBSTITUTE with the following:

3. During the construction phase of projects, the minimum waste management reduction goal is 90% of the inert material (a material not subject to decomposition such as concrete, asphalt, brick, rock, block, dirt, metal, glass, and etc.) and 65% of the remaining project waste. You shall provide appropriate documentation, including a Waste Management Form attached as an appendix, and evidence of recycling and reuse of materials to meet the waste reduction goals specified.

SECTION 9 - MEASUREMENT AND PAYMENT

ADD:

9-3.7 **Compensation Adjustments for Price Index Fluctuations.** To the City Supplement ADD the following:

5. This Contract is subject to the provisions of The "WHITEBOOK" for Compensation Adjustments for Price Index Fluctuations for paving asphalt.

SECTION 203 – BITUMINOUS MATERIALS

203-3.4.4 Rubber Polymer Modified Slurry (RPMS). To the City Supplement, ADD the following:

1. RPMS shall be used on this Contract.

SECTION 301 – SUBGRADE PREPARATION, TREATED MATERIALS, AND PLACEMENT F BASE MATERIALS

301-7 PAYMENT. To the City Supplement, ADD the following:

7. The payment for adjusting existing water meter boxes to grade shall be included in the Bid Item for "Adjusting Water Meter Box to Grade".

8. The payment for adjusting existing electrical/utility boxes to grade shall be included in the Bid Item for "Adjusting Electrical/Utility Box to Grade".

SECTION 302 – ROADWAY SURFACING

302-4.12.2.1 General. To the City Supplement, ADD the following:

3. When Type I is to be applied over Type II, corrective action in accordance with 302-4.11.1.2, "Reduction in Payment Based on WTAT" such as reductions in payment, non-payment, or removal of Type II material not meeting specifications as directed by the Engineer shall be executed prior to the application of the Type I material.

302-4.12.4 Measurement and Payment. To the City Supplement, item 2, Bid Description Table, ADD the following:

BID DESCRIPTION	UNIT
Rubber Polymer Modified Slurry (RPMS) Type I Over Type II and Striping	SF
Rubber Polymer Modified Slurry (RPMS) Type II Over Type III and Striping	SF

302-7.4 Payment. To the City Supplement, item 1, last sentence, DELETE in its entirety and SUBSTITUTE with the following:

Payment shall not be made for additional fabric for overlapped areas.

SECTION 304 –METAL FABRICATION AND CONSTRUCTION

304-5 PAYMENT. To the City Supplement, REVISE section "**304-5**" to "**304-6**".

SECTION 314 – TRAFFIC STRIPING, CURB AND PAVEMENT MARKINGS, AND PAVEMENT MARKERS

314-4.3.7 PAYMENT. ADD the following.

1. The payment for painting helmeted bicyclist symbol for bicycle facilities shall be included in the Bid Item for "Helmeted Bicyclist Symbol (9C-3) – Paint".

2. The payment for painting shared lane marking for bicycle facilities shall be included in the Bid Item for "Shared Lane Marking (9C-9) – Paint".

3. The payment for painting of thermoplastic left turn arrow for bicycle facilities shall be included in the Bid Item for "Left Turn Arrow – Thermoplastic".

SECTION 601 – TEMPORARY TRAFFIC CONTROL FOR CONSTRUCTION AND MAINTENANCE WORK ZONES

601-6 PAYMENT. To the City Supplement, Paragraph (1), DELETE in its entirety and SUBSTITUTE with the following:

1. The payment for all temporary traffic control Work, including any traffic control devices and working drawings that may be required by the City, shall be included in the Contract Price, unless Bid items are provided.

SECTION 700 – MATERIALS

700-9.1 Pedestrian Barricade. To the City Supplement, DELETE in its entirety and SUBSTITUTE with the following:

3. Pedestrian barricades shall be constructed in accordance with the City of San Diego Standard Drawing SDE-103, "Pedestrian Barricade".

4. Curb ramp barricades shall be constructed in accordance with the City of San Diego Standard Drawing SDG-140, "Curb Ramp Barricade".

5. Assembly shall be commercial quality galvanized material.

SECTION 701 – CONSTRUCTION

701-2 PAYMENT. To the City Supplement, ADD the following:

19. The payment for Pedestrian Barricades shall be included in the Bid item for each "Pedestrian Barricade".

20. The payment for Curb Ramp Barricades shall be included in the Bid item for each "Curb Ramp Barricade".

EQUAL OPPORTUNITY CONTRACTING PROGRAM (EOCP) SECTION A – GENERAL REQUIREMENTS

4.1 **Nondiscrimination in Contracting Ordinance.** To the City Supplement, subsection 4.1.1, paragraph (2), sentence (1), DELETE in its entirety and SUBSTITUTE with the following:

You shall not discriminate on the basis of race, gender, gender expression, gender identity, religion, national origin, ethnicity, sexual orientation, age, or disability in the solicitation, selection, hiring, or treatment of subcontractors, vendors, or suppliers.

END OF SUPPLEMENTARY SPECIAL PROVISIONS (SSP)

SUPPLEMENTARY SPECIAL PROVISIONS

APPENDICES

APPENDIX A

NOTICE OF EXEMPTION AND MITIGATED NEGATIVE DECLARATION

NOTICE OF EXEMPTION

(Check one or both)

TO: __X__ RECORDER/COUNTY CLERK
P.O. BOX 1750, MS A-33
1600 PACIFIC HWY, ROOM 260
SAN DIEGO, CA 92101-2422

_____ OFFICE OF PLANNING AND RESEARCH
1400 TENTH STREET, ROOM 121
SACRAMENTO, CA 95814

FROM: CITY OF SAN DIEGO
DEVELOPMENT SERVICES DEPARTMENT
1222 FIRST AVENUE, MS 501
SAN DIEGO, CA 92101

PROJECT NO AND/OR INTERNAL ORDER.: IO #21002155 PROJECT TITLE: **2009 UNDERGROUND UTILITY DISTRICT BLOCKS**

PROJECT LOCATION-SPECIFIC: **Regents Road** (Executive Drive to Regents Road) – University Community Plan; **Potomac Street** (Calle Tres Lomas to Sea Breeze Drive) – Skyline-Paradise Hill Community Plan; **Moraga Avenue** (Phase II)(Moraga Court to Monair Drive) – Clairemont Mesa Community Plan; **Residential Project Block 6DD** (east of Courser Avenue, west of Moraga Avenue, south of Karok Avenue, north of Petunia Court) – Clairemont Mesa Community Plan; **Residential Project Block 7R** (north of Orcutt Avenue; south of Mission Gorge Road; east of Zion Avenue; west of Estrella Avenue) – Navajo Community Plan; **Gold Coast Drive Transmission** (Maya Linda Road to Thanksgiving Lane) – Mira Mesa Community Plan. These projects are within the City and County of San Diego and are not in or adjacent to the MHPA. All projects are located within the public right-of-way.

PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE, PURPOSE, AND BENEFICIARIES OF PROJECT: **Formation of Various Underground Utility Districts**. The project proposes trenching of approximately 5 feet deep and 2.5 feet wide along one side of each public right-of-way, installing conduit and substructures such as transformers on concrete pads, installing cable through the conduits, providing individual customer connections, removing existing overhead lines and poles and installing streetlights. Curb ramps will be installed where missing. If applicable, street trees will be installed.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Nathan Bruner, 600 B Street, Suite 800, MS-908A, San Diego, CA 92101, 619-533-7426

EXEMPT STATUS: (CHECK ONE)

( ) MINISTERIAL (SEC. 21080(b)(1); 15268);
( ) DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a));
( ) EMERGENCY PROJECT (SEC. 21080(b)(4); 15269 (b)(c))
(X) CATEGORICAL EXEMPTION: 15302(D) - REPLACEMENT OR RECONSTRUCTION
( ) STATUTORY EXEMPTIONS:

REASONS WHY PROJECT IS EXEMPT: This action does not involve an expansion of use and will not result in any impacts to sensitive biological or archaeological resources. Furthermore, the project meets the criteria set forth in CEQA Sections 15302(d) which specifically allows for the conversion of overhead electric utility distribution system facilities to underground including connection to existing overhead electric utility distribution lines where the surface is restored to the condition existing prior to the undergrounding; and where the exceptions listed in CEQA Section 15300.2 would not apply.

LEAD AGENCY CONTACT PERSON: Myra Herrmann, Senior Planner TELEPHONE: (619) 446-5372

IF FILED BY APPLICANT:

1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
2. HAS A NOTICE OF EXEMPTION BEEN FILED BY THE PUBLIC AGENCY APPROVING THE PROJECT?
   ( ) YES ( ) NO

IT IS HEREBY CERTIFIED THAT THE CITY OF SAN DIEGO HAS DETERMINED THE ABOVE ACTIVITY TO BE EXEMPT FROM CEQA

Myra Herrmann Senior Planner — 5/4/10

SIGNATURE/TITLE DATE

CHECK ONE:
(X) SIGNED BY LEAD AGENCY
( ) SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:

City of San Diego
Development Services

ENTITLEMENTS DIVISION
(619) 446-5460

REVISED
MITIGATED NEGATIVE DECLARATION

Project Nos. 156596 and 156597

SUBJECT: Formation of Underground Utility Districts-FY2009: CITY COUNCIL APPROVAL for the formation of the following Underground Utility Districts: **30th Street Phase IIIA** which is located along 30th Street and is bounded by Juniper Street to the north and Ash Street to the south and **30th Street Phase IIIB,** which is also located along on 30th Street between Broadway Avenue and A Street ~~K Street~~. The scope of work for the construction of these projects consists of trenching approximately 5 feet deep by two and one half-foot wide along one side of each public right-of-way, installing conduit and substructures such as transformers on concrete pads, installing cable through the conduits, providing individual customer connections, removing existing overhead lines and poles and installing new streetlights in the Greater Golden Hill and Southeastern San Diego Planning Areas. Applicant: City of San Diego, Engineering and Capital Projects Department, Architectural Engineering and Contracts Division.

Revisions to this document have been made when compared to the Draft Mitigated Negative Declaration (DMND) dated February 12, 2009. Before the DMND was made final it was determined that the geographic boundaries of the 30th Street Phase IIIB project would be expanded. The expanded area includes undergrounding activities along 30th Street from Broadway to A Street (Figure 3). The additional information appears in a ~~strikethrough~~ underlined format. The new geographic area does not affect the environmental analysis or conclusions of the MND.

I. PROJECT DESCRIPTION: See attached Initial Study.

II. ENVIRONMENTAL SETTING: See attached Initial Study.

III. DETERMINATION:

The City of San Diego conducted an Initial Study which determined that the proposed project could have a significant environmental effect in the following areas(s): **Historical Resources (Archaeology).** Subsequent revisions in the project proposal create the specific mitigation identified in Section V of this Mitigated Negative Declaration. The project as revised now avoids or mitigates the potentially significant environmental effects previously identified, and the preparation of an Environmental Impact Report will not be required.

IV. DOCUMENTATION:

The attached Initial Study documents the reasons to support the above Determination.

V. MITIGATION, MONITORING AND REPORTING PROGRAM:

To ensure that site development would avoid significant environmental impacts, a Mitigation, Monitoring, and Reporting Program (MMRP) is required. Compliance with the mitigation measures shall be the responsibility of the applicant. The mitigation measures are described below.

General measures which must be completed prior to any authorization to proceed:

1. Prior to issuance of a Notice to Proceed (NTP), the Assistant Deputy Director (ADD) Environmental Designee of the Entitlements Division shall verify that mitigation for Historical Resources (Archaeology) have been included in entirety on the submitted construction documents and contract specifications, and included under the heading, "Environmental Mitigation Requirements." In addition, the requirements for a Preconstruction Meeting shall be noted on all construction documents.

2. Prior to the commencement of work, a Preconstruction Meeting (Pre-con) shall be conducted and include the City of San Diego's Mitigation Monitoring Coordination (MMC) Section, Resident Engineer, Building Inspector, Project Consultant, Archaeologist, Applicant and other parties of interest.

HISTORICAL RESOURCES (ARCHAEOLOGY)

I. Prior to Permit Issuance or Bid Opening/Bid Award

A. Entitlements Plan Check
   1. Prior to permit issuance or Bid Opening/Bid Award, whichever is applicable, the Assistant Deputy Director (ADD) Environmental designee shall verify that the requirements for Archaeological Monitoring and Native American monitoring have been noted on the appropriate construction documents.

B. Letters of Qualification have been submitted to ADD
   1. Prior to Bid Award, the applicant shall submit a letter of verification to Mitigation Monitoring Coordination (MMC) identifying the Principal Investigator (PI) for the project and the names of all persons involved in the archaeological monitoring program, as defined in the City of San Diego Historical Resources Guidelines (HRG). If applicable, individuals involved in the archaeological monitoring program must have completed the 40-hour HAZWOPER training with certification documentation.
   2. MMC will provide a letter to the applicant confirming the qualifications of the PI and all persons involved in the archaeological monitoring of the project.
   3. Prior to the start of work, the applicant must obtain approval from MMC for any personnel changes associated with the monitoring program.

II. Prior to Start of Construction

A. Verification of Records Search
   1. The PI shall provide verification to MMC that a site specific records search (1/4 mile radius) has been completed. Verification includes, but is not limited to a copy of a confirmation letter from South Coast Information Center, or, if the search was in-house, a letter of verification from the PI stating that the search was completed.

2. The letter shall introduce any pertinent information concerning expectations and probabilities of discovery during trenching and/or grading activities.
3. The PI may submit a detailed letter to MMC requesting a reduction to the ¼ mile radius.

B. PI Shall Attend Precon Meetings
   1. Prior to beginning any work that requires monitoring; the Applicant shall arrange a Precon Meeting that shall include the PI, Construction Manager (CM) and/or Grading Contractor, Resident Engineer (RE), Building Inspector (BI), if appropriate, and MMC. The qualified Archaeologist and Native American monitor shall attend any grading/excavation related Precon Meetings to make comments and/or suggestions concerning the Archaeological Monitoring program with the Construction Manager and/or Grading Contractor.
      a. If the PI is unable to attend the Precon Meeting, the Applicant shall schedule a focused Precon Meeting with MMC, the PI, RE, CM or BI, if appropriate, prior to the start of any work that requires monitoring.

   2. Acknowledgement of Responsibility for Curation (CIP or Other Public Projects)
      The applicant shall submit a letter to MMC acknowledging their responsibility for the cost of curation associated with all phases of the archaeological monitoring program.
   3. Identify Areas to be Monitored
      Prior to the start of any work that requires monitoring, the PI shall submit an Archaeological Monitoring Exhibit (AME) based on the appropriate construction documents (reduced to 11x17) to MMC for approval identifying the areas to be monitored including the delineation of grading/excavation limits.
      The AME shall be based on the results of a site specific records search as well as information regarding the age of existing pipelines, laterals and associated appurtenances and/or any known soil conditions (native or formation).
      MMC shall notify the PI that the AME has been approved.
   4. When Monitoring Will Occur
      a. Prior to the start of any work, the PI shall also submit a construction schedule to MMC through the RE indicating when and where monitoring will occur.
      b. The PI may submit a detailed letter to MMC prior to the start of work or during construction requesting a modification to the monitoring program. This request shall be based on relevant information such as review of final construction documents which indicate conditions such as age of existing pipe to be replaced, depth of excavation and/or site graded to bedrock, etc., which may reduce or increase the potential for resources to be present.
   5. Approval of AME and Construction Schedule
      After approval of the AME by MMC, the PI shall submit to MMC written authorization of the AME and Construction Schedule from the CM.

III. During Construction

A. Monitor Shall be Present During Grading/Excavation/Trenching
   1. The Archaeological monitor shall be present full-time during grading/excavation/trenching activities including, but not limited to mainline, laterals, jacking and receiving pits, services and all other appurtenances associated with underground utilities as identified on the AME and as authorized by the CM. The Native American monitor shall determine the extent of their presence during construction related activities based on the AME and provide that information to the PI and MMC. **The Construction Manager is responsible for notifying the RE, PI, and MMC of changes to any construction activities.**
   2. The monitor shall document field activity via the Consultant Site Visit Record (CSVR). The CSVR's shall be faxed by the CM to the RE the first day of monitoring, the last day of monitoring, monthly **(Notification of Monitoring Completion)**, and in the case of ANY discoveries. The RE shall forward copies to MMC.
   3. The PI may submit a detailed letter to the CM and/or RE for concurrence and forwarding to MMC during construction requesting a modification to the monitoring program when a field condition such as modern disturbance post-dating the previous trenching activities, presence of fossil formations, or when native soils are encountered may reduce or increase the potential for resources to be present.

B. Discovery Notification Process
   1. In the event of a discovery, the Archaeological Monitor shall direct the contractor to temporarily divert trenching activities in the area of discovery and immediately notify the RE or BI, as appropriate.
   2. The Monitor shall immediately notify the PI (unless Monitor is the PI) of the discovery.
   3. The PI shall immediately notify MMC by phone of the discovery, and shall also submit written documentation to MMC within 24 hours by fax or email with photos of the resource in context, if possible.

C. Determination of Significance
   1. The PI and Native American monitor shall evaluate the significance of the resource. If Human Remains are involved, follow protocol in Section IV below.
      a. The PI shall immediately notify MMC by phone to discuss significance determination and shall also submit a letter to MMC indicating whether additional mitigation is required.
      b. If the resource is significant, the PI shall submit an Archaeological Data Recovery Program (ADRP) and obtain written approval of the program from MMC, CM and RE. ADRP and any mitigation must be approved by MMC, RE and/or CM before ground disturbing activities in the area of discovery will be allowed to resume.
         (1). Note: For pipeline trenching projects only, the PI shall implement the Discovery Process for Pipeline Trenching projects identified below under "D."
      c. If resource is not significant, the PI shall submit a letter to MMC indicating that artifacts will be collected, curated, and documented in the Final

Monitoring Report. The letter shall also indicate that that no further work is required.

(1). Note: For Pipeline Trenching Projects Only. If the deposit is limited in size, both in length and depth; the information value is limited and is not associated with any other resource; and there are no unique features/artifacts associated with the deposit, the discovery should be considered not significant.

(2). Note, for Pipeline Trenching Projects Only: If significance can not be determined, the Final Monitoring Report and Site Record (DPR Form 523A/B) shall identify the discovery as Potentially Significant.

D. Discovery Process for Significant Resources - Pipeline Trenching Projects
The following procedure constitutes adequate mitigation of a significant discovery encountered during pipeline trenching activities including but not limited to excavation for jacking pits, receiving pits, laterals, and manholes to reduce impacts to below a level of significance:

1. Procedures for documentation, curation and reporting
   a. One hundred percent of the artifacts within the trench alignment and width shall be documented in-situ, to include photographic records, plan view of the trench and profiles of side walls, recovered, photographed after cleaning and analyzed and curated. The remainder of the deposit within the limits of excavation (trench walls) shall be left intact.
   b. The PI shall prepare a Draft Monitoring Report and submit to MMC via the RE as indicated in Section VI-A.
   c. The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) the resource(s) encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines. The DPR forms shall be submitted to the South Coastal Information Center for either a Primary Record or SDI Number and included in the Final Monitoring Report.
   d. The Final Monitoring Report shall include a recommendation for monitoring of any future work in the vicinity of the resource.

IV. Discovery of Human Remains

If human remains are discovered, work shall halt in that area and the following procedures as set forth in the California Public Resources Code (Sec. 5097.98) and State Health and Safety Code (Sec. 7050.5) shall be undertaken:

A. Notification
   1. Archaeological Monitor shall notify the RE or BI as appropriate, MMC, and the PI, if the Monitor is not qualified as a PI. MMC will notify the appropriate Senior Planner in the Environmental Analysis Section (EAS).
   2. The PI shall notify the Medical Examiner after consultation with the RE, either in person or via telephone.

B. Isolate discovery site
   1. Work shall be directed away from the location of the discovery and any nearby area reasonably suspected to overlay adjacent human remains until a

determination can be made by the Medical Examiner in consultation with the PI concerning the provenience of the remains.

2. The Medical Examiner, in consultation with the PI, will determine the need for a field examination to determine the provenience.
3. If a field examination is not warranted, the Medical Examiner will determine with input from the PI, if the remains are or are most likely to be of Native American origin.

C. If Human Remains **ARE** determined to be Native American
   1. The Medical Examiner will notify the Native American Heritage Commission (NAHC) within 24 hours. By law, **ONLY** the Medical Examiner can make this call.
   2. NAHC will immediately identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information.
   3. The MLD will contact the PI within 24 hours or sooner after the Medical Examiner has completed coordination, to begin the consultation process in accordance with the California Public Resource and Health & Safety Codes.
   4. The MLD will have 48 hours to make recommendations to the property owner or representative, for the treatment or disposition with proper dignity, of the human remains and associated grave goods.
   5. Disposition of Native American Human Remains shall be determined between the MLD and the PI, IF:
      a. The NAHC is unable to identify the MLD, OR the MLD failed to make a recommendation within 48 hours after being notified by the Commission; OR;
      b. The landowner or authorized representative rejects the recommendation of the MLD and mediation in accordance with PRC 5097.94 (k) by the NAHC fails to provide measures acceptable to the landowner.
      c. To protect these sites, the landowner shall do one or more of the following:
         (1) Record the site with the NAHC;
         (2) Record an open space or conservation easement; or
         (3) Record a document with the County.
      d. Upon the discovery of multiple Native American human remains during a ground disturbing land development activity, the landowner may agree that additional conferral with descendants is necessary to consider culturally appropriate treatment of multiple Native American human remains. Culturally appropriate treatment of such a discovery may be ascertained from review of the site utilizing cultural and archaeological standards. Where the parties are unable to agree on the appropriate treatment measures the human remains and buried with Native American human remains shall be reinterred with appropriate dignity, pursuant to Section 5.c., above.

D. If Human Remains are **NOT** Native American
   1. The PI shall contact the Medical Examiner and notify them of the historic era context of the burial.
   2. The Medical Examiner will determine the appropriate course of action with the PI and City staff (PRC 5097.98).

3. If the remains are of historic origin, they shall be appropriately removed and conveyed to the Museum of Man for analysis. The decision for interment of the human remains shall be made in consultation with MMC, EAS, the applicant department and/or Real Estate Assets Department (READ) and the Museum of Man.

V. Night and/or Weekend Work

A. If night and/or weekend work is included in the contract
   1. When night and/or weekend work is included in the contract package, the extent and timing shall be presented and discussed at the precon meeting.
   2. The following procedures shall be followed.
      a. No Discoveries
         In the event that no discoveries were encountered during night and/or weekend work, the PI shall record the information on the CSVR and submit to MMC via fax by 8AM of the next business day.
      b. Discoveries
         All discoveries shall be processed and documented using the existing procedures detailed in Sections III - During Construction, and IV – Discovery of Human Remains.
      c. Potentially Significant Discoveries
         If the PI determines that a potentially significant discovery has been made, the procedures detailed under Section III - During Construction shall be followed.
      d. The PI shall immediately contact the RE and MMC, or by 8AM of the next business day to report and discuss the findings as indicated in Section III-B, unless other specific arrangements have been made.

B. If night and/or weekend work becomes necessary during the course of construction
   1. The Construction Manager shall notify the RE, or BI, as appropriate, a minimum of 24 hours before the work is to begin.
   2. The RE, or BI, as appropriate, shall notify MMC immediately.

C. All other procedures described above shall apply, as appropriate.

VI. Post Construction

A. Submittal of Draft Monitoring Report
   1. The PI shall submit two copies of the Draft Monitoring Report (even if negative), prepared in accordance with the Historical Resources Guidelines (Appendix C/D) which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics) to MMC via the RE for review and approval within 90 days following the completion of monitoring,
      a. For significant archaeological resources encountered during monitoring, the Archaeological Data Recovery Program or Pipeline Trenching Discovery Process shall be included in the Draft Monitoring Report.
      b. Recording Sites with State of California Department of Parks and Recreation

The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) any significant or potentially significant resources encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines, and submittal of such forms to the South Coastal Information Center with the Final Monitoring Report.

2. MMC shall return the Draft Monitoring Report to the PI via the RE for revision or, for preparation of the Final Report.
3. The PI shall submit revised Draft Monitoring Report to MMC via the RE for approval.
4. MMC shall provide written verification to the PI of the approved report.
5. MMC shall notify the RE or BI, as appropriate, of receipt of all Draft Monitoring Report submittals and approvals.

B. Handling of Artifacts
   1. The PI shall be responsible for ensuring that all cultural remains collected are cleaned and catalogued
   2. The PI shall be responsible for ensuring that all artifacts are analyzed to identify function and chronology as they relate to the history of the area; that faunal material is identified as to species; and that specialty studies are completed, as appropriate.

C. Curation of artifacts: Accession Agreement and Acceptance Verification
   1. The PI shall be responsible for ensuring that all artifacts associated with the survey, testing and/or data recovery for this project are permanently curated with an appropriate institution. This shall be completed in consultation with MMC and the Native American representative, as applicable.
   2. The PI shall submit the Accession Agreement and catalogue record(s) to the RE or BI, as appropriate for donor signature with a copy submitted to MMC.
   3. The RE or BI, as appropriate shall obtain signature on the Accession Agreement and shall return to PI with copy submitted to MMC.
   4. The PI shall include the Acceptance Verification from the curation institution in the Final Monitoring Report submitted to the RE or BI and MMC.

D. Final Monitoring Report(s)
   1. The PI shall submit one copy of the approved Final Monitoring Report to the RE or BI as appropriate, and one copy to MMC (even if negative), within 90 days after notification from MMC of the approved report.
   2. The RE shall, in no case, issue the Notice of Completion until receiving a copy of the approved Final Monitoring Report from MMC which includes the Acceptance Verification from the curation institution.

VI. PUBLIC REVIEW DISTRIBUTION:

Draft copies or notice of this Mitigated Negative Declaration were distributed to:

City of San Diego
Mayor's Office
Councilmember Hueso, District 8

Development Services Department
Project Manager, Vena Lewis MS 301
City Attorney, MS 59
Library Dept.-Gov. Documents MS 17
ECP Dept, Utilities Undergrounding, Nathan Bruner (MS 908A)
ECP Dept, Utilities Undergrounding, James Bajet (MS 908A)
Historic Resources Board (87)

Other

Greater Golden Hill Planning Committee (259)
Metropolitan Transit Development Board (115)
San Diego City Schools (132)
San Diego Gas and Electric (114)
Dr. Jerry Schaefer (209)
South Coastal Information Center, San Diego State University (210)
Save Our Heritage Organization (214)
San Diego County Archaeological Society, Inc. (218)
San Diego Archaeological Center (212)
Carmen Lucas (206)
Ron Christman (215)
Louie Guassac (215A)
Clint Linton (215B)
San Diego Historical Society (211)
Kumeyaay Cultural Repatriation Committee (225)
Native American Distribution (Notice Only) (225A-225R)
Barona Group of Capitan Grande Band of Mission Indians
Campo Band of Mission Indians
Cuyapaipe Band of Mission Indians
Inaja and Cosmit Band of Mission Indians
Jamul Band of Mission Indians
La Posta Band of Mission Indians
Manzanita Band of Mission Indians
Sycuan Band of Mission Indians
Viejas Group of Capitan Grande Band of Mission Indians
Mesa Grande Band of Mission Indians
San Pasqual Band of Mission Indians
Santa Ysabel Band of Diegueño Indians
La Jolla Band of Mission Indians
Pala Band of Mission Indians
Pauma Band of Mission Indians
Pechanga Band of Mission Indians
Rincon Band of Luiseno Mission Indians
Los Coyotes Band of Mission Indians

VII. RESULTS OF PUBLIC REVIEW:

( ) No comments were received during the public input period.

( ) Comments were received but did not address the draft Mitigated Negative Declaration finding or the accuracy/completeness of the Initial Study. No response is necessary. The letters are attached.

(x) Comments addressing the findings of the draft Mitigated Negative Declaration and/or accuracy or completeness of the Initial Study were received during the public input period. The letters and responses follow.

Copies of the draft Mitigated Negative Declaration, the Mitigation, Monitoring and Reporting Program and any Initial Study material are available in the office of the Entitlements Division for review, or for purchase at the cost of reproduction.

Myra Herrmann, Senior Planner
Development Services Department

February 12, 2009
Date of Draft Report

March 10, 2009
Date of Revised Draft Report

April 15, 2009
Date of Final Report

Analyst: Jeffrey Szymanski

San Diego County Archaeological Society, Inc.

Environmental Review Committee

16 March 2009

To: Mr. Jeffrey Szymanski
Development Services Department
City of San Diego
1222 First Avenue, Mail Station 501
San Diego, California 92101

Subject: Revised Draft Mitigated Negative Declaration
Formation of Underground Utility Districts – FY2009
Project Nos. 156596 and 156597

Dear Mr. Szymanski:

I have reviewed the subject Revised DMND on behalf of this committee of the San Diego County Archaeological Society.

(1) Based on the information contained in the DMND and initial study, we agree with the impact analysis and mitigation measures as included in the DMND.

SDCAS appreciates being afforded this opportunity to participate in the City's environmental review process for this project.

Sincerely,

James W. Royle, Jr., Chairperson
Environmental Review Committee

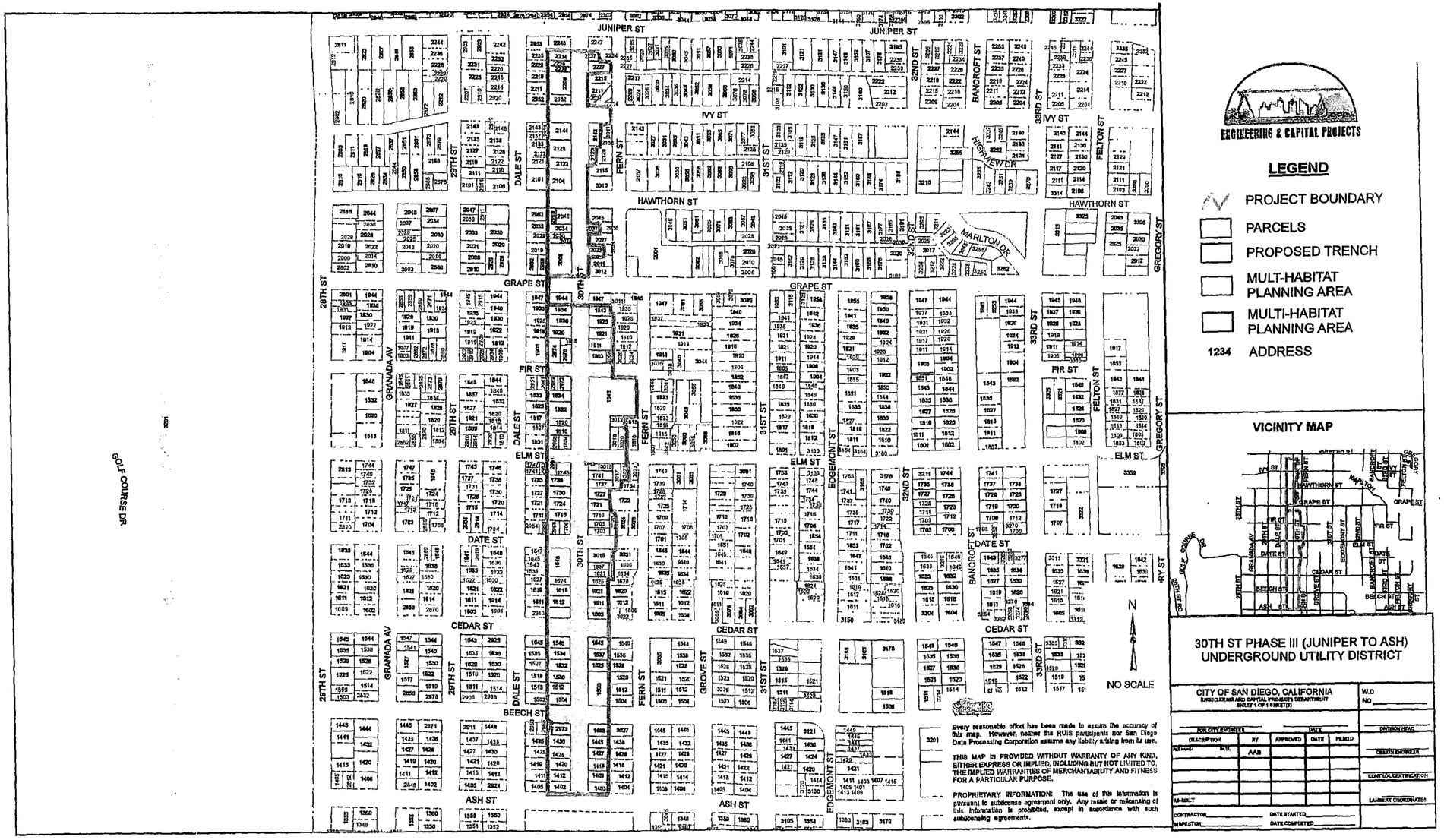
cc: SDCAS President
File

P.O. Box 81106 • San Diego, CA 92138-1106 • (858) 538-0935

Response to Comments

SAN DIEGO COUNTY ARCHAEOLOGICAL SOCIETY, INC. (3/16/2009)

1. Comment noted.



ENGINEERING & CAPITAL PROJECTS

LEGEND

- PROJECT BOUNDARY
- PARCELS
- PROPOSED TRENCH
- MULTI-HABITAT PLANNING AREA
- MULTI-HABITAT PLANNING AREA
- 1234 ADDRESS

VICINITY MAP

30TH ST PHASE III (JUNIPER TO ASH) UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA
ENGINEERING AND CAPITAL PROJECTS DEPARTMENT
SHEET 1 OF 1 SHEET(S)

W.O. NO.

PUBLIC WORKS ENGINEER — DATE

DESCRIPTION	BY	APPROVED	DATE	PERMIT
R.O.W. NO.	AAB			

DIVISION HEAD
DESIGN ENGINEER
CONTROL CERTIFICATION
LAMBERT COORDINATES
AS-BUILT
CONTRACTOR ____ DATE STARTED ____
INSPECTOR ____ DATE COMPLETED ____

Every reasonable effort has been made to assure the accuracy of this map. However, neither the RUIS participants nor San Diego Data Processing Corporation assume any liability arising from its use.

THIS MAP IS PROVIDED WITHOUT WARRANTY OF ANY KIND, EITHER EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.

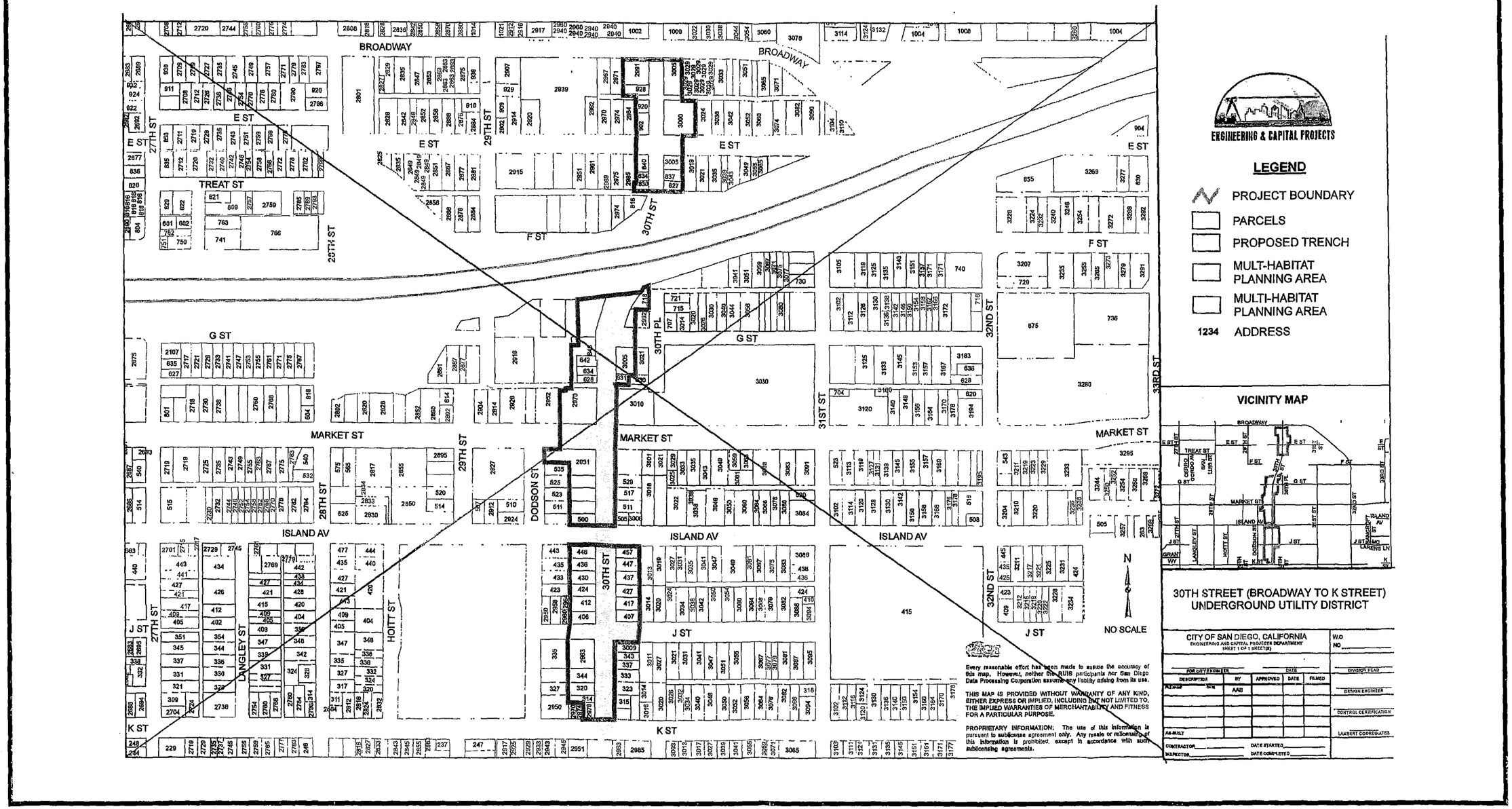
PROPRIETARY INFORMATION: The use of this information is pursuant to subdomain agreement only. Any resale or relicensing of this information is prohibited, except in accordance with such subdomain agreements.

Vicinity Map

Underground Utility District 30th Street Phase IIIA / Project No. 156596

City of San Diego – Development Services Department

FIGURE No. 1



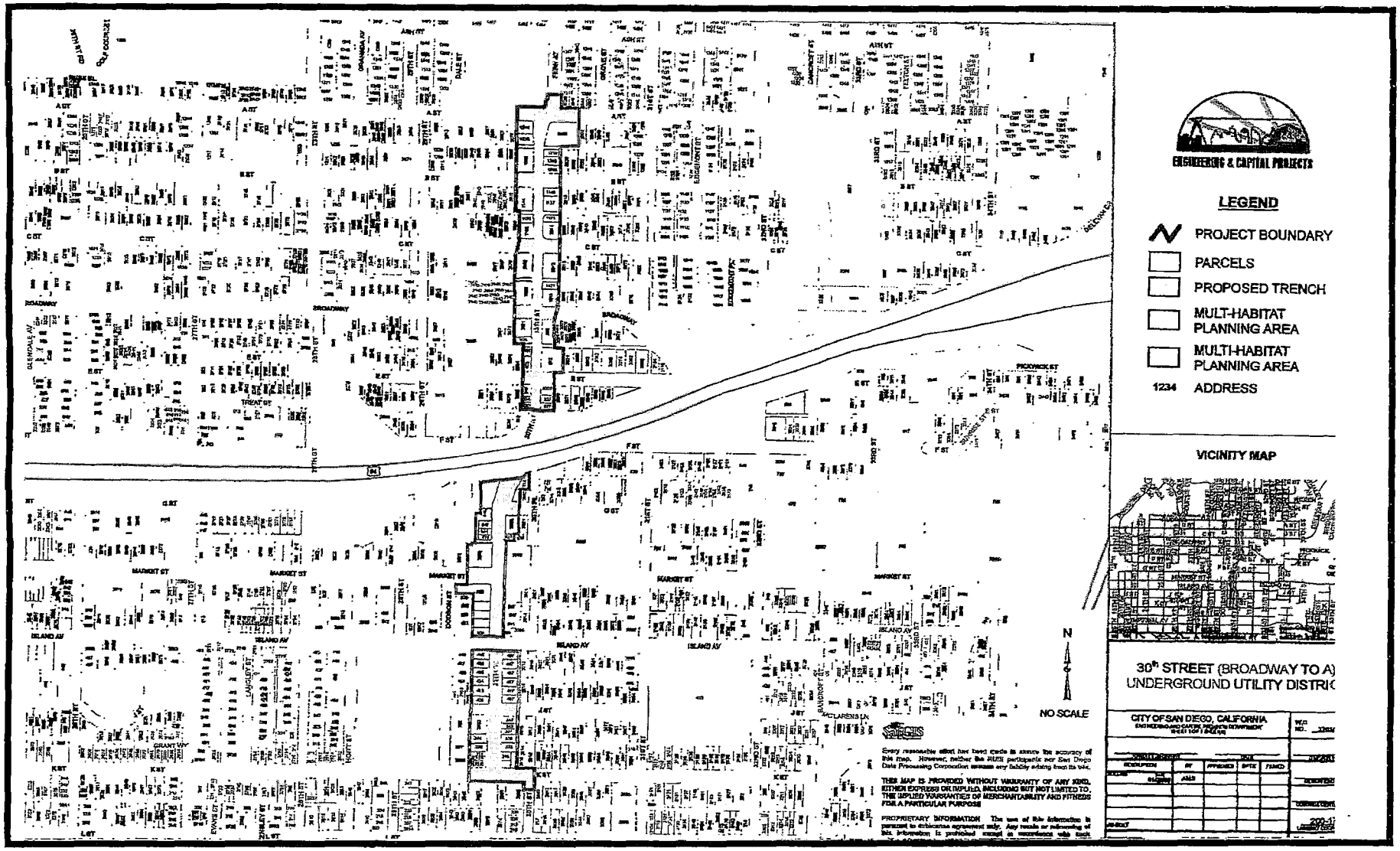
Vicinity Map

Underground Utility District 30th Street Phase IIIB / Project No. 156597

City of San Diego – Development Services Department

FIGURE

No. 2



Revised Vicinity Map

Underground Utility District 30th Street Phase IIIB / Project No. 156597

City of San Diego – Development Services Department

FIGURE No. 3

DETERMINATION OF

ENVIRONMENTAL EXEMPTION

Pursuant to the California Environmental Quality Act (CEQA) and State CEQA Guidelines

Agency: CITY OF SAN DIEGO **Project Nos.: 157592, 157594, 157573, 157570, 157563 and 157575** **Date: 1/22/09**

Action/Permit(s): Council Approval

Description of Activity: **Formation of Various Undergrounding Utility Districts** The scope of work includes trenching approximately five feet deep and two and one half feet wide on one side of each right-of-way, installing conduit and substructures such as transformers on concrete pads, installing cable through the conduits, making individual connections with customers, removing existing overhead lines and poles and installing streetlights per Design Guide Standards.

Location of Activity: **Cardeno Drive/Fanuel Street** (Pacific Beach Community Plan) would be located on Cardeno Dr./Fanuel St. between Tourmaline St. and Archer St.. **Eastgate Mall** (University Community) is located on Eastgate Mall and is bounded by the I-805 on the west and Eastgate Drive on the east. **Trojan Avenue** (Mid-City) would be located on Trojan Ave., between 60th St. and 56Th St., **San Vincente Street** (Sky-Line Paradise Hills Community Plan) would be located on San Vincente St. between San Vincente Ct. and Ashmore Ln. **La Jolla Scenic Drive** (La Jolla Community Plan) would be located on Lolla Scenic Dr. between Sugarman Dr. and Via Posada. **Moraga Avenue** (Clairemont Mesa Community Plan) would be located on Moraga Ave between Moraga Ct. and Idlewild Wy. These projects are within the City and County of San Diego and are not in or adjacent to the MHPA.

(CHECK BOXES BELOW)

1. [ ] This activity is **EXEMPT FROM CEQA** pursuant to:

   [ ] Section 15060(b) (3) of the State CEQA Guidelines (the activity is not a project as defined in Section 15378).

2. [X] This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:

ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)

Section	Short Name
[ ] 15301	Existing Facilities
[X] 15302(d)	Replacement or Reconstruction
[ ] 15303	New Construction or Conversion of Small Structures
[ ] 15304	Minor Alterations to Land
[ ] 15305	Minor Alteration in Land Use
[ ] 15306	Information Collection
[ ] 15311	Accessory Structures
[ ] 15312	Surplus Government Property Sales
[ ] 15315	Minor Land Divisions
[ ] 15317	Open Space Contracts or Easements
[ ] 15319	Annexation of Existing Facilities and Lots for Exempt Facilities
[ ] 15325	Transfer of Ownership of Interest in Land to Preserve Open Space
[ ] Other	_____

ARTICLE 18 of GUIDELINES STATUTORY EXEMPTIONS (Incomplete list)

Section	Short Name
[ ] 15261	Ongoing Project
[ ] 15262	Feasibility and Planning Studies
[ ] 15265	Adoption of Coastal Plans and Programs
[ ] 15268	Ministerial Projects
[ ] 15269	Emergency Projects
[ ] Other	

It is hereby certified that the City of San Diego has determined the above activity to be exempt:

Myra Herrmann, Senior Planner
Environmental Analysis Section

Distribution: Exemption File
EAS Project file,
Vena Lewis, DSD Project Manager, (MS 301)
Patricia Grabski, DSD Project Manager (301)
Nathan Brunner, ECP-Undergrounding (MS 612)

City of San Diego
Development Services

ENTITLEMENTS DIVISION
(619) 446-5460

FINAL

MITIGATED NEGATIVE DECLARATION

Project No. 240865
SCH# N/A

SUBJECT: 32ND STREET GROUP, RESIDENTIAL BLOCK 701, PARADISE VALLEY ROAD UNDERGROUNDING UTILITY DISTRICT PROJECTS: CITY COUNCIL APPROVAL to prioritize and form an undergrounding utility district which would allow SDG&E to construct an Underground Utility System per the franchise agreement. The project would excavate trenches approximately 5 feet deep and 2.5 feet wide. The trenches would be located along one side of the public right-of-way, and would install conduit, substructures, and transformers located on concrete pads. In addition, the project would install cable through the conduits; provide individual customer connections, remove existing overhead lines and poles, and would install streetlights where applicable. Curb ramps would be installed where missing and, if applicable, street trees would be relocated or installed. **This Mitigated Negative Declaration (MND) will analyze the following three projects listed below:** The separate phased projects are generally located in the public right of way and extends to approximately a 1-block buffer surrounding the following: **32nd Street Group:** This group includes the following smaller undergrounding and utility district projects: 32nd Street between Market Street and F Street in the Southeastern San Diego Community Plan; 31st Street between Market Street to L Street in the Southeastern San Diego Community Plan; Trojan Avenue between 54th Street to 56th Street in the Mid Cities: Community Plan-Eastern Area; Residential Block 8C bound by A Street on the north, 34th Street on the east, Broadway and State Route 94 on the south, and 28th Street on the west in the Greater Golden Hill Community Plan; Residential Block 1M generally bound by Rhoda Drive on the north, Fairway Road/Nautilus/Avenida Mañana on the east, Muirlands Vista Way on the south, and Faye Avenue/High Avenue on the west in the La Jolla Community Plan; Fanuel Street generally bound by Grand Avenue on the north, Gresham Street/Haines Street on the east, La Palma Street/bay on the south, and Everts Street on the west in the Pacific Beach Community Plan; Residential Block 2S2 bound by El Carmel Place on the north, bayside walk on the east, West Mission Bay Drive/Ventura Place on the south, and Oceanfront Walk on the west in the Mission Beach Community Plan; Howard Avenue between Texas Street and Park Boulevard in the Greater North Park Community Plan; 28th Street between Island Avenue and Clay Avenue in the Southeastern

San Diego Community Plan; Residential Block 4J1 generally located between Fir Street/Westover Place on the north, 54th Street on the east, Federal Boulevard on the south, and 47th Street on the west in the Mid Cities: Community Plan-Eastern Area; **Residential Block 701** generally bound by Interstate 8 on the north, Hewlett Drive on the east, Montezuma Road on the south, and Yerba Anita Drive on the west in the College Area Community Plan; and **Paradise Valley Road** west of Parkland Way to Potomac Street in the Skyline Paradise Hills Community Plan. These sites are not included on any government code listings of hazardous waste sites. **Applicant**: City of San Diego, Transportation & Storm Water Department, Utilities Undergrounding Program.

I. PROJECT DESCRIPTION: See attached Initial Study.

II. ENVIRONMENTAL SETTING: See attached Initial Study.

III. DETERMINATION:

The City of San Diego conducted an Initial Study which determined that several of the proposed projects could have a significant environmental effect in the following areas(s): HISTORICAL RESOURCES (ARCHAEOLOGY) AND LAND USE (MSCP/MHPA). The project proposal requires the implementation of specific mitigation identified in Section V of this Mitigated Negative Declaration (MND). The project as presented avoids or mitigates the potentially significant environmental effects identified, and the preparation of an Environmental Impact Report (EIR) would not be required.

IV. DOCUMENTATION:

The attached Initial Study documents the reasons to support the above Determination.

V. MITIGATION, MONITORING AND REPORTING PROGRAM:

A. GENERAL REQUIREMENTS – PART I
Plan Check Phase (prior to permit issuance)

1. Prior to the issuance Bid Opening/Bid Award or beginning any construction related activity on-site, the Development Services Department (DSD) Director's Environmental Designee (ED) shall review and approve all Construction Documents (CD), (plans, specification, details, etc.) to ensure the MMRP requirements have been incorporated.

2. In addition, the ED shall verify that the MMRP Conditions/Notes that apply ONLY to the construction phases of this project are included VERBATIM, under the heading, "**ENVIRONMENTAL/MITIGATION REQUIREMENTS.**"

3. These notes must be shown within the first three (3) sheets of the construction documents in the format specified for engineering construction document templates as shown on the City website:

http://www.sandiego.gov/development-services/industry/standtemp.shtml

4. The **TITLE INDEX SHEET** must also show on which pages the "Environmental/Mitigation Requirements" notes are provided.

B. GENERAL REQUIREMENTS – PART II
Post Plan Check (After permit issuance/Prior to start of construction)

1. **PRE CONSTRUCTION MEETING IS REQUIRED TEN (10) WORKING DAYS PRIOR TO BEGINNING ANY WORK ON THIS PROJECT.** The PERMIT HOLDER/OWNER is responsible to arrange and perform this meeting by contacting the CITY RESIDENT ENGINEER (RE) of the Field Engineering Division and City staff from MITIGATION MONITORING COORDINATION (MMC). Attendees must also include the Permit holder's Representative(s), Job Site Superintendent and the following consultants:

   Archaeologist, Native American Monitor and Biologist

   Note: Failure of all responsible Permit Holder's representatives and consultants to attend shall require an additional meeting with all parties present.

   CONTACT INFORMATION:
   a) The PRIMARY POINT OF CONTACT is the **RE** at the **Field Engineering Division – 858-627-3200**
   b) For Clarification of ENVIRONMENTAL REQUIREMENTS, it is also required to call **RE and MMC at 858-627-3360**

2. **MMRP COMPLIANCE:** This Project, Project Tracking System (PTS) 240865, shall conform to the mitigation requirements contained in the associated Environmental Document and implemented to the satisfaction of the DSD's ED, MMC and the City Engineer (RE). The requirements may not be reduced or changed but may be annotated (i.e. to explain when and how compliance is being met and location of verifying proof, etc.). Additional clarifying information may also be added to other relevant plan sheets and/or specifications as appropriate (i.e., specific locations, times of monitoring, methodology, etc

   Note:
   Permit Holder's Representatives must alert RE and MMC if there are any discrepancies in the plans or notes, or any changes due to field conditions. All conflicts must be approved by RE and MMC BEFORE the work is performed.

3. **OTHER AGENCY REQUIREMENTS:** Evidence that any other agency requirements or permits have been obtained or are in process shall be submitted to the RE and MMC for review and acceptance prior to the beginning of work or within one week of the Permit Holder obtaining documentation of those permits or

requirements. Evidence shall include copies of permits, letters of resolution or other documentation issued by the responsible agency.
Not Applicable for this project.

4. **MONITORING EXHIBITS:** All consultants are required to submit, to RE and MMC, a monitoring exhibit on a 11x17 reduction of the appropriate construction plan, such as site plan, grading, landscape, etc., marked to clearly show the specific areas including the **LIMIT OF WORK**, scope of that discipline's work, and notes indicating when in the construction schedule that work will be performed. When necessary for clarification, a detailed methodology of how the work will be performed shall be included.

5. **OTHER SUBMITTALS AND INSPECTIONS:** The Permit Holder/Owner's representative shall submit all required documentation, verification letters, and requests for all associated inspections to the RE and MMC for approval per the following schedule:

Document Submittal/Inspection Checklist

Issue Area	*Document submittal*	*Associated Inspection/Approvals/Note*
General	Consultant Qualification Letters	Prior to Pre-construction Meeting
General	Consultant Const. Monitoring	Prior to or at the Pre-Construction Meeting
Archaeology	Archaeology Reports	Archaeology observation
Biology	Biology Reports	Limit of Work Verification
Final MMRP		Final MMRP Inspection

HISTORICAL RESOURCES (ARCHAEOLOGY).

I. Prior to Permit Issuance or Bid Opening/Bid Award

A. Entitlements Plan Check
   1. Prior to permit issuance or Bid Opening/Bid Award, whichever is applicable, the Assistant Deputy Director (ADD) Environmental designee shall verify that the requirements for Archaeological Monitoring and Native American monitoring have been noted on the applicable construction documents through the plan check process.

B. Letters of Qualification have been submitted to ADD
   1. Prior to Bid Award, the applicant shall submit a letter of verification to Mitigation Monitoring Coordination (MMC) identifying the Principal Investigator (PI) for the project and the names of all persons involved in the archaeological monitoring program, as defined in the City of San Diego Historical Resources Guidelines (HRG). If applicable, individuals involved in the archaeological monitoring program must have completed the 40-hour HAZWOPER training with certification documentation.
   2. MMC will provide a letter to the applicant confirming the qualifications of the PI and all persons involved in the archaeological monitoring of the project meet the qualifications established in the HRG.

3. Prior to the start of work, the applicant must obtain written approval from MMC for any personnel changes associated with the monitoring program.

II. Prior to Start of Construction

A. Verification of Records Search
   1. The PI shall provide verification to MMC that a site specific records search (1/4 mile radius) has been completed. Verification includes, but is not limited to a copy of a confirmation letter from South Coastal Information Center, or, if the search was in-house, a letter of verification from the PI stating that the search was completed.
   2. The letter shall introduce any pertinent information concerning expectations and probabilities of discovery during trenching and/or grading activities.
   3. The PI may submit a detailed letter to MMC requesting a reduction to the ¼ mile radius.

B. PI Shall Attend Precon Meetings
   1. Prior to beginning any work that requires monitoring; the Applicant shall arrange a Precon Meeting that shall include the PI, Native American consultant/monitor (where Native American resources may be impacted), Construction Manager (CM) and/or Grading Contractor, Resident Engineer (RE), Building Inspector (BI), if appropriate, and MMC. The qualified Archaeologist and Native American Monitor shall attend any grading/excavation related Precon Meetings to make comments and/or suggestions concerning the Archaeological Monitoring program with the Construction Manager and/or Grading Contractor.
      a. If the PI is unable to attend the Precon Meeting, the Applicant shall schedule a focused Precon Meeting with MMC, the PI, RE, CM or BI, if appropriate, prior to the start of any work that requires monitoring.

   2. Acknowledgement of Responsibility for Curation (CIP or Other Public Projects)
      The applicant shall submit a letter to MMC acknowledging their responsibility for the cost of curation associated with all phases of the archaeological monitoring program.
   3. Identify Areas to be Monitored
      a. Prior to the start of any work that requires monitoring, the PI shall submit an Archaeological Monitoring Exhibit (AME) (with verification that the AME has been reviewed and approved by the Native American consultant/monitor when Native American resources may be impacted) based on the appropriate construction documents (reduced to 11x17) to MMC identifying the areas to be monitored including the delineation of grading/excavation limits.
      b. The AME shall be based on the results of a site specific records search as well as information regarding the age of existing pipelines, laterals and associated appurtenances and/or any known soil conditions (native or formation).
      c. MMC shall notify the PI that the AME has been approved.
   4. When Monitoring Will Occur
      a. Prior to the start of any work, the PI shall also submit a construction schedule to MMC through the RE indicating when and where monitoring will occur.
      b. The PI may submit a detailed letter to MMC prior to the start of work or during construction requesting a modification to the monitoring program. This request shall be based on relevant information such as review of final construction documents which indicate conditions such as age of existing pipe to be replaced, depth of excavation and/or site graded to bedrock, etc., which may reduce or increase the potential for resources to be present.
   5. Approval of AME and Construction Schedule

After approval of the AME by MMC, the PI shall submit to MMC written authorization of the AME and Construction Schedule from the CM.

III. During Construction

A. Monitor Shall be Present During Grading/Excavation/Trenching

1. The Archaeological Monitor shall be present full-time during all soil disturbing and grading/excavation/trenching activities which could result in impacts to archaeological resources as identified on the AME. **The Construction Manager is responsible for notifying the RE, PI, and MMC of changes to any construction activities such as in the case of a potential safety concern within the area being monitored. In certain circumstances OSHA safety requirements may necessitate modification of the AME.**
2. The Native American consultant/monitor shall determine the extent of their presence during soil disturbing and grading/excavation/trenching activities based on the AME and provide that information to the PI and MMC. If prehistoric resources are encountered during the Native American consultant/monitor's absence, work shall stop and the Discovery Notification Process detailed in Section III.B-C and IV.A-D shall commence.
3. The PI may submit a detailed letter to MMC during construction requesting a modification to the monitoring program when a field condition such as modern disturbance post-dating the previous grading/trenching activities, presence of fossil formations, or when native soils are encountered that may reduce or increase the potential for resources to be present.
4. The archaeological and Native American consultant/monitor shall document field activity via the Consultant Site Visit Record (CSVR). The CSVR's shall be faxed by the CM to the RE the first day of monitoring, the last day of monitoring, monthly (**Notification of Monitoring Completion**), and in the case of ANY discoveries. The RE shall forward copies to MMC.

B. Discovery Notification Process

1. In the event of a discovery, the Archaeological Monitor shall direct the contractor to temporarily divert all soil disturbing activities, including but not limited to digging, trenching, excavating or grading activities in the area of discovery and in the area reasonably suspected to overlay adjacent resources and immediately notify the RE or BI, as appropriate.
2. The Monitor shall immediately notify the PI (unless Monitor is the PI) of the discovery.
3. The PI shall immediately notify MMC by phone of the discovery, and shall also submit written documentation to MMC within 24 hours by fax or email with photos of the resource in context, if possible.
4. No soil shall be exported off-site until a determination can be made regarding the significance of the resource specifically if Native American resources are encountered.

C. Determination of Significance

1. The PI and Native American consultant/monitor, where Native American resources are discovered shall evaluate the significance of the resource. If Human Remains are involved, follow protocol in Section IV below.
   a. The PI shall immediately notify MMC by phone to discuss significance determination and shall also submit a letter to MMC indicating whether additional mitigation is required.
   b. If the resource is significant, the PI shall submit an Archaeological Data Recovery Program (ADRP) and obtain written approval of the program from MMC, CM and RE. ADRP and any mitigation must be approved by MMC, RE and/or CM before ground disturbing activities in the area of discovery will be allowed to resume. **Note: If a unique archaeological site is also an historical resource as defined in CEQA Section 15064.5, then the limits on the amount(s) that a project applicant may be**

required to pay to cover mitigation costs as indicated in CEQA Section 21083.2 shall not apply.

(1). Note: For pipeline trenching and other linear projects in the public Right-of-Way, the PI shall implement the Discovery Process for Pipeline Trenching projects identified below under "D."

c. If the resource is not significant, the PI shall submit a letter to MMC indicating that artifacts will be collected, curated, and documented in the Final Monitoring Report. The letter shall also indicate that that no further work is required.

(1). Note: For Pipeline Trenching and other linear projects in the public Right-of-Way, if the deposit is limited in size, both in length and depth; the information value is limited and is not associated with any other resource; and there are no unique features/artifacts associated with the deposit, the discovery should be considered not significant.

(2). Note, for Pipeline Trenching and other linear projects in the public Right-of-Way, if significance cannot be determined, the Final Monitoring Report and Site Record (DPR Form 523A/B) shall identify the discovery as Potentially Significant.

D. Discovery Process for Significant Resources - Pipeline Trenching and other Linear Projects in the Public Right-of-Way

The following procedure constitutes adequate mitigation of a significant discovery encountered during pipeline trenching activities or for other linear project types within the Public Right-of-Way including but not limited to excavation for jacking pits, receiving pits, laterals, and manholes to reduce impacts to below a level of significance:

1. Procedures for documentation, curation and reporting
   a. One hundred percent of the artifacts within the trench alignment and width shall be documented in-situ, to include photographic records, plan view of the trench and profiles of side walls, recovered, photographed after cleaning and analyzed and curated. The remainder of the deposit within the limits of excavation (trench walls) shall be left intact.
   b. The PI shall prepare a Draft Monitoring Report and submit to MMC via the RE as indicated in Section VI-A.
   c. The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) the resource(s) encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines. The DPR forms shall be submitted to the South Coastal Information Center for either a Primary Record or SDI Number and included in the Final Monitoring Report.
   d. The Final Monitoring Report shall include a recommendation for monitoring of any future work in the vicinity of the resource.

IV. Discovery of Human Remains

If human remains are discovered, work shall halt in that area and no soil shall be exported off-site until a determination can be made regarding the provenance of the human remains; and the following procedures as set forth in CEQA Section 15064.5(e), the California Public Resources Code (Sec. 5097.98) and State Health and Safety Code (Sec. 7050.5) shall be undertaken:

A. Notification
   1. Archaeological Monitor shall notify the RE or BI as appropriate, MMC, and the PI, if the Monitor is not qualified as a PI. MMC will notify the appropriate Senior Planner in the Environmental Analysis Section (EAS) of the Development Services Department to assist with the discovery notification process.
   2. The PI shall notify the Medical Examiner after consultation with the RE, either in person or via telephone.

B. Isolate discovery site
   1. Work shall be directed away from the location of the discovery and any nearby area reasonably suspected to overlay adjacent human remains until a determination can be made by the Medical Examiner in consultation with the PI concerning the provenience of the remains.
   2. The Medical Examiner, in consultation with the PI, will determine the need for a field examination to determine the provenience.
   3. If a field examination is not warranted, the Medical Examiner will determine with input from the PI, if the remains are or are most likely to be of Native American origin.

C. If Human Remains **ARE** determined to be Native American
   1. The Medical Examiner will notify the Native American Heritage Commission (NAHC) within 24 hours. By law, **ONLY** the Medical Examiner can make this call.
   2. NAHC will immediately identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information.
   3. The MLD will contact the PI within 24 hours or sooner after the Medical Examiner has completed coordination, to begin the consultation process in accordance with CEQA Section 15064.5(e), the California Public Resources and Health & Safety Codes.
   4. The MLD will have 48 hours to make recommendations to the property owner or representative, for the treatment or disposition with proper dignity, of the human remains and associated grave goods.
   5. Disposition of Native American Human Remains will be determined between the MLD and the PI, and, if:
      a. The NAHC is unable to identify the MLD, OR the MLD failed to make a recommendation within 48 hours after being notified by the Commission, OR;
      b. The landowner or authorized representative rejects the recommendation of the MLD and mediation in accordance with PRC 5097.94 (k) by the NAHC fails to provide measures acceptable to the landowner, THEN
      c. To protect these sites, the landowner shall do one or more of the following:
         (1) Record the site with the NAHC;
         (2) Record an open space or conservation easement; or
         (3) Record a document with the County.
      d. Upon the discovery of multiple Native American human remains during a ground disturbing land development activity, the landowner may agree that additional conferral with descendants is necessary to consider culturally appropriate treatment of multiple Native American human remains. Culturally appropriate treatment of such a discovery may be ascertained from review of the site utilizing cultural and archaeological standards. Where the parties are unable to agree on the appropriate treatment measures the human remains and buried with Native American human remains shall be reinterred with appropriate dignity, pursuant to Section 5.c., above.

D. If Human Remains are **NOT** Native American
   1. The PI shall contact the Medical Examiner and notify them of the historic era context of the burial.
   2. The Medical Examiner will determine the appropriate course of action with the PI and City staff (PRC 5097.98).
   3. If the remains are of historic origin, they shall be appropriately removed and conveyed to the San Diego Museum of Man for analysis. The decision for internment of the human remains shall be made in consultation with MMC, EAS, the applicant/landowner, any known descendant group, and the San Diego Museum of Man.

V. Night and/or Weekend Work

A. If night and/or weekend work is included in the contract
   1. When night and/or weekend work is included in the contract package, the extent and timing shall be presented and discussed at the precon meeting.

2. The following procedures shall be followed.
   a. No Discoveries
      In the event that no discoveries were encountered during night and/or weekend work, the PI shall record the information on the CSVR and submit to MMC via fax by 8AM of the next business day.
   b. Discoveries
      All discoveries shall be processed and documented using the existing procedures detailed in Sections III - During Construction, and IV – Discovery of Human Remains. Discovery of human remains shall always be treated as a significant discovery.
   c. Potentially Significant Discoveries
      If the PI determines that a potentially significant discovery has been made, the procedures detailed under Section III - During Construction and IV-Discovery of Human Remains shall be followed.
   d. The PI shall immediately contact the RE and MMC, or by 8AM of the next business day to report and discuss the findings as indicated in Section III-B, unless other specific arrangements have been made.

B. If night and/or weekend work becomes necessary during the course of construction
   1. The Construction Manager shall notify the RE, or BI, as appropriate, a minimum of 24 hours before the work is to begin.
   2. The RE, or BI, as appropriate, shall notify MMC immediately.

C. All other procedures described above shall apply, as appropriate.

VI. Post Construction

A. Submittal of Draft Monitoring Report
   1. The PI shall submit two copies of the Draft Monitoring Report (even if negative), prepared in accordance with the Historical Resources Guidelines (Appendix C/D) which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics) to MMC via the RE for review and approval within 90 days following the completion of monitoring. **It should be noted that if the PI is unable to submit the Draft Monitoring Report within the allotted 90-day timeframe as a result of delays with analysis, special study results or other complex issues, a schedule shall be submitted to MMC establishing agreed due dates and the provision for submittal of monthly status reports until this measure can be met.**
      a. For significant archaeological resources encountered during monitoring, the Archaeological Data Recovery Program or Pipeline Trenching Discovery Process shall be included in the Draft Monitoring Report.
      b. Recording Sites with State of California Department of Parks and Recreation
         The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) any significant or potentially significant resources encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines, and submittal of such forms to the South Coastal Information Center with the Final Monitoring Report.
   2. MMC shall return the Draft Monitoring Report to the PI via the RE for revision or, for preparation of the Final Report.
   3. The PI shall submit revised Draft Monitoring Report to MMC via the RE for approval.
   4. MMC shall provide written verification to the PI of the approved report.
   5. MMC shall notify the RE or BI, as appropriate, of receipt of all Draft Monitoring Report submittals and approvals.

B. Handling of Artifacts

1. The PI shall be responsible for ensuring that all cultural remains collected are cleaned and catalogued
2. The PI shall be responsible for ensuring that all artifacts are analyzed to identify function and chronology as they relate to the history of the area; that faunal material is identified as to species; and that specialty studies are completed, as appropriate.

C. Curation of artifacts: Accession Agreement and Acceptance Verification
1. The PI shall be responsible for ensuring that all artifacts associated with the survey, testing and/or data recovery for this project are permanently curated with an appropriate institution. This shall be completed in consultation with MMC and the Native American representative, as applicable.
2. When applicable to the situation, the PI shall include written verification from the Native American consultant/monitor indicating that Native American resources were treated in accordance with state law and/or applicable agreements. If the resources were reinterred, verification shall be provided to show what protective measures were taken to ensure no further disturbance occurs in accordance with Section IV – Discovery of Human Remains, Subsection C.
3. The PI shall submit the Accession Agreement and catalogue record(s) to the RE or BI, as appropriate for donor signature with a copy submitted to MMC.
4. The RE or BI, as appropriate shall obtain signature on the Accession Agreement and shall return to PI with copy submitted to MMC.
5. The PI shall include the Acceptance Verification from the curation institution in the Final Monitoring Report submitted to the RE or BI and MMC.

D. Final Monitoring Report(s)
1. The PI shall submit one copy of the approved Final Monitoring Report to the RE or BI as appropriate, and one copy to MMC (even if negative), within 90 days after notification from MMC of the approved report.
2. The RE shall, in no case, issue the Notice of Completion until receiving a copy of the approved Final Monitoring Report from MMC which includes the Acceptance Verification from the curation institution.

LAND USE (MSCP/MHPA). This section applies to only:
Residential Block 701 and **Paradise Valley Road.**

I. Prior to Permit Issuance

A. Prior to issuance of any construction permit, the DSD Environmental Designee (ED) shall verify the Applicant has accurately represented the project's design in the Construction Documents (CDs) that are in conformance with the associated discretionary permit conditions and Exhibit "A", and also the City's Multiple Species Conservation Program (MSCP) Land Use Adjacency Guidelines for the Multi-Habitat Planning Area (MHPA), including identifying adjacency as the potential for direct/indirect impacts where applicable. In addition, all CDs where applicable shall show the following:

1. **Land Development / Grading / Boundaries** –MHPA boundaries on-site and adjacent properties shall be delineated on the CDs. The ED shall ensure that all grading is included within the development footprint, specifically manufactured slopes, disturbance, and development within or adjacent to the MHPA.
2. **Drainage / Toxins** –All new and proposed parking lots and developed area in and adjacent to the MHPA shall be designed so they do not drain directly into the MHPA, All developed and paved areas must prevent the release of toxins,

chemicals, petroleum products, exotic plant materials prior to release by incorporating the use of filtration devices, planted swales and/or planted detention/desiltation basins, or other approved permanent methods that are designed to minimize negative impacts, such as excessive water and toxins into the ecosystems of the MHPA.

3. **Staging/storage, equipment maintenance, and trash** –All areas for staging, storage of equipment and materials, trash, equipment maintenance, and other construction related activities are within the development footprint. Provide a note on the plans that states: *"All construction related activity that may have potential for leakage or intrusion shall be monitored by the Qualified Biologist/Owners Representative to ensure there is no impact to the MHPA."*
4. **Barriers** –All new development within or adjacent to the MHPA shall provide fencing or other City approved barriers along the MHPA boundaries to direct public access to appropriate locations, to reduce domestic animal predation, and to direct wildlife to appropriate corridor crossing. Permanent barriers may include, but are not limited to, fencing (6-foot black vinyl coated chain link or equivalent), walls, rocks/boulders, vegetated buffers, and signage for access, litter, and educational purposes.
5. **Lighting** – All building, site, and landscape lighting adjacent to the MHPA shall be directed away from the preserve using proper placement and adequate shielding to protect sensitive habitat. Where necessary, light from traffic or other incompatible uses, shall be shielded from the MHPA through the utilization of including, but not limited to, earth berms, fences, and/or plant material.
6. **Invasive Plants** – Plant species within 100 feet of the MHPA shall comply with the Landscape Regulations (LDC142.0400 and per table 142-04F, Revegetation and Irrigation Requirements) and be non invasive. Landscape plans shall include a note that states: *"The ongoing maintenance requirements of the property owner shall prohibit the use of any planting that are invasive, per City Regulations, Standards, guidelines, etc., within 100 feet of the MHPA."*
7. **Brush Management** –All new development adjacent to the MHPA is set back from the MHPA to provide the required Brush Management Zone (BMZ) 1 area (LDC Sec. 142.0412) within the development area and outside of the MHPA. BMZ 2 may be located within the MHPA and the BMZ 2 management shall be the responsibility of a HOA or other private entity.
8. **Noise-** Due to the site's location adjacent to or within the MHPA, construction noise that exceeds the maximum levels allowed shall be avoided, during the breeding seasons for protected avian species such as: *California Gnatcatcher (3/1-8/15); Least Bell's vireo (3/15-9/15); and Southwestern Willow Flycatcher (5/1-8/30).* If construction is proposed during the breeding season for the species, U.S. Fish and Wildlife Service protocol surveys shall be required in order to determine species presence/absence. When applicable, adequate noise reduction measures shall be incorporated. Upon project submittal EAS shall determine which of the following project specific avian protocol surveys shall be required.

COASTAL CALIFORNIA GNATCATCHER

NO CLEARING, GRUBBING, GRADING, OR OTHER CONSTRUCTION ACTIVITIES SHALL OCCUR BETWEEN MARCH 1 AND AUGUST 15, THE BREEDING SEASON OF THE COASTAL CALIFORNIA GNATCATCHER, UNTIL THE FOLLOWING REQUIREMENTS HAVE BEEN MET TO THE SATISFACTION OF THE CITY MANAGER:

a. A QUALIFIED BIOLOGIST (POSSESSING A VALID ENDANGERED SPECIES ACT SECTION 10(a)(1)(A) RECOVERY PERMIT) SHALL SURVEY THOSE HABITAT AREAS WITHIN THE MHPA THAT WOULD BE SUBJECT TO CONSTRUCTION NOISE LEVELS EXCEEDING 60 DECIBELS [dB(A)] HOURLY AVERAGE FOR THE PRESENCE OF THE COASTAL CALIFORNIA GNATCATCHER. SURVEYS FOR THE COASTAL CALIFORNIA GNATCATCHER SHALL BE CONDUCTED PURSUANT TO THE PROTOCOL SURVEY GUIDELINES ESTABLISHED BY THE U.S. FISH AND WILDLIFE SERVICE WITHIN THE BREEDING SEASON PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION. IF GNATCATCHERS ARE PRESENT, THEN THE FOLLOWING CONDITIONS MUST BE MET:

   BETWEEN MARCH 1 AND AUGUST 15, NO CLEARING, GRUBBING, OR GRADING OF OCCUPIED GNATCATCHER HABITAT SHALL BE PERMITTED. AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; AND

   1. BETWEEN MARCH 1 AND AUGUST 15, NO CONSTRUCTION ACTIVITIES SHALL OCCUR WITHIN ANY PORTION OF THE SITE WHERE CONSTRUCTION ACTIVITIES WOULD RESULT IN NOISE LEVELS EXCEEDING 60 dB(A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED GNATCATCHER HABITAT. AN ANALYSIS SHOWING THAT NOISE GENERATED BY CONSTRUCTION ACTIVITIES WOULD NOT EXCEED 60 dB(A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED HABITAT MUST BE COMPLETED BY A QUALIFIED ACOUSTICIAN (POSSESSING CURRENT NOISE ENGINEER LICENSE OR REGISTRATION WITH MONITORING NOISE LEVEL EXPERIENCE WITH LISTED ANIMAL SPECIES) AND APPROVED BY THE CITY MANAGER AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES. PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES DURING THE BREEDING SEASON, AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; OR

2. AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES, UNDER THE DIRECTION OF A QUALIFIED ACOUSTICIAN, NOISE ATTENUATION MEASURES (e.g., BERMS, WALLS) SHALL BE IMPLEMENTED TO ENSURE THAT NOISE LEVELS RESULTING FROM CONSTRUCTION ACTIVITIES WILL NOT EXCEED 60 dB(A) HOURLY AVERAGE AT THE EDGE OF HABITAT OCCUPIED BY THE COASTAL CALIFORNIA GNATCATCHER. CONCURRENT WITH THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES AND THE CONSTRUCTION OF NECESSARY NOISE ATTENUATION FACILITIES, NOISE MONITORING* SHALL BE CONDUCTED AT THE EDGE OF THE OCCUPIED HABITAT AREA TO ENSURE THAT NOISE LEVELS DO NOT EXCEED 60 dB(A) HOURLY AVERAGE. IF THE NOISE ATTENUATION TECHNIQUES IMPLEMENTED ARE DETERMINED TO BE INADEQUATE BY THE QUALIFIED ACOUSTICIAN OR BIOLOGIST, THEN THE ASSOCIATED CONSTRUCTION ACTIVITIES SHALL CEASE UNTIL SUCH TIME THAT ADEQUATE NOISE ATTENUATION IS ACHIEVED OR UNTIL THE END OF THE BREEDING SEASON (AUGUST 16).

* Construction noise monitoring shall continue to be monitored at least twice weekly on varying days, or more frequently depending on the construction activity, to verify that noise levels at the edge of occupied habitat are maintained below 60 dB(A) hourly average or to the ambient noise level if it already exceeds 60 dB(A) hourly average. If not, other measures shall be implemented in consultation with the biologist and the City Manager, as necessary, to reduce noise levels to below 60 dB(A) hourly average or to the ambient noise level if it already exceeds 60 dB(A) hourly average. Such measures may include, but are not limited to, limitations on the placement of construction equipment and the simultaneous use of equipment.

b. IF COASTAL CALIFORNIA GNATCATCHERS ARE NOT DETECTED DURING THE PROTOCOL SURVEY, THE QUALIFIED BIOLOGIST SHALL SUBMIT SUBSTANTIAL EVIDENCE TO THE CITY MANAGER AND APPLICABLE RESOURCE AGENCIES WHICH DEMONSTRATES WHETHER OR NOT MITIGATION MEASURES SUCH AS NOISE WALLS ARE NECESSARY BETWEEN MARCH 1 AND AUGUST 15 AS FOLLOWS:

1. IF THIS EVIDENCE INDICATES THE POTENTIAL IS HIGH FOR COASTAL CALIFORNIA GNATCATCHER TO BE PRESENT BASED ON HISTORICAL RECORDS OR SITE CONDITIONS, THEN CONDITION A.III SHALL BE ADHERED TO AS SPECIFIED ABOVE.

2. IF THIS EVIDENCE CONCLUDES THAT NO IMPACTS TO THIS SPECIES ARE ANTICIPATED, NO MITIGATION MEASURES WOULD BE NECESSARY.

LEAST BELL'S VIREO (State Endangered/Federally Endangered)

NO CLEARING, GRUBBING, GRADING, OR OTHER CONSTRUCTION ACTIVITIES SHALL OCCUR BETWEEN MARCH 15 AND SEPTEMBER 15, THE BREEDING SEASON OF THE LEAST BELL'S VIREO, UNTIL THE FOLLOWING REQUIREMENTS HAVE BEEN MET TO THE SATISFACTION OF THE CITY MANAGER:

A. A QUALIFIED BIOLOGIST (POSSESSING A VALID ENDANGERED SPECIES ACT SECTION 10(a)(1)(A) RECOVERY PERMIT) SHALL SURVEY THOSE WETLAND AREAS THAT WOULD BE SUBJECT TO CONSTRUCTION NOISE LEVELS EXCEEDING 60 DECIBELS [dB(A)] HOURLY AVERAGE FOR THE PRESENCE OF THE LEAST BELL'S VIREO. SURVEYS FOR THE THIS SPECIES SHALL BE CONDUCTED PURSUANT TO THE PROTOCOL SURVEY GUIDELINES ESTABLISHED BY THE U.S. FISH AND WILDLIFE SERVICE WITHIN THE BREEDING SEASON PRIOR TO THE COMMENCEMENT OF CONSTRUCTION. IF THE LEAST BELL'S VIREO IS PRESENT, THEN THE FOLLOWING CONDITIONS MUST BE MET:

BETWEEN MARCH 15 AND SEPTEMBER 15, NO CLEARING, GRUBBING, OR GRADING OF OCCUPIED LEAST BELL'S VIREO HABITAT SHALL BE PERMITTED. AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; AND

BETWEEN MARCH 15 AND SEPTEMBER 15, NO CONSTRUCTION ACTIVITIES SHALL OCCUR WITHIN ANY PORTION OF THE SITE WHERE CONSTRUCTION ACTIVITIES WOULD RESULT IN NOISE LEVELS EXCEEDING 60 dB(A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED LEAST BELL'S VIREO OR HABITAT. AN ANALYSIS SHOWING THAT NOISE GENERATED BY CONSTRUCTION ACTIVITIES WOULD NOT EXCEED 60 dB(A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED HABITAT MUST BE COMPLETED BY A QUALIFIED ACOUSTICIAN (POSSESSING CURRENT NOISE ENGINEER LICENSE OR REGISTRATION WITH MONITORING NOISE LEVEL EXPERIENCE WITH LISTED ANIMAL SPECIES) AND APPROVED BY THE CITY MANAGER AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES. PRIOR TO THE COMMENCEMENT OF ANY OF CONSTRUCTION ACTIVITIES DURING THE BREEDING SEASON, AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; OR

AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES, UNDER THE DIRECTION OF A

QUALIFIED ACOUSTICIAN, NOISE ATTENUATION MEASURES (e.g., BERMS, WALLS) SHALL BE IMPLEMENTED TO ENSURE THAT NOISE LEVELS RESULTING FROM CONSTRUCTION ACTIVITIES WILL NOT EXCEED 60 dB(A) HOURLY AVERAGE AT THE EDGE OF HABITAT OCCUPIED BY THE LEAST BELL'S VIREO. CONCURRENT WITH THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES AND THE CONSTRUCTION OF NECESSARY NOISE ATTENUATION FACILITIES, NOISE MONITORING* SHALL BE CONDUCTED AT THE EDGE OF THE OCCUPIED HABITAT AREA TO ENSURE THAT NOISE LEVELS DO NOT EXCEED 60 dB(A) HOURLY AVERAGE. IF THE NOISE ATTENUATION TECHNIQUES IMPLEMENTED ARE DETERMINED

TO BE INADEQUATE BY THE QUALIFIED ACOUSTICIAN OR BIOLOGIST, THEN THE ASSOCIATED CONSTRUCTION ACTIVITIES SHALL CEASE UNTIL SUCH TIME THAT ADEQUATE NOISE ATTENUATION IS ACHIEVED OR UNTIL THE END OF THE BREEDING SEASON (SEPTEMBER 16).

* Construction noise monitoring shall continue to be monitored at least twice weekly on varying days, or more frequently depending on the construction activity, to verify that noise levels at the edge of occupied habitat are maintained below 60 dB(A) hourly average or to the ambient noise level if it already exceeds 60 dB(A) hourly average. If not, other measures shall be implemented in consultation with the biologist and the City Manager, as necessary, to reduce noise levels to below 60 dB(A) hourly average or to the ambient noise level if it already exceeds 60 dB(A) hourly average. Such measures may include, but are not limited to, limitations on the placement of construction equipment and the simultaneous use of equipment.

B. IF LEAST BELL'S VIREO ARE NOT DETECTED DURING THE PROTOCOL SURVEY, THE QUALIFIED BIOLOGIST SHALL SUBMIT SUBSTANTIAL EVIDENCE TO THE CITY MANAGER AND APPLICABLE RESOURCE AGENCIES WHICH DEMONSTRATES WHETHER OR NOT MITIGATION MEASURES SUCH AS NOISE WALLS ARE NECESSARY BETWEEN MARCH 15 AND SEPTEMBER 15 AS FOLLOWS:

I. IF THIS EVIDENCE INDICATES THE POTENTIAL IS HIGH FOR LEAST BELL'S VIREO TO BE PRESENT BASED ON HISTORICAL RECORDS OR SITE CONDITIONS, THEN CONDITION A.III SHALL BE ADHERED TO AS SPECIFIED ABOVE.

II. IF THIS EVIDENCE CONCLUDES THAT NO IMPACTS TO THIS SPECIES ARE ANTICIPATED, NO MITIGATION MEASURES WOULD BE NECESSARY.

SOUTHWESTERN WILLOW FLYCATCHER (Federally Endangered)

1. Prior to the first reconstruction meeting, the City Manager (or appointed designee) shall verify that the following project requirements regarding the southwestern willow flycatcher are shown on the construction plans:

NO CLEARING, GRUBBING, GRADING, OR OTHER CONSTRUCTION ACTIVITIES SHALL OCCUR BETWEEN MAY 1 AND SEPTEMBER 1, THE BREEDING SEASON OF THE SOUTHWESTERN WILLOW FLYCATCHER, UNTIL

THE FOLLOWING REQUIREMENTS HAVE BEEN MET TO THE SATISFACTION OF THE CITY MANAGER:

A. A QUALIFIED BIOLOGIST (POSSESSING A VALID ENDANGERED SPECIES ACT SECTION 10(a)(1)(A) RECOVERY PERMIT) SHALL SURVEY THOSE WETLAND AREAS THAT WOULD BE SUBJECT TO CONSTRUCTION NOISE LEVELS EXCEEDING 60 DECIBELS [dB(A)] HOURLY AVERAGE FOR THE PRESENCE OF THE SOUTHWESTERN WILLOW FLYCATCHER. SURVEYS FOR THIS SPECIES SHALL BE CONDUCTED PURSUANT TO THE PROTOCOL SURVEY GUIDELINES ESTABLISHED BY THE U.S. FISH AND WILDLIFE SERVICE WITHIN THE BREEDING SEASON PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION. IF THE SOUTHWESTERN WILLOW FLYCATCHER IS PRESENT, THEN THE FOLLOWING CONDITIONS MUST BE MET:

BETWEEN MAY 1 AND SEPTEMBER 1, NO CLEARING, GRUBBING, OR GRADING OF OCCUPIED SOUTHWESTERN WILLOW FLYCATCHER HABITAT SHALL BE PERMITTED. AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; AND

BETWEEN MAY 1 AND SEPTEMBER 1, NO CONSTRUCTION ACTIVITIES SHALL OCCUR WITHIN ANY PORTION OF THE SITE WHERE CONSTRUCTION ACTIVITIES WOULD RESULT IN NOISE LEVELS EXCEEDING 60 dB(A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED SOUTHWESTERN WILLOW FLYCATCHER HABITAT. AN ANALYSIS SHOWING THAT NOISE GENERATED BY CONSTRUCTION ACTIVITIES WOULD NOT EXCEED 60 dB(A) HOURLY AVERAGE AT THE EDGE OF OCCUPIED HABITAT MUST BE COMPLETED BY A QUALIFIED ACOUSTICIAN (POSSESSING CURRENT NOISE ENGINEER LICENSE OR REGISTRATION WITH MONITORING NOISE LEVEL EXPERIENCE WITH LISTED ANIMAL SPECIES) AND APPROVED BY THE CITY MANAGER AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES. PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES DURING THE BREEDING SEASON, AREAS RESTRICTED FROM SUCH ACTIVITIES SHALL BE STAKED OR FENCED UNDER THE SUPERVISION OF A QUALIFIED BIOLOGIST; OR

AT LEAST TWO WEEKS PRIOR TO THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES, UNDER THE DIRECTION OF A QUALIFIED ACOUSTICIAN, NOISE ATTENUATION MEASURES (e.g., BERMS, WALLS) SHALL BE IMPLEMENTED TO ENSURE THAT NOISE LEVELS RESULTING FROM CONSTRUCTION ACTIVITIES WILL NOT EXCEED 60 dB(A) HOURLY AVERAGE AT THE EDGE OF HABITAT OCCUPIED BY THE SOUTHWESTERN WILLOW FLYCATCHER. CONCURRENT WITH THE COMMENCEMENT OF CONSTRUCTION ACTIVITIES AND THE CONSTRUCTION OF NECESSARY NOISE ATTENUATION FACILITIES, NOISE MONITORING* SHALL BE CONDUCTED AT THE EDGE OF THE OCCUPIED HABITAT AREA TO ENSURE THAT NOISE LEVELS DO NOT EXCEED 60 dB(A) HOURLY AVERAGE. IF THE NOISE ATTENUATION TECHNIQUES IMPLEMENTED ARE DETERMINED TO BE INADEQUATE BY THE QUALIFIED ACOUSTICIAN OR BIOLOGIST, THEN THE ASSOCIATED CONSTRUCTION ACTIVITIES SHALL CEASE UNTIL SUCH TIME THAT ADEQUATE NOISE ATTENUATION IS ACHIEVED OR UNTIL THE END OF THE BREEDING SEASON (SEPTEMBER 1).

* Construction noise monitoring shall continue to be monitored at least twice weekly on varying days, or more frequently depending on the construction activity, to verify that noise levels at the edge of occupied habitat are maintained below 60 dB(A) hourly average or to the ambient noise level if it already exceeds 60 dB(A) hourly average. If not, other measures shall be implemented in consultation with the biologist and the City Manager, as necessary, to reduce noise levels to below 60 dB(A) hourly average or to the ambient noise level if it already exceeds 60 dB(A) hourly average. Such measures may include, but are not limited to, limitations on the placement of construction equipment and the simultaneous use of equipment.

B. IF SOUTHWESTERN WILLOW FLYCATCHER ARE NOT DETECTED DURING THE PROTOCOL SURVEY, THE QUALIFIED BIOLOGIST SHALL SUBMIT SUBSTANTIAL EVIDENCE TO THE CITY MANAGER AND APPLICABLE RESOURCE AGENCIES WHICH DEMONSTRATES WHETHER OR NOT MITIGATION MEASURES SUCH AS NOISE WALLS ARE NECESSARY BETWEEN MAY 1 AND SEPTEMBER 1 AS FOLLOWS:

I. IF THIS EVIDENCE INDICATES THE POTENTIAL IS HIGH FOR SOUTHWESTERN WILLOW FLYCATCHER TO BE PRESENT BASED ON HISTORICAL RECORDS OR SITE CONDITIONS, THEN CONDITION A.III SHALL BE ADHERED TO AS SPECIFIED ABOVE.

II. IF THIS EVIDENCE CONCLUDES THAT NO IMPACTS TO THIS SPECIES ARE ANTICIPATED, NO MITIGATION MEASURES WOULD BE NECESSARY.

II. Prior to Start of Construction

A. Preconstruction Meeting

The Qualified Biologist/Owners Representative shall incorporate all MHPA construction related requirements, into the project's Biological Monitoring Exhibit (BME).

The Qualified Biologist/Owners Representative is responsible to arrange and perform a focused pre-con with all contractors, subcontractors, and all workers involved in grading or other construction activities that discusses the sensitive nature of the adjacent sensitive biological resources.

III. During Construction

A. The Qualified Biologist/Owners Representative, shall verify that all construction related activities taking place within or adjacent to the MHPA are consistent with the CDs, the MSCP/MHPA Land Use Adjacency Guidelines.

IV. Post Construction

A. Preparation and Submittal of Monitoring Report

The Qualified Biologist/Owners Representative shall submit a final biological monitoring report to the RE/MMC within 30 days of the completion of construction that requires monitoring. The report shall incorporate the results of the MMRP/MSCP requirements per the construction documents and the BME to the satisfaction of RE/MMC.

VI. PUBLIC REVIEW DISTRIBUTION:

Draft copies or notice of this Mitigated Negative Declaration were distributed to:

United States Government
- U.S. Fish and Wildlife Service (23)

State of California
- California Department of Fish and Game (32A)

City of San Diego
- Council Districts 1, 2, 3, 4, 7, and 8
- Historical Resource Board (87)
- City Attorney (MS 56A)
  - Shannon Thomas (MS 93C)
- Engineering and Capital Projects
  - James Bajet (MS 908A)
  - Roman Anissi (MS 908A)
- Development Services Department
  - Helene Deisher (MS 501)
  - Myra Herrmann (MS 501)

Craig Hooker (MS 401)
Library Dept.-Gov. Documents MS 17 (81)
Oak Park Branch Library (81u)
North Park Branch Library (81t)
College-Rolando Branch (81l)
Pacific Beach/Taylor Branch Library (81x)
Paradise Hills Branch Library (81y)
Skyline Hills Branch Library (81hh)
Kensington/Normal Heights Branch Library (81k)
La Jolla/Riford Branch Library (81L)
Other
Greater Golden Hill Planning Committee (259)
La Jolla Community Planning Association (275)
City Heights Area Planning Committee (287)
Kensington-Talmadge Planning Committee (290)
Normal Heights Community Planning Committee (291)
Eastern Area Planning Committee (302)
Mission Beach Precise Planning Board (325)
Greater North Park Planning Committee (363)
Pacific Beach Community Planning Committee (375)
Skyline - Paradise Hills Planning Committee (443)
Southeastern San Diego Planning Committee (449)
Encanto Neighborhoods Community Planning Group (449A)
College Area Community Council (456)
La Jolla Town Council (273)
Mission Beach Town Council (326)
Pacific Beach Town Council (374)
San Diego Gas and Electric (114)
San Diego Transit Corporation (112)
Sierra Club (165)
San Diego Audubon Society (167)
Jim Pugh (167A)
California Native Plant Society (170)
Endangered Habitat League (182 and 182A)
South Coastal Information Center @ San Diego State University (210)
San Diego Historical Society (211)
Carmen Lucas (206)
Clint Linton (215b)
San Diego Archaeological Center (212)
Save Our Heritage Organization (214)
Ron Christman (215)
Louie Guassac (215A)
San Diego County Archaeological Society (218)
Kumeyaay Cultural Heritage Preservation (223)
Kumeyaay Cultural Repatriation Committee (225)
Native American Distribution (225 A-S) **Public Notice and Location Map Only**

VII. RESULTS OF PUBLIC REVIEW:

( ) No comments were received during the public input period.

( ) Comments were received but did not address the draft Mitigated Negative Declaration finding or the accuracy/completeness of the Initial Study. No response is necessary. The letters are attached.

(x) Comments addressing the findings of the draft Mitigated Negative Declaration and/or accuracy or completeness of the Initial Study were received during the public input period. The letters and responses follow.

Copies of the draft **Mitigated Negative Declaration**, the Mitigation, Monitoring and Reporting Program and any Initial Study material are available in the office of the Land Development Review Division for review, or for purchase at the cost of reproduction.

Myra Herrmann, Senior Planner
Development Services Department

April 10, 2012
Date of Draft Report

Analyst: J. Szymanski

May 3, 2012
Date of Final Report

Attachments:
Figure 1. 32nd Street
Figure 2. 31st Street
Figure 3. Trojan Avenue
Figure 4. Residential Block 8C
Figure 5. Residential Block 1M
Figure 6. Faunel Street
Figure 7. Residential Block 2S2
Figure 8. Howard Avenue
Figure 9. 28th Street
Figure 10. Residential Block 4J1
Figure 11. Residential Block 701
Figure 12. Paradise Valley Road

RINCON BAND OF LUISEÑO INDIANS
Culture Committee
Post Office Box 68 · Valley Center, California 92082 ·
(760) 297-2621 or (760) 297-2622 & Fax:(760) 749-8901

April 20, 2012

Jeffrey Szymanski, Environmental Planner
City of San Diego Development Services Center
1222 First Avenue, MS 501
San Diego, CA 92101

Subject: Project No. 240865, Community Plans Southeastern San Diego, Greater Golden Hill, Greater North Park, Mid Cities, College Area and Skyline-Paradise Council Districts: 1, 2, 3, 4, 7 and 8

Dear Mr. Jeffrey Szymanski,

This letter is written on behalf of the Rincon Band of Luiseño Indians. Thank you for inviting us to submit comments on Project No. 240865. Rincon is submitting these comments concerning your Project's potential impact on Luiseño cultural resources.

(1) The Rincon Band has concerns for impacts to historic and cultural resources and findings of significant cultural value that could be disturbed or destroyed and are considered culturally significant to the Luiseño people. This is to inform you, your identified location is not within the Luiseño Aboriginal Territory.

(2) If you would like referral to Tribes within your project area, please contact the Native American Heritage commission and they will assist with a referral. We also request you update your contact information for Rincon and request you include in any future letters and correspondence the Rincon Tribal Chairman and the Tribal Historic Preservation Office in the Cultural Resource Department, Post Office Box 68, Valley Center, Ca 92082 (760) 297 2621.

Thank you for this opportunity to protect and preserve our cultural assets.

Sincerely

Rose Duro
Rincon Culture Committee Chairman

Bo Mazzetti, Tribal Chairman · Stephanie Spencer, Vice Chairwoman · Charlie Kolb, Council Member · Steve Stallings, Council Member · Laurie E. Gonzalez, Council Member

Response to Comments

RINCON BAND OF LUISENO INDIANS (4/20/2012)

1 Comment acknowledged.

2 Our distribution list currently includes the Rincon Band of Luiseno Indians.

San Diego County Archaeological Society, Inc.

Environmental Review Committee

19 April 2012

To: Mr. Jeffrey Szymanski
Development Services Department
City of San Diego
1222 First Avenue, Mail Station 501
San Diego, California 92101

Subject: Draft Mitigated Negative Declaration
32nd Street Group, Residential Block 701, Paradise Valley Road
Undergrounding Utility District Projects
Project No. 240865

Dear Mr. Szymanski:

I have reviewed the subject DMND on behalf of this committee of the San Diego County Archaeological Society.

(3) Based on the information contained in the DMND and initial study, we agree with the provision for Native American and archaeological monitoring of the excavations for the project.

Thank you for including SDCAS in the public review of this DMND, and for your prompt response to my email seeking confirmation that that the various portions of the project include areas in Pacific Beach and La Jolla.

Sincerely,

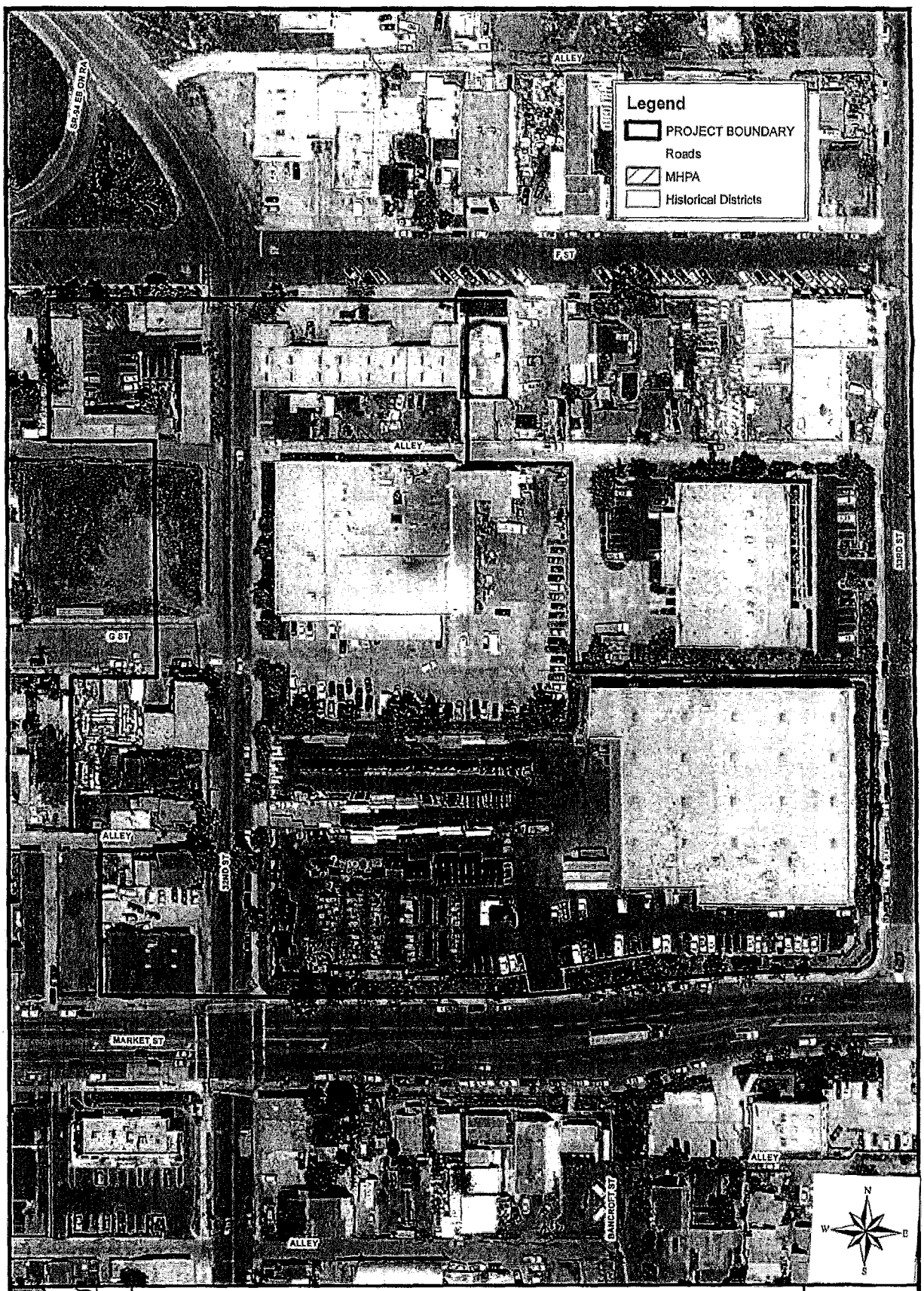
James W. Royle, Jr., Chairperson
Environmental Review Committee

cc: SDCAS President
File

P.O. Box 81106 San Diego, CA 92138-1106 (858) 538-0935

SAN DIEGO COUNTY ARCHAEOLOGICAL SOCIETY, INC (4/19/2012)

3. Comment acknowledged.

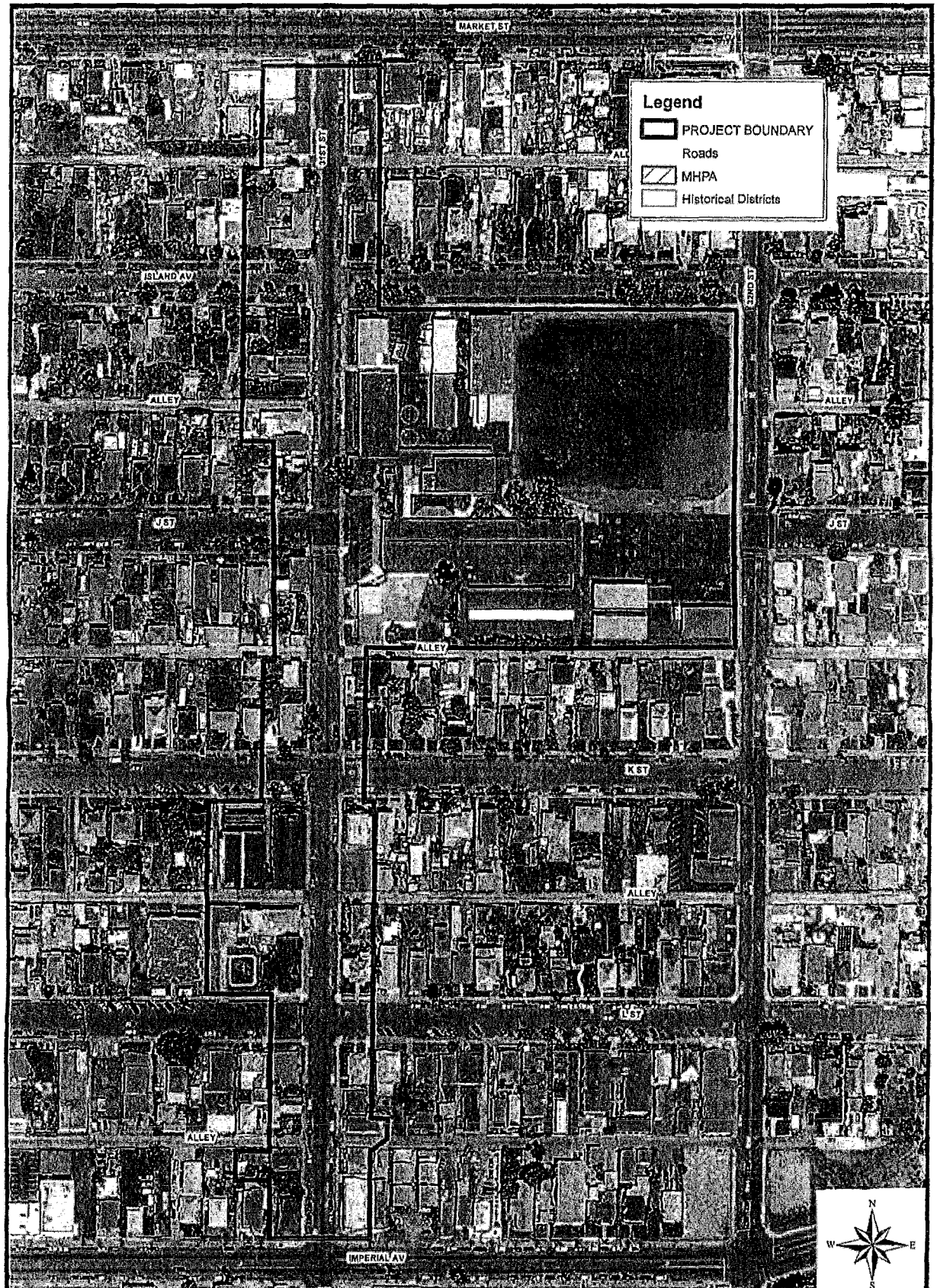


Location Map
32nd Street/Project No. 240865
City of San Diego – Development Services Department

FIGURE No. 1

TRANSPORTATION & STORM WATER

SanGIS



Location Map

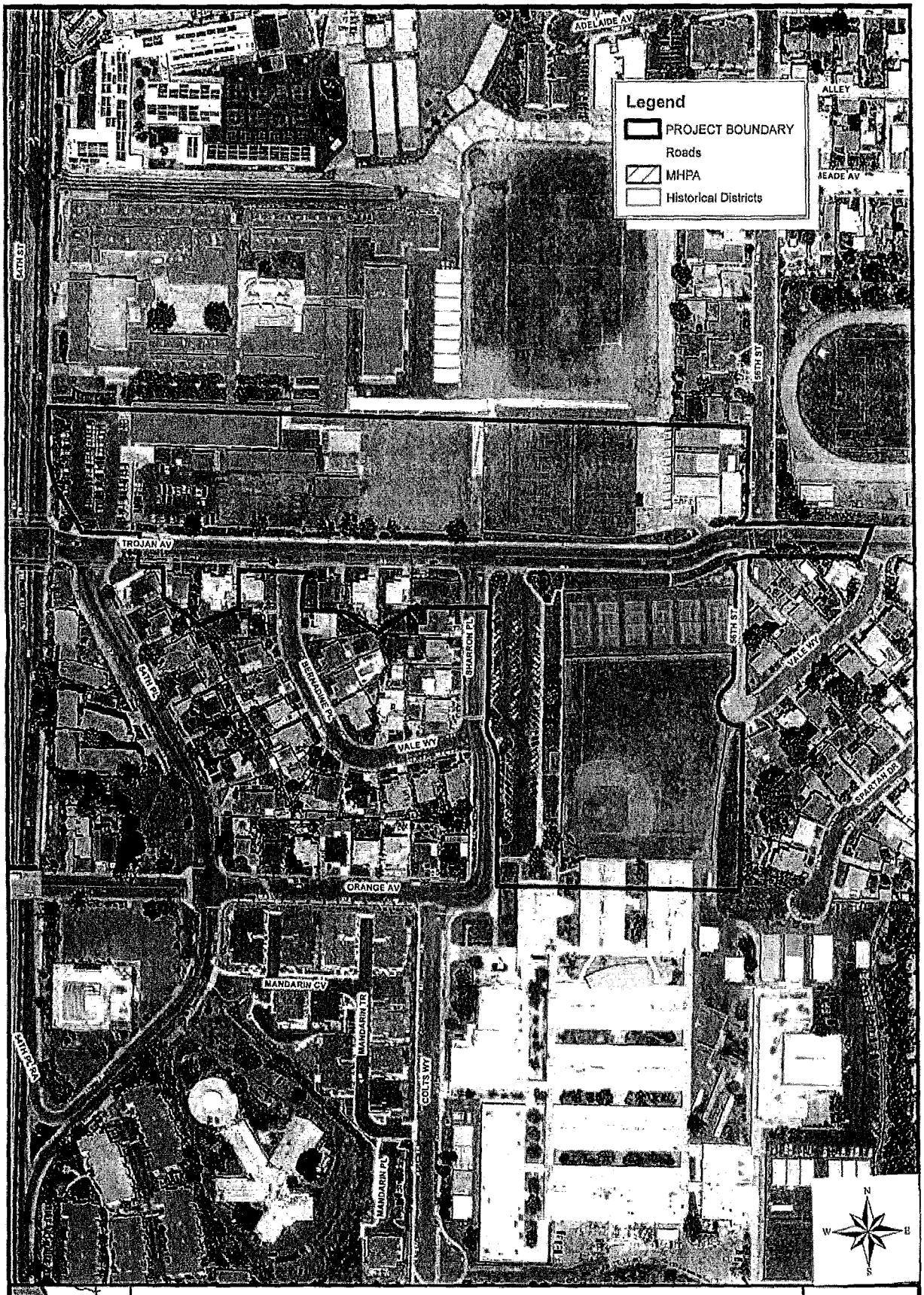
31st Street/Project No. 240865

City of San Diego – Development Services Department

FIGURE No. 2

TRANSPORTATION & STORM WATER

SanGIS



Location Map

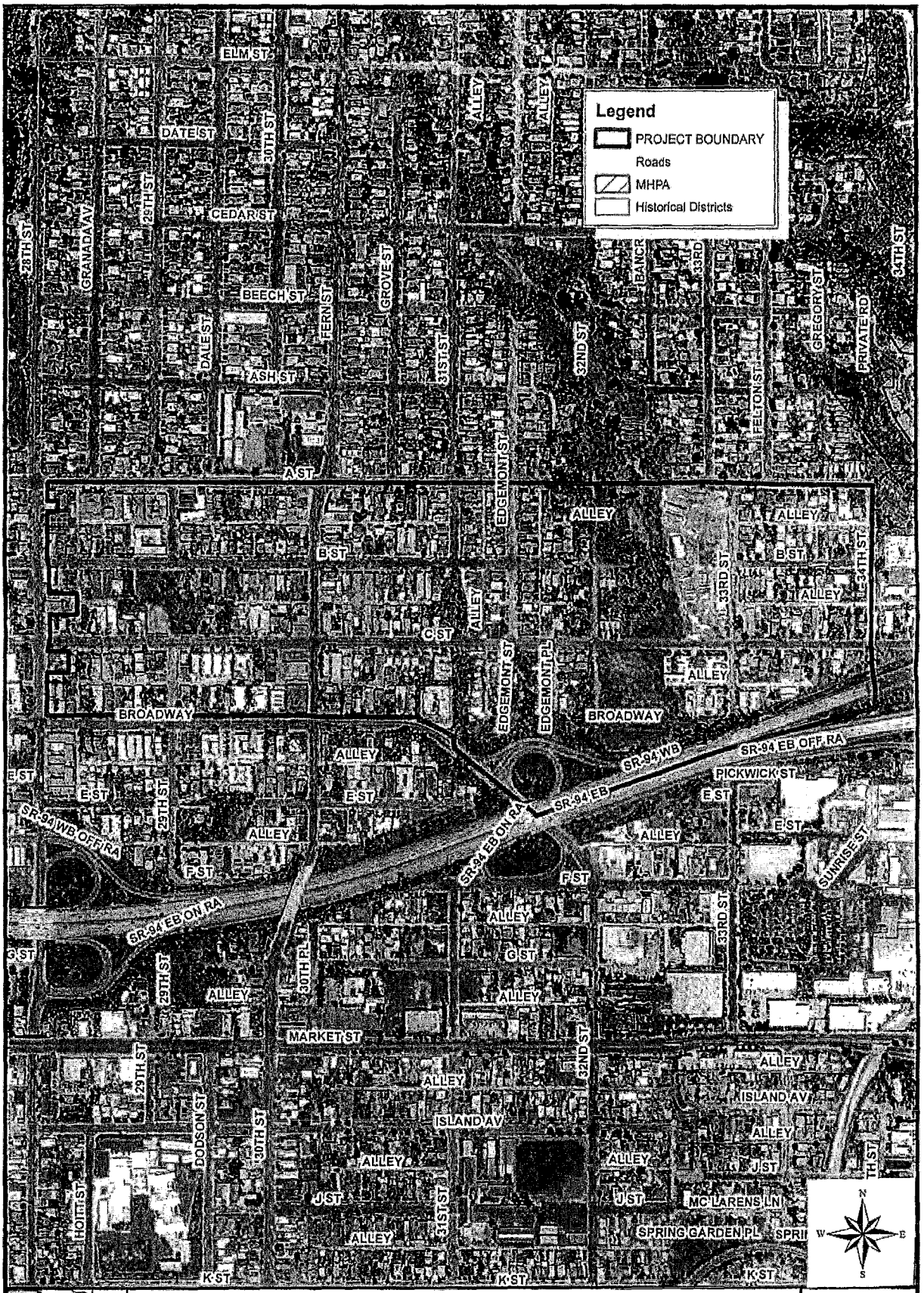
Trojan Avenue/Project No. 240865

City of San Diego – Development Services Department

FIGURE No. 3

TRANSPORTATION & STORM WATER

SanGIS

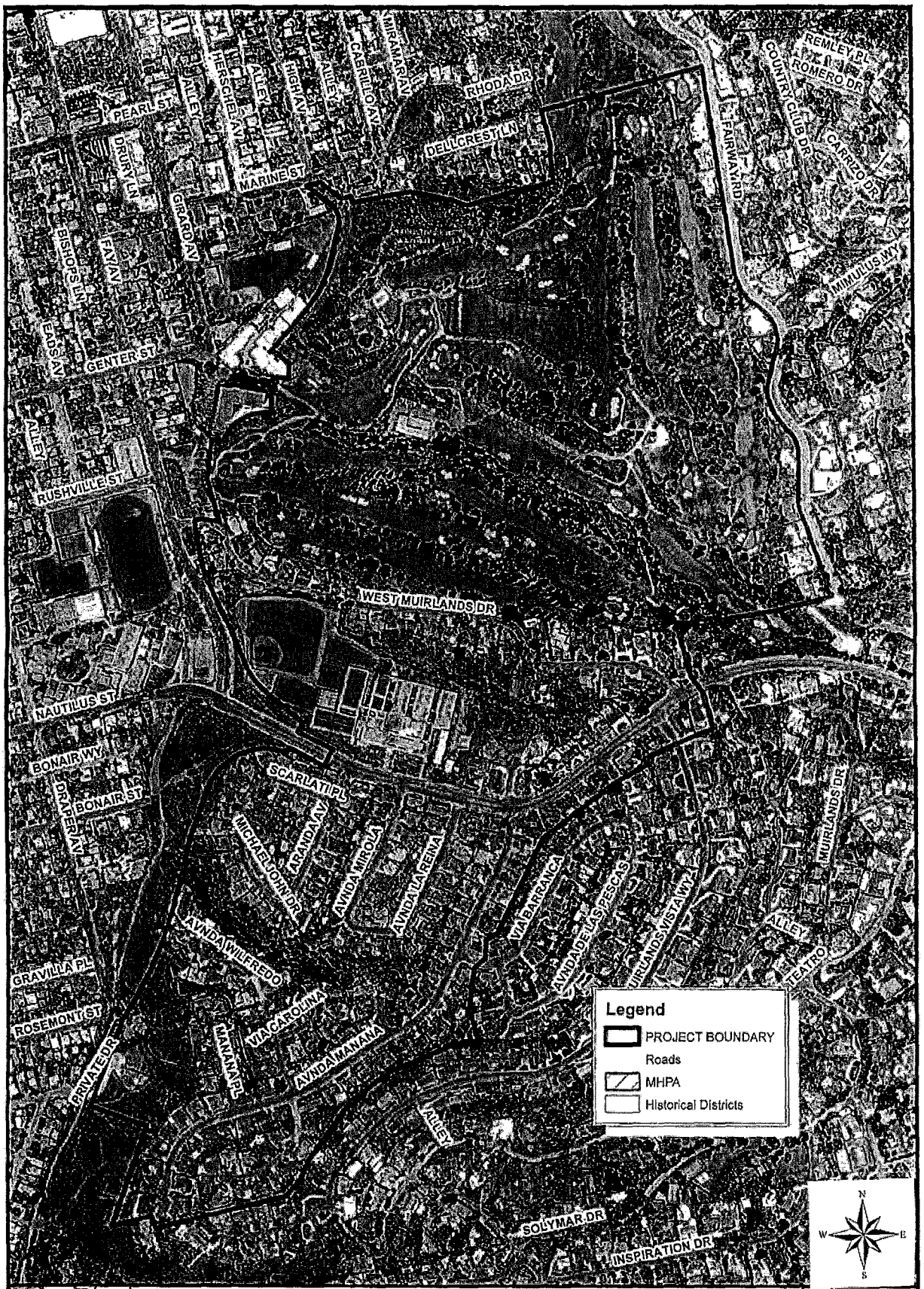


Location Map
Residential Block 8C/Project No. 240865
City of San Diego – Development Services Department

FIGURE No. 4

TRANSPORTATION & STORM WATER

SanGIS



Location Map

Residential Block 1M/Project No. 240865

City of San Diego – Development Services Department

FIGURE No. 5

TRANSPORTATION & STORM WATER

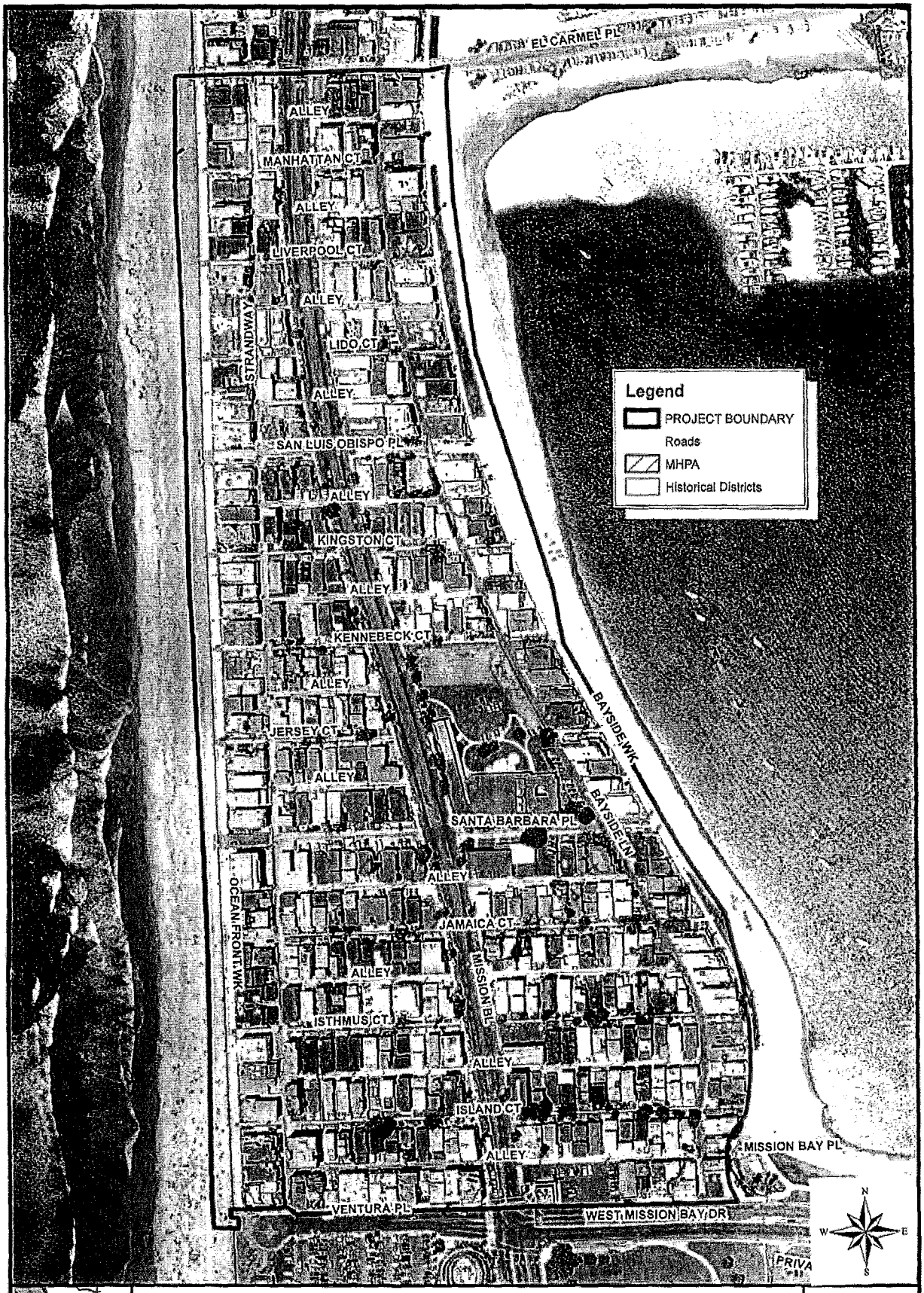
Location Map

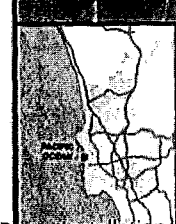
Faunel Street/Project No. 240865

City of San Diego – Development Services Department

FIGURE No. 6

TRANSPORTATION & STORM WATER





Location Map

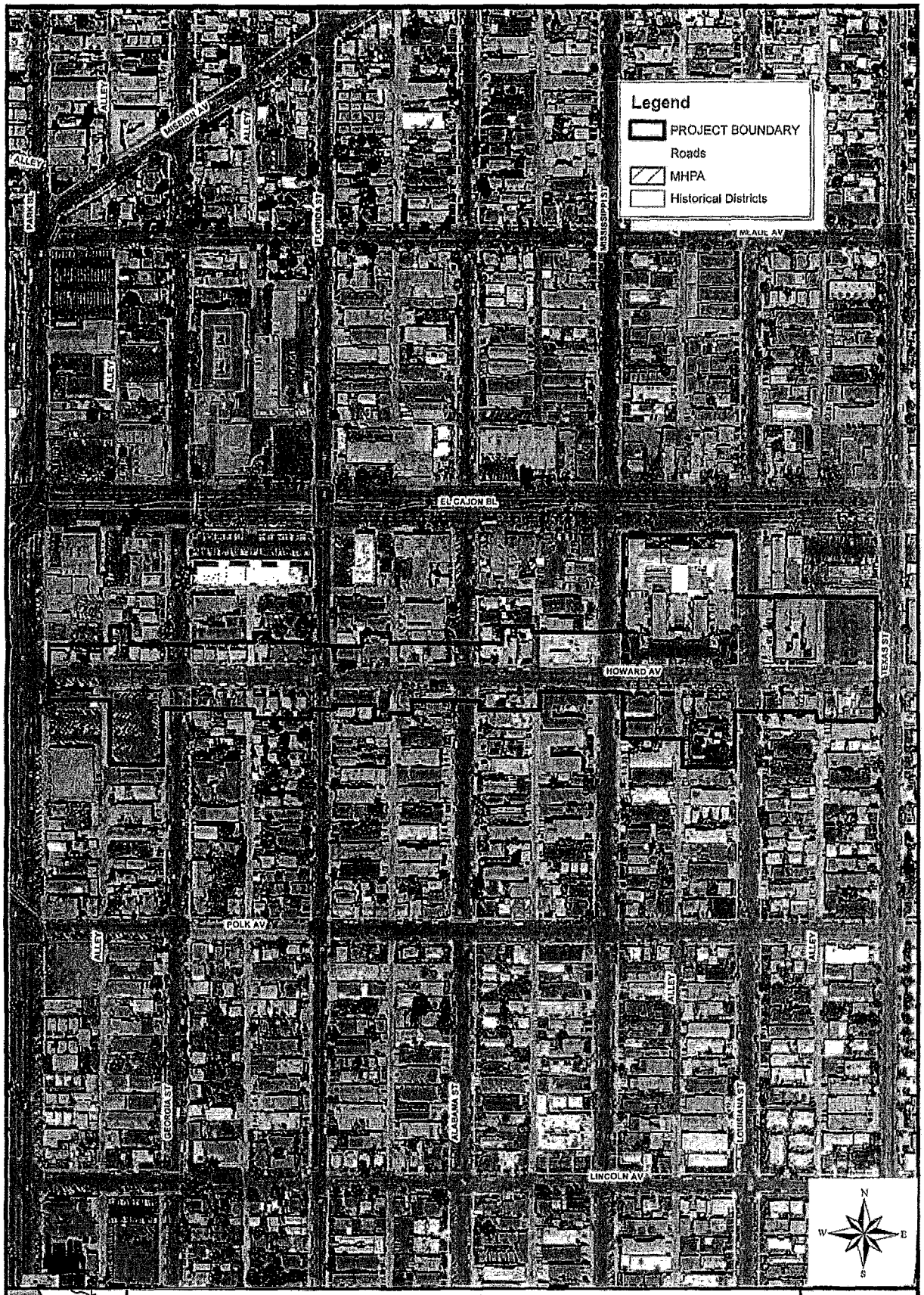
Residential Block 2S2/Project No. 240865

City of San Diego – Development Services Department

FIGURE No. 7

TRANSPORTATION & STORM WATER

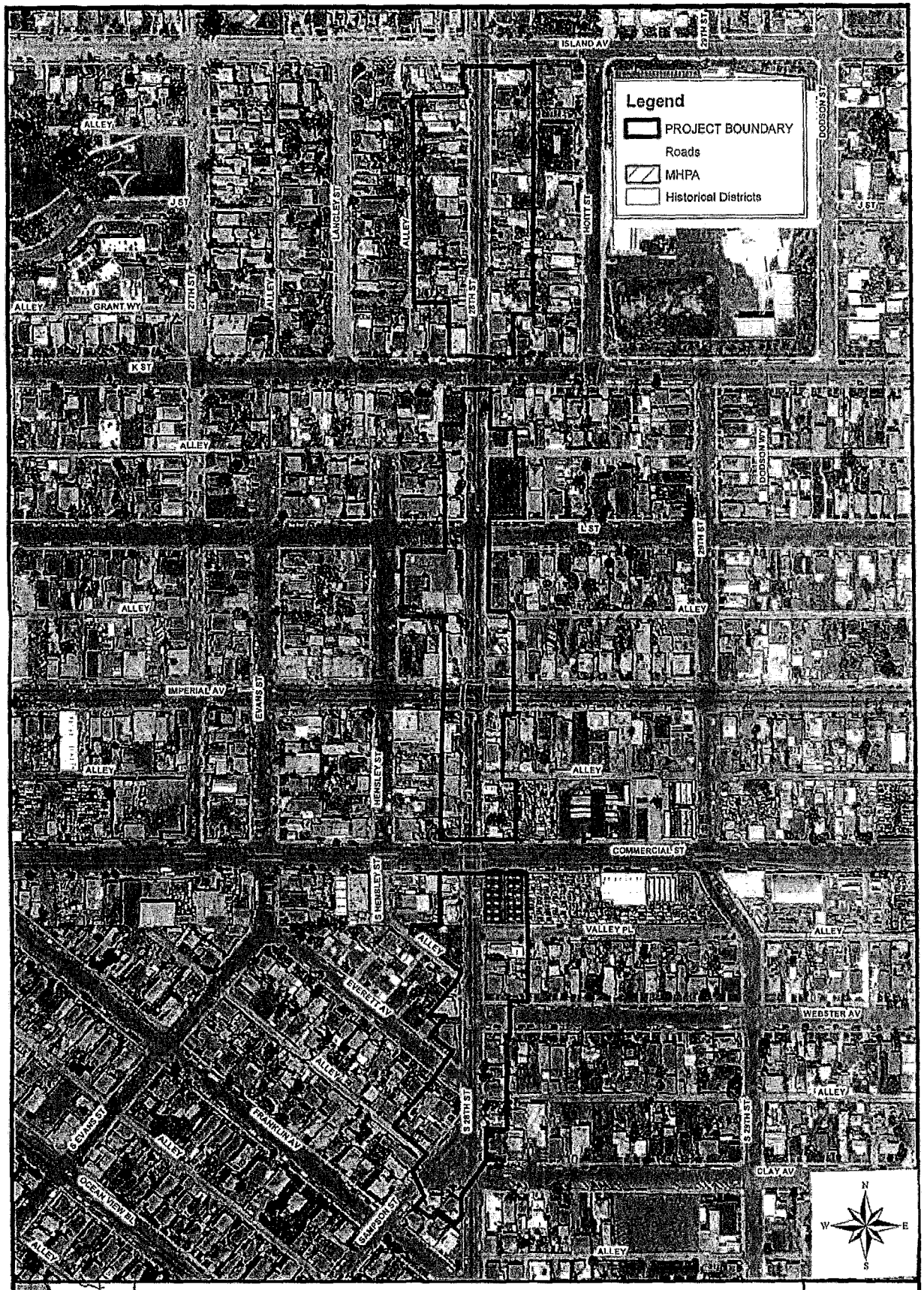
SanGIS



Location Map
Howard Avenue/Project No. 240865
City of San Diego – Development Services Department

FIGURE No. 8

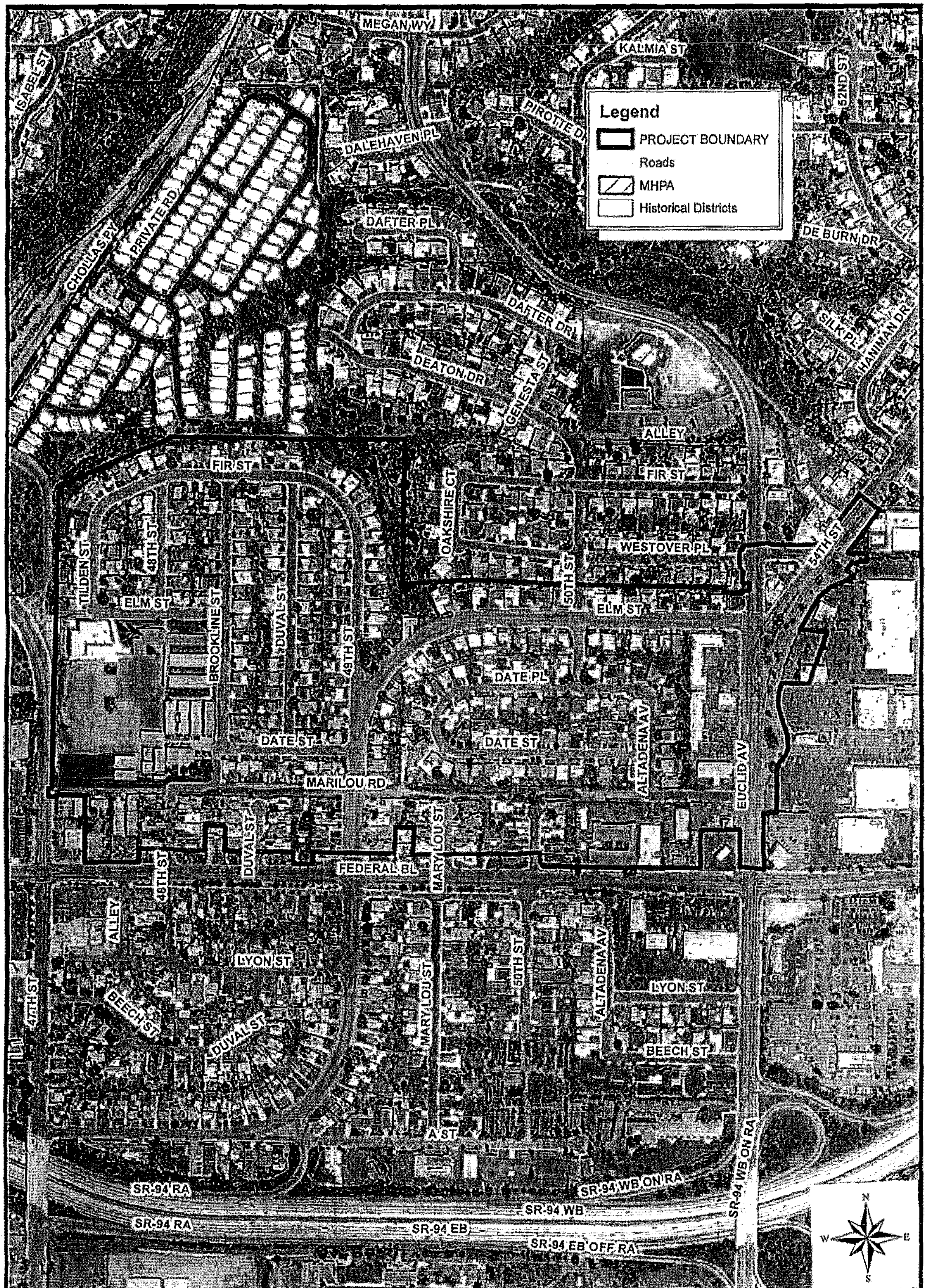
TRANSPORTATION & STORM WATER



Location Map
28th Street/Project No. 240865
City of San Diego – Development Services Department

FIGURE No. 9

TRANSPORTATION & STORM WATER

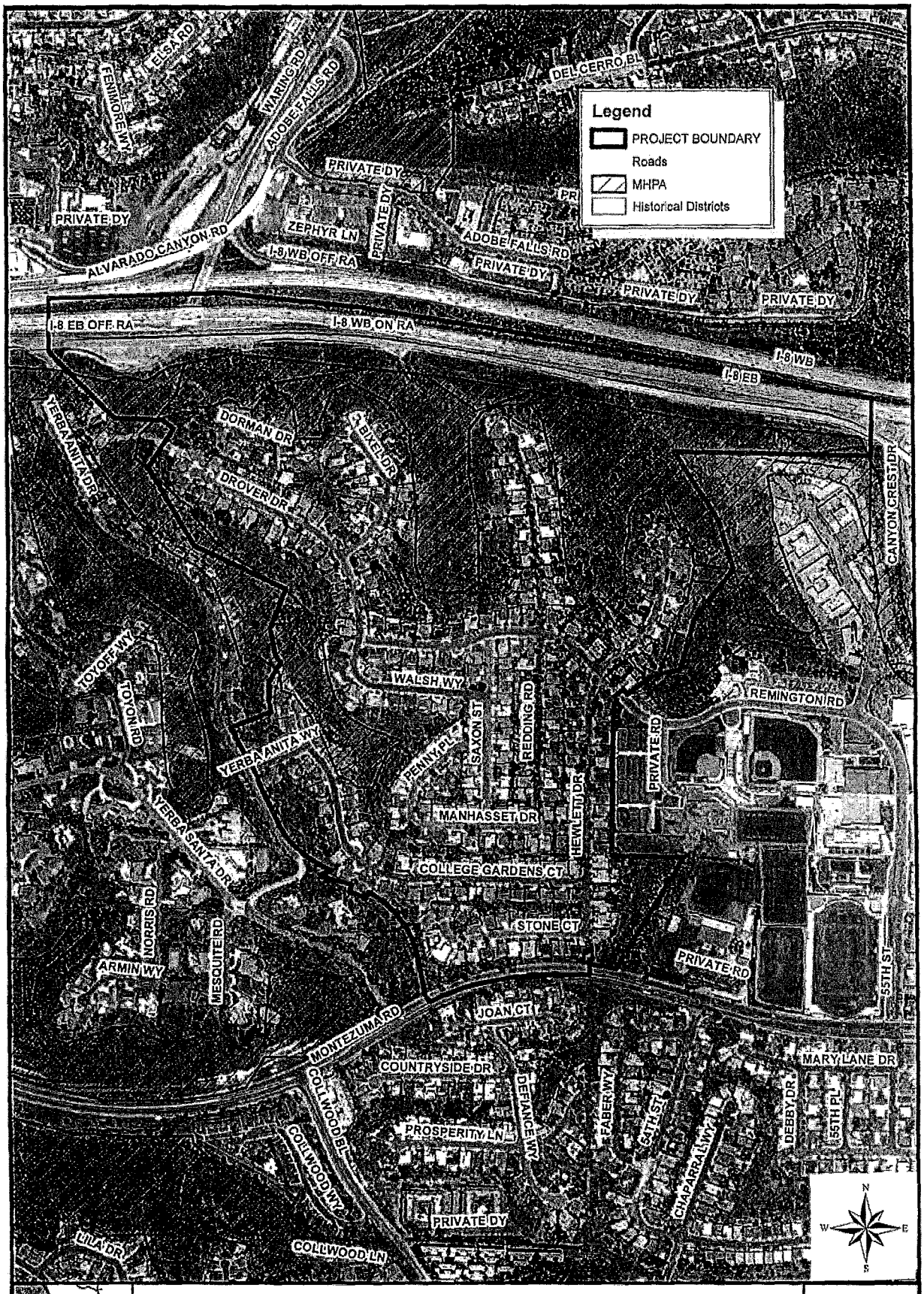


Location Map
Residential Block 4J1/Project No. 240865
City of San Diego – Development Services Department

FIGURE No. 10

TRANSPORTATION & STORM WATER

SanGIS



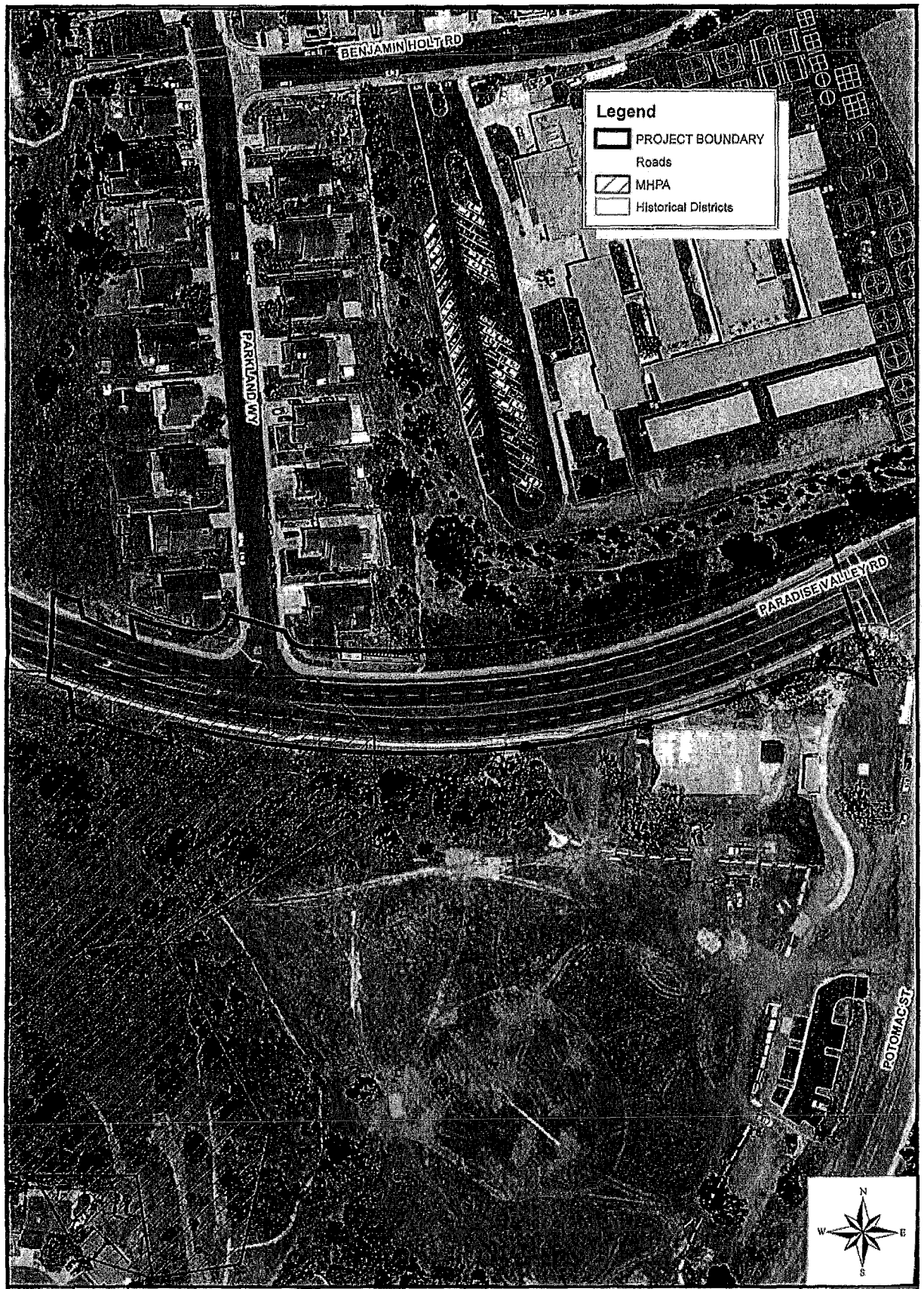
Location Map

Residential Block 701/Project No. 240865

City of San Diego – Development Services Department

FIGURE No. 11

TRANSPORTATION & STORM WATER



Location Map
Paradise Valley Road/Project No. 240865
City of San Diego – Development Services Department

FIGURE No.12

TRANSPORTATION & STORM WATER

City of San Diego
Development Services

ENTITLEMENTS DIVISION
(619) 446-5460

MITIGATED NEGATIVE DECLARATION

Project No. 206474
SCH# N/A

SUBJECT: 2009 UNDERGROUNDING UTILITY DISTRICT PROJECTS: CITY COUNCIL APPROVAL to prioritize and form undergrounding utility districts. SDG&E would be constructing an Underground Utility System per the franchise agreement. The project would excavate trenches approximately 5 feet deep and 2.5 feet wide. The trenches would be located along one side of the public right-of-way, and would install conduit, substructures, and transformers located on concrete pads. In addition, the project would install cable through the conduits; provide individual customer connections, removal of existing overhead lines and poles, and the installation of streetlights where applicable. Curb ramps would be installed where missing and, if applicable, street trees would be relocated or installed.

The separate phased projects are located within the public right-of-way. The separate phased projects are located within the public right-of-way in the following areas: **Block 2O - Sunset Cliffs Boulevard** (Coronado Avenue to Newport Avenue) in the Ocean Beach Community Plan; **Block 3O Lincoln Avenue** (30th Street to Wabash Avenue) in the MidCity:City Heights Community Plan; **Block 2S1** (north of North Jetty Road, south of San Fernando Place, east of Ocean Front Walk, west of Bayside Walk) in the Mission Beach Community Plan; ~~**Block 3CC** (north of Hastings Road, south of I-8, east of I-15, west of Fairmont Avenue) in the MidCity-Kensington-Talmadge Community Plan;~~ **Block 4N** (north of Mulberry Street, south of Madroncillo Street, east of Holstrom Place, west of 69th Street) in the Encanto Neighborhood, Southeastern Community Plan; **Block 8A** (north of Broadway, south of Russ Boulevard, east of I-5, west of 28th Street) in the Greater Golden Hill Community Plan; **30th Street 20A in Block 8J2** (Ocean View Boulevard to K Street) in the Southeastern Community Plan; **Euclid Avenue** (Euclid Avenue to University Avenue) in the MidCity Heights Community Plan. Applicant: City of San Diego, Engineering and Capital Projects Department, Right-of-Way Design Division. Contact: James Bajet

UPDATE 8/4/10:

Revisions have been made to the draft Mitigated Negative Declaration (MND). One comment letter was received during public review that identified historical resource issues associated with the Block 3CC portion of the Undergrounding program for 2009. City staff acknowledges the sensitivity of this area; therefore, all references to the Block 3CC project have been struck from this Final MND and will be evaluated under a separate CEQA document.

In accordance with the California Environmental Quality Act, Section 15073.5 (c)(4), the addition of new information that clarifies, amplifies, or makes insignificant modification does not require recirculation as there are no new impacts and no new mitigation identified. The removal of the Block 3CC project from the Final MND would not result in any new impacts. An environmental document need only be recirculated when there is identification of new significant environmental impact or the addition of a new mitigation measure required to avoid a significant environmental impact.

I. PROJECT DESCRIPTION: See attached Initial Study.

II. ENVIRONMENTAL SETTING: See attached Initial Study.

III. DETERMINATION:

IV.

The City of San Diego conducted an Initial Study which determined that several of the proposed projects could have a significant environmental effect in the following areas(s): HISTORICAL RESOURCES (ARCHEOLGY), HISTORICAL RESOURCES (SIDEWALK AND STAMP PRESERVATION), ~~LAND USE (MSCP/MHPA).~~ The project proposal requires the implementation of specific mitigation identified in Section V of this Mitigated Negative Declaration (MND). The project as presented avoids or mitigates the potentially significant environmental effects identified, and the preparation of an Environmental Impact Report (EIR) would not be required.

V. DOCUMENTATION:

The attached Initial Study documents the reasons to support the above Determination.

VI. MITIGATION, MONITORING AND REPORTING PROGRAM:

A. GENERAL REQUIREMENTS – PART I
Plan Check Phase (prior to permit issuance)

1. Prior to the issuance Bid Opening/Bid Award or beginning any construction related activity on-site, the Development Services Department (DSD) Director's Environmental Designee (ED) shall review and approve all Construction Documents (CD), (plans, specification, details, etc.) to ensure the MMRP requirements have been incorporated.

2. In addition, the ED shall verify that the MMRP Conditions/Notes that apply ONLY to the construction phases of this project are included VERBATIM, under the heading, "**ENVIRONMENTAL/MITIGATION REQUIREMENTS.**"

3. These notes must be shown within the first three (3) sheets of the construction documents in the format specified for engineering construction document templates as shown on the City website:

   http://www.sandiego.gov/development-services/industry/standtemp.shtml

4. The **TITLE INDEX SHEET** must also show on which pages the "Environmental/Mitigation Requirements" notes are provided.

B. GENERAL REQUIREMENTS – PART II
Post Plan Check (After permit issuance/Prior to start of construction)

1. **PRE CONSTRUCTION MEETING IS REQUIRED TEN (10) WORKING DAYS PRIOR TO BEGINNING ANY WORK ON THIS PROJECT.** The PERMIT HOLDER/OWNER is responsible to arrange and perform this meeting by contacting the CITY RESIDENT ENGINEER (RE) of the Field Engineering Division and City staff from MITIGATION MONITORING COORDINATION (MMC). Attendees must also include the Permit holder's Representative(s), Job Site Superintendent and the following consultants:

   Archeologist and Native American Monitor

   Note: Failure of all responsible Permit Holder's representatives and consultants to attend shall require an additional meeting with all parties present.

   CONTACT INFORMATION:
   a) The PRIMARY POINT OF CONTACT is the **RE** at the **Field Engineering Division – 858-627-3200**
   b) For Clarification of ENVIRONMENTAL REQUIREMENTS, it is also required to call **RE and MMC at 858-627-3360**

2. **MMRP COMPLIANCE:** This Project, Project Tracking System (PTS) 206474, shall conform to the mitigation requirements contained in the associated Environmental Document and implemented to the satisfaction of the DSD's ED, MMC and the City Engineer (RE). The requirements may not be reduced or changed but may be annotated (i.e. to explain when and how compliance is being met and location of verifying proof, etc.). Additional clarifying information may also be added to other relevant plan sheets and/or specifications as appropriate (i.e., specific locations, times of monitoring, methodology, etc

Note:
Permit Holder's Representatives must alert RE and MMC if there are any discrepancies in the plans or notes, or any changes due to field conditions. All conflicts must be approved by RE and MMC BEFORE the work is performed.

3. **OTHER AGENCY REQUIREMENTS:** Evidence that any other agency requirements or permits have been obtained or are in process shall be submitted to the RE and MMC for review and acceptance prior to the beginning of work or within one week of the Permit Holder obtaining documentation of those permits or requirements. Evidence shall include copies of permits, letters of resolution or other documentation issued by the responsible agency.
Not Applicable for this project.

4. **MONITORING EXHIBITS:** All consultants are required to submit, to RE and MMC, a monitoring exhibit on a 11x17 reduction of the appropriate construction plan, such as site plan, grading, landscape, etc., marked to clearly show the specific areas including the **LIMIT OF WORK**, scope of that discipline's work, and notes indicating when in the construction schedule that work will be performed. When necessary for clarification, a detailed methodology of how the work will be performed shall be included.

5. **OTHER SUBMITTALS AND INSPECTIONS:** The Permit Holder/Owner's representative shall submit all required documentation, verification letters, and requests for all associated inspections to the RE and MMC for approval per the following schedule:

Document Submittal/Inspection Checklist

Issue Area	*Document submittal*	*Associated Inspection/Approvals/Note*
General	Consultant Qualification Letters	Prior to Pre-construction Meeting
General	Consultant Const. Monitoring	Prior to or at the Pre-Construction Meeting
Archaeology	Archaeology Reports	Archaeology observation
Historical	Historical Resources Report	Historical Resources Preservation
Final MMRP		Final MMRP Inspection

I. **HISTORICAL RESOURCES (ARCHAEOLOGY). This section applies to the following projects only:**

Part-time monitoring at **Block 2S1, Block 3O Lincoln Ave, Euclid Ave, ~~Block 3CC;~~** Monitoring in the western portion only of **Block 4N;** Full time monitoring at **Block 2Q - Sunset Cliffs Boulevard, Block 8A, 30th Street 20A in Block 8J2.**

I. Prior to Permit Issuance or Bid Opening/Bid Award

A. Entitlements Plan Check

1. Prior to permit issuance or Bid Opening/Bid Award, whichever is applicable, the Assistant Deputy Director (ADD) Environmental designee shall verify that the requirements for Archaeological Monitoring and Native American monitoring have been noted on the applicable construction documents through the plan check process.

B. Letters of Qualification have been submitted to ADD

1. Prior to Bid Award, the applicant shall submit a letter of verification to Mitigation Monitoring Coordination (MMC) identifying the Principal Investigator (PI) for the project and the names of all persons involved in the archaeological monitoring program, as defined in the City of San Diego Historical Resources Guidelines (HRG). If applicable, individuals involved in the archaeological monitoring program must have completed the 40-hour HAZWOPER training with certification documentation.
2. MMC will provide a letter to the applicant confirming the qualifications of the PI and all persons involved in the archaeological monitoring of the project meet the qualifications established in the HRG.
3. Prior to the start of work, the applicant must obtain written approval from MMC for any personnel changes associated with the monitoring program.

II. Prior to Start of Construction

A. Verification of Records Search

1. The PI shall provide verification to MMC that a site specific records search (1/4 mile radius) has been completed. Verification includes, but is not limited to a copy of a confirmation letter from South Coastal Information Center, or, if the search was in-house, a letter of verification from the PI stating that the search was completed.
2. The letter shall introduce any pertinent information concerning expectations and probabilities of discovery during trenching and/or grading activities.
3. The PI may submit a detailed letter to MMC requesting a reduction to the ¼ mile radius.

B. PI Shall Attend Precon Meetings

1. Prior to beginning any work that requires monitoring; the Applicant shall arrange a Precon Meeting that shall include the PI, Native American consultant/monitor (where Native American resources may be impacted), Construction Manager (CM) and/or Grading Contractor, Resident Engineer (RE), Building Inspector (BI), if appropriate, and MMC. The qualified Archaeologist and Native American Monitor shall attend any grading/excavation related Precon Meetings to make comments and/or suggestions concerning the Archaeological Monitoring program with the Construction Manager and/or Grading Contractor.
   a. If the PI is unable to attend the Precon Meeting, the Applicant shall schedule a focused Precon Meeting with MMC, the PI, RE, CM or BI, if appropriate, prior to the start of any work that requires monitoring.

2. Acknowledgement of Responsibility for Curation (CIP or Other Public Projects)
   The applicant shall submit a letter to MMC acknowledging their responsibility for the cost of curation associated with all phases of the archaeological monitoring program.
3. Identify Areas to be Monitored
   a. Prior to the start of any work that requires monitoring, the PI shall submit an Archaeological Monitoring Exhibit (AME) (with verification that the AME has been reviewed and approved by the Native American consultant/monitor when Native American resources may be impacted) based on the appropriate construction documents (reduced to 11x17) to MMC identifying the areas to be monitored including the delineation of grading/excavation limits.

b. The AME shall be based on the results of a site specific records search as well as information regarding the age of existing pipelines, laterals and associated appurtenances and/or any known soil conditions (native or formation).
c. MMC shall notify the PI that the AME has been approved.

4. When Monitoring Will Occur
   a. Prior to the start of any work, the PI shall also submit a construction schedule to MMC through the RE indicating when and where monitoring will occur.
   b. The PI may submit a detailed letter to MMC prior to the start of work or during construction requesting a modification to the monitoring program. This request shall be based on relevant information such as review of final construction documents which indicate conditions such as age of existing pipe to be replaced, depth of excavation and/or site graded to bedrock, etc., which may reduce or increase the potential for resources to be present.
5. Approval of AME and Construction Schedule
   After approval of the AME by MMC, the PI shall submit to MMC written authorization of the AME and Construction Schedule from the CM.

III. During Construction

A. Monitor Shall be Present During Grading/Excavation/Trenching
   1. The Archaeological Monitor shall be present full-time during all soil disturbing and grading/excavation/trenching activities which could result in impacts to archaeological resources as identified on the AME. **The Construction Manager is responsible for notifying the RE, PI, and MMC of changes to any construction activities such as in the case of a potential safety concern within the area being monitored. In certain circumstances OSHA safety requirements may necessitate modification of the AME.**
   2. The Native American consultant/monitor shall determine the extent of their presence during soil disturbing and grading/excavation/trenching activities based on the AME and provide that information to the PI and MMC. If prehistoric resources are encountered during the Native American consultant/monitor's absence, work shall stop and the Discovery Notification Process detailed in Section III.B-C and IV.A-D shall commence.
   3. The PI may submit a detailed letter to MMC during construction requesting a modification to the monitoring program when a field condition such as modern disturbance post-dating the previous grading/trenching activities, presence of fossil formations, or when native soils are encountered that may reduce or increase the potential for resources to be present.
   4. The archaeological and Native American consultant/monitor shall document field activity via the Consultant Site Visit Record (CSVR). The CSVR's shall be faxed by the CM to the RE the first day of monitoring, the last day of monitoring, monthly **(Notification of Monitoring Completion)**, and in the case of ANY discoveries. The RE shall forward copies to MMC.

B. Discovery Notification Process
   1. In the event of a discovery, the Archaeological Monitor shall direct the contractor to temporarily divert all soil disturbing activities, including but not limited to digging, trenching, excavating or grading activities in the area of discovery and in the area reasonably suspected to overlay adjacent resources and immediately notify the RE or BI, as appropriate.
   2. The Monitor shall immediately notify the PI (unless Monitor is the PI) of the discovery.
   3. The PI shall immediately notify MMC by phone of the discovery, and shall also submit written documentation to MMC within 24 hours by fax or email with photos of the resource in context, if possible.
   4. No soil shall be exported off-site until a determination can be made regarding the significance of the resource specifically if Native American resources are encountered.

C. Determination of Significance
   1. The PI and Native American consultant/monitor, where Native American resources are discovered shall evaluate the significance of the resource. If Human Remains are involved, follow protocol in Section IV below.
      a. The PI shall immediately notify MMC by phone to discuss significance determination and shall also submit a letter to MMC indicating whether additional mitigation is required.
      b. If the resource is significant, the PI shall submit an Archaeological Data Recovery Program (ADRP) and obtain written approval of the program from MMC, CM and RE. ADRP and any mitigation must be approved by MMC, RE and/or CM before ground disturbing activities in the area of discovery will be allowed to resume. **Note: If a unique archaeological site is also an historical resource as defined in CEQA Section 15064.5, then the limits on the amount(s) that a project applicant may be required to pay to cover mitigation costs as indicated in CEQA Section 21083.2 shall not apply.**
         (1). Note: For pipeline trenching and other linear projects in the public Right-of-Way, the PI shall implement the Discovery Process for Pipeline Trenching projects identified below under "D."
      c. If the resource is not significant, the PI shall submit a letter to MMC indicating that artifacts will be collected, curated, and documented in the Final Monitoring Report. The letter shall also indicate that that no further work is required.
         (1). Note: For Pipeline Trenching and other linear projects in the public Right-of-Way, if the deposit is limited in size, both in length and depth; the information value is limited and is not associated with any other resource; and there are no unique features/artifacts associated with the deposit, the discovery should be considered not significant.
         (2). Note, for Pipeline Trenching and other linear projects in the public Right-of-Way, if significance cannot be determined, the Final Monitoring Report and Site Record (DPR Form 523A/B) shall identify the discovery as Potentially Significant.

D. Discovery Process for Significant Resources - Pipeline Trenching and other Linear Projects in the Public Right-of-Way

The following procedure constitutes adequate mitigation of a significant discovery encountered during pipeline trenching activities or for other linear project types within the Public Right-of-Way including but not limited to excavation for jacking pits, receiving pits, laterals, and manholes to reduce impacts to below a level of significance:

   1. Procedures for documentation, curation and reporting
      a. One hundred percent of the artifacts within the trench alignment and width shall be documented in-situ, to include photographic records, plan view of the trench and profiles of side walls, recovered, photographed after cleaning and analyzed and curated. The remainder of the deposit within the limits of excavation (trench walls) shall be left intact;
      b. The PI shall prepare a Draft Monitoring Report and submit to MMC via the RE as indicated in Section VI-A.
      c. The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) the resource(s) encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines. The DPR forms shall be submitted to the South Coastal Information Center for either a Primary Record or SDI Number and included in the Final Monitoring Report.
      d. The Final Monitoring Report shall include a recommendation for monitoring of any future work in the vicinity of the resource.

IV. Discovery of Human Remains

If human remains are discovered, work shall halt in that area and no soil shall be exported off-site until a determination can be made regarding the provenance of the human remains; and the following procedures as set forth in CEQA Section 15064.5(e), the California Public Resources Code (Sec. 5097.98) and State Health and Safety Code (Sec. 7050.5) shall be undertaken:

A. Notification
   1. Archaeological Monitor shall notify the RE or BI as appropriate, MMC, and the PI, if the Monitor is not qualified as a PI. MMC will notify the appropriate Senior Planner in the Environmental Analysis Section (EAS) of the Development Services Department to assist with the discovery notification process.
   2. The PI shall notify the Medical Examiner after consultation with the RE, either in person or via telephone.

B. Isolate discovery site
   1. Work shall be directed away from the location of the discovery and any nearby area reasonably suspected to overlay adjacent human remains until a determination can be made by the Medical Examiner in consultation with the PI concerning the provenience of the remains.
   2. The Medical Examiner, in consultation with the PI, will determine the need for a field examination to determine the provenience.
   3. If a field examination is not warranted, the Medical Examiner will determine with input from the PI, if the remains are or are most likely to be of Native American origin.

C. If Human Remains **ARE** determined to be Native American
   1. The Medical Examiner will notify the Native American Heritage Commission (NAHC) within 24 hours. By law, **ONLY** the Medical Examiner can make this call.
   2. NAHC will immediately identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information.
   3. The MLD will contact the PI within 24 hours or sooner after the Medical Examiner has completed coordination, to begin the consultation process in accordance with CEQA Section 15064.5(e), the California Public Resources and Health & Safety Codes.
   4. The MLD will have 48 hours to make recommendations to the property owner or representative, for the treatment or disposition with proper dignity, of the human remains and associated grave goods.
   5. Disposition of Native American Human Remains will be determined between the MLD and the PI, and, if:
      a. The NAHC is unable to identify the MLD, OR the MLD failed to make a recommendation within 48 hours after being notified by the Commission, OR;
      b. The landowner or authorized representative rejects the recommendation of the MLD and mediation in accordance with PRC 5097.94 (k) by the NAHC fails to provide measures acceptable to the landowner, THEN
      c. To protect these sites, the landowner shall do one or more of the following:
         (1) Record the site with the NAHC;
         (2) Record an open space or conservation easement; or
         (3) Record a document with the County.
      d. Upon the discovery of multiple Native American human remains during a ground disturbing land development activity, the landowner may agree that additional conferral with descendants is necessary to consider culturally appropriate treatment of multiple Native American human remains. Culturally appropriate treatment of such a discovery may be ascertained from review of the site utilizing cultural and archaeological standards. Where the parties are unable to agree on the appropriate treatment measures the human remains and buried with Native American human remains shall be reinterred with appropriate dignity, pursuant to Section 5.c., above.

D. If Human Remains are **NOT** Native American
   1. The PI shall contact the Medical Examiner and notify them of the historic era context of the burial.
   2. The Medical Examiner will determine the appropriate course of action with the PI and City staff (PRC 5097.98).
   3. If the remains are of historic origin, they shall be appropriately removed and conveyed to the San Diego Museum of Man for analysis. The decision for internment of the human remains shall be made in consultation with MMC, EAS, the applicant/landowner, any known descendant group, and the San Diego Museum of Man.

V. Night and/or Weekend Work

A. If night and/or weekend work is included in the contract
   1. When night and/or weekend work is included in the contract package, the extent and timing shall be presented and discussed at the precon meeting.
   2. The following procedures shall be followed.
      a. No Discoveries
         In the event that no discoveries were encountered during night and/or weekend work, the PI shall record the information on the CSVR and submit to MMC via fax by 8AM of the next business day.
      b. Discoveries
         All discoveries shall be processed and documented using the existing procedures detailed in Sections III - During Construction, and IV – Discovery of Human Remains. Discovery of human remains shall always be treated as a significant discovery.
      c. Potentially Significant Discoveries
         If the PI determines that a potentially significant discovery has been made, the procedures detailed under Section III - During Construction and IV-Discovery of Human Remains shall be followed.
      d. The PI shall immediately contact the RE and MMC, or by 8AM of the next business day to report and discuss the findings as indicated in Section III-B, unless other specific arrangements have been made.

B. If night and/or weekend work becomes necessary during the course of construction
   1. The Construction Manager shall notify the RE, or BI, as appropriate, a minimum of 24 hours before the work is to begin.
   2. The RE, or BI, as appropriate, shall notify MMC immediately.

C. All other procedures described above shall apply, as appropriate.

VI. Post Construction

A. Submittal of Draft Monitoring Report
   1. The PI shall submit two copies of the Draft Monitoring Report (even if negative), prepared in accordance with the Historical Resources Guidelines (Appendix C/D) which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics) to MMC via the RE for review and approval within 90 days following the completion of monitoring. **It should be noted that if the PI is unable to submit the Draft Monitoring Report within the allotted 90-day timeframe as a result of delays with analysis, special study results or other complex issues, a schedule shall be submitted to MMC establishing agreed due dates and the provision for submittal of monthly status reports until this measure can be met.**
      a. For significant archaeological resources encountered during monitoring, the Archaeological Data Recovery Program or Pipeline Trenching Discovery Process shall be included in the Draft Monitoring Report.
      b. Recording Sites with State of California Department of Parks and Recreation

The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) any significant or potentially significant resources encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines, and submittal of such forms to the South Coastal Information Center with the Final Monitoring Report.

2. MMC shall return the Draft Monitoring Report to the PI via the RE for revision or, for preparation of the Final Report.
3. The PI shall submit revised Draft Monitoring Report to MMC via the RE for approval.
4. MMC shall provide written verification to the PI of the approved report.
5. MMC shall notify the RE or BI, as appropriate, of receipt of all Draft Monitoring Report submittals and approvals.

B. Handling of Artifacts
1. The PI shall be responsible for ensuring that all cultural remains collected are cleaned and catalogued
2. The PI shall be responsible for ensuring that all artifacts are analyzed to identify function and chronology as they relate to the history of the area, that faunal material is identified as to species; and that specialty studies are completed, as appropriate.

C. Curation of artifacts: Accession Agreement and Acceptance Verification
1. The PI shall be responsible for ensuring that all artifacts associated with the survey, testing and/or data recovery for this project are permanently curated with an appropriate institution. This shall be completed in consultation with MMC and the Native American representative, as applicable.
2. When applicable to the situation, the PI shall include written verification from the Native American consultant/monitor indicating that Native American resources were treated in accordance with state law and/or applicable agreements. If the resources were reinterred, verification shall be provided to show what protective measures were taken to ensure no further disturbance occurs in accordance with Section IV – Discovery of Human Remains, Subsection C.
3. The PI shall submit the Accession Agreement and catalogue record(s) to the RE or BI, as appropriate for donor signature with a copy submitted to MMC.
4. The RE or BI, as appropriate shall obtain signature on the Accession Agreement and shall return to PI with copy submitted to MMC.
5. The PI shall include the Acceptance Verification from the curation institution in the Final Monitoring Report submitted to the RE or BI and MMC.

D. Final Monitoring Report(s)
1. The PI shall submit one copy of the approved Final Monitoring Report to the RE or BI as appropriate, and one copy to MMC (even if negative), within 90 days after notification from MMC of the approved report.
2. The RE shall, in no case, issue the Notice of Completion until receiving a copy of the approved Final Monitoring Report from MMC which includes the Acceptance Verification from the curation institution.

HISTORICAL RESOURCES (SIDEWALK AND STAMP PRESERVATION). This section applies to only:

Block 2Q - Sunset Cliff Boulevard Project only.

I. Prior to the Pre-Construction Meeting

A. A qualified historic consultant in Historic Preservation or History, as defined by the City of San Diego Historic Resources Guidelines shall be retained. A copy of the retainer

letter shall be submitted to City of San Diego Development Services Department (DSD) Mitigation Monitoring Coordination (MMC) to be placed in the project file for reference.

B. MMC shall be the primary Point of Contact (POC) for issues related to all Historic Resources Sidewalk and Stamp Preservation requirements. All communication shall be made to MMC and MMC shall be required to communicate between the Historic Resources Board (HRB) staff, the city's Resident Engineer, the historic consultant, and the contractor to ensure that all necessary mitigation in this section is appropriately addressed.

C. A Historic Sidewalk and Stamp Preservation Plan (HSSPP) shall be prepared by the qualified historic consultant. The historic consultant shall ensure that the HSSPP addresses the following:

1. Photo documentation of each sidewalk stamp, with a corresponding location map.

2. Detailed plans which show the existing and proposed location and orientation of each sidewalk stamp. If the stamp will remain in-situ, this must be indicated on the plans.

3. Details regarding the manner in which the sidewalk stamps will be cut, removed, stored (if applicable), and re-set in their new location.

4. Color, texture and scoring specifications for new sidewalks to ensure that any new improvements or repair match the historic sidewalks in color, texture and scoring. A physical sample of the proposed sidewalk material (which illustrates the finished color and texture) must be provided.

5. Molds of each sidewalk stamp impacted by the improvements shall be taken in order to allow reconstruction of the sidewalk stamp should it be irreparably damaged during the relocation process.

D. MMC shall obtain the prepared HSSPP from the historic consultant and shall circulate the copy to the HRB for staff review and approval prior to the Pre-Construction meeting.

II. At the Pre-Construction Meeting

A. MMC, the city's Resident Engineer, the retained historic consultant, and the project contractor shall be at the Pre-Construction Meeting to assure communication, coordination, and conformance with the HSSPP.

III. Prior to Start of Construction and During All Construction Activities

A. MMC, the city's Resident Engineer, the retained historic consultant, and project contractor shall ensure that the HSSPP is implemented during demolition and improvement activities requiring:

1. All existing concrete stamps/impressions that include contractor date stamp and street name stamps on all hardscape shall be sawcut (full depth along existing score marks) or at a minimum distance of two inches from the edge of the stamp, as recommended by a historic consultant, shall be carefully removed. All removed stamps shall be relocated to the parkway area/face of the newly constructed sidewalks. The historic stamp/impression shall be set in new concrete with a six-inch wide concrete border surrounding the stamp/impression and a four-inch concrete layer below. The position of the historical stamp/impression shall be such that it can be read from the sidewalk

and as close as practical to the original location and orientation of the stamp/impression, as determined by the Resident Engineer in consultation with the qualified historical consultant.

2. Any damaged sidewalk stamps shall be relocated and/or repaired in consultation with the retained historical consultant. If the historical stamp/impression is in a condition such that it cannot be repaired and relocated, as determined by the Resident Engineer in consultation with the qualified historical consultant, the contractor shall recast the original sidewalk stamp using molds taken as part of the Historic Sidewalk and Stamp Preservation Plan. In no instance shall the current contractor's name or stamp be used within the boundaries of the historic district.

~~Land Use (MSCP/MHPA~~

~~No clearing, grubbing, grading, or other construction activities shall occur between March 1 and August 15. Which is the breeding season of the coastal California gnatcatcher.~~

VI. PUBLIC REVIEW DISTRIBUTION:

Draft copies or notice of this Mitigated Negative Declaration were distributed to:

City of San Diego:
Council Districts 2,3,4 and 8
Development Services Department
Public Utilities Department
Branch Library (MS 17)
Beckwourth Branch Library (81c)
Weingart Branch Library/City Heights (81g)
Kennsignton-Normal Heights Branch Library (81k)
Ocean Beach Branch Library (81v)
Paradise Hills Branch Library (81y)
Hervey Branch Library (81z)
University Branch Library (81kk)
Historical Resources Board (87)

Other
South Coastal Information Center @ San Diego University (210)
San Diego Archaeological Center (212)
Save Our Heritage Organization (214)
Ron Christman (215)
Clint Linton (215B)
Carmen Lucas (206)
San Diego Historical Society (211)
Louis Guassac (215A)
San Diego County Archaeological Society (218)
Kumeyaay Cultural Repatriation Committee (225)
Native American Distribution (225A-R Public Notice only)
Community Planners Committee (194)
Ocean Beach Planning Board (367)

City Heights Area Planning Committee
Mission Beach Planning Committee (287)
Precise Planning Board (325)
Kensington-Talmadge Planning Group (265)
Encanto Neighborhoods Community Planning Group (449A)
Greater Golden Hill Planning Committee (259)
Southeastern San Diego Planning Group (449)
San Diego Gas and Electric (SDGE) (114)
San Diego Transit Corporation (112)

VII. RESULTS OF PUBLIC REVIEW:

( ) No comments were received during the public input period.

( ) Comments were received but did not address the draft Mitigated Negative Declaration finding or the accuracy/completeness of the Initial Study. No response is necessary. The letters are attached.

(x) Comments addressing the findings of the draft Mitigated Negative Declaration and/or accuracy or completeness of the Initial Study were received during the public input period. The letters and responses follow.

Copies of the draft **Mitigated Negative Declaration**, the Mitigation, Monitoring and Reporting Program and any Initial Study material are available in the office of the Land Development Review Division for review, or for purchase at the cost of reproduction.

Myra Hermann, Senior Planner
Development Services Department

June 16, 2010
Date of Draft Report

Analyst: J. Szymanski

August 4, 2010
Date of Final Report

Attachments:
Figure 1Block 2Q
Figure 2 Block 30
Figure 3Block 2S1
~~Figure 4 Block 3CC~~
Figure 5Block 4N
Figure 6 Block 8a
Figure 7 Block 8j2
Figure 8 Euclid

Initial Study Checklist

July 9, 2010

To: Jeffrey Szymanski, Associate Planner, City of San Diego

Re: Draft Mitigated Negative IO #21002155 for Project No. 206474

(1) The following comments specifically address the impacts of the undergrounding project related to Block 3CC (north of Hastings Road, south of I-8, east of I-15, west of Fairmont Avenue_ in the Mid-City Kensington-Talmadge Community Plan area. Block 3CC is proposed for undergrounding as a non-CPUC Rule 20 project.

The Project Description includes trenching in the public right-of-way and "would install conduit, substructures and transformers located on concrete pads. In addition, the projects would install cable through the conduits; provide individual customer connections, removal of existing overhead lines and poles, and the installation of streetlights where applicable."

Block 3CC is located in the Kensington Heights subdivision, which was first developed around 1923. This area has a high number of potential historic resources, and currently has 13 homes that have been individually designated by the City of San Diego's Historical Resources Board as historic resources.

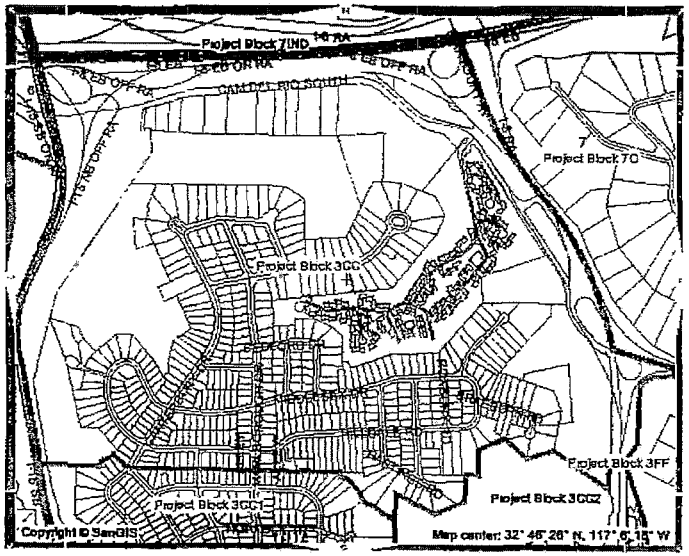


Figure 1: Map of Project Block 3CC

Response to Comments

MARGARET B. McCANN (7/9/2010)

1. City staff acknowledges the historical sensitivity of the Block 3CC project. In response to the issues raised in this letter the project shall be withdrawn for further consideration. At a future date the Block 3CC project will be revaluated and under a new CEQA document.

Additionally, this area still contains the original streetlights from the beginning of the subdivision. These streetlights, made by Union Metal Corporation and consisting of the Union Metal Design No. 792 metal post and the Union Metal GE Form 18 Novalux lantern and casing, have a crown lantern luminaire that is unique to the Kensington Heights neighborhood (see the San Diego History Center photo below).

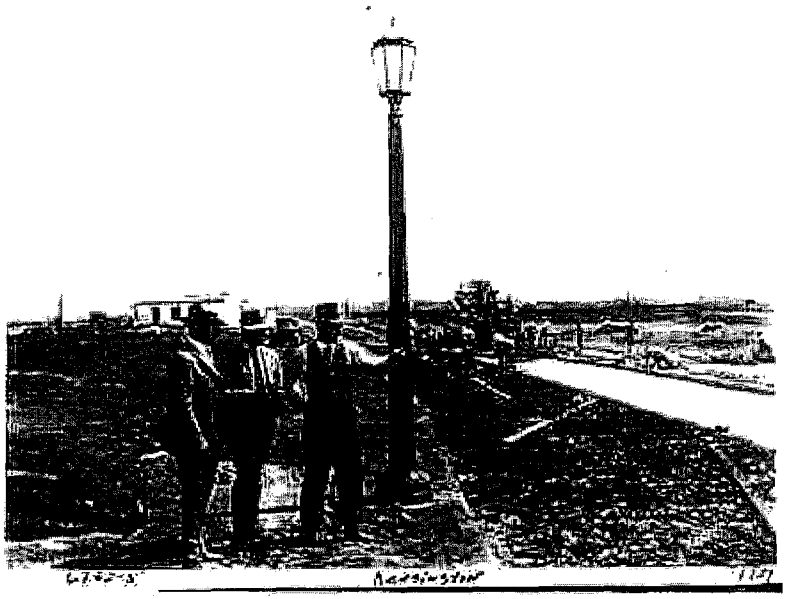


Figure 2: Original street lights in Kensington Heights, circa 1927

Many of these original street lights are still in place and functioning. They are an integral part of our community's character.

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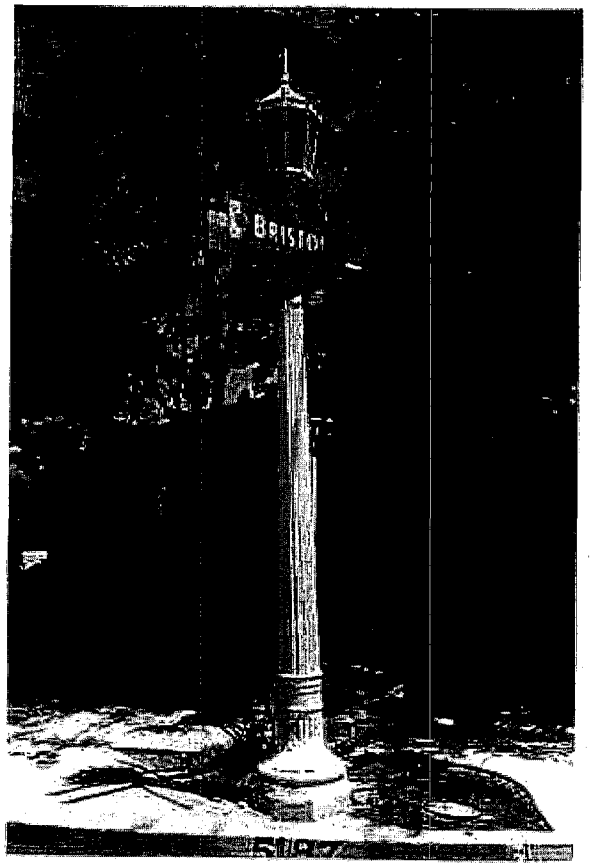

Figure 3: One of the original street lights in Kensington Heights, July 2010

When the Kensington Heights subdivision was initially developed, *all utilities were placed underground.* This area has no above ground utilities. This includes the electrical transformers, which are currently located in underground vaults. In the photo below, what cannot be seen is utility poles, wires or transformers, as they are all located below ground.

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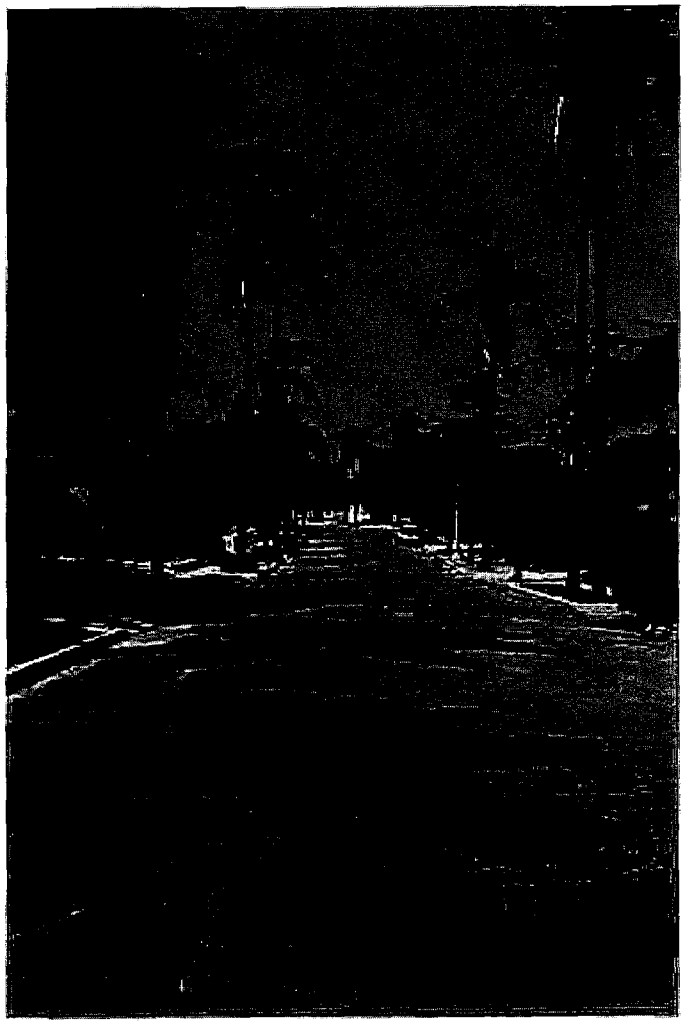

Figure 4: View of Middlesex Road in Kensington Heights Block 3CC project area, July 2010

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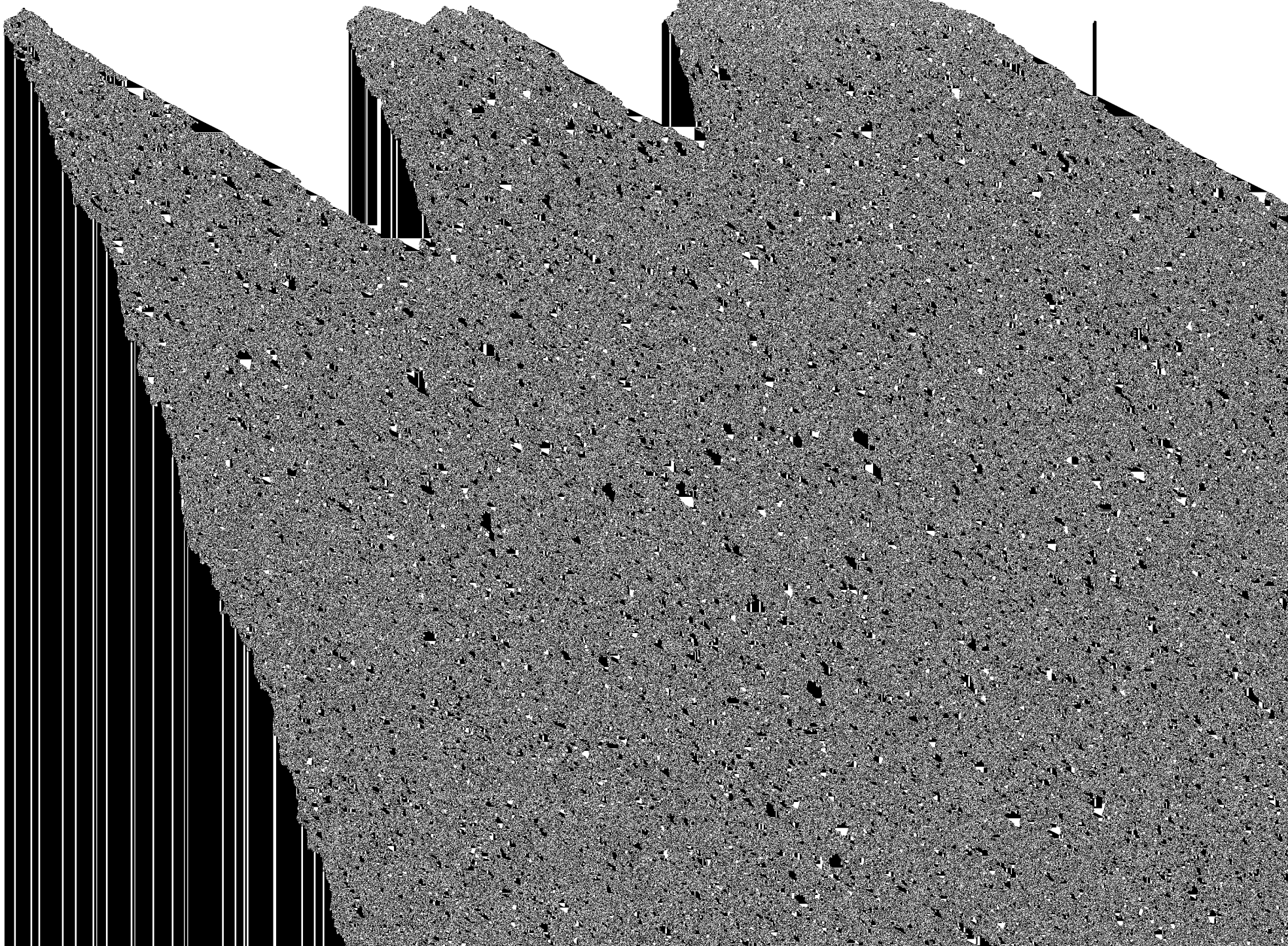
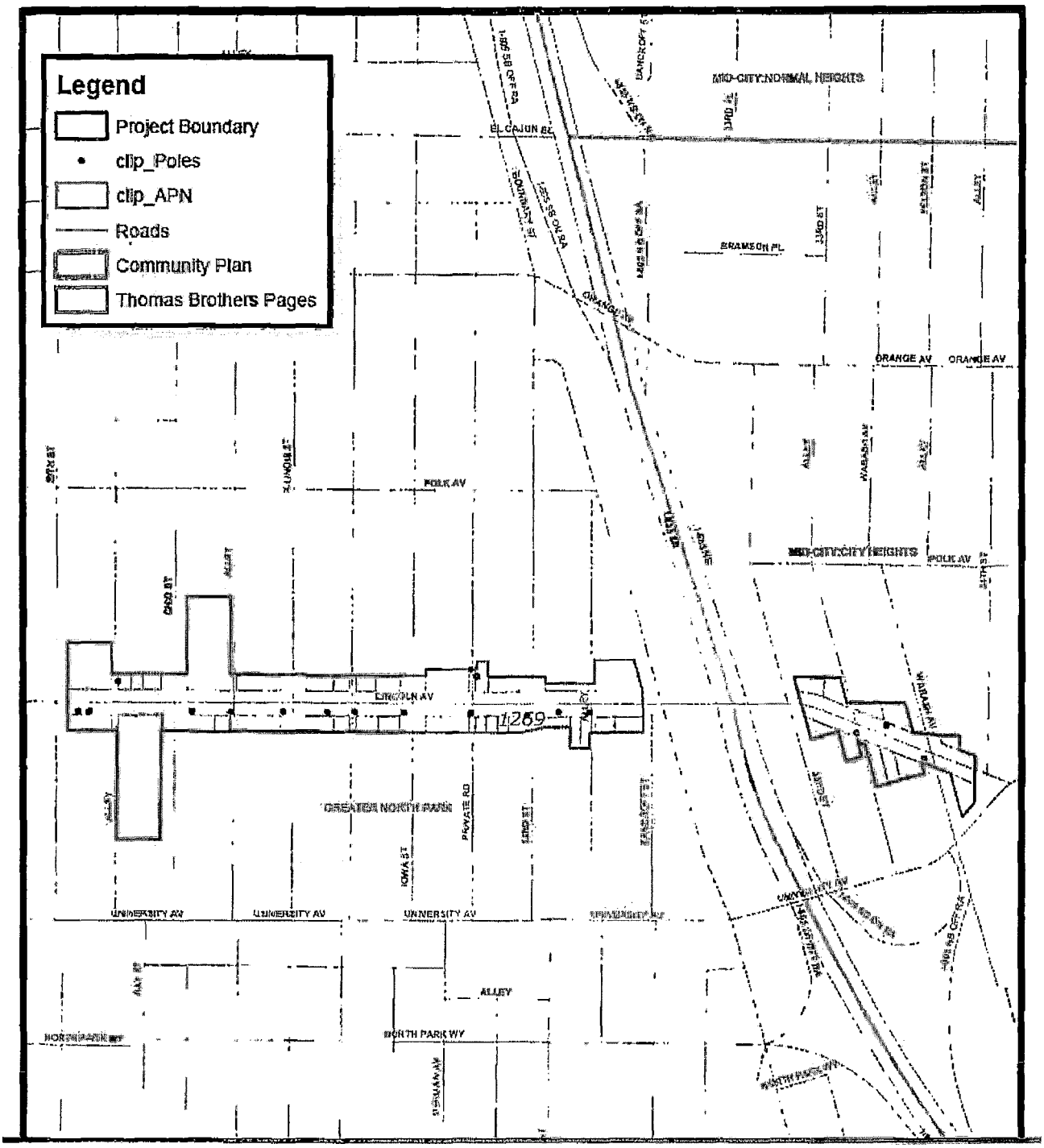


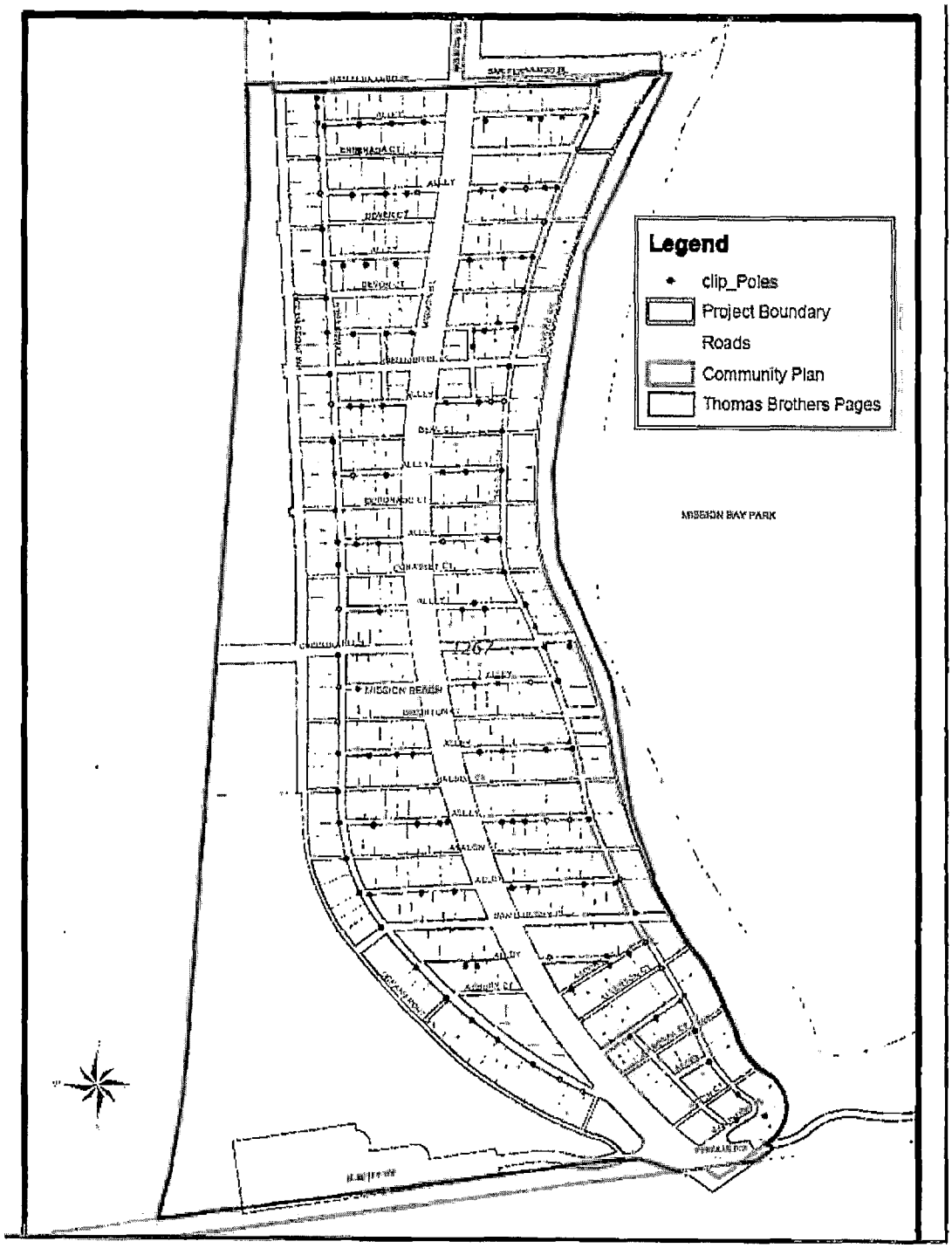


Location Map Block 30 Lincoln Ave

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 2

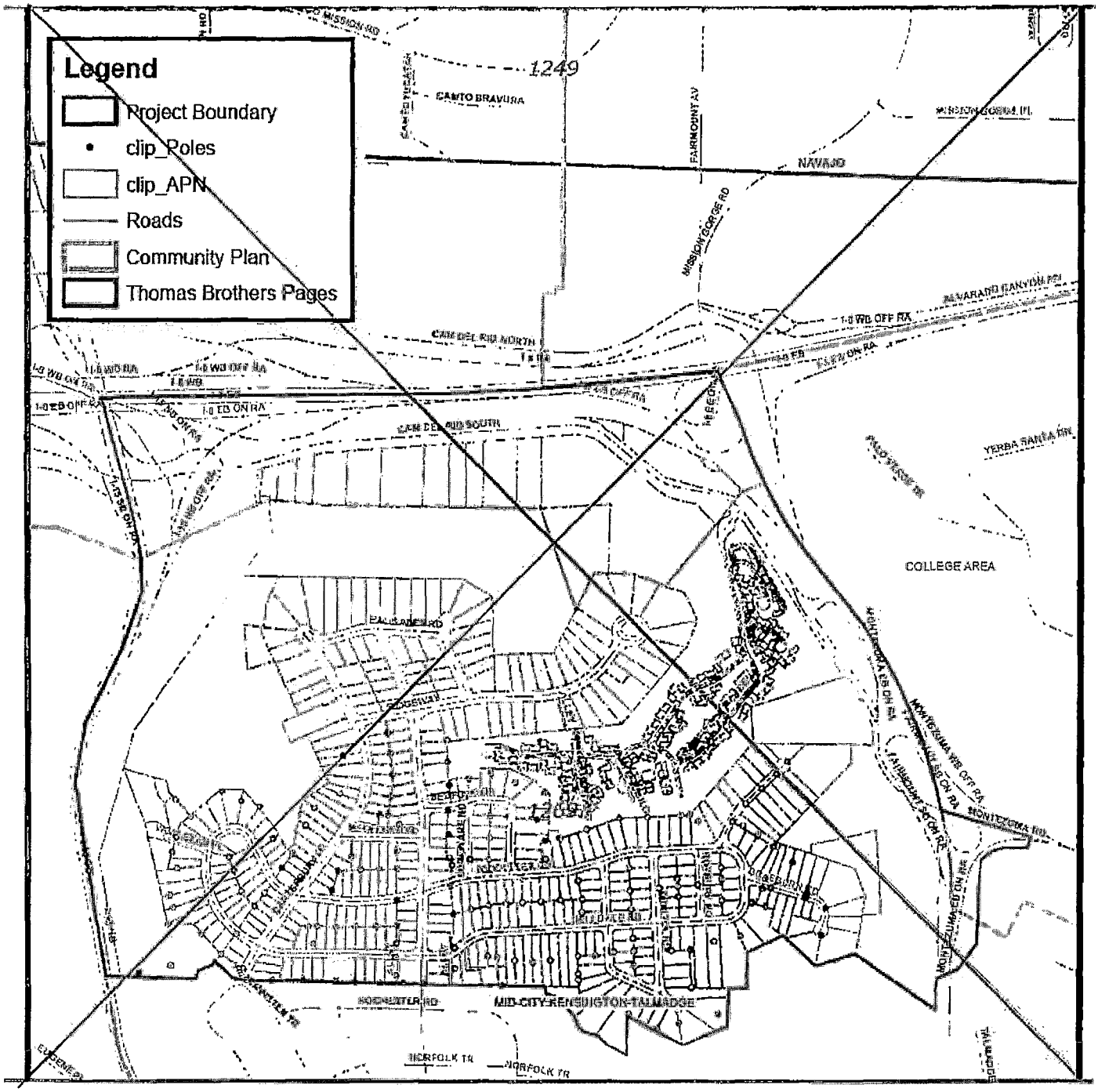


Location Map Block 2S1

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 3

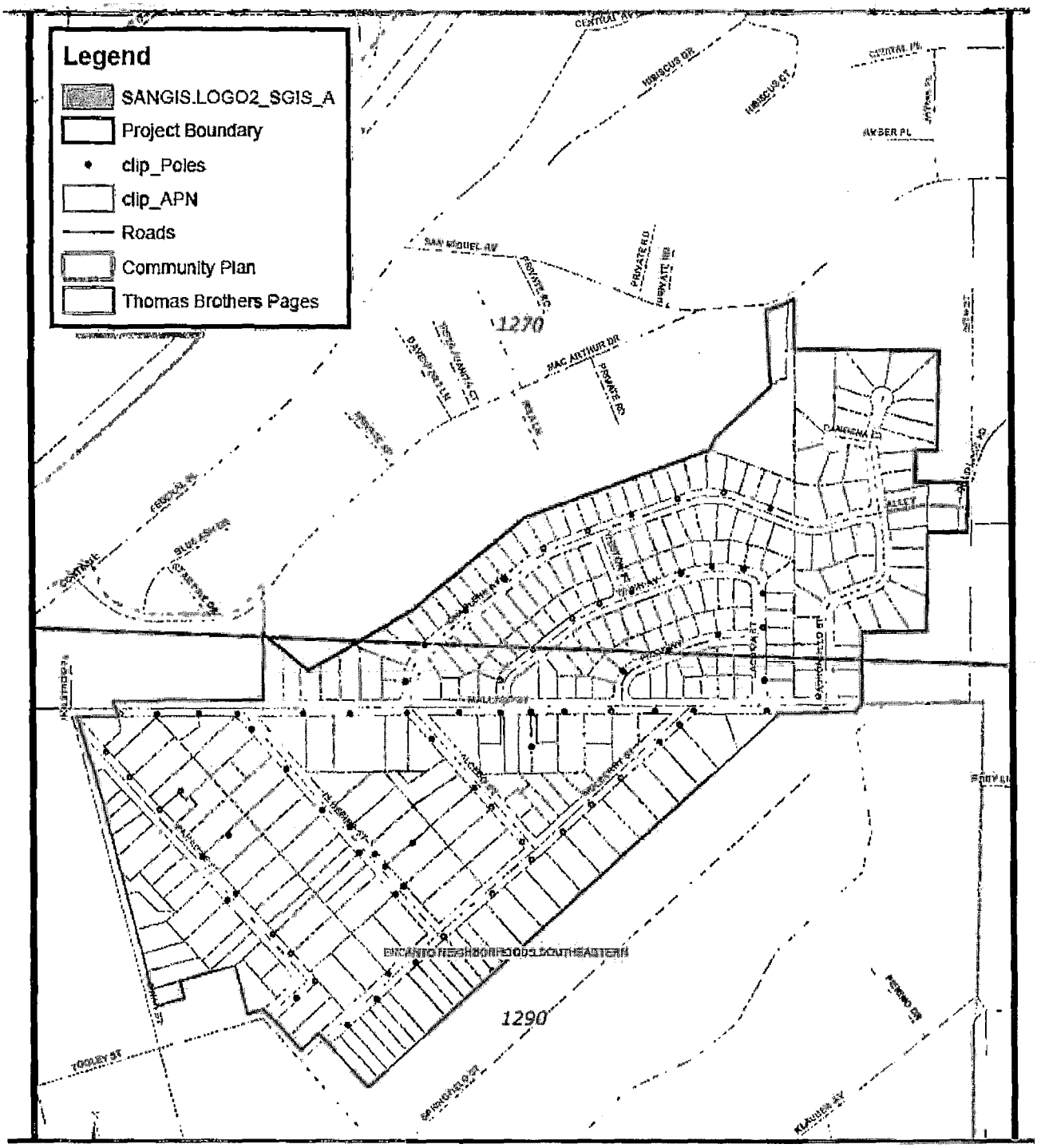


Location Map Block 3CC

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 4

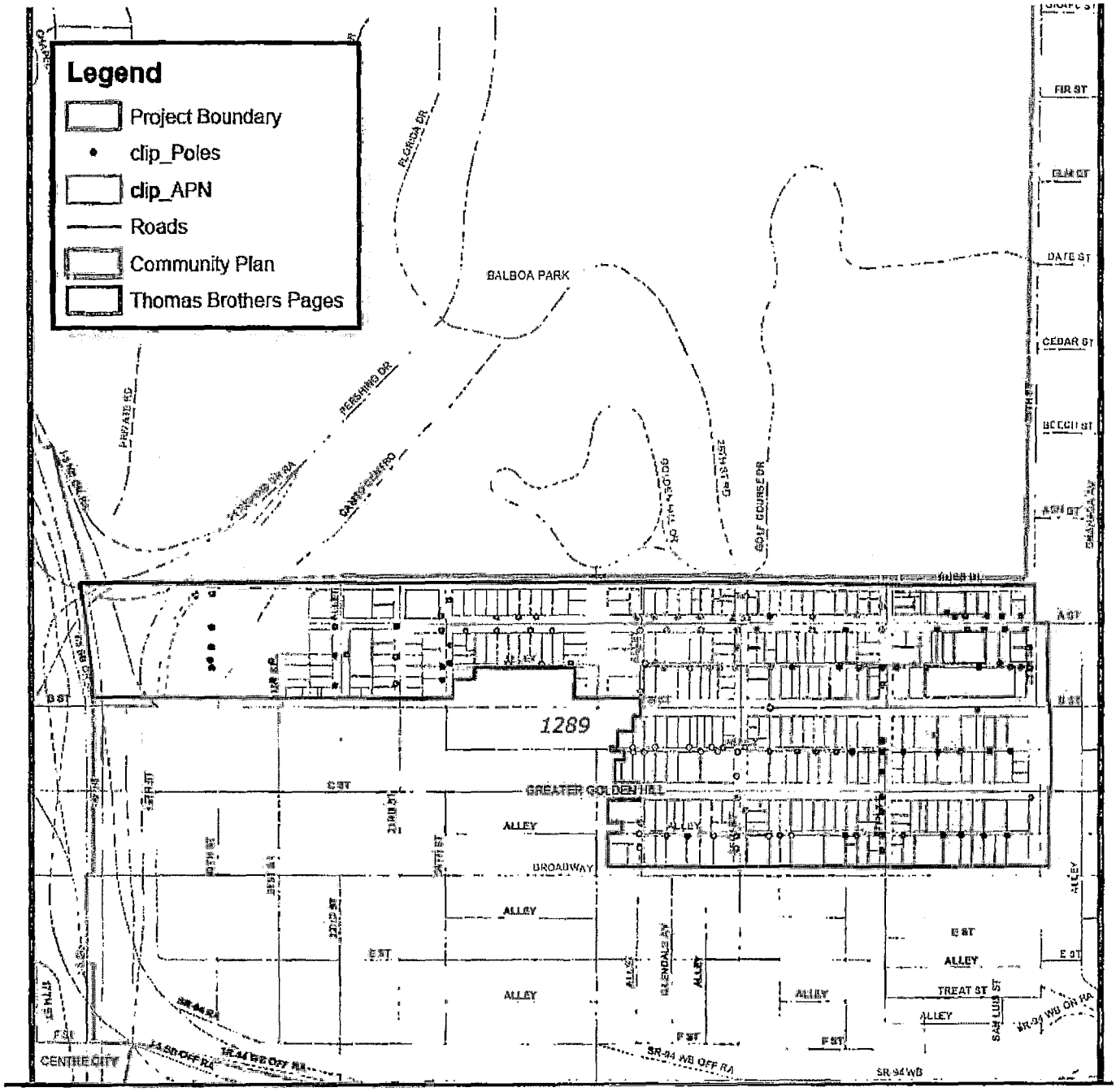


Location Map Block 4N

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 5

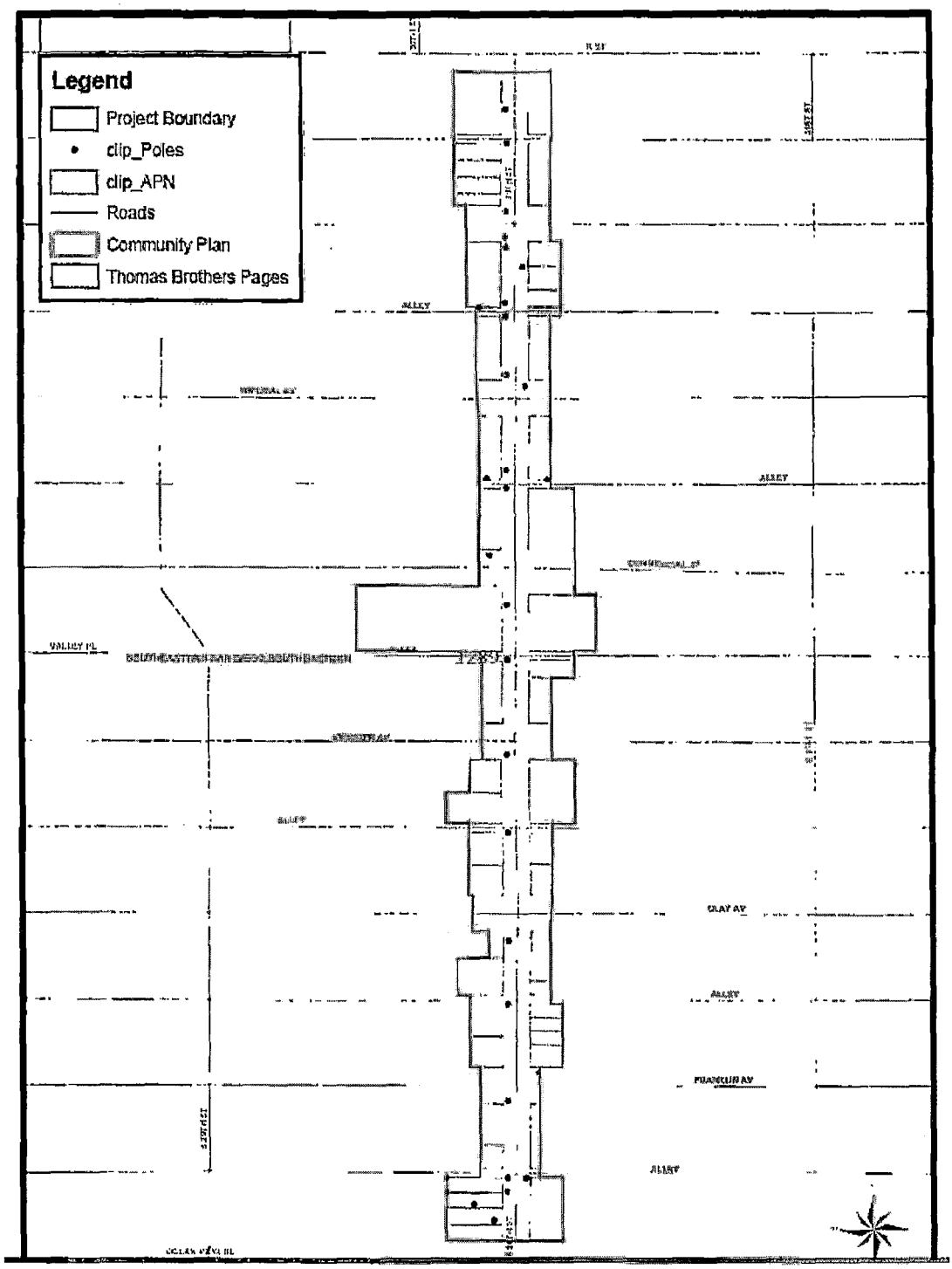


Location Map Block 8A

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 6

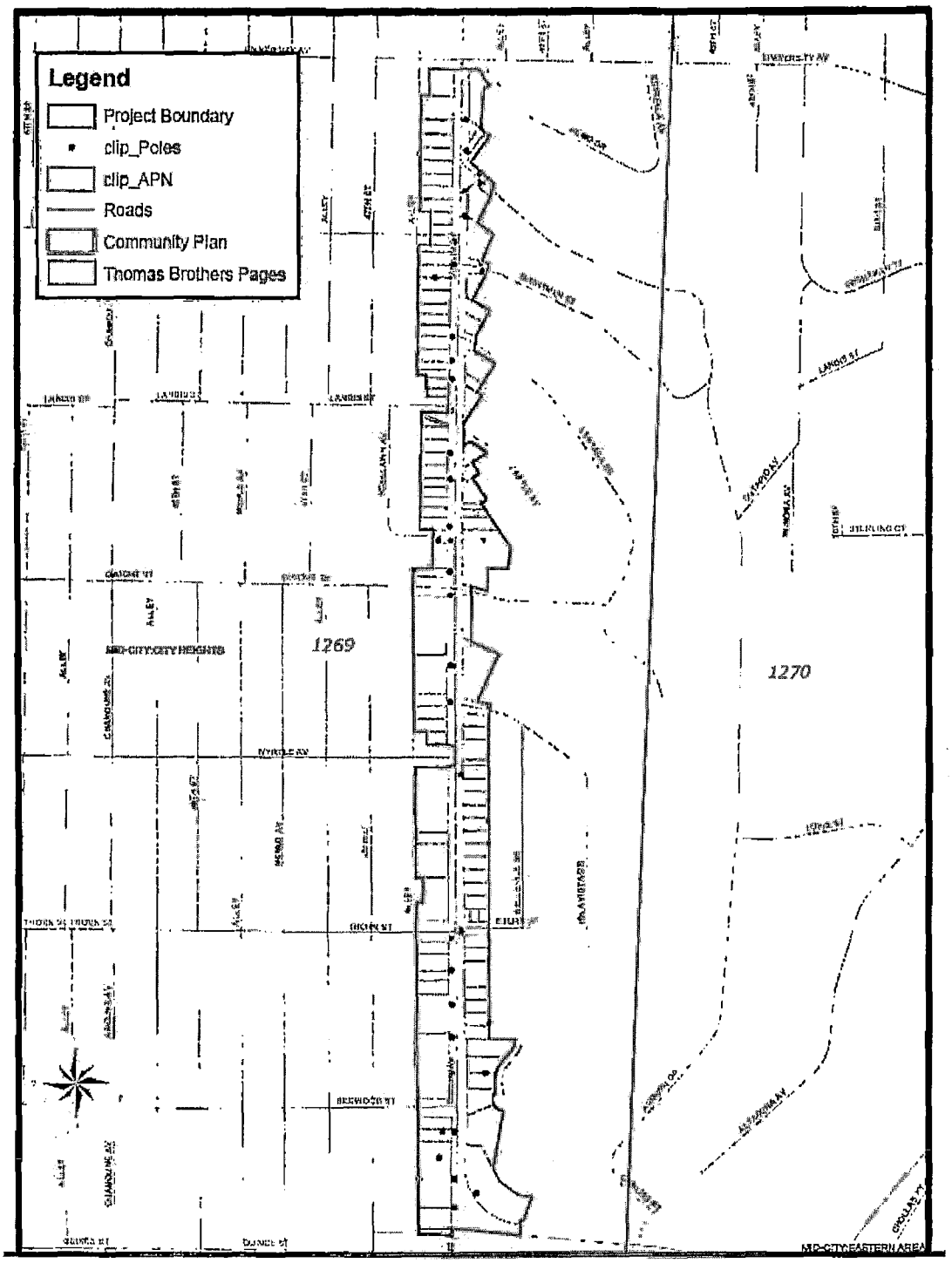


Location Map 30th Street 20A in Block 8J2

2009 Underground Utility District Projects/PTS 206474 175290

City of San Diego – Development Services Department

FIGURE No. 7



Location Map Euclid Ave.

2009 Underground Utility District Projects/PTS 206474 175290

City of San Diego – Development Services Department

FIGURE No. 8

NOTICE OF EXEMPTION

(Check one or both)

TO: __X__ RECORDER/COUNTY CLERK
P.O. BOX 1750, MS A-33
1600 PACIFIC HWY, ROOM 260
SAN DIEGO, CA 92101-2422

_____ OFFICE OF PLANNING AND RESEARCH
1400 TENTH STREET, ROOM 121
SACRAMENTO, CA 95814

FROM: CITY OF SAN DIEGO
DEVELOPMENT SERVICES DEPARTMENT
1222 FIRST AVENUE, MS 501
SAN DIEGO, CA 92101

PROJECT NO AND/OR INTERNAL ORDER.: IO #21002155 PROJECT TITLE: **2009 UNDERGROUND UTILITY DISTRICT BLOCKS**

PROJECT LOCATION-SPECIFIC: **Regents Road** (Executive Drive to Regents Road) – University Community Plan; **Potomac Street** (Calle Tres Lomas to Sea Breeze Drive) – Skyline-Paradise Hill Community Plan; **Moraga Avenue** (Phase II)(Moraga Court to Monair Drive) – Clairemont Mesa Community Plan; **Residential Project Block 6DD** (east of Courser Avenue, west of Moraga Avenue, south of Karok Avenue, north of Petunia Court) – Clairemont Mesa Community Plan; **Residential Project Block 7R** (north of Orcutt Avenue; south of Mission Gorge Road; east of Zion Avenue; west of Estrella Avenue) – Navajo Community Plan; **Gold Coast Drive Transmission** (Maya Linda Road to Thanksgiving Lane) – Mira Mesa Community Plan. These projects are within the City and County of San Diego and are not in or adjacent to the MHPA. All projects are located within the public right-of-way.

PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE, PURPOSE, AND BENEFICIARIES OF PROJECT: **Formation of Various Underground Utility Districts**. The project proposes trenching of approximately 5 feet deep and 2.5 feet wide along one side of each public right-of-way, installing conduit and substructures such as transformers on concrete pads, installing cable through the conduits, providing individual customer connections, removing existing overhead lines and poles and installing streetlights. Curb ramps will be installed where missing. If applicable, street trees will be installed.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Nathan Bruner, 600 B Street, Suite 800, MS-908A, San Diego, CA 92101, 619-533-7426

EXEMPT STATUS: (CHECK ONE)

( ) MINISTERIAL (SEC. 21080(b)(1); 15268);
( ) DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a));
( ) EMERGENCY PROJECT (SEC. 21080(b)(4); 15269 (b)(c))
(X) CATEGORICAL EXEMPTION: 15302(D) - REPLACEMENT OR RECONSTRUCTION
( ) STATUTORY EXEMPTIONS:

REASONS WHY PROJECT IS EXEMPT: This action does not involve an expansion of use and will not result in any impacts to sensitive biological or archaeological resources. Furthermore, the project meets the criteria set forth in CEQA Sections 15302(d) which specifically allows for the conversion of overhead electric utility distribution system facilities to underground including connection to existing overhead electric utility distribution lines where the surface is restored to the condition existing prior to the undergrounding; and where the exceptions listed in CEQA Section 15300.2 would not apply.

LEAD AGENCY CONTACT PERSON: Myra Herrmann, Senior Planner TELEPHONE: (619) 446-5372

IF FILED BY APPLICANT:

1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
2. HAS A NOTICE OF EXEMPTION BEEN FILED BY THE PUBLIC AGENCY APPROVING THE PROJECT?
   ( ) YES ( ) NO

IT IS HEREBY CERTIFIED THAT THE CITY OF SAN DIEGO HAS DETERMINED THE ABOVE ACTIVITY TO BE EXEMPT FROM CEQA

Myra Herrmann Senior Planner 5/4/10

SIGNATURE/TITLE DATE

CHECK ONE:
(X) SIGNED BY LEAD AGENCY
( ) SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:

DETERMINATION OF

ENVIRONMENTAL EXEMPTION

Pursuant to the California Environmental Quality Act (CEQA) and State CEQA Guidelines

Agency: CITY OF SAN DIEGO Project Nos.: 84358 Date: 10/16/05

Action/Permit(s): Council Approval

Description of Activity: **FY 2006 Underground Utility Districts:** The scope of work includes trenching approximately three feet deep and one foot wide along one side of each right-of-way, installing conduit and substructures such as transformers on concrete pads, installing cable through the conduits, making individual connections with customers, removing existing overhead lines and poles and installing streetlights.

Location of Activity: **District 3 Block 3HH** (Mid-City Community) is generally bounded by Highland Avenue to the north, El Cajon Boulevard to the south, Estrella Avenue to the east, and 44th Street to the west. **District 4 Block 4Z** (Skyline-Paradise Hills Community) is generally bounded by Skyline Drive in the north, Paradise Valley Road in the South, Parkbrook Way in the east and Deep Dell Road in the west. **District 6 Block 6I** (Clairemont Mesa Community) is generally bounded by the intersection of Hidalgo Avenue and Jemez Drive in the north, Jutland Drive and Idlewild Way in the south, the intersection of Clairemont Mesa Boulevard and Pocahontas Avenue in the east and Hidalgo Avenue and Atwill Street in the west. **Jutland Drive** (Clairemont Mesa Community) is generally composed of the Jutland Drive from Atwell Street in the west to Luna Avenue in the east. **Patrick Henry High** (Navajo Community) is generally bounded by Bluefield Court in the north, the intersection of Danville Avenue and Wandermere Drive in the South, Lochmoor Drive in the east, and Claremore Avenue in the west. **Greenbrier Avenue** (Navajo Community) is generally bounded by Keighley Street in the north, Glenroy Street in the south, the intersection of Glenroy Street and Irwin Avenue in the east and 51st Street in the west. Applicant: City of San Diego, Engineering and Capital Projects Department.

(CHECK BOXES BELOW)

1. [ ] This activity is **EXEMPT FROM CEQA** pursuant to:

   [ ] Section 15060(b) (3) of the State CEQA Guidelines (the activity is not a project as defined in Section 15378).

2. [X] This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:

ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)

Section	Short Name
[ ] 15301	Existing Facilities
[X] 15302(d)	Replacement or Reconstruction
[ ] 15303	New Construction or Conversion of Small Structures
[ ] 15304	Minor Alterations to Land
[ ] 15305	Minor Alteration in Land Use
[ ] 15306	Information Collection
[ ] 15311	Accessory Structures
[ ] 15312	Surplus Government Property Sales
[ ] 15315	Minor Land Divisions
[ ] 15317	Open Space Contracts or Easements
[ ] 15319	Annexation of Existing Facilities and Lots for Exempt Facilities
[ ] 15325	Transfer of Ownership of Interest in Land to Preserve Open Space
[ ] Other	

ARTICLE 18 of GUIDELINES STATUTORY EXEMPTIONS (Incomplete list)

Section	Short Name
[ ] 15261	Ongoing Project
[ ] 15262	Feasibility and Planning Studies
[ ] 15265	Adoption of Coastal Plans and Programs
[ ] 15268	Ministerial Projects
[ ] 15269	Emergency Projects
[ ] Other	

It is hereby certified that the City of San Diego has determined the above activity to be exempt:

Kristen R. Forburger (for)

Myra Herrmann, Senior Planner
Environmental Analysis Section

Distribution: Exemption File
EAS Project file,
Michael Dudas ECP-Undergrounding (MS 612)
Nathan Brunner, ECP-Undergrounding (MS 612)

City of San Diego
Development Services

ENTITLEMENTS DIVISION
(619) 446-5460

MITIGATED NEGATIVE DECLARATION

Project No. 206474
SCH# N/A

SUBJECT: 2009 UNDERGROUNDING UTILITY DISTRICT PROJECTS: CITY COUNCIL APPROVAL to prioritize and form undergrounding utility districts. SDG&E would be constructing an Underground Utility System per the franchise agreement. The project would excavate trenches approximately 5 feet deep and 2.5 feet wide. The trenches would be located along one side of the public right-of-way, and would install conduit, substructures, and transformers located on concrete pads. In addition, the project would install cable through the conduits; provide individual customer connections, removal of existing overhead lines and poles, and the installation of streetlights where applicable. Curb ramps would be installed where missing and, if applicable, street trees would be relocated or installed.

The separate phased projects are located within the public right-of-way. The separate phased projects are located within the public right-of-way in the following areas: **Block 2Q - Sunset Cliffs Boulevard** (Coronado Avenue to Newport Avenue) in the Ocean Beach Community Plan; **Block 3O Lincoln Avenue** (30th Street to Wabash Avenue) in the MidCity:City Heights Community Plan; **Block 2S1** (north of North Jetty Road, south of San Fernando Place, east of Ocean Front Walk, west of Bayside Walk) in the Mission Beach Community Plan; ~~**Block 3CC** (north of Hastings Road, south of I-8, east of I-15, west of Fairmont Avenue) in the MidCity-Kensington-Talmadge Community Plan;~~ **Block 4N** (north of Mulberry Street, south of Madroncillo Street, east of Holstrom Place, west of 69th Street) in the Encanto Neighborhood, Southeastern Community Plan; **Block 8A** (north of Broadway, south of Russ Boulevard, east of I-5, west of 28th Street) in the Greater Golden Hill Community Plan; **30th Street 20A in Block 8J2** (Ocean View Boulevard to K Street) in the Southeastern Community Plan; **Euclid Avenue** (Euclid Avenue to University Avenue) in the MidCity Heights Community Plan. Applicant: City of San Diego, Engineering and Capital Projects Department, Right-of-Way Design Division. Contact: James Bajet

UPDATE 8/4/10:

Revisions have been made to the draft Mitigated Negative Declaration (MND). One comment letter was received during public review that identified historical resource issues associated with the Block 3CC portion of the Undergrounding program for 2009. City staff acknowledges the sensitivity of this area; therefore, all references to the Block 3CC project have been struck from this Final MND and will be evaluated under a separate CEQA document.

In accordance with the California Environmental Quality Act, Section 15073.5 (c)(4), the addition of new information that clarifies, amplifies, or makes insignificant modification does not require recirculation as there are no new impacts and no new mitigation identified. The removal of the Block 3CC project from the Final MND would not result in any new impacts. An environmental document need only be recirculated when there is identification of new significant environmental impact or the addition of a new mitigation measure required to avoid a significant environmental impact.

I. PROJECT DESCRIPTION: See attached Initial Study.

II. ENVIRONMENTAL SETTING: See attached Initial Study.

III. DETERMINATION:

IV.

The City of San Diego conducted an Initial Study which determined that several of the proposed projects could have a significant environmental effect in the following areas(s): HISTORICAL RESOURCES (ARCHEOLGY), HISTORICAL RESOURCES (SIDEWALK AND STAMP PRESERVATION), ~~LAND USE (MSCP/MHPA).~~ The project proposal requires the implementation of specific mitigation identified in Section V of this Mitigated Negative Declaration (MND). The project as presented avoids or mitigates the potentially significant environmental effects identified, and the preparation of an Environmental Impact Report (EIR) would not be required.

V. DOCUMENTATION:

The attached Initial Study documents the reasons to support the above Determination.

VI. MITIGATION, MONITORING AND REPORTING PROGRAM:

A. GENERAL REQUIREMENTS – PART I
Plan Check Phase (prior to permit issuance)

1. Prior to the issuance Bid Opening/Bid Award or beginning any construction related activity on-site, the Development Services Department (DSD) Director's Environmental Designee (ED) shall review and approve all Construction Documents (CD), (plans, specification, details, etc.) to ensure the MMRP requirements have been incorporated.

2. In addition, the ED shall verify that the MMRP Conditions/Notes that apply ONLY to the construction phases of this project are included VERBATIM, under the heading, "**ENVIRONMENTAL/MITIGATION REQUIREMENTS.**"

3. These notes must be shown within the first three (3) sheets of the construction documents in the format specified for engineering construction document templates as shown on the City website:

   http://www.sandiego.gov/development-services/industry/standtemp.shtml

4. The **TITLE INDEX SHEET** must also show on which pages the "Environmental/Mitigation Requirements" notes are provided.

B. GENERAL REQUIREMENTS – PART II
Post Plan Check (After permit issuance/Prior to start of construction)

1. **PRE CONSTRUCTION MEETING IS REQUIRED TEN (10) WORKING DAYS PRIOR TO BEGINNING ANY WORK ON THIS PROJECT.** The PERMIT HOLDER/OWNER is responsible to arrange and perform this meeting by contacting the CITY RESIDENT ENGINEER (RE) of the Field Engineering Division and City staff from MITIGATION MONITORING COORDINATION (MMC). Attendees must also include the Permit holder's Representative(s), Job Site Superintendent and the following consultants:

   Archeologist and Native American Monitor

   Note: Failure of all responsible Permit Holder's representatives and consultants to attend shall require an additional meeting with all parties present.

   CONTACT INFORMATION:
   a) The PRIMARY POINT OF CONTACT is the **RE** at the **Field Engineering Division – 858-627-3200**
   b) For Clarification of ENVIRONMENTAL REQUIREMENTS, it is also required to call **RE and MMC at 858-627-3360**

2. **MMRP COMPLIANCE:** This Project, Project Tracking System (PTS) 206474, shall conform to the mitigation requirements contained in the associated Environmental Document and implemented to the satisfaction of the DSD's ED, MMC and the City Engineer (RE). The requirements may not be reduced or changed but may be annotated (i.e. to explain when and how compliance is being met and location of verifying proof, etc.). Additional clarifying information may also be added to other relevant plan sheets and/or specifications as appropriate (i.e., specific locations, times of monitoring, methodology, etc

Note:
Permit Holder's Representatives must alert RE and MMC if there are any discrepancies in the plans or notes, or any changes due to field conditions. All conflicts must be approved by RE and MMC BEFORE the work is performed.

3. **OTHER AGENCY REQUIREMENTS:** Evidence that any other agency requirements or permits have been obtained or are in process shall be submitted to the RE and MMC for review and acceptance prior to the beginning of work or within one week of the Permit Holder obtaining documentation of those permits or requirements. Evidence shall include copies of permits, letters of resolution or other documentation issued by the responsible agency.
   Not Applicable for this project.

4. **MONITORING EXHIBITS:** All consultants are required to submit, to RE and MMC, a monitoring exhibit on a 11x17 reduction of the appropriate construction plan, such as site plan, grading, landscape, etc., marked to clearly show the specific areas including the **LIMIT OF WORK**, scope of that discipline's work, and notes indicating when in the construction schedule that work will be performed. When necessary for clarification, a detailed methodology of how the work will be performed shall be included.

5. **OTHER SUBMITTALS AND INSPECTIONS:** The Permit Holder/Owner's representative shall submit all required documentation, verification letters, and requests for all associated inspections to the RE and MMC for approval per the following schedule:

Document Submittal/Inspection Checklist

Issue Area	*Document submittal*	*Associated Inspection/Approvals/Note*
General	Consultant Qualification Letters	Prior to Pre-construction Meeting
General	Consultant Const. Monitoring	Prior to or at the Pre-Construction Meeting
Archaeology	Archaeology Reports	Archaeology observation
Historical	Historical Resources Report	Historical Resources Preservation
Final MMRP		Final MMRP Inspection

I. HISTORICAL RESOURCES (ARCHAEOLOGY). This section applies to the following projects only:

Part-time monitoring **at Block 2S1, Block 3O Lincoln Ave, Euclid Ave, ~~Block 3CC;~~** Monitoring in the western portion only of **Block 4N;** Full time monitoring at **Block 2Q - Sunset Cliffs Boulevard, Block 8A, 30th Street 20A in Block 8J2.**

I. Prior to Permit Issuance or Bid Opening/Bid Award

A. Entitlements Plan Check

1. Prior to permit issuance or Bid Opening/Bid Award, whichever is applicable, the Assistant Deputy Director (ADD) Environmental designee shall verify that the requirements for Archaeological Monitoring and Native American monitoring have been noted on the applicable construction documents through the plan check process.

B. Letters of Qualification have been submitted to ADD

1. Prior to Bid Award, the applicant shall submit a letter of verification to Mitigation Monitoring Coordination (MMC) identifying the Principal Investigator (PI) for the project and the names of all persons involved in the archaeological monitoring program, as defined in the City of San Diego Historical Resources Guidelines (HRG). If applicable, individuals involved in the archaeological monitoring program must have completed the 40-hour HAZWOPER training with certification documentation.
2. MMC will provide a letter to the applicant confirming the qualifications of the PI and all persons involved in the archaeological monitoring of the project meet the qualifications established in the HRG.
3. Prior to the start of work, the applicant must obtain written approval from MMC for any personnel changes associated with the monitoring program.

II. Prior to Start of Construction

A. Verification of Records Search

1. The PI shall provide verification to MMC that a site specific records search (1/4 mile radius) has been completed. Verification includes, but is not limited to a copy of a confirmation letter from South Coastal Information Center, or, if the search was in-house, a letter of verification from the PI stating that the search was completed.
2. The letter shall introduce any pertinent information concerning expectations and probabilities of discovery during trenching and/or grading activities.
3. The PI may submit a detailed letter to MMC requesting a reduction to the ¼ mile radius.

B. PI Shall Attend Precon Meetings

1. Prior to beginning any work that requires monitoring; the Applicant shall arrange a Precon Meeting that shall include the PI, Native American consultant/monitor (where Native American resources may be impacted), Construction Manager (CM) and/or Grading Contractor, Resident Engineer (RE), Building Inspector (BI), if appropriate, and MMC. The qualified Archaeologist and Native American Monitor shall attend any grading/excavation related Precon Meetings to make comments and/or suggestions concerning the Archaeological Monitoring program with the Construction Manager and/or Grading Contractor.
   a. If the PI is unable to attend the Precon Meeting, the Applicant shall schedule a focused Precon Meeting with MMC, the PI, RE, CM or BI, if appropriate, prior to the start of any work that requires monitoring.

2. Acknowledgement of Responsibility for Curation (CIP or Other Public Projects)
   The applicant shall submit a letter to MMC acknowledging their responsibility for the cost of curation associated with all phases of the archaeological monitoring program.
3. Identify Areas to be Monitored
   a. Prior to the start of any work that requires monitoring, the PI shall submit an Archaeological Monitoring Exhibit (AME) (with verification that the AME has been reviewed and approved by the Native American consultant/monitor when Native American resources may be impacted) based on the appropriate construction documents (reduced to 11x17) to MMC identifying the areas to be monitored including the delineation of grading/excavation limits.

b. The AME shall be based on the results of a site specific records search as well as information regarding the age of existing pipelines, laterals and associated appurtenances and/or any known soil conditions (native or formation).
c. MMC shall notify the PI that the AME has been approved.

4. When Monitoring Will Occur
   a. Prior to the start of any work, the PI shall also submit a construction schedule to MMC through the RE indicating when and where monitoring will occur.
   b. The PI may submit a detailed letter to MMC prior to the start of work or during construction requesting a modification to the monitoring program. This request shall be based on relevant information such as review of final construction documents which indicate conditions such as age of existing pipe to be replaced, depth of excavation and/or site graded to bedrock, etc., which may reduce or increase the potential for resources to be present.
5. Approval of AME and Construction Schedule
   After approval of the AME by MMC, the PI shall submit to MMC written authorization of the AME and Construction Schedule from the CM.

III. During Construction

A. Monitor Shall be Present During Grading/Excavation/Trenching
1. The Archaeological Monitor shall be present full-time during all soil disturbing and grading/excavation/trenching activities which could result in impacts to archaeological resources as identified on the AME. **The Construction Manager is responsible for notifying the RE, PI, and MMC of changes to any construction activities such as in the case of a potential safety concern within the area being monitored. In certain circumstances OSHA safety requirements may necessitate modification of the AME.**
2. The Native American consultant/monitor shall determine the extent of their presence during soil disturbing and grading/excavation/trenching activities based on the AME and provide that information to the PI and MMC. If prehistoric resources are encountered during the Native American consultant/monitor's absence, work shall stop and the Discovery Notification Process detailed in Section III.B-C and IV.A-D shall commence.
3. The PI may submit a detailed letter to MMC during construction requesting a modification to the monitoring program when a field condition such as modern disturbance post-dating the previous grading/trenching activities, presence of fossil formations, or when native soils are encountered that may reduce or increase the potential for resources to be present.
4. The archaeological and Native American consultant/monitor shall document field activity via the Consultant Site Visit Record (CSVR). The CSVR's shall be faxed by the CM to the RE the first day of monitoring, the last day of monitoring, monthly (**Notification of Monitoring Completion**), and in the case of ANY discoveries. The RE shall forward copies to MMC.

B. Discovery Notification Process
1. In the event of a discovery, the Archaeological Monitor shall direct the contractor to temporarily divert all soil disturbing activities, including but not limited to digging, trenching, excavating or grading activities in the area of discovery and in the area reasonably suspected to overlay adjacent resources and immediately notify the RE or BI, as appropriate.
2. The Monitor shall immediately notify the PI (unless Monitor is the PI) of the discovery.
3. The PI shall immediately notify MMC by phone of the discovery, and shall also submit written documentation to MMC within 24 hours by fax or email with photos of the resource in context, if possible.
4. No soil shall be exported off-site until a determination can be made regarding the significance of the resource specifically if Native American resources are encountered.

C. Determination of Significance
   1. The PI and Native American consultant/monitor, where Native American resources are discovered shall evaluate the significance of the resource. If Human Remains are involved, follow protocol in Section IV below.
      a. The PI shall immediately notify MMC by phone to discuss significance determination and shall also submit a letter to MMC indicating whether additional mitigation is required.
      b. If the resource is significant, the PI shall submit an Archaeological Data Recovery Program (ADRP) and obtain written approval of the program from MMC, CM and RE. ADRP and any mitigation must be approved by MMC, RE and/or CM before ground disturbing activities in the area of discovery will be allowed to resume. **Note: If a unique archaeological site is also an historical resource as defined in CEQA Section 15064.5, then the limits on the amount(s) that a project applicant may be required to pay to cover mitigation costs as indicated in CEQA Section 21083.2 shall not apply.**
         (1). Note: For pipeline trenching and other linear projects in the public Right-of-Way, the PI shall implement the Discovery Process for Pipeline Trenching projects identified below under "D."
      c. If the resource is not significant, the PI shall submit a letter to MMC indicating that artifacts will be collected, curated, and documented in the Final Monitoring Report. The letter shall also indicate that that no further work is required.
         (1). Note: For Pipeline Trenching and other linear projects in the public Right-of-Way, if the deposit is limited in size, both in length and depth; the information value is limited and is not associated with any other resource; and there are no unique features/artifacts associated with the deposit, the discovery should be considered not significant.
         (2). Note, for Pipeline Trenching and other linear projects in the public Right-of-Way, if significance cannot be determined, the Final Monitoring Report and Site Record (DPR Form 523A/B) shall identify the discovery as Potentially Significant.

D. Discovery Process for Significant Resources - Pipeline Trenching and other Linear Projects in the Public Right-of-Way

The following procedure constitutes adequate mitigation of a significant discovery encountered during pipeline trenching activities or for other linear project types within the Public Right-of-Way including but not limited to excavation for jacking pits, receiving pits, laterals, and manholes to reduce impacts to below a level of significance:

   1. Procedures for documentation, curation and reporting
      a. One hundred percent of the artifacts within the trench alignment and width shall be documented in-situ, to include photographic records, plan view of the trench and profiles of side walls, recovered, photographed after cleaning and analyzed and curated. The remainder of the deposit within the limits of excavation (trench walls) shall be left intact;
      b. The PI shall prepare a Draft Monitoring Report and submit to MMC via the RE as indicated in Section VI-A.
      c. The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) the resource(s) encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines. The DPR forms shall be submitted to the South Coastal Information Center for either a Primary Record or SDI Number and included in the Final Monitoring Report.
      d. The Final Monitoring Report shall include a recommendation for monitoring of any future work in the vicinity of the resource.

IV. Discovery of Human Remains

If human remains are discovered, work shall halt in that area and no soil shall be exported off-site until a determination can be made regarding the provenance of the human remains; and the following procedures as set forth in CEQA Section 15064.5(e), the California Public Resources Code (Sec. 5097.98) and State Health and Safety Code (Sec. 7050.5) shall be undertaken:

A. Notification
   1. Archaeological Monitor shall notify the RE or BI as appropriate, MMC, and the PI, if the Monitor is not qualified as a PI. MMC will notify the appropriate Senior Planner in the Environmental Analysis Section (EAS) of the Development Services Department to assist with the discovery notification process.
   2. The PI shall notify the Medical Examiner after consultation with the RE, either in person or via telephone.

B. Isolate discovery site
   1. Work shall be directed away from the location of the discovery and any nearby area reasonably suspected to overlay adjacent human remains until a determination can be made by the Medical Examiner in consultation with the PI concerning the provenience of the remains.
   2. The Medical Examiner, in consultation with the PI, will determine the need for a field examination to determine the provenience.
   3. If a field examination is not warranted, the Medical Examiner will determine with input from the PI, if the remains are or are most likely to be of Native American origin.

C. If Human Remains **ARE** determined to be Native American
   1. The Medical Examiner will notify the Native American Heritage Commission (NAHC) within 24 hours. By law, **ONLY** the Medical Examiner can make this call.
   2. NAHC will immediately identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information.
   3. The MLD will contact the PI within 24 hours or sooner after the Medical Examiner has completed coordination, to begin the consultation process in accordance with CEQA Section 15064.5(e), the California Public Resources and Health & Safety Codes.
   4. The MLD will have 48 hours to make recommendations to the property owner or representative, for the treatment or disposition with proper dignity, of the human remains and associated grave goods.
   5. Disposition of Native American Human Remains will be determined between the MLD and the PI, and, if:
      a. The NAHC is unable to identify the MLD, OR the MLD failed to make a recommendation within 48 hours after being notified by the Commission, OR;
      b. The landowner or authorized representative rejects the recommendation of the MLD and mediation in accordance with PRC 5097.94 (k) by the NAHC fails to provide measures acceptable to the landowner, THEN
      c. To protect these sites, the landowner shall do one or more of the following:
         (1) Record the site with the NAHC;
         (2) Record an open space or conservation easement; or
         (3) Record a document with the County.
      d. Upon the discovery of multiple Native American human remains during a ground disturbing land development activity, the landowner may agree that additional conferral with descendants is necessary to consider culturally appropriate treatment of multiple Native American human remains. Culturally appropriate treatment of such a discovery may be ascertained from review of the site utilizing cultural and archaeological standards. Where the parties are unable to agree on the appropriate treatment measures the human remains and buried with Native American human remains shall be reinterred with appropriate dignity, pursuant to Section 5.c., above.

D. If Human Remains are **NOT** Native American
   1. The PI shall contact the Medical Examiner and notify them of the historic era context of the burial.
   2. The Medical Examiner will determine the appropriate course of action with the PI and City staff (PRC 5097.98).
   3. If the remains are of historic origin, they shall be appropriately removed and conveyed to the San Diego Museum of Man for analysis. The decision for internment of the human remains shall be made in consultation with MMC, EAS, the applicant/landowner, any known descendant group, and the San Diego Museum of Man.

V. Night and/or Weekend Work

A. If night and/or weekend work is included in the contract
   1. When night and/or weekend work is included in the contract package, the extent and timing shall be presented and discussed at the precon meeting.
   2. The following procedures shall be followed.
      a. No Discoveries
         In the event that no discoveries were encountered during night and/or weekend work, the PI shall record the information on the CSVR and submit to MMC via fax by 8AM of the next business day.
      b. Discoveries
         All discoveries shall be processed and documented using the existing procedures detailed in Sections III - During Construction, and IV – Discovery of Human Remains. Discovery of human remains shall always be treated as a significant discovery.
      c. Potentially Significant Discoveries
         If the PI determines that a potentially significant discovery has been made, the procedures detailed under Section III - During Construction and IV-Discovery of Human Remains shall be followed.
      d. The PI shall immediately contact the RE and MMC, or by 8AM of the next business day to report and discuss the findings as indicated in Section III-B, unless other specific arrangements have been made.

B. If night and/or weekend work becomes necessary during the course of construction
   1. The Construction Manager shall notify the RE, or BI, as appropriate, a minimum of 24 hours before the work is to begin.
   2. The RE, or BI, as appropriate, shall notify MMC immediately.

C. All other procedures described above shall apply, as appropriate.

VI. Post Construction

A. Submittal of Draft Monitoring Report
   1. The PI shall submit two copies of the Draft Monitoring Report (even if negative), prepared in accordance with the Historical Resources Guidelines (Appendix C/D) which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics) to MMC via the RE for review and approval within 90 days following the completion of monitoring. **It should be noted that if the PI is unable to submit the Draft Monitoring Report within the allotted 90-day timeframe as a result of delays with analysis, special study results or other complex issues, a schedule shall be submitted to MMC establishing agreed due dates and the provision for submittal of monthly status reports until this measure can be met.**
      a. For significant archaeological resources encountered during monitoring, the Archaeological Data Recovery Program or Pipeline Trenching Discovery Process shall be included in the Draft Monitoring Report.
      b. Recording Sites with State of California Department of Parks and Recreation

The PI shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A/B) any significant or potentially significant resources encountered during the Archaeological Monitoring Program in accordance with the City's Historical Resources Guidelines, and submittal of such forms to the South Coastal Information Center with the Final Monitoring Report.

2. MMC shall return the Draft Monitoring Report to the PI via the RE for revision or, for preparation of the Final Report.
3. The PI shall submit revised Draft Monitoring Report to MMC via the RE for approval.
4. MMC shall provide written verification to the PI of the approved report.
5. MMC shall notify the RE or BI, as appropriate, of receipt of all Draft Monitoring Report submittals and approvals.

B. Handling of Artifacts
   1. The PI shall be responsible for ensuring that all cultural remains collected are cleaned and catalogued
   2. The PI shall be responsible for ensuring that all artifacts are analyzed to identify function and chronology as they relate to the history of the area; that faunal material is identified as to species; and that specialty studies are completed, as appropriate.

C. Curation of artifacts: Accession Agreement and Acceptance Verification
   1. The PI shall be responsible for ensuring that all artifacts associated with the survey, testing and/or data recovery for this project are permanently curated with an appropriate institution. This shall be completed in consultation with MMC and the Native American representative, as applicable.
   2. When applicable to the situation, the PI shall include written verification from the Native American consultant/monitor indicating that Native American resources were treated in accordance with state law and/or applicable agreements. If the resources were reinterred, verification shall be provided to show what protective measures were taken to ensure no further disturbance occurs in accordance with Section IV – Discovery of Human Remains, Subsection C.
   3. The PI shall submit the Accession Agreement and catalogue record(s) to the RE or BI, as appropriate for donor signature with a copy submitted to MMC.
   4. The RE or BI, as appropriate shall obtain signature on the Accession Agreement and shall return to PI with copy submitted to MMC.
   5. The PI shall include the Acceptance Verification from the curation institution in the Final Monitoring Report submitted to the RE or BI and MMC.

D. Final Monitoring Report(s)
   1. The PI shall submit one copy of the approved Final Monitoring Report to the RE or BI as appropriate, and one copy to MMC (even if negative), within 90 days after notification from MMC of the approved report.
   2. The RE shall, in no case, issue the Notice of Completion until receiving a copy of the approved Final Monitoring Report from MMC which includes the Acceptance Verification from the curation institution.

HISTORICAL RESOURCES (SIDEWALK AND STAMP PRESERVATION). This section applies to only:

Block 2Q - Sunset Cliff Boulevard Project only.

I. Prior to the Pre-Construction Meeting

A. A qualified historic consultant in Historic Preservation or History, as defined by the City of San Diego Historic Resources Guidelines shall be retained. A copy of the retainer

letter shall be submitted to City of San Diego Development Services Department (DSD) Mitigation Monitoring Coordination (MMC) to be placed in the project file for reference.

B. MMC shall be the primary Point of Contact (POC) for issues related to all Historic Resources Sidewalk and Stamp Preservation requirements. All communication shall be made to MMC and MMC shall be required to communicate between the Historic Resources Board (HRB) staff, the city's Resident Engineer, the historic consultant, and the contractor to ensure that all necessary mitigation in this section is appropriately addressed.

C. A Historic Sidewalk and Stamp Preservation Plan (HSSPP) shall be prepared by the qualified historic consultant. The historic consultant shall ensure that the HSSPP addresses the following:

1. Photo documentation of each sidewalk stamp, with a corresponding location map.

2. Detailed plans which show the existing and proposed location and orientation of each sidewalk stamp. If the stamp will remain in-situ, this must be indicated on the plans.

3. Details regarding the manner in which the sidewalk stamps will be cut, removed, stored (if applicable), and re-set in their new location.

4. Color, texture and scoring specifications for new sidewalks to ensure that any new improvements or repair match the historic sidewalks in color, texture and scoring. A physical sample of the proposed sidewalk material (which illustrates the finished color and texture) must be provided.

5. Molds of each sidewalk stamp impacted by the improvements shall be taken in order to allow reconstruction of the sidewalk stamp should it be irreparably damaged during the relocation process.

D. MMC shall obtain the prepared HSSPP from the historic consultant and shall circulate the copy to the HRB for staff review and approval prior to the Pre-Construction meeting.

II. At the Pre-Construction Meeting

A. MMC, the city's Resident Engineer, the retained historic consultant, and the project contractor shall be at the Pre-Construction Meeting to assure communication, coordination, and conformance with the HSSPP.

III. Prior to Start of Construction and During All Construction Activities

A. MMC, the city's Resident Engineer, the retained historic consultant, and project contractor shall ensure that the HSSPP is implemented during demolition and improvement activities requiring:

1. All existing concrete stamps/impressions that include contractor date stamp and street name stamps on all hardscape shall be sawcut (full depth along existing score marks) or at a minimum distance of two inches from the edge of the stamp, as recommended by a historic consultant, shall be carefully removed. All removed stamps shall be relocated to the parkway area/face of the newly constructed sidewalks. The historic stamp/impression shall be set in new concrete with a six-inch wide concrete border surrounding the stamp/impression and a four-inch concrete layer below. The position of the historical stamp/impression shall be such that it can be read from the sidewalk

and as close as practical to the original location and orientation of the stamp/impression, as determined by the Resident Engineer in consultation with the qualified historical consultant.

2. Any damaged sidewalk stamps shall be relocated and/or repaired in consultation with the retained historical consultant. If the historical stamp/impression is in a condition such that it cannot be repaired and relocated, as determined by the Resident Engineer in consultation with the qualified historical consultant, the contractor shall recast the original sidewalk stamp using molds taken as part of the Historic Sidewalk and Stamp Preservation Plan. In no instance shall the current contractor's name or stamp be used within the boundaries of the historic district.

~~Land Use (MSCP/MHPA~~

~~No clearing, grubbing, grading, or other construction activities shall occur between March 1 and August 15. Which is the breeding season of the coastal California gnatcatcher.~~

VI. PUBLIC REVIEW DISTRIBUTION:

Draft copies or notice of this Mitigated Negative Declaration were distributed to:

City of San Diego:
Council Districts 2,3,4 and 8
Development Services Department
Public Utilities Department
Branch Library (MS 17)
Beckwourth Branch Library (81c)
Weingart Branch Library/City Heights (81g)
Kennsignton-Normal Heights Branch Library (81k)
Ocean Beach Branch Library (81v)
Paradise Hills Branch Library (81y)
Hervey Branch Library (81z)
University Branch Library (81kk)
Historical Resources Board (87)

Other
South Coastal Information Center @ San Diego University (210)
San Diego Archaeological Center (212)
Save Our Heritage Organization (214)
Ron Christman (215)
Clint Linton (215B)
Carmen Lucas (206)
San Diego Historical Society (211)
Louis Guassac (215A)
San Diego County Archaeological Society (218)
Kumeyaay Cultural Repatriation Committee (225)
Native American Distribution (225A-R Public Notice only)
Community Planners Committee (194)
Ocean Beach Planning Board (367)

City Heights Area Planning Committee
Mission Beach Planning Committee (287)
Precise Planning Board (325)
Kensington-Talmadge Planning Group (265)
Encanto Neighborhoods Community Planning Group (449A)
Greater Golden Hill Planning Committee (259)
Southeastern San Diego Planning Group (449)
San Diego Gas and Electric (SDGE) (114)
San Diego Transit Corporation (112)

VII. RESULTS OF PUBLIC REVIEW:

( ) No comments were received during the public input period.

( ) Comments were received but did not address the draft Mitigated Negative Declaration finding or the accuracy/completeness of the Initial Study. No response is necessary. The letters are attached.

(x) Comments addressing the findings of the draft Mitigated Negative Declaration and/or accuracy or completeness of the Initial Study were received during the public input period. The letters and responses follow.

Copies of the draft **Mitigated Negative Declaration**, the Mitigation, Monitoring and Reporting Program and any Initial Study material are available in the office of the Land Development Review Division for review, or for purchase at the cost of reproduction.

Myra Herrmann, Senior Planner
Development Services Department

June 16, 2010
Date of Draft Report

Analyst: J. Szymanski

August 4, 2010
Date of Final Report

Attachments:
Figure 1Block 2Q
Figure 2 Block 30
Figure 3Block 2S1
~~Figure 4 Block 3CC~~
Figure 5Block 4N
Figure 6 Block 8a
Figure 7 Block 8j2
Figure 8 Euclid

Initial Study Checklist

July 9, 2010

To: Jeffrey Szymanski, Associate Planner, City of San Diego

Re: Draft Mitigated Negative IO #21002155 for Project No. 206474

(1) The following comments specifically address the impacts of the undergrounding project related to Block 3CC (north of Hastings Road, south of I-8, east of I-15, west of Fairmont Avenue_ in the Mid-City Kensington-Talmadge Community Plan area. Block 3CC is proposed for undergrounding as a non-CPUC Rule 20 project.

The Project Description includes trenching in the public right-of-way and "would install conduit, substructures and transformers located on concrete pads. In addition, the projects would install cable through the conduits; provide individual customer connections, removal of existing overhead lines and poles, and the installation of streetlights where applicable."

Block 3CC is located in the Kensington Heights subdivision, which was first developed around 1923. This area has a high number of potential historic resources, and currently has 13 homes that have been individually designated by the City of San Diego's Historical Resources Board as historic resources.

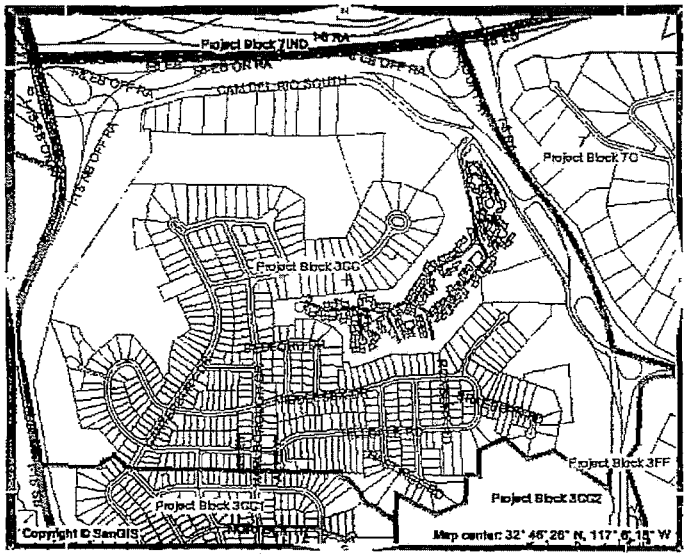


Figure 1: Map of Project Block 3CC

Response to Comments

MARGARET B. McCANN (7/9/2010)

1. City staff acknowledges the historical sensitivity of the Block 3CC project. In response to the issues raised in this letter the project shall be withdrawn for further consideration. At a future date the Block 3CC project will be revaluated and under a new CEQA document.

Additionally, this area still contains the original streetlights from the beginning of the subdivision. These streetlights, made by Union Metal Corporation and consisting of the Union Metal Design No. 792 metal post and the Union Metal GE Form 18 Novalux lantern and casing, have a crown lantern luminaire that is unique to the Kensington Heights neighborhood (see the San Diego History Center photo below).

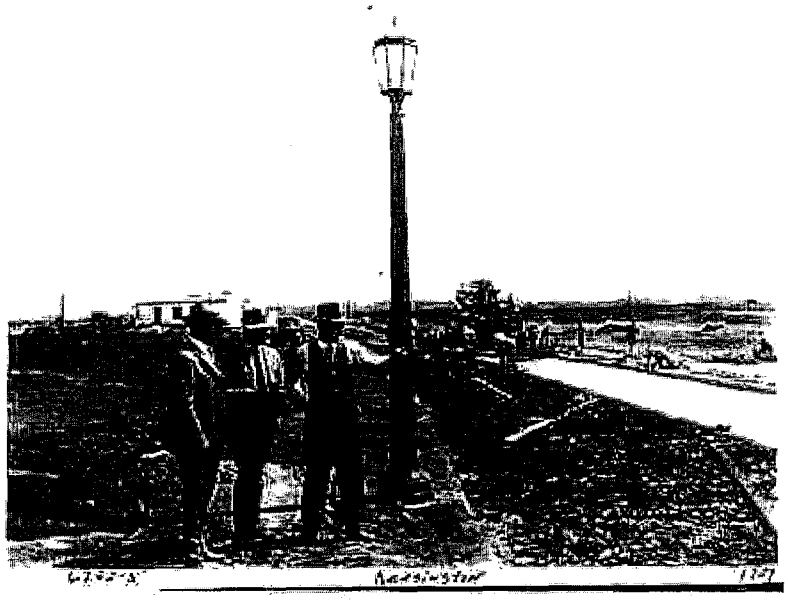


Figure 2: Original street lights in Kensington Heights, circa 1927

Many of these original street lights are still in place and functioning. They are an integral part of our community's character.

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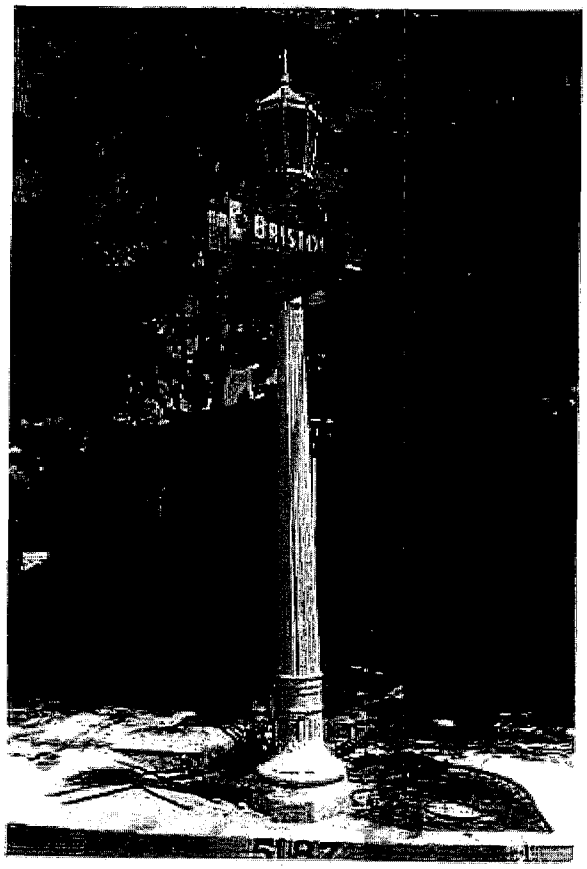

Figure 3: One of the original street lights in Kensington Heights, July 2010

When the Kensington Heights subdivision was initially developed, *all utilities were placed underground.* This area has no above ground utilities. This includes the electrical transformers, which are currently located in underground vaults. In the photo below, what cannot be seen is utility poles, wires or transformers, as they are all located below ground.

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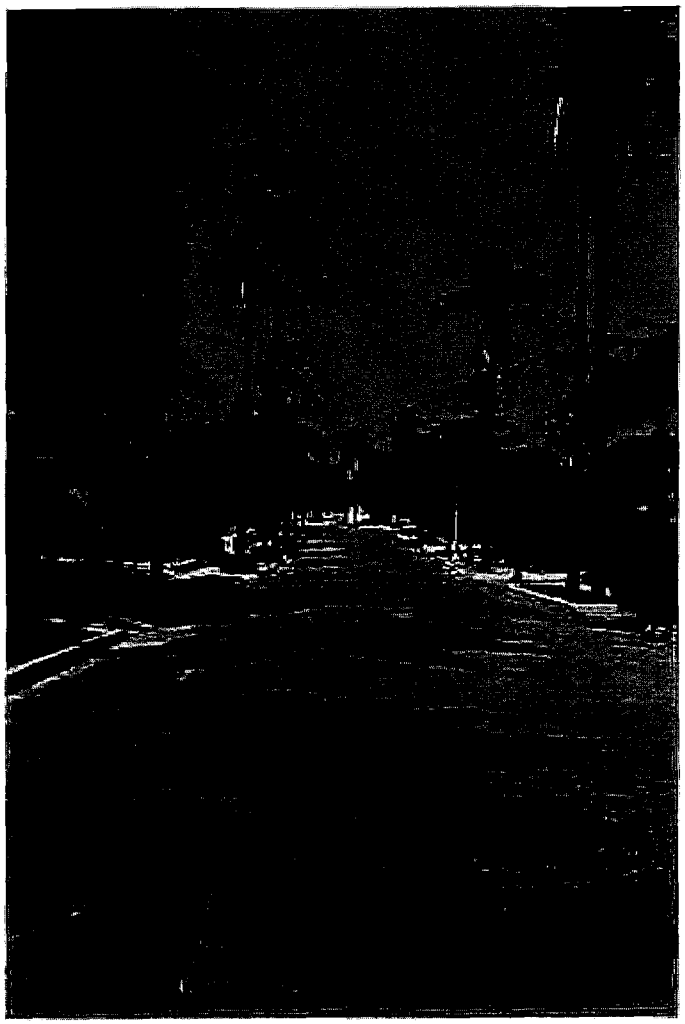

Figure 4: View of Middlesex Road in Kensington Heights Block 3CC project area, July 2010

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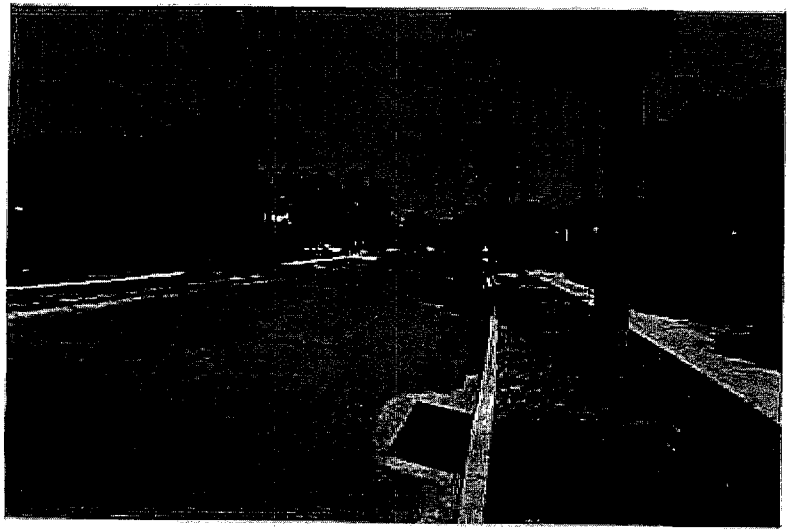
In the photo below, taken on Ridgeway in the Block 3CC project area, there are no utility poles, wires or transformers visible above ground.



What is visible on Ridgeway and other streets in this area are the manhole covers for the original underground vaults that contain the electrical transformers and switching equipment for the telephone utilities.

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Figure 5: Underground utilities manhole covers on Ridgeway, July 2010

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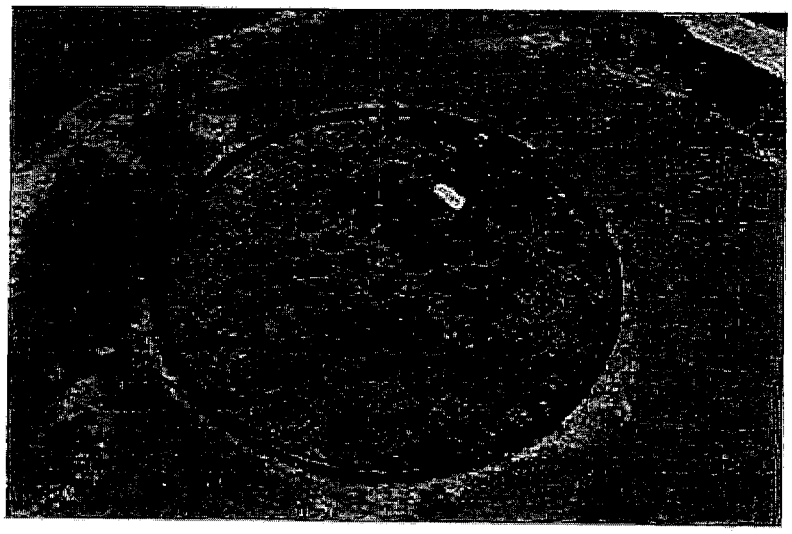

Figure 6: SDG&E manhole cover for underground transformers, Ridgeway, July 2010

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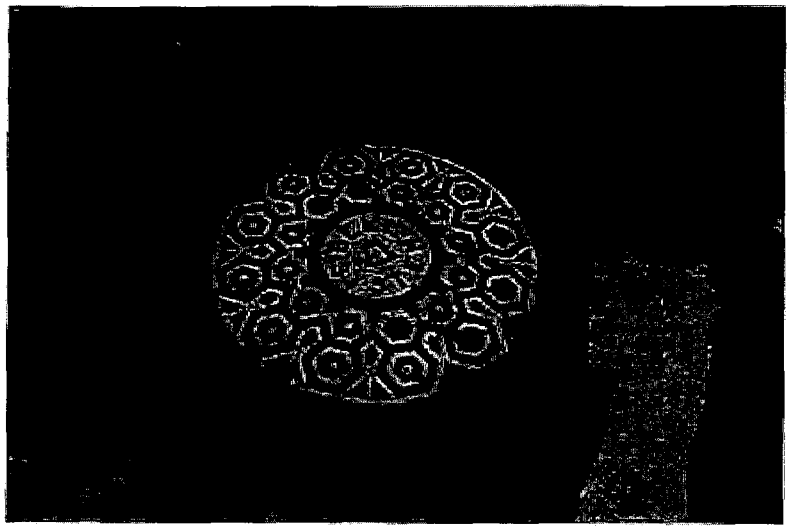

Figure 7: Original manhole cover for AT&T underground telephone equipment, Ridgeway, July 2010

A walk around the neighborhood will show that none of the parkways are marred by the sight of above ground transformers or utility poles.

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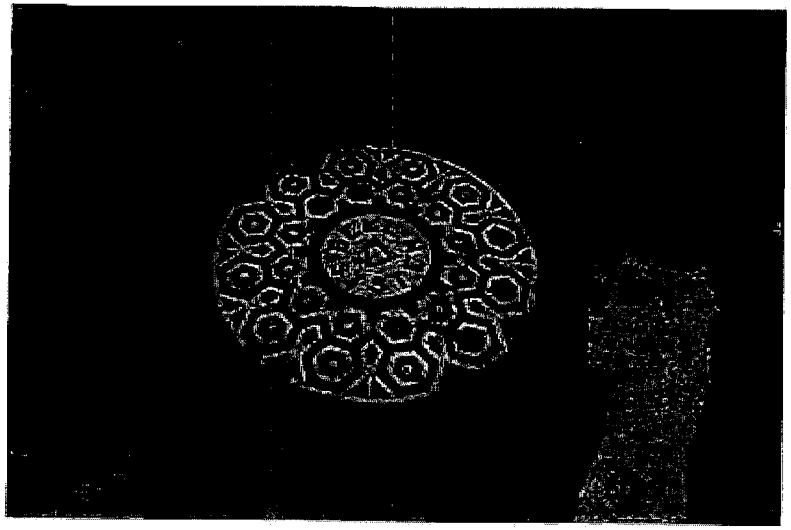

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Figure 5: Open parkways in front of houses on Ridgeway, July 2010

Even the canyon views in this area are generally uncluttered by utility poles and wires.

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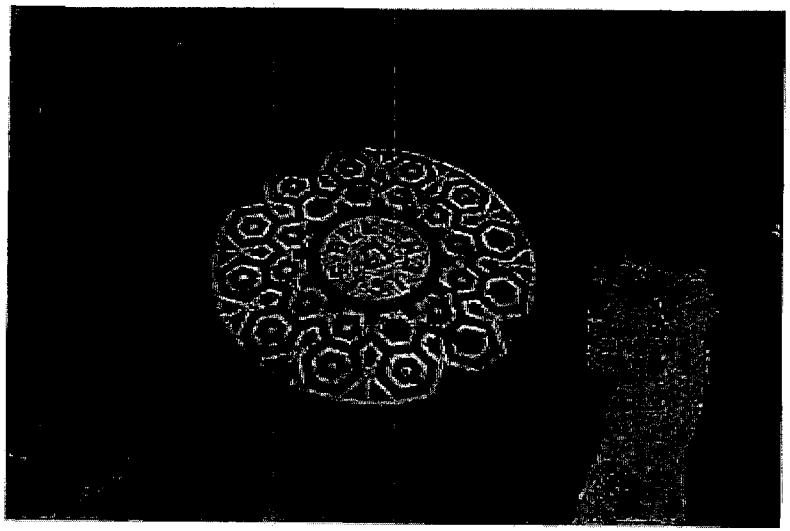

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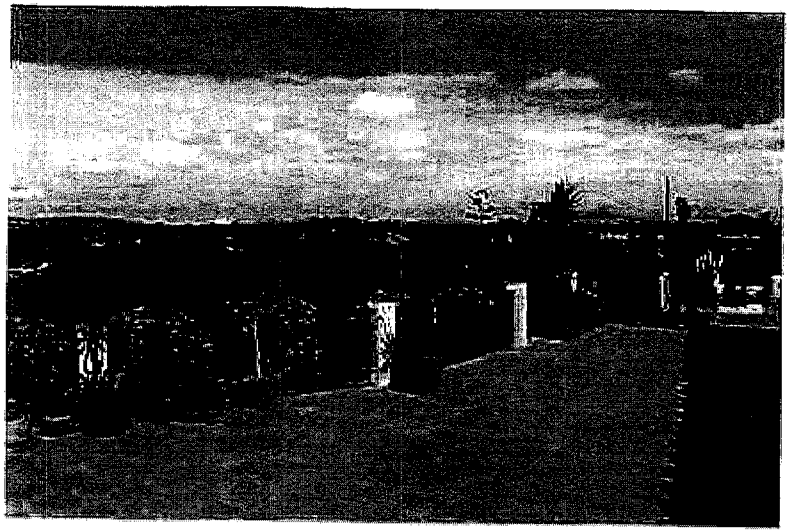

Figure 9: Canyon view facing south from backyard of house at 4313 Ridgeway, May 2009

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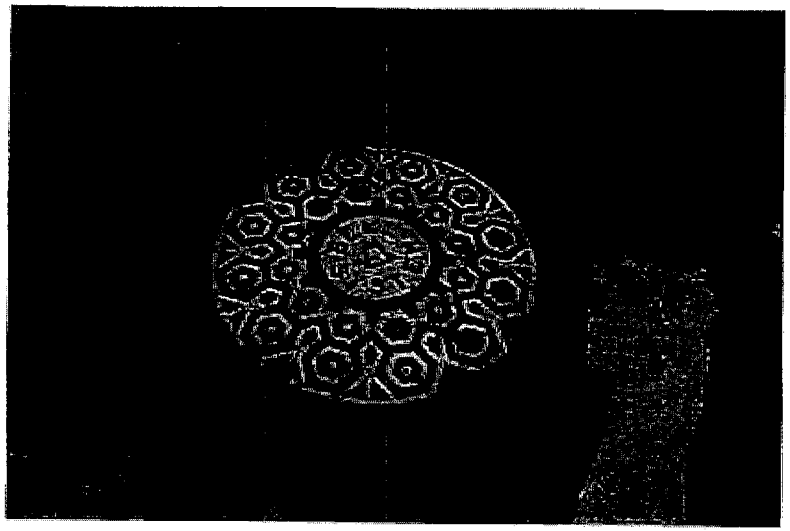

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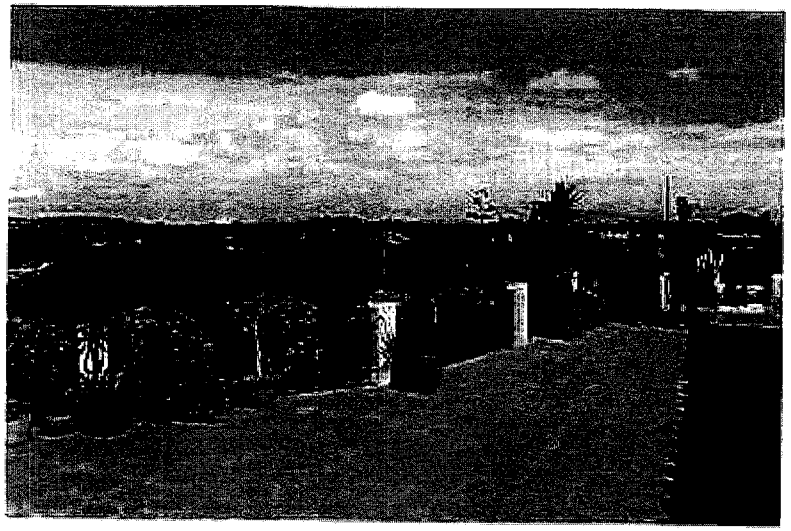

Figure 9: Canyon view facing south from backyard of house at 4313 Ridgeway, May 2009

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Figure 10: Street view of houses along the canyon ridge on Ridgeway, July 2010

The City of San Diego Council Policy 600-08 has this to say about utilities undergrounding:

> "Underground conversion of utility lines and associated facilities by companies is required when, after public hearing, the City Council finds that the public health, safety or general welfare would require the removal of poles, overhead wires and associated overhead structures with the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within a designated area, and the City Council has, by resolution declared the designated area an Underground Utility District."
>
> "No Canyons or other open spaces shall be allocated until such time as all public Major, Collector, Residential and Alley ways that can feasibly be undergrounded are complete."
>
> For surcharge (non-Rule 20 projects), the Council Policy includes:
>
> "The division of the total Surcharge allocation available for any given year shall be as follows:
>
> 1. 10% shall be allocated at the discretion of the Mayor, with approval of the City Council.
> 2. 45% shall be allocated equally among all Council Districts with public residential streets and public alleys with overheard electrical facilities.

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3. 45% shall be allocated equally among all Council Districts with public residential streets and public alleys with overhead electrical, based on the percentage amount of public residential and public alley miles of overhead lines within that district to the City wide public residential and public alley street miles of overhead lines."

The policy continues with:

"Underground Utility Districts may include *all types and size of electrical transmission and distribution systems*, or combination of systems." [Italics added for emphasis]

§61.05 of the San Diego Municipal Code provides the Underground Utilities Procedural Ordinance. In §61.0504, definitions are provided, including:

"*Poles, Overhead Wires, and Associated Overhead Structures*" means poles,

towers, supports, wires, cables, conductors, guys, stubs, platforms, crossarms,

braces, transformers, insulators, cutouts, switches, communication circuits,

appliances, attachments, and appurtenances located above ground upon,

along, across, or over the streets, alleys and ways of City and used or usable in

supplying electric, communication, community antenna television or similar

or associated service.

The California Public Utilities Commission instigated the utility undergrounding process with Decision 73078 in November 1967. In that decision, the Commission provided its reasons for the program:

"[T]he time had long passed when we could continue to ignore the need for more emphasis on *aesthetic values* in those new areas where natural beauty has remained relatively unspoiled or in established areas which have been victimized by man's handiwork." (67 CPUC2d at 490.) [Italics added for emphasis]

Based on the stated intent of the CPUC, namely an emphasis on improving aesthetic values, and City Council policy that states that only after utilities on residential streets are converted to underground will poles and wires in canyons be placed underground, one cannot escape the conclusion that the main intent of the undergrounding program is one of beautification, not safety. The language in Council policy referring to "public health, safety or general welfare" does not provide any detail of how public health and safety is impacted by the presence of above ground utilities, but a supposed negative impact is that above ground transformers and wires have been shown, in back country County locations, to be associated with the start of wildfires. However, that does not seem to be the driving reason behind the City's undergrounding program since the City has stated its intent to postpone the undergrounding in

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What we can determine is that the present aesthetic state of the Kensington Heights neighborhood will be negatively impacted by the Block 3CC undergrounding project. As we have shown, the neighborhood currently enjoys beautiful streetscapes and unencumbered views, since the utilities have been underground here for the past 85 years. This neighborhood has never seen an above ground pole or wire along the streets, nor above ground transformers. So if there is any nexus between poor public health and above ground utilities, we can safely say that Kensington Heights has never experienced a public health problem.

However, if the City were to proceed with the undergrounding in the same manner as it has approached this undertaking in other neighborhoods, for example, nearby Talmadge, they will introduce a negative public health effect by placing transformers above ground in the public right-of-way. Where currently, and for the past 85 years, the neighborhood has not had to contend with vehicle versus transformer conflicts, the City will provide an opportunity for increased collisions leading to injuries and death. Not only will the neighborhood have more fixed objects to drive into, but those objects will also block views and lead to an increased collision rate, some car versus pedestrian.

Figure 11: Above-ground transformers along Talmadge streets, May 2010

Almost as importantly, the above ground transformer boxes will most certainly have a negative impact on the aesthetics and beauty of the neighborhood streets and yards. Where there are currently

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Figure 12: Vandalized transformer box, Talmadge, May 2010

We have heard the argument that the utilities cannot place the transformers underground because they cannot solve the problem of flooding and water damage. We would counter that argument by asking: How did the engineers of 85 years ago solve that problem? The transformers have been underground for that length of time and are still functioning.

We also noted in the Mitigated Negative IO that an exception is being made for the Sunset Cliffs Boulevard project area, Block 20. Prior to construction "A qualified historic consultant in Historic Preservation or History, as defined by the City of San Diego Historic Resources Guidelines shall be retained... A Historic Sidewalk and Stamp Preservation Plan (HSSPP) shall be prepared by the qualified historic consultant.... Color, texture and scoring specifications for new sidewalks to ensure that any new improvements or repair match the historic sidewalks in color, texture and scoring... Molds of each sidewalk stamp impacted by the improvements shall be taken in order to allow reconstruction of the sidewalk stamp should it be irreparably damaged during the relocation process."

We question why this same care has not been taken in the Kensington Heights project area. The 1996 Historical Greater Mid-City San Diego Preservation Strategy undertaken by Wayne Donaldson identified the entirety of Kensington as having a high number of historical resources and a high probability of

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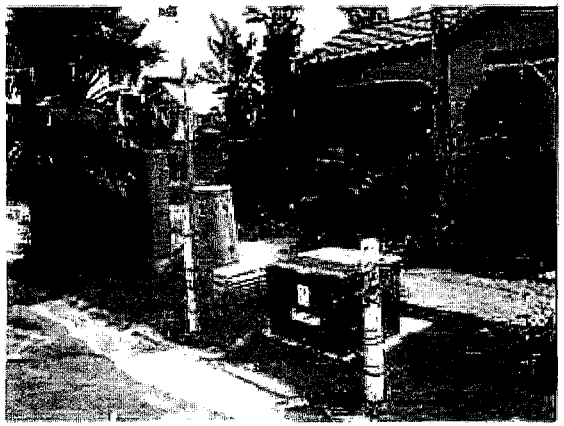

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becoming an historic district. The Mid-Cities Community Plan, in the Natural and Cultural Resources Element, identifies Kensington as a neighborhood eligible for historic district designation, and has listed as a goal to "Preserve and upgrade all land and structures having significant historical interest." We believe that any undergrounding work undertaken in Kensington should include preservation of all historical elements in the landscape, including sidewalk scoring, coloring, finish and stamps.

Finally, we have performed a calculation of the cost of the Block 3CC utilities underground project, and question the estimated cost. We used data provided by the City for "City Surcharge Funded Projects Awaiting Public Hearing", dated April 28, 2010, with projects for every Council District except District 5.

Area	Project Estimate	Estimated Footage	Properties to Convert	Cost per Foot	Cost per Property
Block 1-J La Jolla 2	$ 12,003,141	26,818	394	$ 447.58	$ 30,465
Block 4-N North Encanto	$ 6,473,282	13,950	240	$ 464.03	$ 26,972
Block 6-DD Bay Ho 3	$ 7,461,280	17,573	351	$ 424.59	$ 21,257
Block 7-R Allied Gardens	$ 6,798,818	13,967	325	$ 486.78	$ 20,919
Block 3-CC Kensington	$ 6,766,271	14,393	362	$ 470.11	$ 18,691
Block 8-A Golden Hill	$ 5,080,197	8,910	335	$ 570.17	$ 15,165
Block 2-S1 South Mission	$ 8,831,533	14,384	775	$ 613.98	$ 11,396

Figure 13: Project Costs for City Surcharge Funded Projects Awaiting Public Hearing

Looking at the Cost per Property, the cost estimate for Kensington is slightly below average, but higher than the cost for Golden Hill and South Mission, despite there being twice as many properties to convert in South Mission than in Kensington. We question how this figure was derived, as the cost for undergrounding utilities in Block 3CC should be significantly lower than any other community, since the utilities are already underground here. There should be no cost associated with removal of overhead poles and wires, for example.

The choice to underground Block 3CC seems to have been made without surveying the area; the cost cannot be justified.

There is nothing in the CPUC directives or in City of San Diego Municipal Code or Council Policy that would prevent the project manager from ordering that the transformers and all other related equipment be placed in underground vaults in this historic area. The CPUC ruling provides for 90% of the surcharge fee collected by the utilities/City to go toward the undergrounding project, with the remaining 10% of our fees going to a discretionary account controlled by the Mayor. If, in the unlikely event the cost of placing transformers, et al underground would exceed the planned cost for Block 3CC, there are additional funds available (i.e., the 10% or our fees held by the Mayor) available to make up

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the difference. Again, though, we do not see how the calculation of the project estimate can be correct for Kensington Heights, given that there is much less work to be done that in other project areas, and the project could easily absorb the cost of undergrounding the transformers and telephone/cable switches.

Our recommendation is for the City to postpone the decision to create a Utilities Underground District in Block 3CC in Kensington Heights until such time as the City and the utility companies have fully surveyed and understood the current situation in the area. We further recommend that the City implement a different policy in this area and all project areas with a high number of historic resources and an existing streetscape free of any utility components such as poles, wires and pad-mounted transformers. That policy should recognize that pad-mounted above ground transformers have a negative impact on the neighborhood aesthetics and character, and a negative impact on the welfare of the property owners living there.

Sincerely,

Margaret B. McCann

4650 Edgeware Road
San Diego, CA 92116
619-584-2896

Cc: Elizabeth Maland, City Clerk

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San Diego County Archaeological Society, Inc.

Environmental Review Committee

5 July 2010

To: Mr. Jeffrey Szymanski
Development Services Department
City of San Diego
1222 First Avenue, Mail Station 501
San Diego, California 92101

Subject: Draft Mitigated Negative Declaration
2009 Undergrounding Utility District Projects
Project No. 206474

Dear Mr. Szymanski:

I have reviewed the subject DMND on behalf of this committee of the San Diego County Archaeological Society.

(2) Based on the information contained in the DMND and initial study for the project, and the Laguna Mountain Environmental letter reporting on the records search for Block 2S1, we concur with the impact analysis and mitigation measures included in the DMND.

Thank you for providing this DMND to us for our review and comment.

Sincerely,

James W. Royle, Jr., Chairperson
Environmental Review Committee

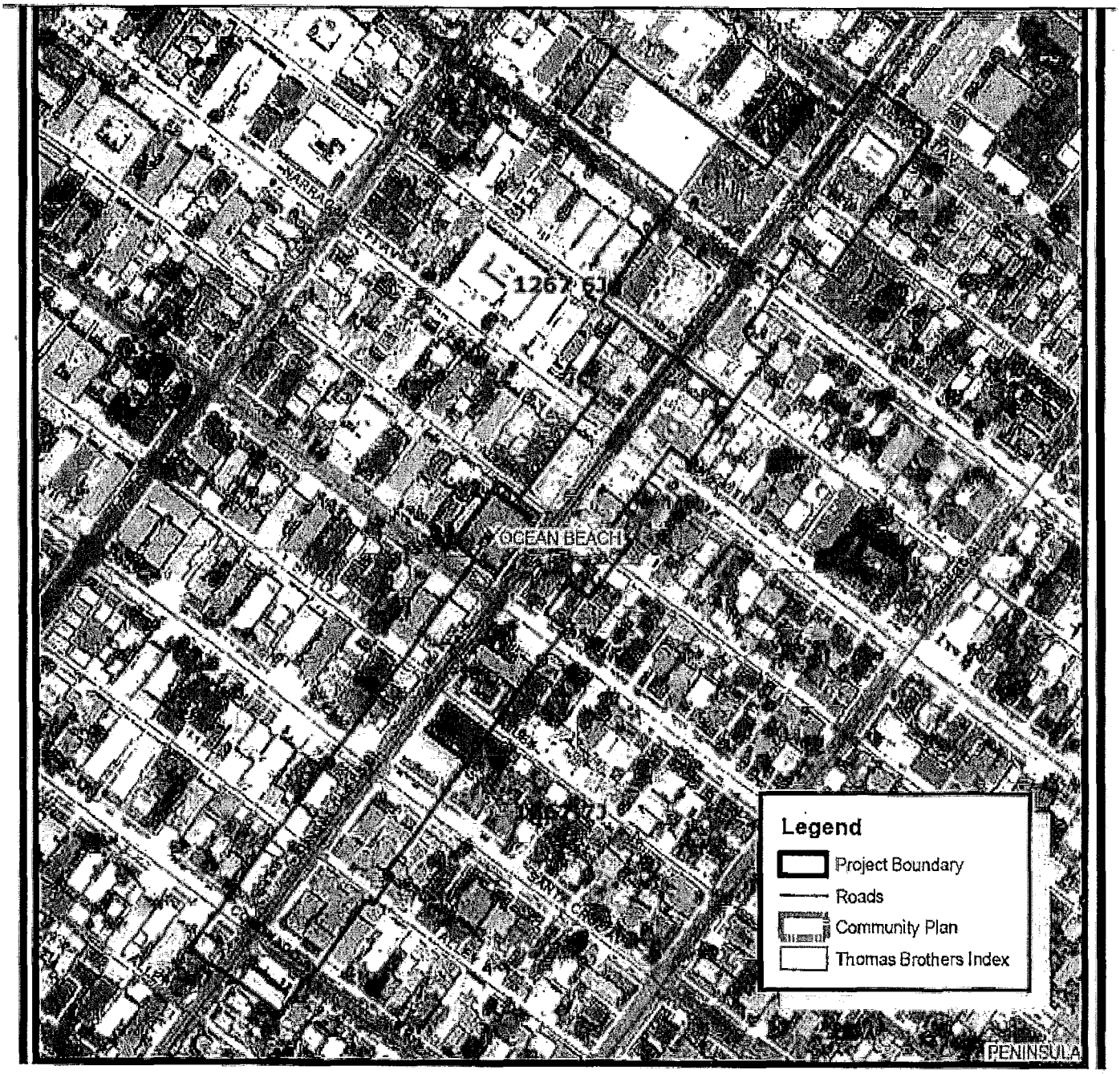
cc: Laguna Mountain Environmental
SDCAS President
File

P.O. Box 81106 • San Diego, CA 92138-1106 • (858) 538-0935

Response to Comments

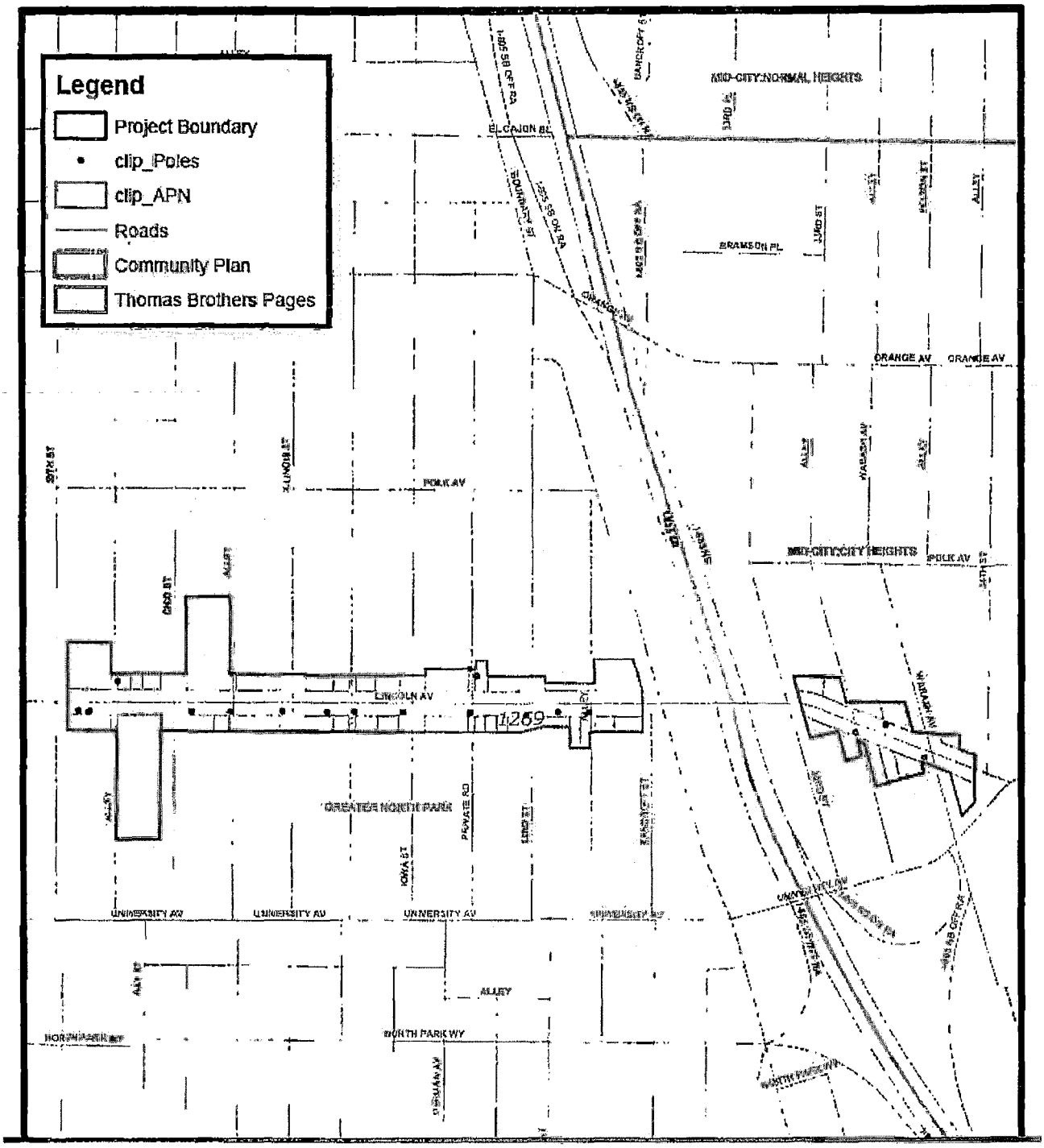
SAN DIEGO COUNTY ARCHAEOLOGICAL SOCIETY, INC. (6/5/2010)

2. Comment acknowledged.



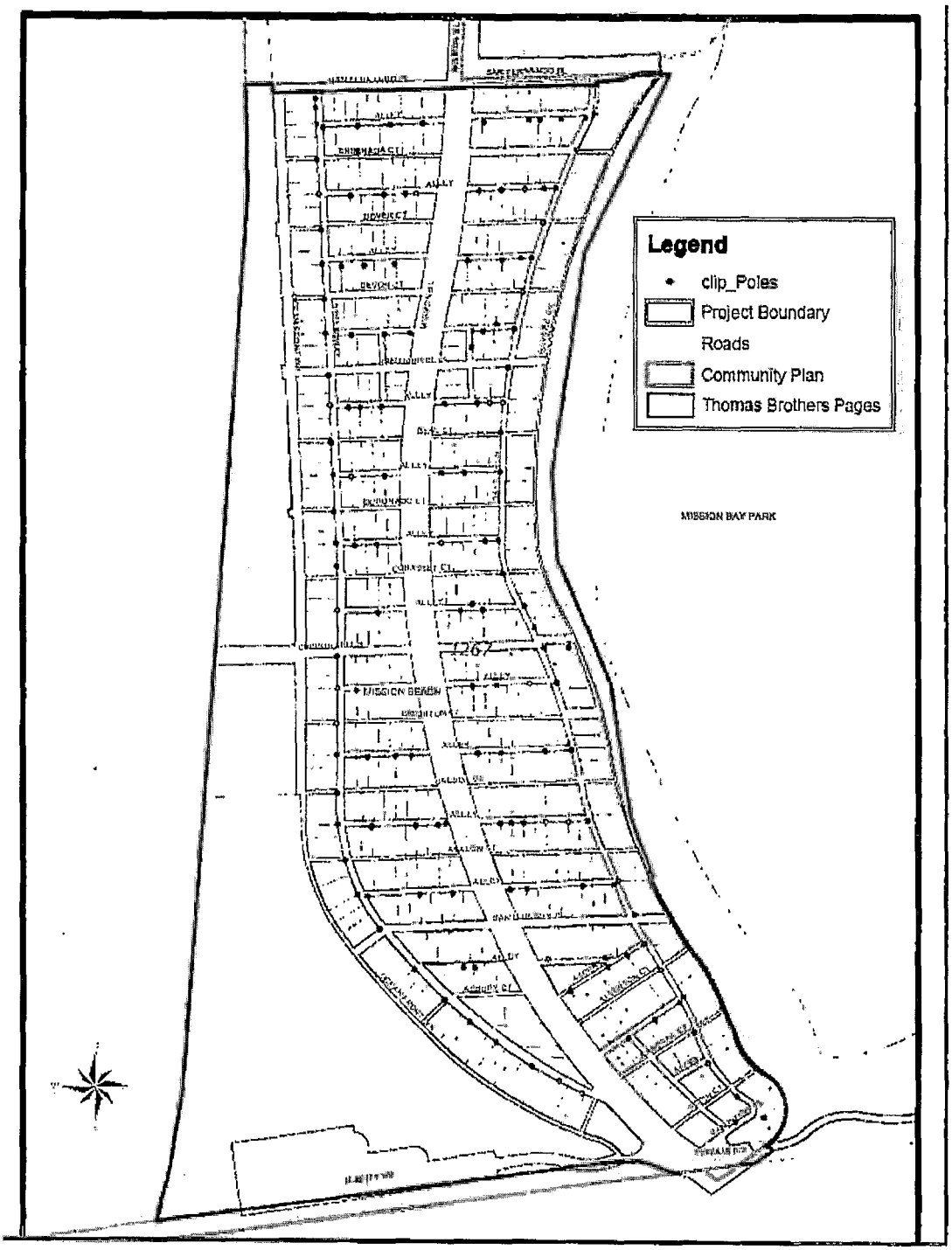
Location Map Block 2Q Sunset Cliffs Blvd
2009 Underground Utility District Projects/PTS 206474 175290
City of San Diego – Development Services Department

FIGURE No. 1



Location Map Block 30 Lincoln Ave
2009 Underground Utility District Projects/PTS 206474
City of San Diego – Development Services Department

FIGURE No. 2

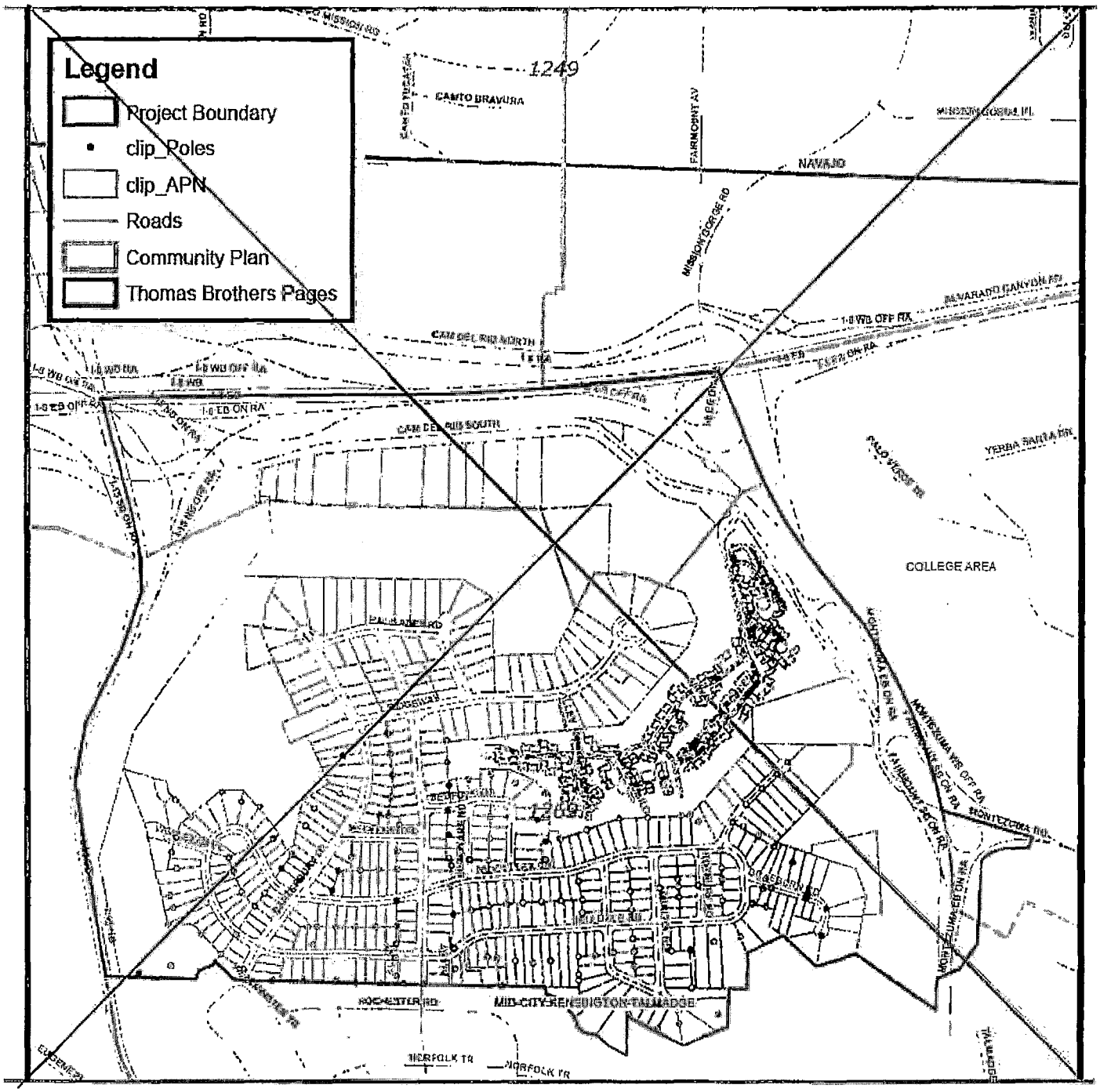


Location Map Block 2S1

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 3

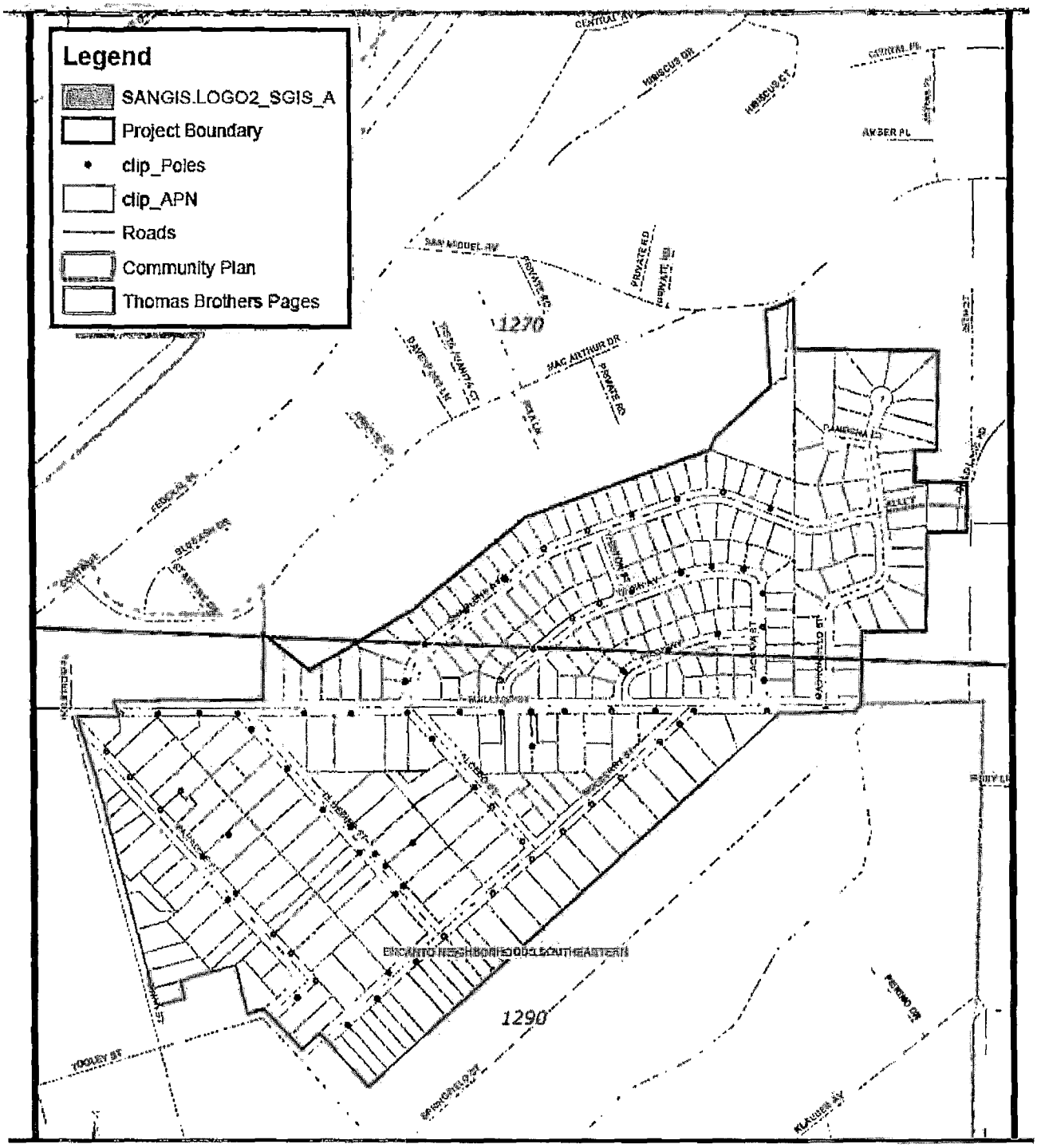


Location Map Block 3CC

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 4

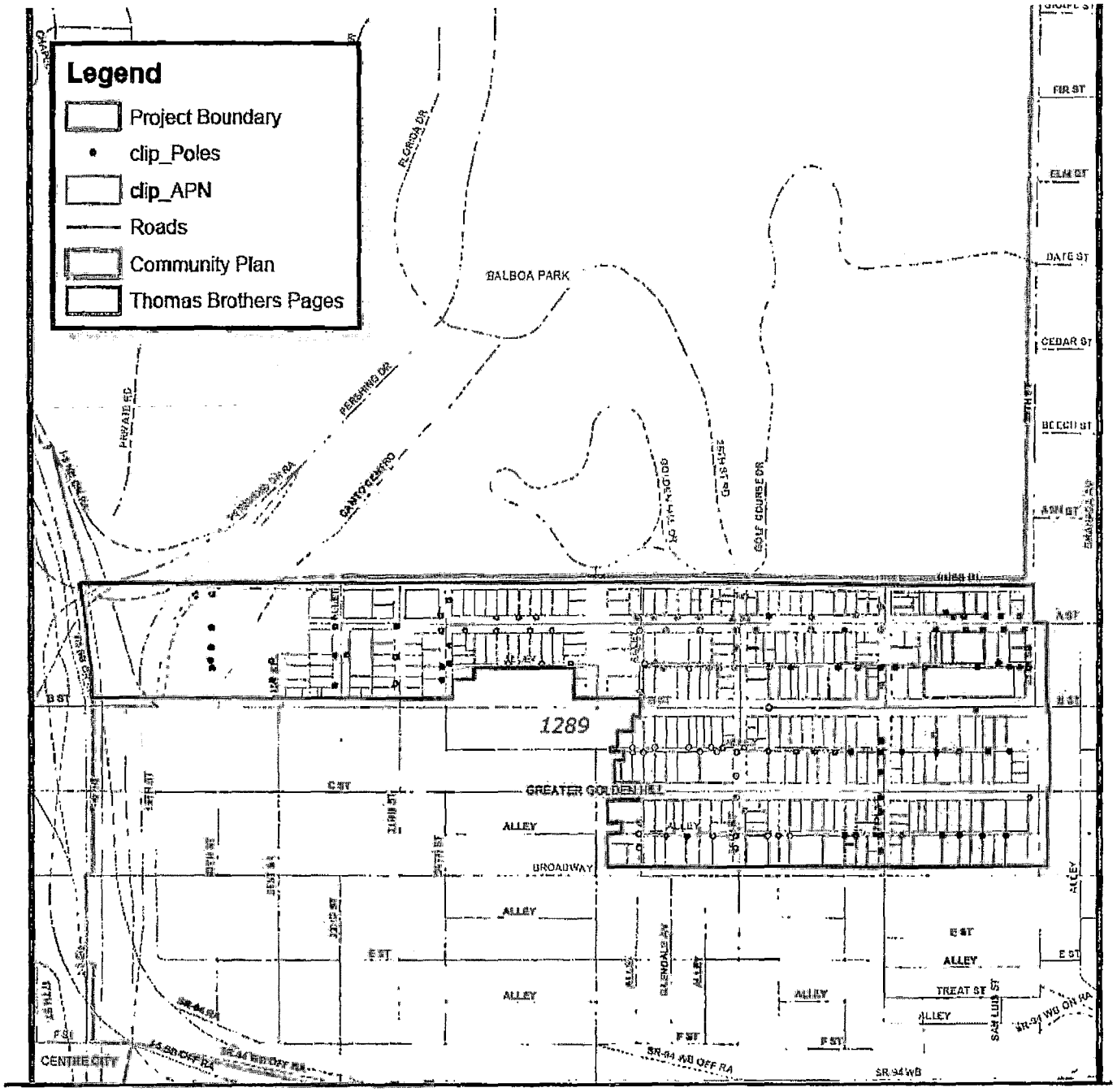


Location Map Block 4N

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 5

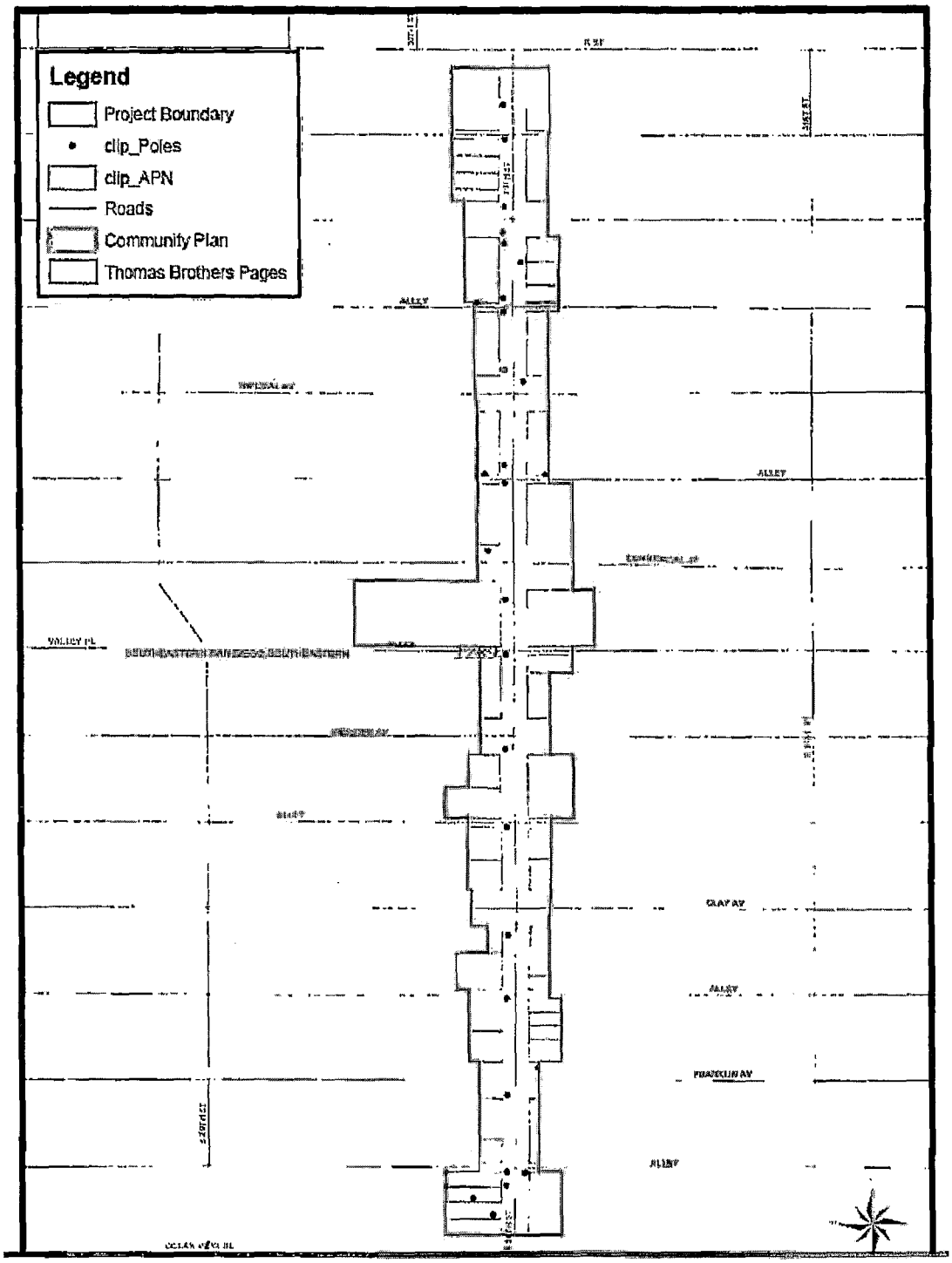


Location Map Block 8A

2009 Underground Utility District Projects/PTS 206474

City of San Diego – Development Services Department

FIGURE No. 6

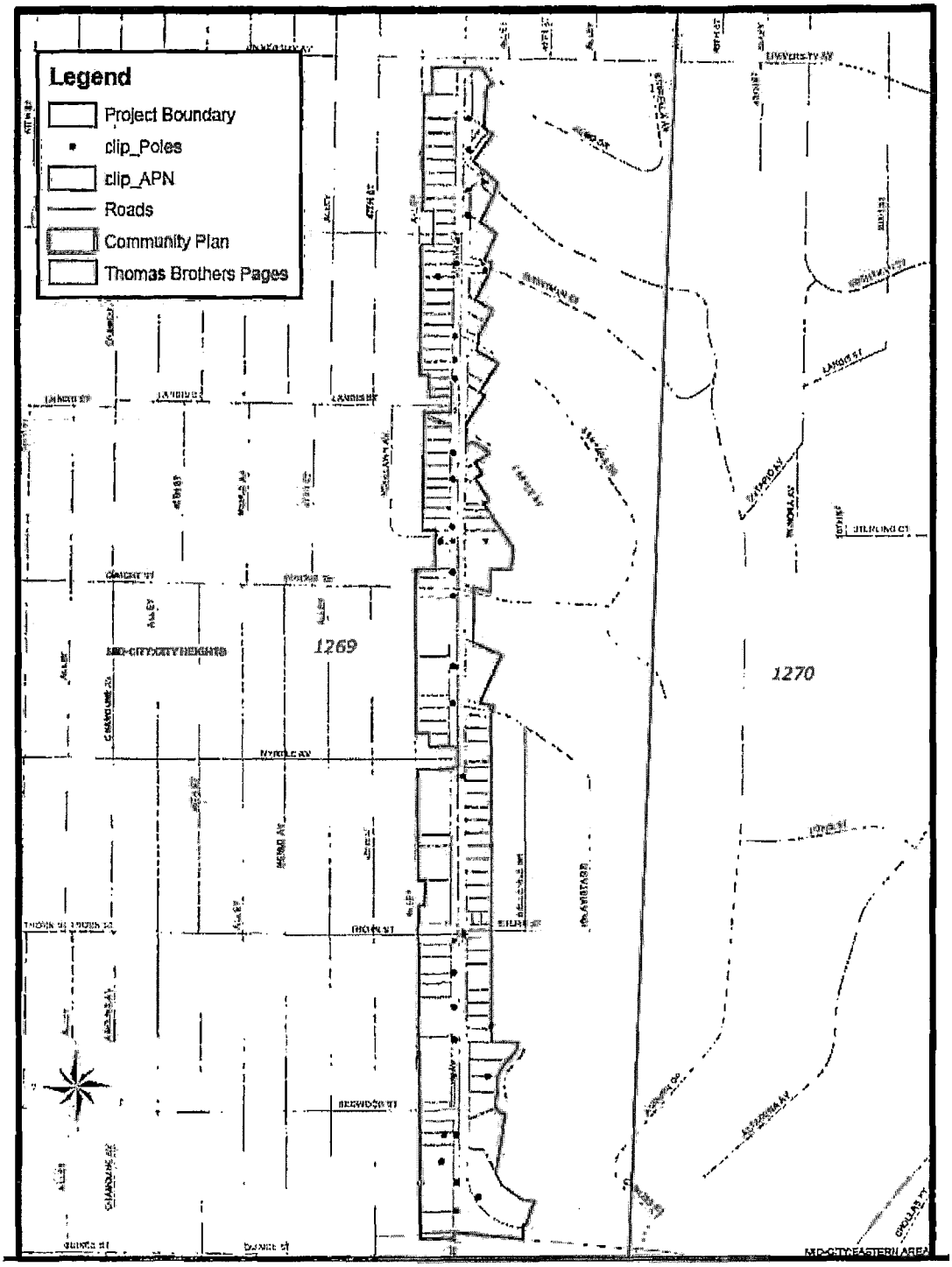


Location Map 30th Street 20A in Block 8J2

2009 Underground Utility District Projects/PTS 206474 175290

City of San Diego – Development Services Department

FIGURE No. 7



Location Map Euclid Ave.

2009 Underground Utility District Projects/PTS 206474 175290

City of San Diego – Development Services Department

FIGURE No. 8

NOTICE OF EXEMPTION

(Check one or both)

TO: __X__ RECORDER/COUNTY CLERK
P.O. BOX 1750, MS A-33
1600 PACIFIC HWY, ROOM 260
SAN DIEGO, CA 92101-2422

_____ OFFICE OF PLANNING AND RESEARCH
1400 TENTH STREET, ROOM 121
SACRAMENTO, CA 95814

FROM: CITY OF SAN DIEGO
DEVELOPMENT SERVICES DEPARTMENT
1222 FIRST AVENUE, MS 501
SAN DIEGO, CA 92101

PROJECT NO AND/OR INTERNAL ORDER.: IO #21002155 PROJECT TITLE: **2009 UNDERGROUND UTILITY DISTRICT BLOCKS**

PROJECT LOCATION-SPECIFIC: **Regents Road** (Executive Drive to Regents Road) – University Community Plan; **Potomac Street** (Calle Tres Lomas to Sea Breeze Drive) – Skyline-Paradise Hill Community Plan; **Moraga Avenue** (Phase II)(Moraga Court to Monair Drive) – Clairemont Mesa Community Plan; **Residential Project Block 6DD** (east of Courser Avenue, west of Moraga Avenue, south of Karok Avenue, north of Petunia Court) – Clairemont Mesa Community Plan; **Residential Project Block 7R** (north of Orcutt Avenue; south of Mission Gorge Road; east of Zion Avenue; west of Estrella Avenue) – Navajo Community Plan; **Gold Coast Drive Transmission** (Maya Linda Road to Thanksgiving Lane) – Mira Mesa Community Plan. These projects are within the City and County of San Diego and are not in or adjacent to the MHPA. All projects are located within the public right-of-way.

PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE, PURPOSE, AND BENEFICIARIES OF PROJECT: **Formation of Various Underground Utility Districts**. The project proposes trenching of approximately 5 feet deep and 2.5 feet wide along one side of each public right-of-way, installing conduit and substructures such as transformers on concrete pads, installing cable through the conduits, providing individual customer connections, removing existing overhead lines and poles and installing streetlights. Curb ramps will be installed where missing. If applicable, street trees will be installed.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Nathan Bruner, 600 B Street, Suite 800, MS-908A, San Diego, CA 92101, 619-533-7426

EXEMPT STATUS: (CHECK ONE)

( ) MINISTERIAL (SEC. 21080(b)(1); 15268);
( ) DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a));
( ) EMERGENCY PROJECT (SEC. 21080(b)(4); 15269 (b)(c))
(X) CATEGORICAL EXEMPTION: 15302(D) - REPLACEMENT OR RECONSTRUCTION
( ) STATUTORY EXEMPTIONS:

REASONS WHY PROJECT IS EXEMPT: This action does not involve an expansion of use and will not result in any impacts to sensitive biological or archaeological resources. Furthermore, the project meets the criteria set forth in CEQA Sections 15302(d) which specifically allows for the conversion of overhead electric utility distribution system facilities to underground including connection to existing overhead electric utility distribution lines where the surface is restored to the condition existing prior to the undergrounding; and where the exceptions listed in CEQA Section 15300.2 would not apply.

LEAD AGENCY CONTACT PERSON: Myra Herrmann, Senior Planner TELEPHONE: (619) 446-5372

IF FILED BY APPLICANT:

1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
2. HAS A NOTICE OF EXEMPTION BEEN FILED BY THE PUBLIC AGENCY APPROVING THE PROJECT?
   ( ) YES ( ) NO

IT IS HEREBY CERTIFIED THAT THE CITY OF SAN DIEGO HAS DETERMINED THE ABOVE ACTIVITY TO BE EXEMPT FROM CEQA

Myra Herrmann Senior Planner 5/4/10

SIGNATURE/TITLE DATE

CHECK ONE:
(X) SIGNED BY LEAD AGENCY
( ) SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:

APPENDIX B

FIRE HYDRANT METER PROGRAM

CITY OF SAN DIEGO CALIFORNIA DEPARTMENT INSTRUCTIONS	NUMBER DI 55.27	DEPARTMENT Water Department
SUBJECT FIRE HYDRANT METER PROGRAM (FORMERLY: CONSTRUCTION METER PROGRAM)	PAGE 1 OF 10	EFFECTIVE DATE October 15, 2002
	SUPERSEDES DI 55.27	DATED April 21, 2000

1. **PURPOSE**

1.1 To establish a Departmental policy and procedure for issuance, proper usage and charges for fire hydrant meters.

2. **AUTHORITY**

2.1 All authorities and references shall be current versions and revisions.

2.2 San Diego Municipal Code (NC) Chapter VI, Article 7, Sections 67.14 and 67.15

2.3 Code of Federal Regulations, Safe Drinking Water Act of 1986

2.4 California Code of Regulations, Titles 17 and 22

2.5 California State Penal Code, Section 498B.0

2.6 State of California Water Code, Section 110, 500-6, and 520-23

2.7 Water Department Director

Reference

2.8 State of California Guidance Manual for Cross Connection Programs

2.9 American Water Works Association Manual M-14, Recommended Practice for Backflow Prevention

2.10 American Water Works Association Standards for Water Meters

2.11 U.S.C. Foundation for Cross Connection Control and Hydraulic Research Manual

3. **DEFINITIONS**

3.1 **Fire Hydrant Meter:** A portable water meter which is connected to a fire hydrant for the purpose of temporary use. (These meters are sometimes referred to as Construction Meters.)

3.2 **Temporary Water Use:** Water provided to the customer for no longer than twelve (12) months.

3.3 **Backflow Preventor:** A Reduced Pressure Principal Assembly connected to the outlet side of a Fire Hydrant Meter.

4. POLICY

4.1 The Water Department shall collect a deposit from every customer requiring a fire hydrant meter and appurtenances prior to providing the meter and appurtenances (see Section 7.1 regarding the Fees and Deposit Schedule). The deposit is refundable upon the termination of use and return of equipment and appurtenances in good working condition.

4.2 Fire hydrant meters will have a 2 ½" swivel connection between the meter and fire hydrant. The meter shall not be connected to the 4" port on the hydrant. All Fire Hydrant Meters issued shall have a Reduced Pressure Principle Assembly (RP) as part of the installation. Spanner wrenches are the only tool allowed to turn on water at the fire hydrant.

4.3 The use of private hydrant meters on City hydrants is prohibited, with exceptions as noted below. All private fire hydrant meters are to be phased out of the City of San Diego. All customers who wish to continue to use their own fire hydrant meters must adhere to the following conditions:

a. Meters shall meet all City specifications and American Water Works Association (AWWA) standards.

b. Customers currently using private fire hydrant meters in the City of San Diego water system will be allowed to continue using the meter under the following conditions:

1. The customer must submit a current certificate of accuracy and calibration results for private meters and private backflows annually to the City of San Diego, Water Department, Meter Shop.

2. The meter must be properly identifiable with a clearly labeled serial number on the body of the fire hydrant meter. The serial number shall be plainly stamped on the register lid and the main casing. Serial numbers shall be visible from the top of the meter casing and the numbers shall be stamped on the top of the inlet casing flange.

3. All meters shall be locked to the fire hydrant by the Water Department, Meter Section (see Section 4.7).

4. All meters shall be read by the Water Department, Meter Section (see Section 4.7).

5. All meters shall be relocated by the Water Department, Meter Section (see Section 4.7).

6. These meters shall be tested on the anniversary of the original test date and proof of testing will be submitted to the Water Department, Meter Shop, on a yearly basis. If not tested, the meter will not be allowed for use in the City of San Diego.

7. All private fire hydrant meters shall have backflow devices attached when installed.

8. The customer must maintain and repair their own private meters and private backflows.

9. The customer must provide current test and calibration results to the Water Department, Meter Shop after any repairs.

10. When private meters are damaged beyond repair, these private meters will be replaced by City owned fire hydrant meters.

11. When a private meter malfunctions, the customer will be notified and the meter will be removed by the City and returned to the customer for repairs. Testing and calibration results shall be given to the City prior to any re-installation.

12. The register shall be hermetically sealed straight reading and shall be readable from the inlet side. Registration shall be in hundred cubic feet.

13. The outlet shall have a 2 ½ "National Standards Tested (NST) fire hydrant male coupling.

14. Private fire hydrant meters shall not be transferable from one contracting company to another (i.e. if a company goes out of business or is bought out by another company).

4.4 All fire hydrant meters and appurtenances shall be installed, relocated and removed by the City of San Diego, Water Department. All City owned fire hydrant meters and appurtenances shall be maintained by the City of San Diego, Water Department, Meter Services.

4.5 If any fire hydrant meter is used in violation of this Department Instruction, the violation will be reported to the Code Compliance Section for investigation and appropriate action. Any customer using a fire hydrant meter in violation of the requirements set forth above is subject to fines or penalties pursuant to the Municipal Code, Section 67.15 and Section 67.37.

4.6 **Conditions and Processes for Issuance of a Fire Hydrant Meter**

Process for Issuance

a. Fire hydrant meters shall only be used for the following purposes:

1. Temporary irrigation purposes not to exceed one year.

2. Construction and maintenance related activities (see Tab 2).

b. No customer inside or outside the boundaries of the City of San Diego Water Department shall resell any portion of the water delivered through a fire hydrant by the City of San Diego Water Department.

c. The City of San Diego allows for the issuance of a temporary fire hydrant meter for a period not to exceed 12 months (365 days). An extension can only be granted in writing from the Water Department Director for up to 90 additional days. A written request for an extension by the consumer must be submitted at least 30 days prior to the 12 month period ending. No extension shall be granted to any customer with a delinquent account with the Water Department. No further extensions shall be granted.

d. Any customer requesting the issuance of a fire hydrant meter shall file an application with the Meter Section. The customer must complete a "Fire Hydrant Meter Application" (Tab 1) which includes the name of the company, the party responsible for payment, Social Security number and/or California ID, requested location of the meter (a detailed map signifying an exact location), local contact person, local phone number, a contractor's license (or a business license), description of specific water use, duration of use at the site and full name and address of the person responsible for payment.

e. At the time of the application the customer will pay their fees according to the schedule set forth in the Rate Book of Fees and Charges, located in the City Clerk's Office. All fees must be paid by check, money order or cashiers check, made payable to the City Treasurer. Cash will not be accepted.

f. No fire hydrant meters shall be furnished or relocated for any customer with a delinquent account with the Water Department.

g. After the fees have been paid and an account has been created, the

meter shall be installed within 48 hours (by the second business day). For an additional fee, at overtime rates, meters can be installed within 24 hours (within one business day).

4.7 Relocation of Existing Fire Hydrant Meters

a. The customer shall call the Fire Hydrant Meter Hotline (herein referred to as "Hotline"), a minimum of 24 hours in advance, to request the relocation of a meter. A fee will be charged to the existing account, which must be current before a work order is generated for the meter's relocation.

b. The customer will supply in writing the address where the meter is to be relocated (map page, cross street, etc). The customer must update the original Fire Hydrant Meter Application with any changes as it applies to the new location.

c. Fire hydrant meters shall be read on a monthly basis. While fire hydrant meters and backflow devices are in service, commodity, base fee and damage charges, if applicable, will be billed to the customer on a monthly basis. If the account becomes delinquent, the meter will be removed.

4.8 Disconnection of Fire Hydrant Meter

a. After ten (10) months a "Notice of Discontinuation of Service" (Tab 3) will be issued to the site and the address of record to notify the customer of the date of discontinuance of service. An extension can only be granted in writing from the Water Department Director for up to 90 additional days (as stated in Section 4.6C) and a copy of the extension shall be forwarded to the Meter Shop Supervisor. If an extension has not been approved, the meter will be removed after twelve (12) months of use.

b. Upon completion of the project the customer will notify the Meter Services office via the Hotline to request the removal of the fire hydrant meter and appurtenances. A work order will be generated

for removal of the meter.

c. Meter Section staff will remove the meter and backflow prevention assembly and return it to the Meter Shop. Once returned to the Meter Shop the meter and backflow will be tested for accuracy and functionality.

d. Meter Section Staff will contact and notify Customer Services of the final read and any charges resulting from damages to the meter and backflow or its appurtenance. These charges will be added on the customer's final bill and will be sent to the address of record. Any customer who has an outstanding balance will not receive additional meters.

e. Outstanding balances due may be deducted from deposits and any balances refunded to the customer. Any outstanding balances will be turned over to the City Treasurer for collection. Outstanding balances may also be transferred to any other existing accounts.

5. EXCEPTIONS

5.1 Any request for exceptions to this policy shall be presented, in writing, to the Customer Support Deputy Director, or his/her designee for consideration.

6. MOBILE METER

6.1 Mobile meters will be allowed on a case by case basis. All mobile meters will be protected by an approved backflow assembly and the minimum requirement will be a Reduced Pressure Principal Assembly. The two types of Mobile Meters are vehicle mounted and floating meters. Each style of meters has separate guidelines that shall be followed for the customer to retain service and are described below:

a) **Vehicle Mounted Meters**: Customer applies for and receives a City owned Fire Hydrant Meter from the Meter Shop. The customer mounts the meter on the vehicle and brings it to the Meter Shop for

inspection. After installation is approved by the Meter Shop the vehicle and meter shall be brought to the Meter Shop on a monthly basis for meter reading and on a quarterly basis for testing of the backflow assembly. Meters mounted at the owner's expense shall have the one year contract expiration waived and shall have meter or backflow changed if either fails.

b) **Floating Meters**: Floating Meters are meters that are not mounted to a vehicle. **(Note: All floating meters shall have an approved backflow assembly attached.)** The customer shall submit an application and a letter explaining the need for a floating meter to the Meter Shop. The Fire Hydrant Meter Administrator, after a thorough review of the needs of the customer, (i.e. number of jobsites per day, City contract work, lack of mounting area on work vehicle, etc.), may issue a floating meter. At the time of issue, it will be necessary for the customer to complete and sign the "Floating Fire Hydrant Meter Agreement" which states the following:

    1) The meter will be brought to the Meter Shop at 2797 Caminito Chollas, San Diego on the third week of each month for the monthly read by Meter Shop personnel.

    2) Every other month the meter will be read and the backflow will be tested. This date will be determined by the start date of the agreement.

If any of the conditions stated above are not met the Meter Shop has the right to cancel the contract for floating meter use and close the account associated with the meter. The Meter Shop will also exercise the right to refuse the issuance of another floating meter to the company in question.

Any Fire Hydrant Meter using reclaimed water shall not be allowed use again with any potable water supply. The customer shall incur the cost of replacing the meter and backflow device in this instance.

7. FEE AND DEPOSIT SCHEDULES

7.1 **Fees and Deposit Schedules:** The fees and deposits, as listed in the Rate Book of Fees and Charges, on file with the Office of the City Clerk, are based on actual reimbursement of costs of services performed, equipment and materials. Theses deposits and fees will be amended, as needed, based on actual costs. Deposits, will be refunded at the end of the use of the fire hydrant meter, upon return of equipment in good working condition and all outstanding balances on account are paid. Deposits can also be used to cover outstanding balances.

All fees for equipment, installation, testing, relocation and other costs related to this program are subject to change without prior notification. The Mayor and Council will be notified of any future changes.

8. UNAUTHORIZED USE OF WATER FROM A HYDRANT

8.1 Use of water from any fire hydrant without a properly issued and installed fire hydrant meter is theft of City property. Customers who use water for unauthorized purposes or without a City of San Diego issued meter will be prosecuted.

8.2 If any unauthorized connection, disconnection or relocation of a fire hydrant meter, or other connection device is made by anyone other than authorized Water Department personnel, the person making the connection will be prosecuted for a violation of San Diego Municipal Code, Section 67.15. In the case of a second offense, the customer's fire hydrant meter shall be confiscated and/or the deposit will be forfeited.

8.3 Unauthorized water use shall be billed to the responsible party. Water use charges shall be based on meter readings, or estimates when meter readings are not available.

8.4 In case of unauthorized water use, the customer shall be billed for all applicable charges as if proper authorization for the water use had been obtained, including but not limited to bi-monthly service charges, installation charges and removal charges.

8.5 If damage occurs to Water Department property (i.e. fire hydrant meter, backflow, various appurtenances), the cost of repairs or replacements will be charged to the customer of record (applicant).

Larry Gardner
Water Department Director

Tabs: 1. Fire Hydrant Meter Application
2. Construction & Maintenance Related Activities With No Return To Sewer
3. Notice of Discontinuation of Service

APPENDIX

Administering Division: Customer Support Division

Subject Index:
Construction Meters
Fire Hydrant
Fire Hydrant Meter Program
Meters, Floating or Vehicle Mounted
Mobile Meter
Program, Fire Hydrant Meter

Distribution: DI Manual Holders

Application for Fire Hydrant Meter (EXHIBIT A)

City of San Diego PUBLIC UTILITIES Water & Wastewater

(For Office Use Only)

NS REQ	FAC#
DATE	BY

METER SHOP (619) 527-7449

Application Date	Requested Install Date:

Meter Information

Fire Hydrant Location: (Attach Detailed Map//Thomas Bros. Map Location or Construction drawing.) Zip:	T.B.	G.B. (CITY USE)
Specific Use of Water:		
Any Return to Sewer or Storm Drain, If so, explain:		
Estimated Duration of Meter Use: ☐ Check Box if Reclaimed Water		

Company Information

Company Name:			
Mailing Address:			
City:	State:	Zip:	Phone: ( )
*Business license#	*Contractor license#		
A Copy of the Contractor's license OR Business License is required at the time of meter issuance.			
Name and Title of Billing Agent: (PERSON IN ACCOUNTS PAYABLE)			Phone: ( )
Site Contact Name and Title:			Phone: ( )
Responsible Party Name:			Title:
Cal ID#			Phone: ( )
Signature:	Date:		

Guarantees Payment of all Charges Resulting from the use of this Meter. Insures that employees of this Organization understand the proper use of Fire Hydrant Meter

☐ Fire Hydrant Meter Removal Request	Requested Removal Date:	
Provide Current Meter Location If Different from Above:		
Signature:	Title:	Date:
Phone: ( )	Pager: ( )	

☐ City Meter ☐ Private Meter		
Contract Acct #:	Deposit Amount: $ 936.00	Fees Amount: $ 62.00
Meter Serial #	Meter Size: 05	Meter Make and Style: 6-7
Backflow #	Backflow Size:	Backflow Make and Style:
Name:	Signature:	Date:

WATER USES WITHOUT ANTICIPATED CHARGES FOR RETURN TO SEWER

Auto Detailing
Backfilling
Combination Cleaners (Vactors)
Compaction
Concrete Cutters
Construction Trailers
Cross Connection Testing
Dust Control
Flushing Water Mains
Hydro Blasting
Hydro Seeing
Irrigation (for establishing irrigation only; not continuing irrigation)
Mixing Concrete
Mobile Car Washing
Special Events
Street Sweeping
Water Tanks
Water Trucks
Window Washing

Note:

1. If there is any return to sewer or storm drain, then sewer and/or storm drain fees will be charges.

Date

Name of Responsible Party
Company Name and Address
Account Number:_____

Subject: Discontinuation of Fire Hydrant Meter Service

Dear Water Department Customer:

The authorization for use of Fire Hydrant Meter #_____, located at *(Meter Location Address)* ends in 60 days and will be removed on or after *(Date Authorization Expires)*. Extension requests for an additional 90 days must be submitted in writing for consideration 30 days prior to the discontinuation date. If you require an extension, please contact the Water Department, or mail your request for an extension to:

City of San Diego
Water Department
Attention: Meter Services
2797 Caminito Chollas
San Diego, CA 92105-5097

Should you have any questions regarding this matter, please call the Fire Hydrant Hotline at (619)_____-_____.

Sincerely,

Water Department

APPENDIX C

MATERIALS TYPICALLY ACCEPTED BY CERTIFICATE OF COMPLIANCE

Materials Typically Accepted by Certificate of Compliance

1. Soil amendment
2. Fiber mulch
3. PVC or PE pipe up to 16 inch diameter
4. Stabilizing emulsion
5. Lime
6. Preformed elastomeric joint seal
7. Plain and fabric reinforced elastomeric bearing pads
8. Steel reinforced elastomeric bearing pads
9. Waterstops (Special Condition)
10. Epoxy coated bar reinforcement
11. Plain and reinforcing steel
12. Structural steel
13. Structural timber and lumber
14. Treated timber and lumber
15. Lumber and timber
16. Aluminum pipe and aluminum pipe arch
17. Corrugated steel pipe and corrugated steel pipe arch
18. Structural metal plate pipe arches and pipe arches
19. Perforated steel pipe
20. Aluminum underdrain pipe
21. Aluminum or steel entrance tapers, pipe downdrains, reducers, coupling bands and slip joints
22. Metal target plates
23. Paint (traffic striping)
24. Conductors
25. Painting of electrical equipment
26. Electrical components
27. Engineering fabric
28. Portland Cement
29. PCC admixtures
30. Minor concrete, asphalt
31. Asphalt (oil)
32. Liquid asphalt emulsion
33. Epoxy

APPENDIX D

SAMPLE CITY INVOICE

City of San Diego, Field Engineering Div., 9485 Aero Drive, SD CA 92123		**Contractor's Name:**	
Project Name:		Contractor's Address:	
Work Order No or Job Order No.			
City Purchase Order No.		Contractor's Phone #:	**Invoice No.**
Resident Engineer (RE):		Contractor's fax #:	**Invoice Date:**
RE Phone#:	Fax#:	Contact Name:	Billing Period: (to

Item #	Item Description	Contract Authorization				Previous Totals To Date		This Estimate		Totals to Date	
		Unit	Price	Qty	Extension	%/QTY	Amount	% / QTY	Amount	% / QTY	Amount
1					$ -		$ -		$ -	0.00%	$ -
2					$ -		$ -		$ -	0.00%	$ -
3					$ -		$ -		$ -	0.00%	$ -
4					$ -		$ -		$ -	0.00%	$ -
5					$ -		$ -		$ -	0.00%	$ -
6					$ -		$ -		$ -	0.00%	$ -
7					$ -		$ -		$ -	0.00%	$ -
8					$ -		$ -		$ -	0.00%	$ -
9					$ -		$ -		$ -	0.00%	$ -
10					$ -		$ -		$ -	0.00%	$ -
11					$ -		$ -		$ -	0.00%	$ -
12					$ -		$ -		$ -	0.00%	$ -
13					$ -		$ -		$ -	0.00%	$ -
14					$ -		$ -		$ -	0.00%	$ -
15					$ -		$ -		$ -	0.00%	$ -
16					$ -		$ -		$ -	0.00%	$ -
17	**Field Orders**				$ -		$ -		$ -	0.00%	$ -
18					$ -		$ -		$ -	0.00%	$ -
	CHANGE ORDER No.				$ -		$ -		$ -	0.00%	$ -
					$ -		$ -		$ -	0.00%	$ -
	Total Authorized Amount (including approved Change Order)				**$** -		$ -		$ -	**Total Billed**	$ -

SUMMARY

A. Original Contract Amount	$ -
B. Approved Change Order #00 Thru #00	$ -
C. Total Authorized Amount (A+B)	$ -
D. Total Billed to Date	$ -
E. Less Total Retention (5% of D)	$ -
F. Less Total Previous Payments	$ -
G. Payment Due Less Retention	**$0.00**
H. Remaining Authorized Amount	$0.00

I certify that the materials have been received by me in the quality and quantity specified

Resident Engineer

Construction Engineer

Retention and/or Escrow Payment Schedule

Total Retention Required as of this billing (Item E)	$0.00
Previous Retention Withheld in PO or in Escrow	$0.00
Add'l Amt to Withhold in PO/Transfer in Escrow:	***$0.00***
Amt to Release to Contractor from PO/Escrow:	

Contractor Signature and Date: _____

APPENDIX E

LOCATION MAPS

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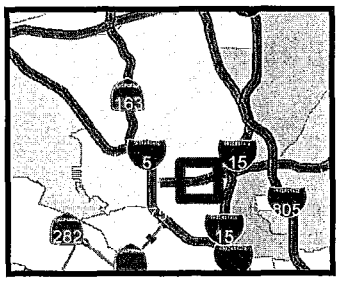
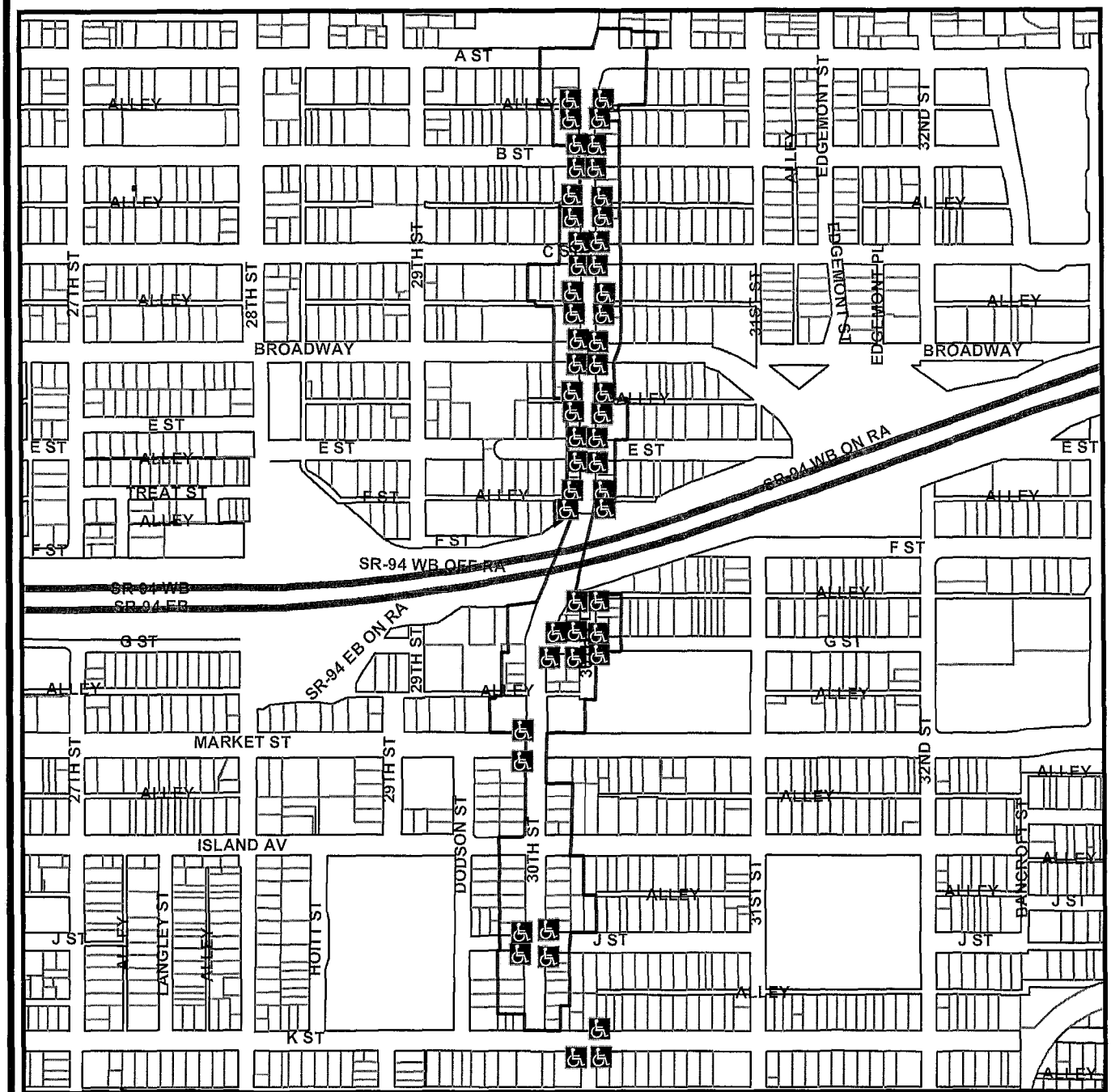


The City of SAN DIEGO Public Works

30th Street Phase III B
(A St to K St)
Community Location Map

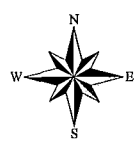
SENIOR ENGINEER	PROJECT MANAGER	PROJECT ENGINEER	FOR QUESTIONS ABOUT THIS PROJECT
DAYUE ZHANG	FARLITO VALENZUELA	FELIPE MEDINA	Call: (619) 533-4207
(619) 533-7409	(619) 235-1947	(619) 533-5242	Email: *engineering@sandiego.gov*



Legend

Curb Ramps

UUP Project Boundary



COMMUNITY NAME: Greater Golden Hill / Southeastern

COUNCIL DISTRICT: 3, 8

SAP ID: B-00717

Date: November 9, 2016

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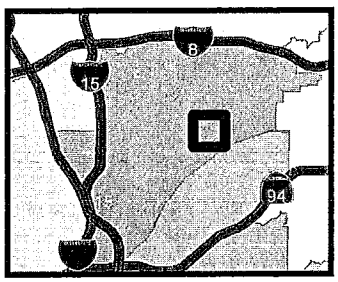

The City of SAN DIEGO Public Works

Trojan Avenue (54th St to 60th St) Community Location Map

SENIOR ENGINEER	PROJECT MANAGER	PROJECT ENGINEER	FOR QUESTIONS ABOUT THIS PROJECT
DAYUE ZHANG	FARLITO VALENZUELA	FELIPE MEDINA	Call: (619) 533-4207
(619) 533-7409	(619) 235-1947	(619) 533-5242	Email: *engineering@sandiego.gov*

Legend

Curb Ramp | Resurfacing | UUP Project Boundary

N W E S

COMMUNITY NAME: Mid-City: Eastern Area COUNCIL DISTRICT: 9 SAP ID: B-00718

Date: November 8, 2016

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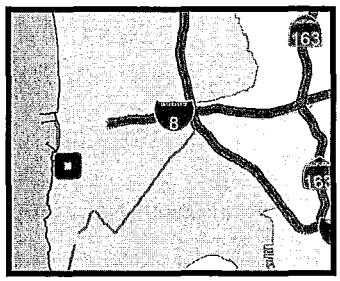

The City of SAN DIEGO Public Works

Sunset Cliffs Boulevard (Coronado Ave to Newport Ave) Community Location Map

SENIOR ENGINEER	PROJECT MANAGER	PROJECT ENGINEER	FOR QUESTIONS ABOUT THIS PROJECT
DAYUE ZHANG	FARLITO VALENZUELA	FELIPE MEDINA	Call: (619) 533-4207
(619) 533-7409	(619) 235-1947	(619) 533-5242	Email: *engineering@sandiego.gov*

Legend

Curb Ramps | Resurfacing | UUP Project Boundary

N W E S

COMMUNITY NAME: Ocean Beach COUNCIL DISTRICT: 2 SAP ID: B-00720

Date: November 9, 2016

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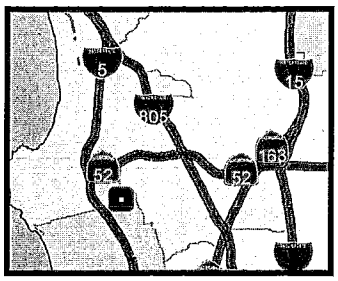

The City of SAN DIEGO Public Works

Moraga Avenue Phase I (Moraga Ct to Idlewild Wy) Community Location Map

SENIOR ENGINEER	PROJECT MANAGER	PROJECT ENGINEER	FOR QUESTIONS ABOUT THIS PROJECT
DAYUE ZHANG	FARLITO VALENZUELA	FELIPE MEDINA	Call: (619) 533-4207
(619) 533-7409	(619) 235-1947	(619) 533-5242	Email: *engineering@sandiego.gov*

Legend

Curb Ramps | Resurfacing | UUP Project Boundary

N W E S

COMMUNITY NAME: Clairemont Mesa COUNCIL DISTRICT: 2 SAP ID: B-00726

Date: November 9, 2016

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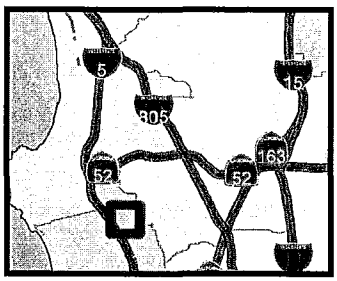

The City of SAN DIEGO Public Works

Moraga Avenue Phase II (Moraga Ct to Monair Dr) Community Location Map

SENIOR ENGINEER	PROJECT MANAGER	PROJECT ENGINEER	FOR QUESTIONS ABOUT THIS PROJECT
DAYUE ZHANG	FARLITO VALENZUELA	FELIPE MEDINA	Call: (619) 533-4207
(619) 533-7409	(619) 235-1947	(619) 533-5242	Email: *engineering@sandiego.gov*

Legend

Curb Ramps | Resurfacing | UUP Project Boundary

N W E S

COMMUNITY NAME: Clairemont Mesa COUNCIL DISTRICT: 2 SAP ID: B-00788

Date: November 9, 2016

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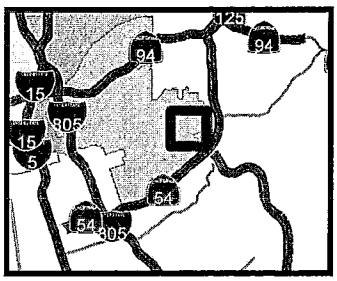
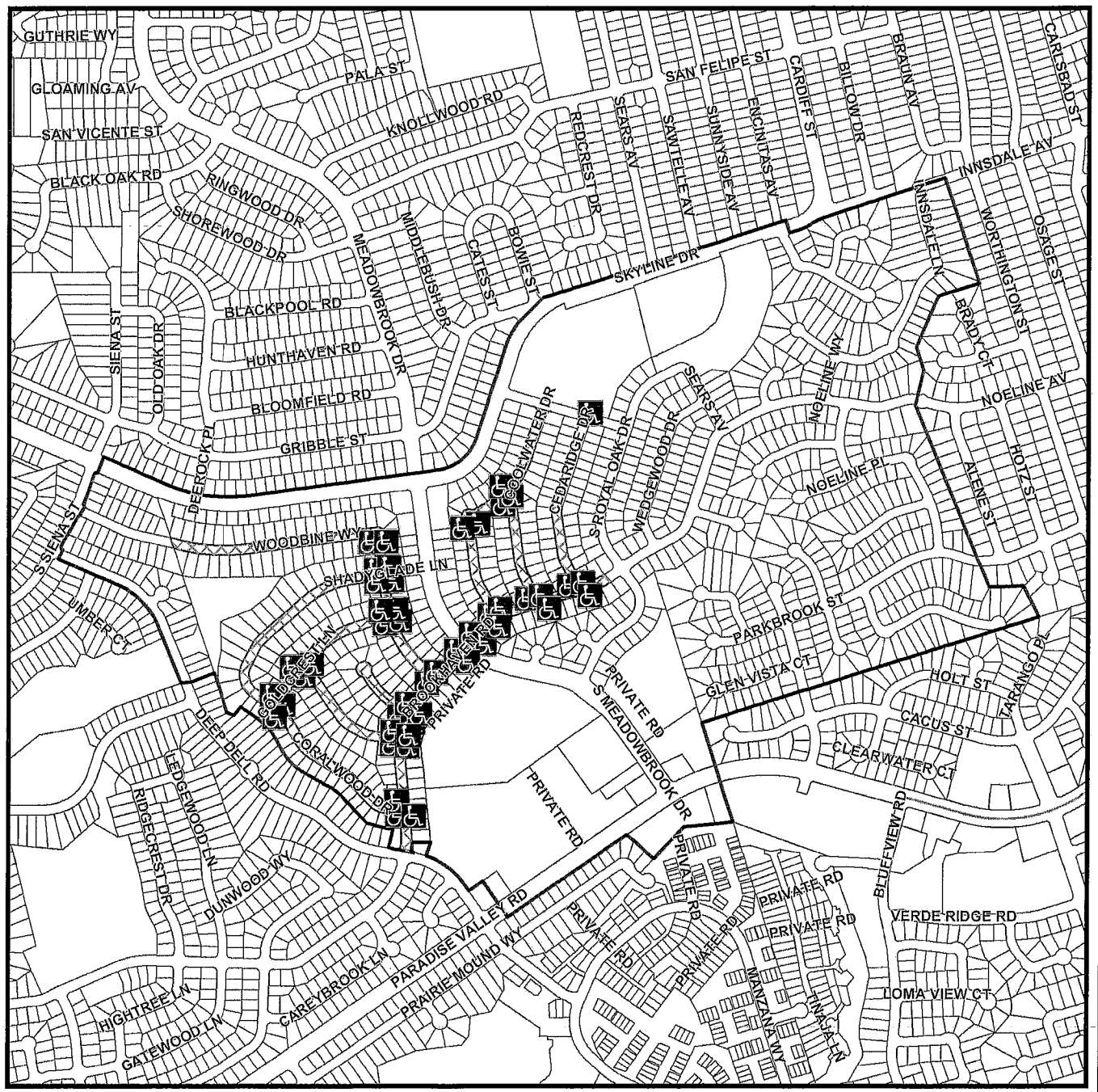


The City of SAN DIEGO Public Works

Residential Project Block 4-Z
(Paradise Hills North)
Community Location Map

SENIOR ENGINEER	PROJECT MANAGER	PROJECT ENGINEER	FOR QUESTIONS ABOUT THIS PROJECT
DAYUE ZHANG	FARLITO VALENZUELA	FELIPE MEDINA	Call: (619) 533-4207
(619) 533-7409	(619) 235-1947	(619) 533-5242	Email: *engineering@sandiego.gov*



Legend

Curb Ramps | Resurfacing | UUP Project Boundary

N W E S

COMMUNITY NAME: Skyline-Paradise Hills COUNCIL DISTRICT: 4 SAP ID: B-00838

Date: November 9, 2016

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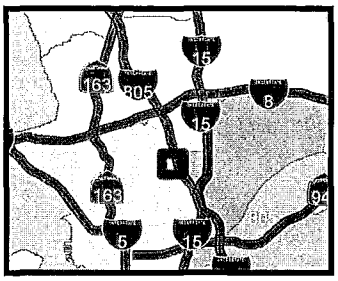

The City of SAN DIEGO Public Works

Lincoln Ave
(30th St to Wabash Ave)
Community Location Map

SENIOR ENGINEER
DAYUE ZHANG
(619) 533-7409

PROJECT MANAGER
FARLITO VALENZUELA
(619) 235-1947

PROJECT ENGINEER
FELIPE MEDINA
(619) 533-5242

FOR QUESTIONS ABOUT THIS PROJECT
Call: (619) 533-4207
Email: engineering@sandiego.gov

Legend

Curb Ramp | Resurfacing | UUP Project Boundary

N W E S

COMMUNITY NAME: Greater North Park / Mid-City: City Heights

COUNCIL DISTRICT: 3, 9

SAP ID: B-12066

Date: November 9, 2016

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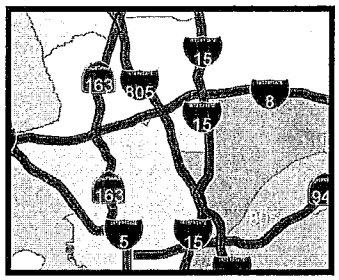
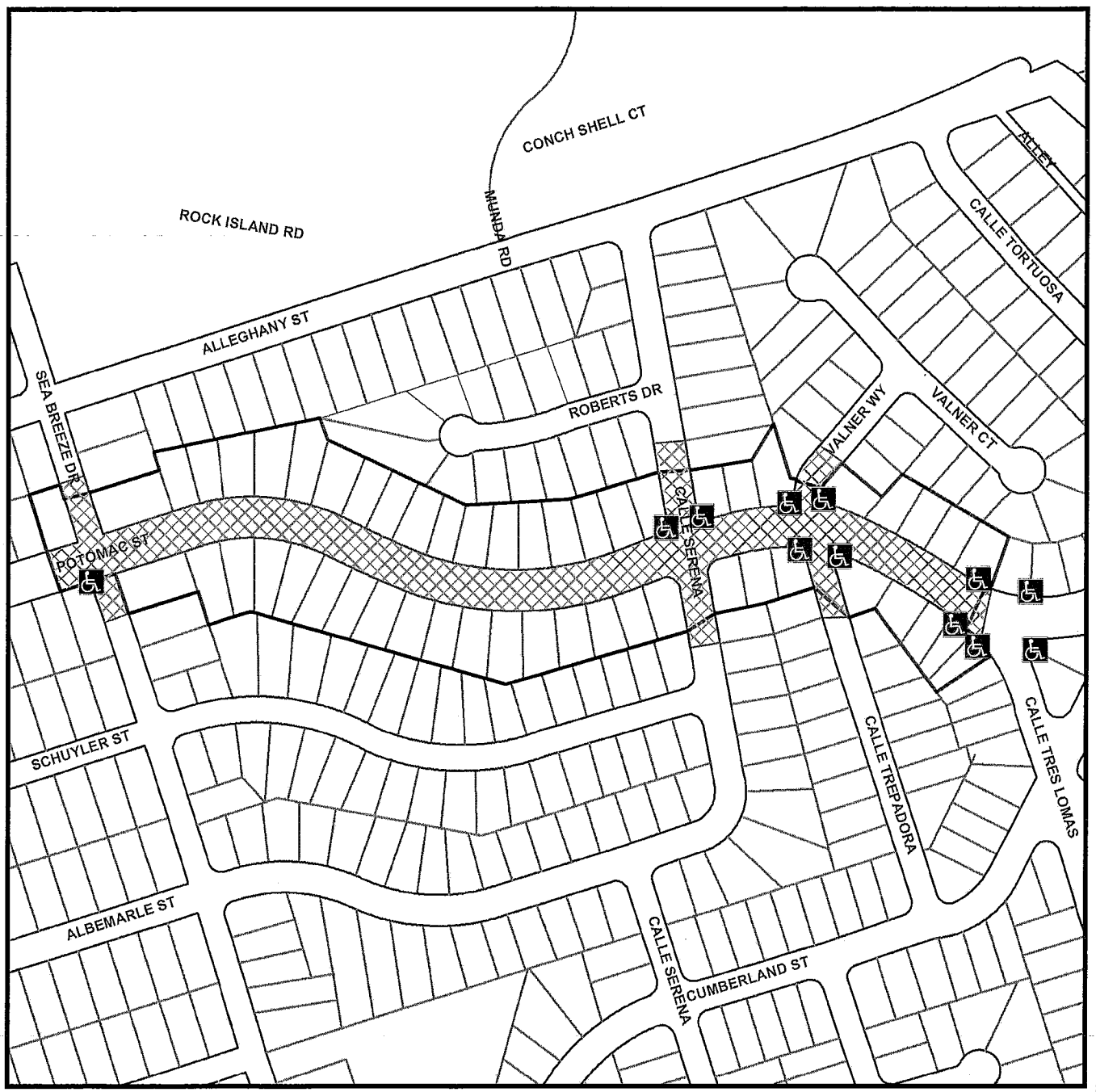


The City of SAN DIEGO Public Works

Potomac Street
(Calle Tres Lomas to Seabreeze Drive)
Community Location Map

SENIOR ENGINEER	PROJECT MANAGER	PROJECT ENGINEER	FOR QUESTIONS ABOUT THIS PROJECT
DAYUE ZHANG	FARLITO VALENZUELA	FELIPE MEDINA	Call: (619) 533-4207
(619) 533-7409	(619) 235-1947	(619) 533-5242	Email: *engineering@sandiego.gov*



Legend

Resurfacing

UUP Project Boundary

N W E S

COMMUNITY NAME: Paradise Hills COUNCIL DISTRICT: 4 SAP ID: B-12069

Date: November 9, 2016

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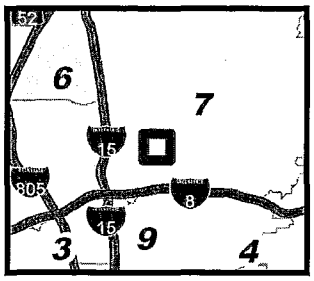
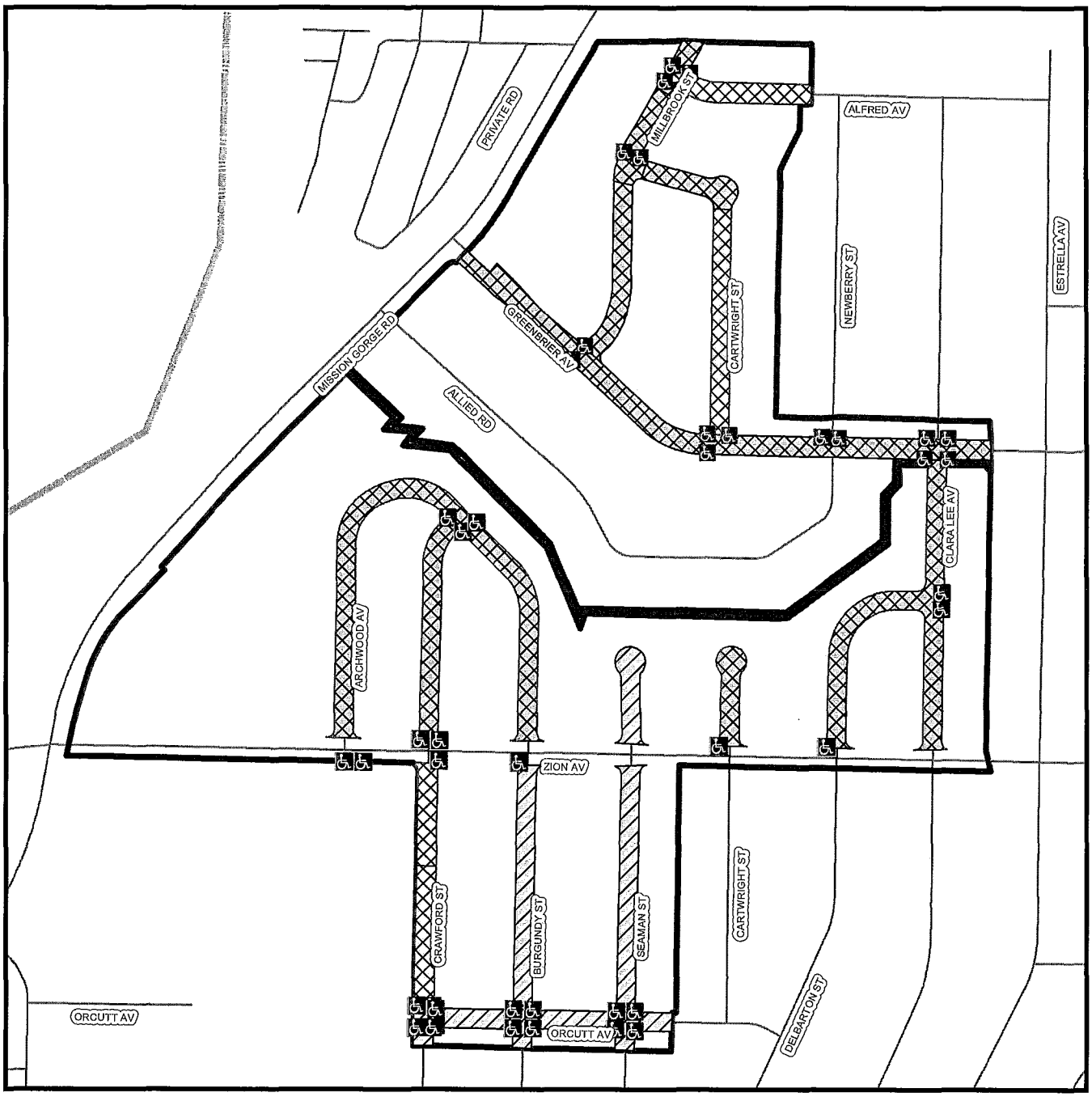


The City of SAN DIEGO Public Works

Residential Project Block 7-R (Allied Gardens) Paving and Curb Ramps

SENIOR ENGINEER	PROJECT MANAGER	PROJECT ENGINEER	FOR QUESTIONS ABOUT THIS PROJECT
DAYUE ZHANG	FARLITO VALENZUELA	MITZI GAMBOA	Call: 619-533-4207
619-533-7409	619-235-1947	619-533-4156	Email: *engineering@sandiego.gov*



Legend

- Proposed Curb Ramps
- Slurry_Seal
- Full Width Inlay 1.5" Grind 2" Pave
- Full Width Inlay 2" Grind 3" Pave
- UUP Block 7-R Job 1 Boundary
- UUP Block 7-R Job 2 Boundary

N W E S

COMMUNITY NAME: Navajo COUNCIL DISTRICT: 7 SAP ID: B12064

Date: January 12, 2017

SanGIS

APPENDIX F

ADJACENT PROJECTS

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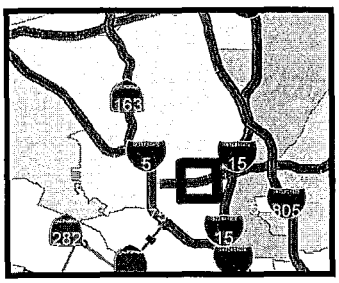
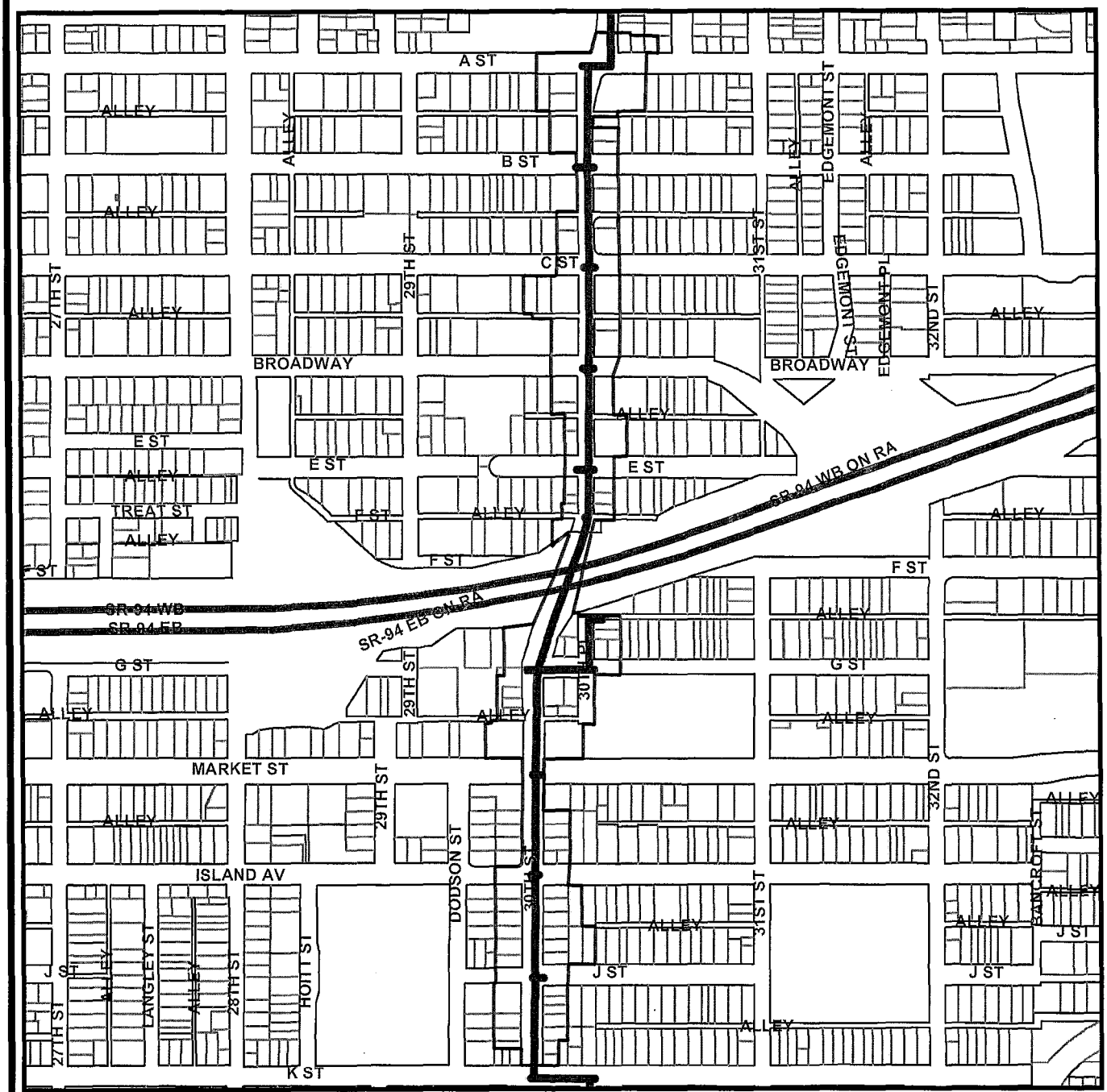


The City of SAN DIEGO Public Works

30th Street Phase III B
(A St to K St)
Adjacent Project



Legend

S12010, 30th St PipeLine Replacement - Jong Choi, 619-533-5493

UUP Project Boundary

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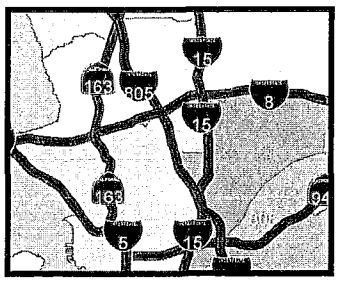


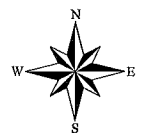
The City of SAN DIEGO Public Works

Potomac Street
(Calle Tres Lomas to Seabreeze Drive)
Adjacent Project

Legend

B15187, PipeLine Rehabilitation AI-1 - Elham Lotfi, 619-533-7523

UUP Project Boundary



APPENDIX G

SAMPLE OF PUBLIC NOTICE

FOR SAMPLE REFERENCE ONLY

The City of SAN DIEGO

CONSTRUCTION NOTICE

PROJECT TITLE

Work on your street will begin within one week to replace the existing water mains servicing your community.

The work will consist of:

- Saw-cutting and trench work on Ingulf Street from Morena Boulevard to Galveston Street to install new water mains, water laterals and fire hydrants.
- Streets where trenching takes place will be resurfaced and curb ramps will be upgraded to facilitate access for persons with disabilities where required.
- This work is anticipated to be complete in your community by December 2016.

How your neighborhood may be impacted:

- Water service to some properties during construction will be provided by a two-inch highline pipe that will run along the curb. To report a highline leak call 619-515-3525.
- Temporary water service disruptions are planned. If planned disruptions impact your property, you will receive advance notice.
- Parking restrictions will exist because of the presence of construction equipment and materials.
- "No Parking" signs will be displayed 72 hours in advance of the work.
- Cars parked in violation of signs will be TOWED.

Hours and Days of Operation:
Monday through Friday X:XX AM to X:XX PM.

City of San Diego Contractor:
Company Name, XXX-XXX-XXXX

To contact the City of San Diego: SD Public Works
619-533-4207 | engineering@sandiego.gov | sandiego.gov/CIP

This information is available in alternative formats upon request.

The City of SAN DIEGO

CONSTRUCTION NOTICE

PROJECT TITLE

Work on your street will begin within one week to replace the existing water mains servicing your community.

The work will consist of:

- Saw-cutting and trench work on Ingulf Street from Morena Boulevard to Galveston Street to install new water mains, water laterals and fire hydrants.
- Streets where trenching takes place will be resurfaced and curb ramps will be upgraded to facilitate access for persons with disabilities where required.
- This work is anticipated to be complete in your community by December 2016.

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- Water service to some properties during construction will be provided by a two-inch highline pipe that will run along the curb. To report a highline leak call 619-515-3525.
- Temporary water service disruptions are planned. If planned disruptions impact your property, you will receive advance notice.
- Parking restrictions will exist because of the presence of construction equipment and materials.
- "No Parking" signs will be displayed 72 hours in advance of the work.
- Cars parked in violation of signs will be TOWED.

Hours and Days of Operation:
Monday through Friday X:XX AM to X:XX PM.

City of San Diego Contractor:
Company Name, XXX-XXX-XXXX

To contact the City of San Diego: SD Public Works
619-533-4207 | engineering@sandiego.gov | sandiego.gov/CIP

This information is available in alternative formats upon request.

APPENDIX H

ADVANCED METERING INFRASTRUCTURE (AMI) DEVICE PROTECTION

Protecting AMI Devices in Meter Boxes and on Street Lights

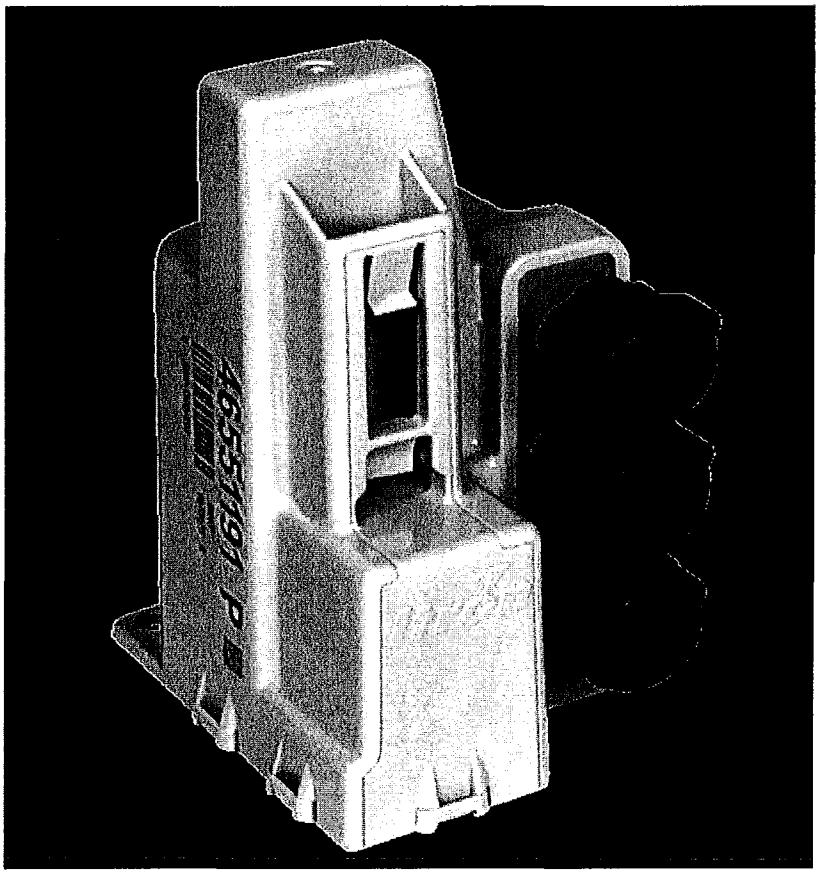
The Public Utilities Department (PUD) has begun the installation of the Advanced Metering Infrastructure (AMI) technology as a new tool to enhance water meter reading accuracy and efficiency, customer service and billing, and to be used by individual accounts to better manage the efficient use of water. **All AMI devices shall be protected per Section 5-2, "Protection", of the 2015 Whitebook.**

AMI technology allows water meters to be read electronically rather than through direct visual inspection by PUD field staff. This will assist PUD staff and customers in managing unusual consumption patterns which could indicate leaks or meter tampering on a customer's property.

Three of the main components of an AMI system are the:

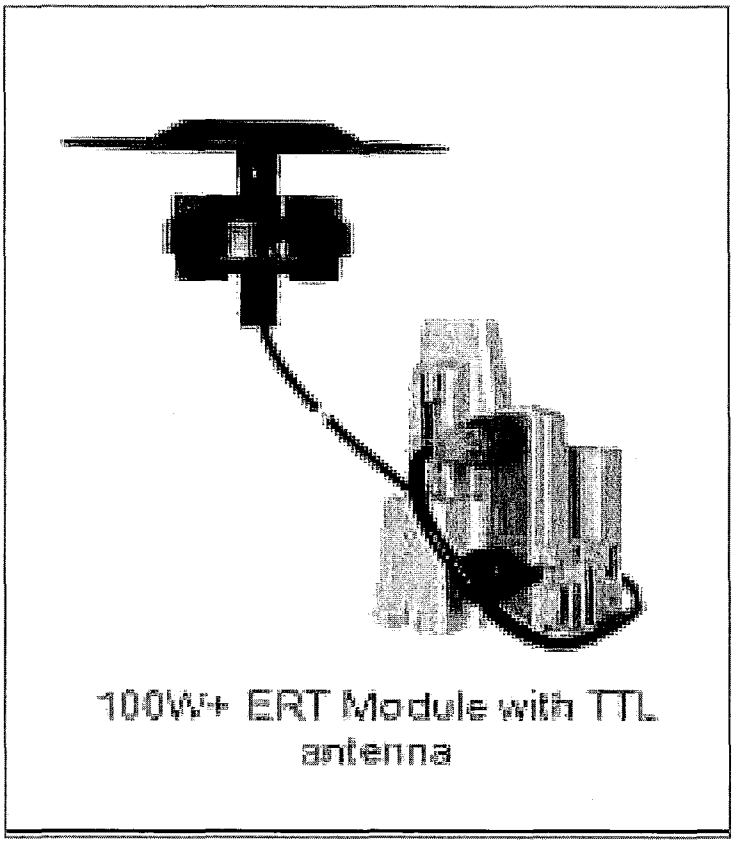
A. Endpoints, see Photo 1:

Photo 1



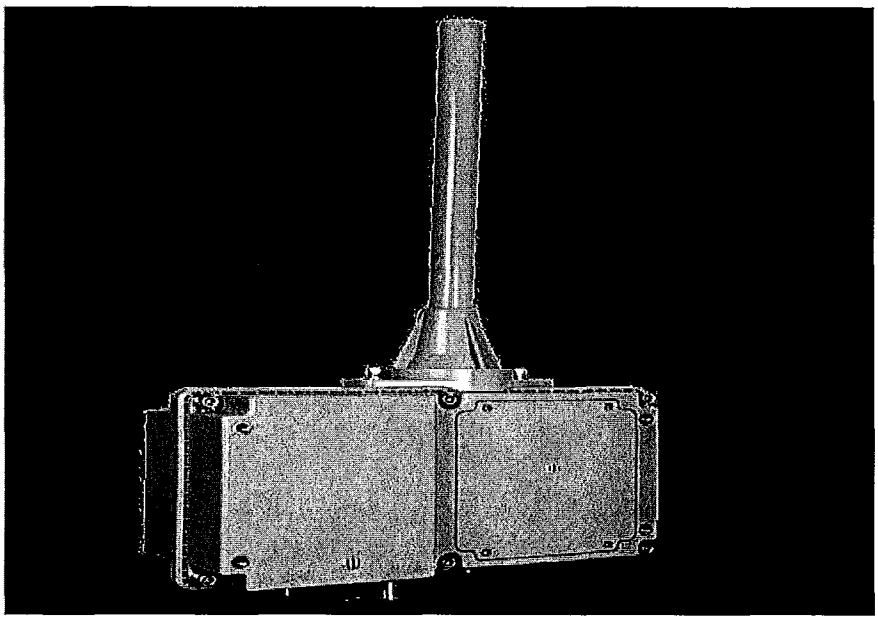
B. AMI Antenna attached to Endpoint (antenna not always required), see Photo 2:

Photo 2



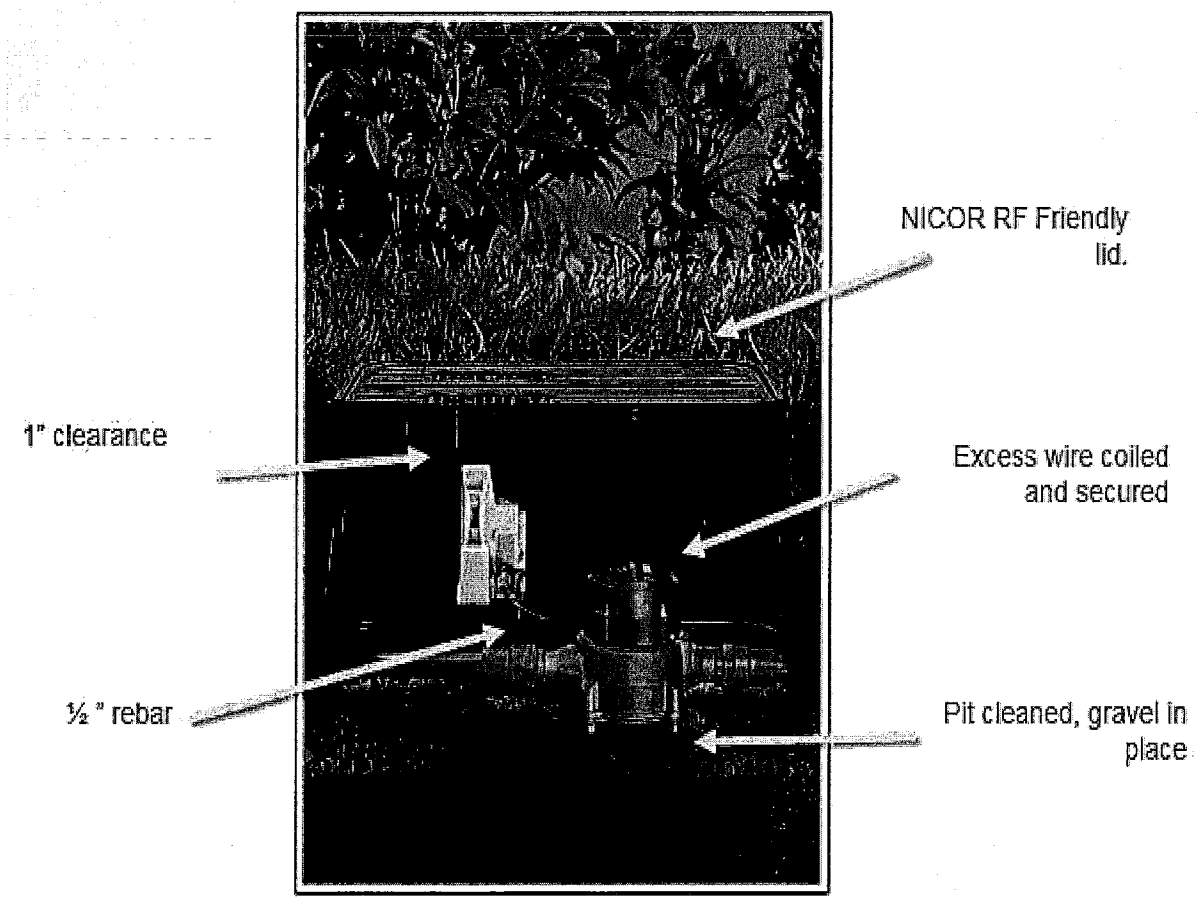
Network Devices, see Photo 3:

Photo 3



AMI endpoints transmit meter information to the AMI system and will soon be on the vast majority of meters in San Diego. These AMI devices provide interval consumption data to the PUD's Customer Support Division. If these devices are damaged or communication is interrupted, this Division will be alerted of the situation. The endpoints are installed in water meter boxes, coffins, and vaults adjacent to the meter. A separate flat round antenna may also be installed through the meter box lid. This antenna is connected to the endpoint via cable. The following proper installation shall be implemented when removing the lid to avoid damaging the antenna, cable, and/or endpoint. Photo 4 below demonstrates a diagram of the connection:

Photo 4



The AMI device ERT/Endpoint/Transmitter shall be positioned and installed as discussed in this Appendix. If the ERT/Endpoint/Transmitter is disturbed, it shall be re-installed and returned to its original installation with the end points pointed upwards as shown below in Photo 5.

The PUD's code compliance staff will issue citations and invoices to you for any damaged AMI devices that are not re-installed as discussed in the Contract Document

Photo 5 below shows a typical installation of an AMI endpoint on a water meter.

Photo 5

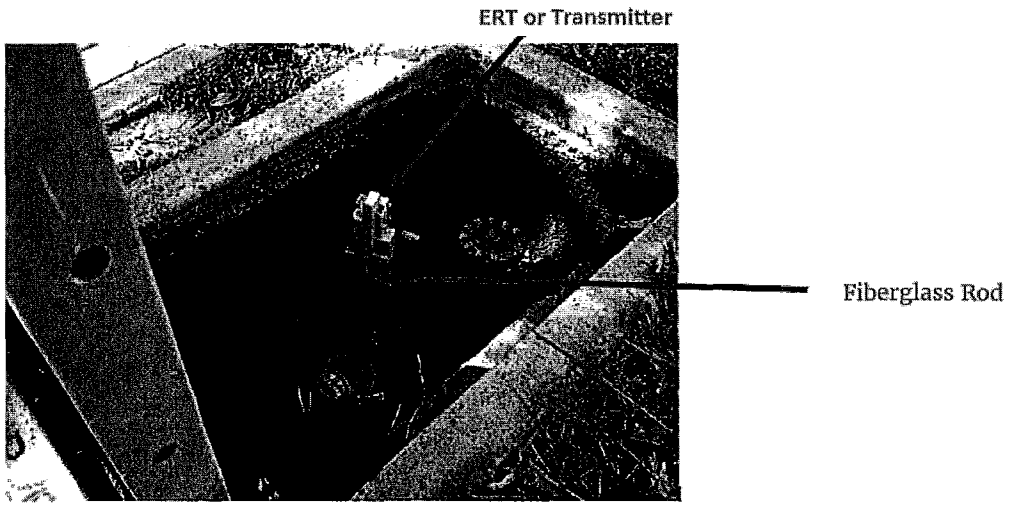
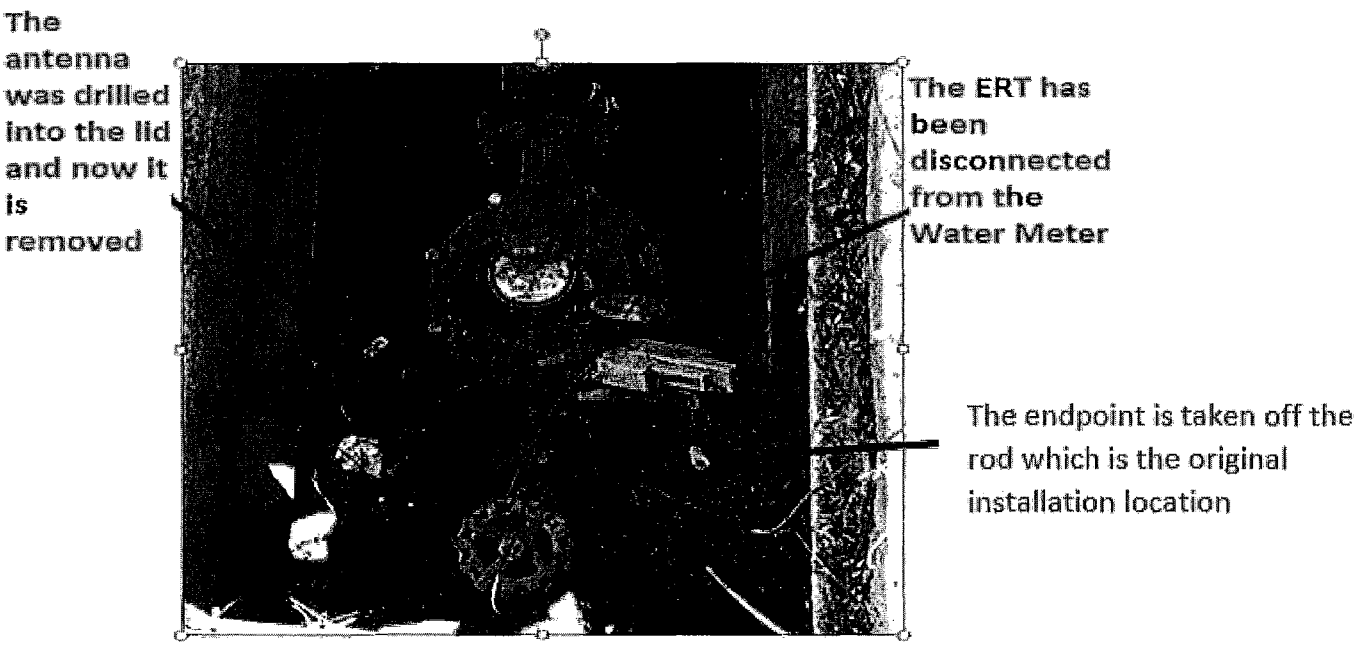


Photo 6 below is an example of disturbance that shall be avoided:

Photo 6



You are responsible when working in and around meter boxes. If you encounter these endpoints, use proper care and do not disconnect them from the registers on top of the water meter. If the lid has an antenna drilled through, do not change or tamper with the lid and inform the Resident Engineer immediately about the location of that lid. Refer to Photo 7 below:

Photo 7

Another component of the AMI system are the Network Devices. The Network Devices are strategically placed units (mainly on street light poles) that collect interval meter reading data from multiple meters for transmission to the Department Control Computer. **If you come across any of these devices on street lights that will be removed or replaced (refer to Photos 8 and 9 below), notify AMI Project Manager Arwa Sayed at (619) 362-0121 immediately.**

Photo 8 shows an installed network device on a street light. On the back of each Network Device is a sticker with contact information. See Photo 9. **Call PUD Water Emergency Repairs at 619-515-3525 if your work will impact these street lights.** These are assets that belong to the City of San Diego and you shall be responsible for any costs of disruption of this network.

Photo 8

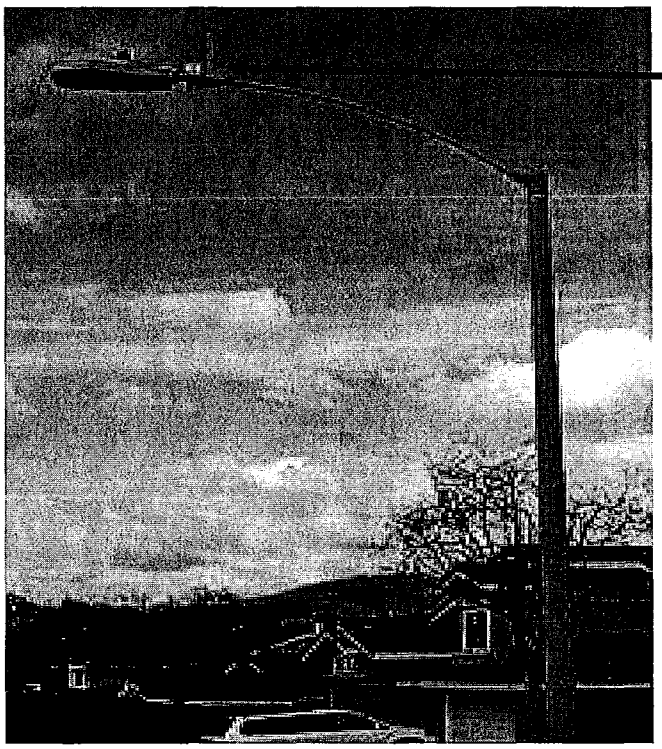
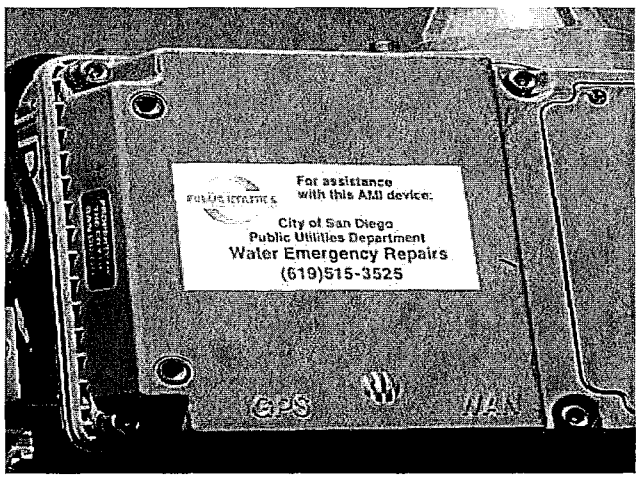


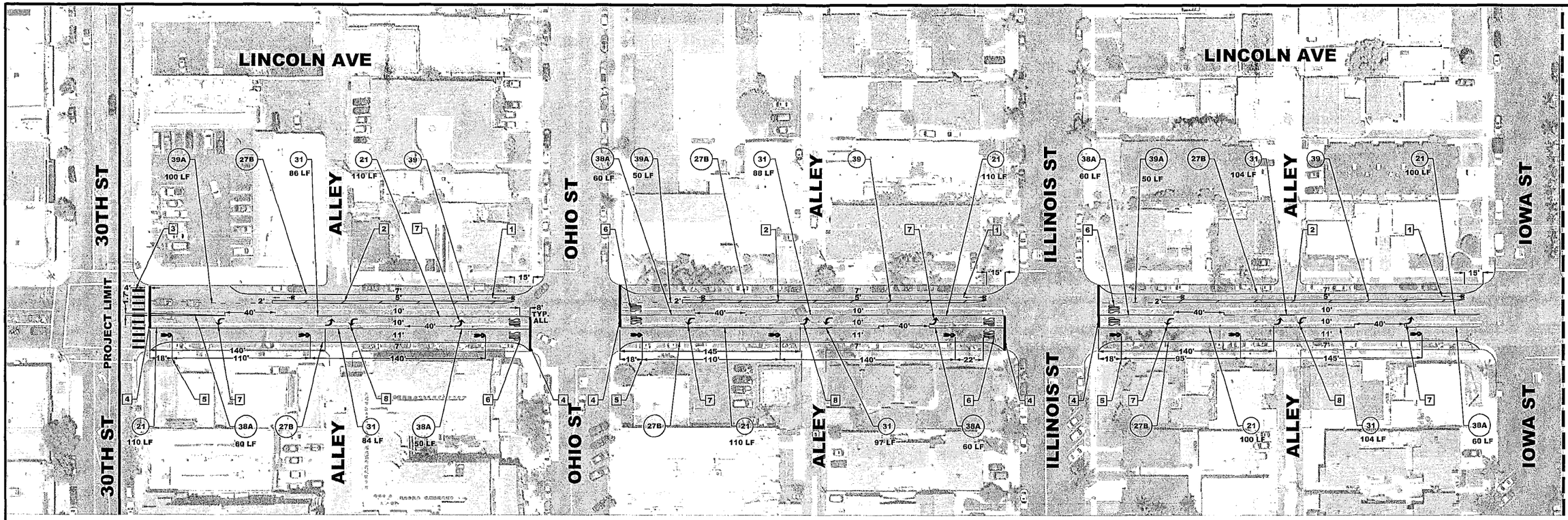
Photo 9



If you encounter any bad installations, disconnected/broken/buried endpoints, or inadvertently damage any AMI devices or cables, notify the Resident Engineer immediately. The Resident Engineer will then immediately contact the AMI Project Manager, Arwa Sayed, at (619) 362-0121.

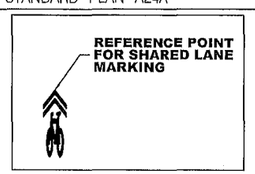
APPENDIX I

BIKE LANE STRIPING AND MARKING



LEGEND

- (XX) CALTRANS STANDARD PLAN A20A – A20D DETAIL NUMBER
- PAVEMENT ARROW TYPE IV (L) PER CALTRANS STANDARD PLAN A24A
- PAVEMENT ARROW TYPE IV (R) PER CALTRANS STANDARD PLAN A24A
- BIKE LANE SYMBOL WITH PERSON AND ARROW PER CALTRANS STANDARD PLAN A24C.
- SHARED LANE MARKING PER CALTRANS STANDARD PLAN A24C
- PROPOSED STRIPING/ PAVEMENT MARKINGS
- EXISTING STRIPING/ PAVEMENT MARKINGS
- LANE REDUCTION ARROW TYPE VI (R) PER CALTRANS STANDARD PLAN A24A



STRIPING DETAILS

LANE WIDTH DIMENSIONS ARE DEFINED AS CENTER OF STRIPE TO FACE OF CURB/MEDIAN (WHERE PRESENT) OR CENTER OF STRIPE TO CENTER OF STRIPE UNLESS OTHERWISE NOTED. THE REFERENCE LINE OF THE SPECIFIC STRIPING DETAILS ARE SHOWN BELOW (NOT TO SCALE):

DETAIL 21

DETAIL 27B

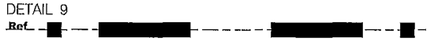
DETAIL 38A

DETAIL 39

DETAIL 39A

DETAIL 31

DETAIL 9

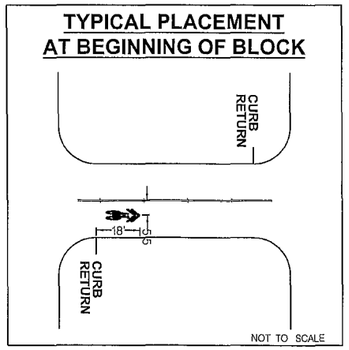


DETAIL 40 – SOLID LINE

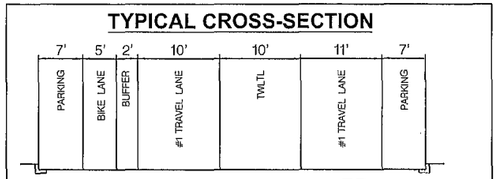
CONSTRUCTION NOTES (THIS SHEET)

1. INSTALL BIKE LANE SYMBOL WITH PERSON AND ARROW PER CALTRANS STANDARD PLAN A24C, AS INDICATED IN PLAN.
2. INSTALL 6" WHITE DIAGONAL CROSS HATCHING STRIPE, ANGLED AT 30 DEGREES AT 30' INTERVALS.
3. INSTALL CONTINENTAL CROSSWALK PER CITY OF SAN DIEGO STANDARD PLAN SDM–116. ALL STRIPING ON BOTH SIDES OF CROSSWALK, SHOULD BE A MINIMUM OF 4' FROM CONTINENTAL CROSSWALK. ONLY STRIPE CONTINENTAL CROSSWALKS WITHIN RESURFACING LIMITS. RESIDENT ENGINEER TO APPROVE CROSSWALK STRIPING PATTERN IN FIELD PRIOR TO INSTALLATION.
4. INSTALL 12" SOLID WHITE THERMOPLASTIC LINE.
5. INSTALL SHARED LANE MARKINGS PER CALTRANS STANDARD PLAN A24C, CENTERED IN TRAVEL LANE, AS SHOWN ON THE PLAN.
6. INSTALL PAVEMENT MARKING 'STOP' PER CALTRANS STANDARD PLAN A24D 8' BEHIND LIMIT LINE.
7. INSTALL PAVEMENT ARROW TYPE IV (L) OR TYPE IV (R) PER CALTRANS STANDARD PLAN A24A AS INDICATED IN PLAN.
8. INSTALL PAVEMENT ARROW TYPE IV (L) OR TYPE IV (R) PER CALTRANS STANDARD PLAN A24A AS INDICATED IN PLAN AT 10' APART.

TYPICAL PLACEMENT AT BEGINNING OF BLOCK



TYPICAL CROSS-SECTION



STRIPING AND MARKING PLAN FOR:

LINCOLN AVENUE

BETWEEN 30TH ST AND WABASH AVENUE

CITY OF SAN DIEGO, CALIFORNIA
TRANSPORTATION AND STORM WATER DEPT.
SHEET 1 OF 3 SHEETS

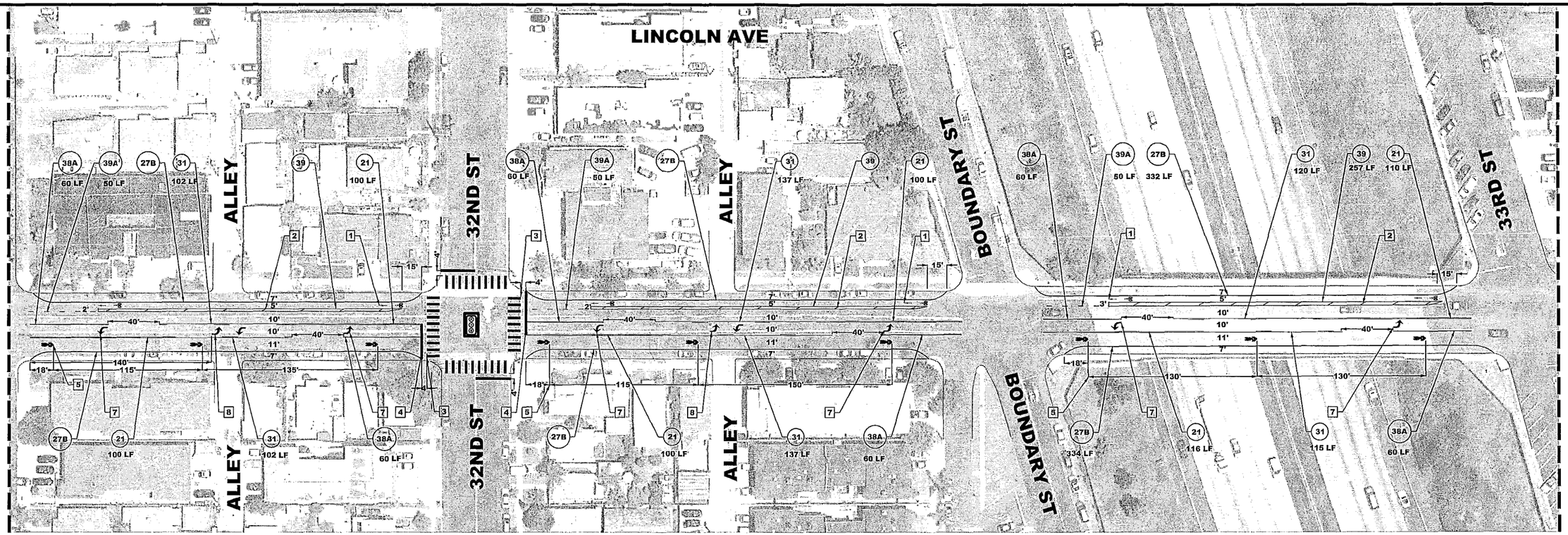
APPROVED Brian Genovese 12/20/16
FOR CITY ENGINEER DATE

DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL	NB		12/16/16	

CONTRACTOR DATE STARTED
INSPECTOR DATE COMPLETED

WATER WBS N/A
SEWER WBS N/A
SUBMITTED BY: PROJECT MANAGER
CHECKED BY: PROJECT ENGINEER
N/A CCS27 COORDINATE
N/A CCS83 COORDINATE

REGISTERED PROFESSIONAL ENGINEER BRIAN K. GENOVESE NO. C-57975 EXP. 6/30/18 CIVIL STATE OF CALIFORNIA



MATCHLINE - SEE SHEET 1

MATCHLINE - SEE SHEET 3

LEGEND

- (XX) CALTRANS STANDARD PLAN A20A – A20D DETAIL NUMBER
- PAVEMENT ARROW TYPE IV (L) PER CALTRANS STANDARD PLAN A24A
- PAVEMENT ARROW TYPE IV (R) PER CALTRANS STANDARD PLAN A24A
- BIKE LANE SYMBOL WITH PERSON AND ARROW PER CALTRANS STANDARD PLAN A24C.
- SHARED LANE MARKING PER CALTRANS STANDARD PLAN A24C
- PROPOSED STRIPING/ PAVEMENT MARKINGS
- EXISTING STRIPING/ PAVEMENT MARKINGS
- LANE REDUCTION ARROW TYPE VI (R) PER CALTRANS STANDARD PLAN A24A

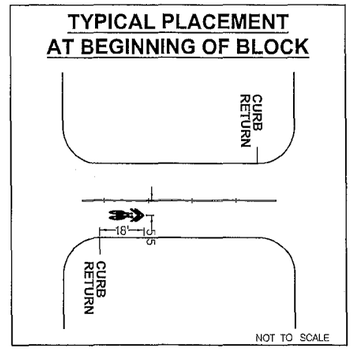
REFERENCE POINT FOR SHARED LANE MARKING

CONSTRUCTION NOTES (THIS SHEET)

1. INSTALL BIKE LANE SYMBOL WITH PERSON AND ARROW PER CALTRANS STANDARD PLAN A24C, AS INDICATED IN PLAN.
2. INSTALL 6" WHITE DIAGONAL CROSS HATCHING STRIPE, ANGLED AT 30 DEGREES AT 30' INTERVALS.
3. INSTALL CONTINENTAL CROSSWALK PER CITY OF SAN DIEGO STANDARD PLAN SDM-116. ALL STRIPING ON BOTH SIDES OF CROSSWALK, SHOULD BE A MINIMUM OF 4' FROM CONTINENTAL CROSSWALK. ONLY STRIPE CONTINENTAL CROSSWALKS WITHIN RESURFACING LIMITS. RESIDENT ENGINEER TO APPROVE CROSSWALK STRIPING PATTERN IN FIELD PRIOR TO INSTALLATION.
4. INSTALL 12" SOLID WHITE THERMOPLASTIC LINE.
5. INSTALL SHARED LANE MARKINGS PER CALTRANS STANDARD PLAN A24C, CENTERED IN TRAVEL LANE, AS SHOWN ON THE PLAN.
7. INSTALL PAVEMENT ARROW TYPE IV (L) OR TYPE IV (R) PER CALTRANS STANDARD PLAN A24A AS INDICATED IN PLAN.
8. INSTALL PAVEMENT ARROW TYPE IV (L) OR TYPE IV (R) PER CALTRANS STANDARD PLAN A24A AS INDICATED IN PLAN AT 10' APART.

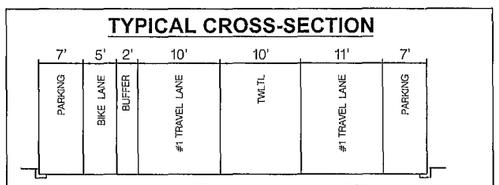
N

TYPICAL PLACEMENT AT BEGINNING OF BLOCK



NOT TO SCALE

TYPICAL CROSS-SECTION



NOT TO SCALE

0 80 160 240

STRIPING AND MARKING PLAN FOR:

LINCOLN AVENUE

BETWEEN 30TH ST AND WABASH AVENUE

CITY OF SAN DIEGO, CALIFORNIA
TRANSPORTATION AND STORM WATER DEPT.
SHEET 2 OF 3 SHEETS

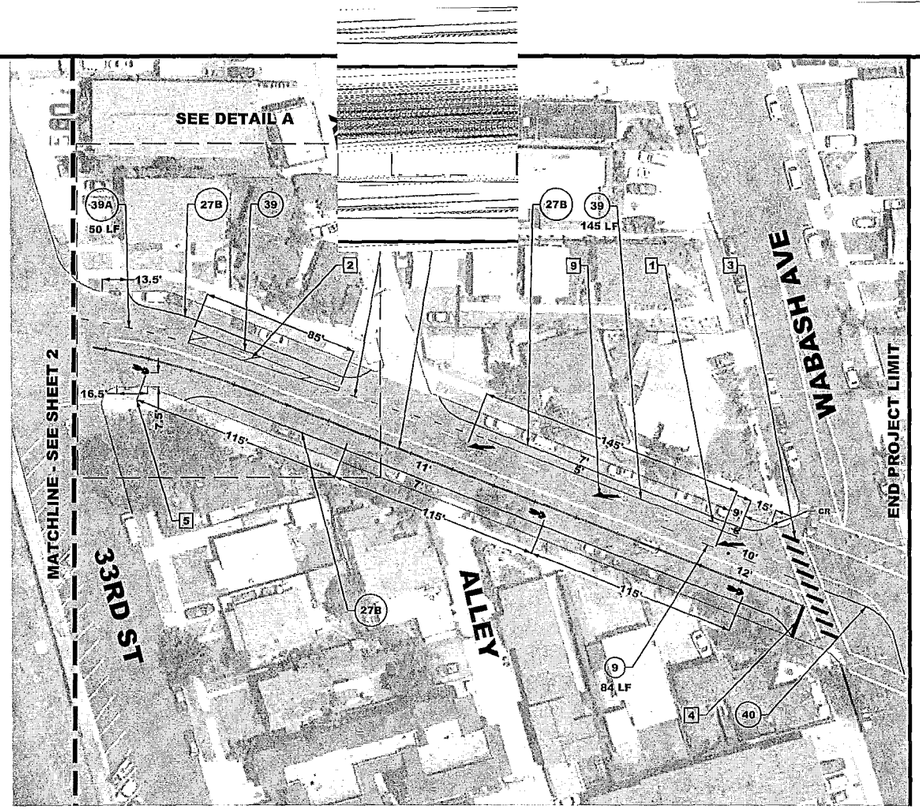
APPROVED _____ 12/20/16
FOR CITY ENGINEER — DATE

DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL	NB		121516	

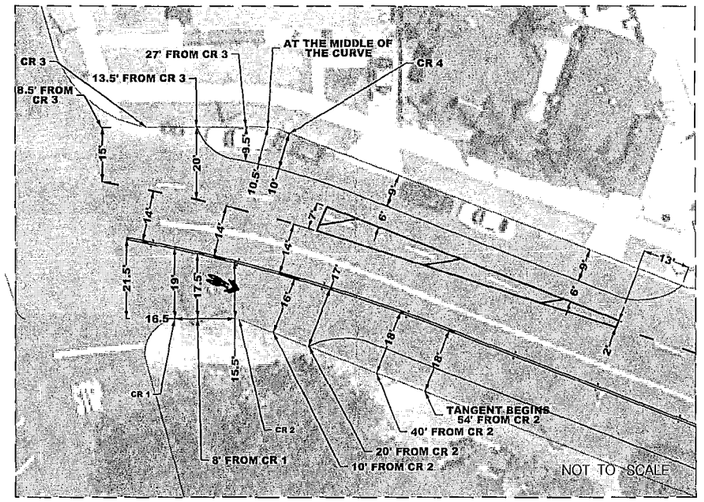
CONTRACTOR _____ DATE STARTED _____
INSPECTOR _____ DATE COMPLETED _____

WATER WBS N/A
SEWER WBS N/A
SUBMITTED BY: _____ PROJECT MANAGER
CHECKED BY: _____ PROJECT ENGINEER
N/A CCS27 COORDINATE
N/A CCS83 COORDINATE

REGISTERED PROFESSIONAL ENGINEER BRIAN K. GENOVESE NO. C-57979 EXP. 6/30/18 CIVIL STATE OF CALIFORNIA



DETAIL A



LEGEND

- (XX) CALTRANS STANDARD PLAN A20A – A20D DETAIL NUMBER
- PAVEMENT ARROW TYPE IV (L) PER CALTRANS STANDARD PLAN A24A
- PAVEMENT ARROW TYPE IV (R) PER CALTRANS STANDARD PLAN A24A
- BIKE LANE SYMBOL WITH PERSON AND ARROW PER CALTRANS STANDARD PLAN A24C.
- SHARED LANE MARKING PER CALTRANS STANDARD PLAN A24C
- PROPOSED STRIPING/ PAVEMENT MARKINGS
- EXISTING STRIPING/ PAVEMENT MARKINGS
- LANE REDUCTION ARROW TYPE VI (R) PER CALTRANS STANDARD PLAN A24A

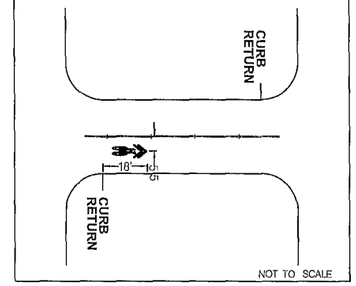
REFERENCE POINT FOR SHARED LANE MARKING

CONSTRUCTION NOTES (THIS SHEET)

1. INSTALL BIKE LANE SYMBOL WITH PERSON AND ARROW PER CALTRANS STANDARD PLAN A24C, AS INDICATED IN PLAN.
2. INSTALL 6" WHITE DIAGONAL CROSS HATCHING STRIPE, ANGLED AT 30 DEGREES AT 30' INTERVALS.
3. INSTALL CONTINENTAL CROSSWALK PER CITY OF SAN DIEGO STANDARD PLAN SDM-116. ALL STRIPING ON BOTH SIDES OF CROSSWALK, SHOULD BE A MINIMUM OF 4' FROM CONTINENTAL CROSSWALK. ONLY STRIPE CONTINENTAL CROSSWALKS WITHIN RESURFACING LIMITS. RESIDENT ENGINEER TO APPROVE CROSSWALK STRIPING PATTERN IN FIELD PRIOR TO INSTALLATION.
4. INSTALL 12" SOLID WHITE THERMOPLASTIC LINE.
5. INSTALL SHARED LANE MARKINGS PER CALTRANS STANDARD PLAN A24C, CENTERED IN TRAVEL LANE, AS SHOWN ON THE PLAN.
9. INSTALL PAVEMENT ARROW TYPE VI (R) PER CALTRANS STANDARD PLAN A24A AT 72.5' APART FROM EACH OTHER.

N

TYPICAL PLACEMENT AT BEGINNING OF BLOCK



0 80 160 240

STRIPING AND MARKING PLAN FOR:

LINCOLN AVENUE

BETWEEN 30TH ST AND WABASH AVENUE

CITY OF SAN DIEGO, CALIFORNIA
TRANSPORTATION AND STORM WATER DEPT.
SHEET 3 OF 3 SHEETS

APPROVED Brian Genovese 12/20/16
FOR CITY ENGINEER — DATE

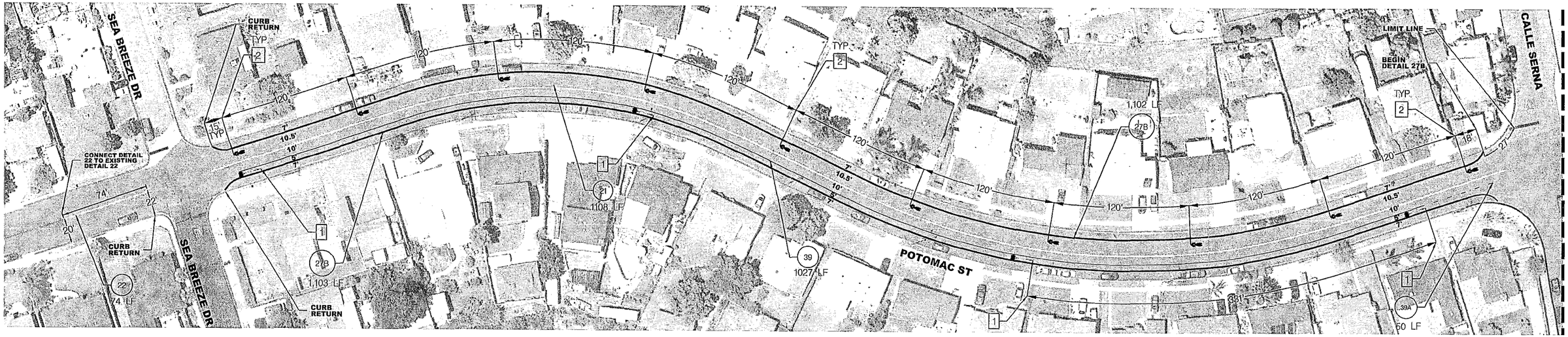
DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL	NB		12/15/16	

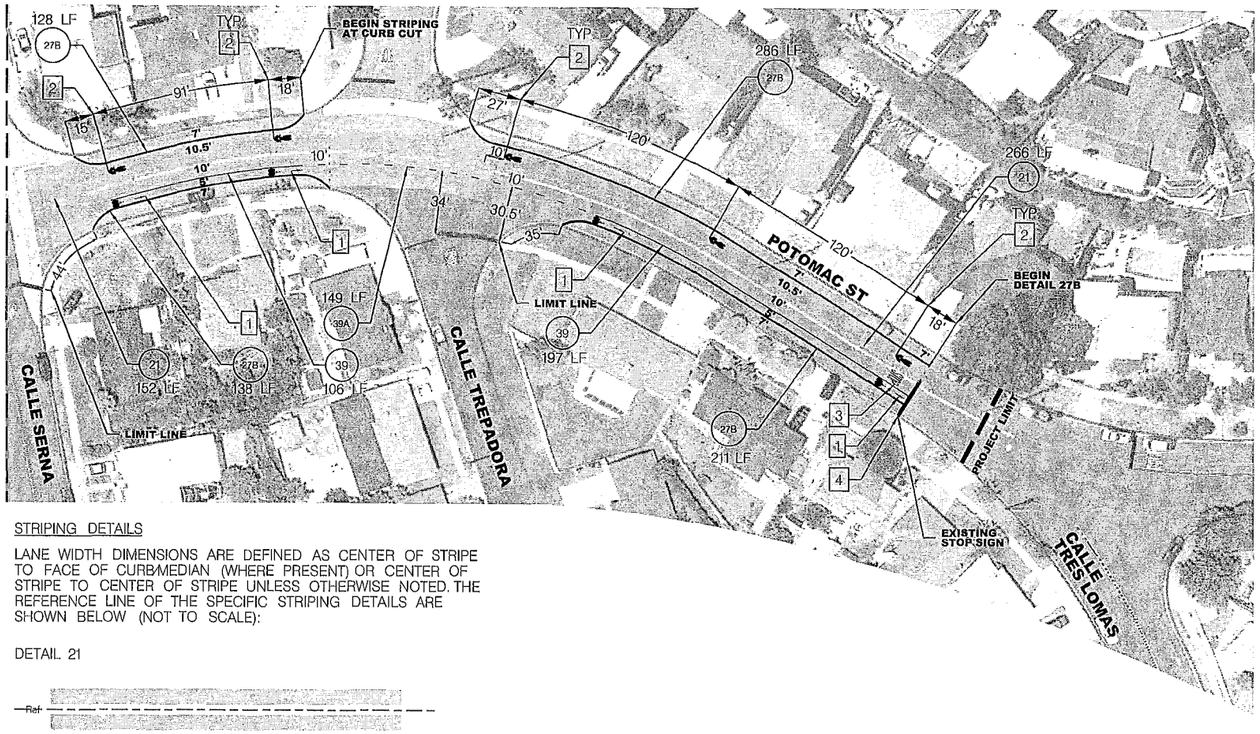
CONTRACTOR — DATE STARTED
INSPECTOR — DATE COMPLETED

WATER WBS N/A
SEWER WBS N/A
SUBMITTED BY: PROJECT MANAGER
CHECKED BY: PROJECT ENGINEER
N/A CCS27 COORDINATE
N/A CCS83 COORDINATE

THE CITY OF SAN DIEGO • STATE OF CALIFORNIA

REGISTERED PROFESSIONAL ENGINEER BRIAN K. GENOVESE NO. C-57979 EXP. 6/30/18 CIVIL STATE OF CALIFORNIA





STRIPING DETAILS

LANE WIDTH DIMENSIONS ARE DEFINED AS CENTER OF STRIPE TO FACE OF CURB/MEDIAN (WHERE PRESENT) OR CENTER OF STRIPE TO CENTER OF STRIPE UNLESS OTHERWISE NOTED. THE REFERENCE LINE OF THE SPECIFIC STRIPING DETAILS ARE SHOWN BELOW (NOT TO SCALE):

DETAIL 21

DETAIL 27B

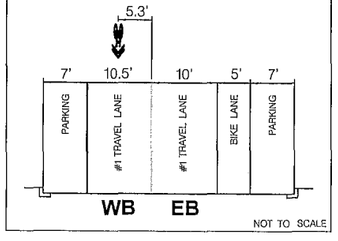
DETAIL 39

DETAIL 39A

CONSTRUCTION NOTES (THIS SHEET)

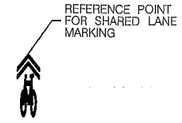
1. INSTALL BIKE LANE SYMBOL WITH PERSON AND ARROW PER CALTRANS STANDARD PLAN A24C, AT 300' INTERVALS TYPICAL, UNLESS OTHERWISE SPECIFIED ON PLAN SHEET.
2. INSTALL SHARED LANE MARKING PER CALTRANS STANDARD PLAN A24C, CENTERED IN TRAVEL LANE, AS SHOWN ON THE PLAN.
3. INSTALL REGULATORY PAVEMENT MARKING 'STOP' PER MUTCD 3B-23 (CA), EIGHT (8') FEET BEHIND LIMIT LINE, UNLESS OTHERWISE INIDCATED ON PLAN SHEET.
4. INSTALL 12" SOLID WHITE THERMOPLASTIC LINE.

TYPICAL CROSS-SECTION



LEGEND

- (6X) CALTRANS STANDARD PLAN A20A – A20D DETAIL NUMBER
- BIKE LANE SYMBOL WITH PERSON AND ARROW PER CALTRANS STANDARD PLAN A24C.
- SHARED LANE MARKING PER CALTRANS STANDARD PLAN A24C
- PROPOSED STRIPING/ PAVEMENT MARKINGS
- EXISTING STRIPING/ PAVEMENT MARKINGS



STRIPING AND MARKING PLAN FOR:

POTOMAC STREET

BETWEEN SEA BREEZE DR AND CALLE TRES LOMAS

CITY OF SAN DIEGO, CALIFORNIA
TRANSPORTATION AND STORM WATER DEPT.
SHEET 1 OF 1 SHEETS

APPROVED: Bryan Stevenson 11/25/16
FOR CITY ENGINEER* DATE

DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL	JR	BG	11/23/16	

CONTRACTOR — DATE STARTED
INSPECTOR — DATE COMPLETED

WATER WBS: N/A
SEWER WBS: N/A
SUBMITTED BY: PROJECT MANAGER
CHECKED BY: PROJECT ENGINEER
N/A CCS27 COORDINATE
N/A CCS83 COORDINATE

ATTACHMENT F

INTENTIONALLY LEFT BLANK

ATTACHMENT G

CONTRACT AGREEMENT

CONTRACT AGREEMENT

CONSTRUCTION CONTRACT

This contract is made and entered into between THE CITY OF SAN DIEGO, a municipal corporation, herein called "City", and SRM Contracting & Paving, herein called "Contractor" for construction of **UUP Curb Ramp Installation & Resurfacing (30th, Trojan, Sunset Cliffs, Moraga, 4Z, Lincoln, Potomac and 7R)**; Bid No. **K-17-1477-DBB-3**; in the amount of Three Million Two Hundred Fourteen Thousand Eight Hundred Eighty One Dollars and Sixty Six Cents ($3,214,881.66), which is comprised of the Base Bid.

IN CONSIDERATION of the payments to be made hereunder and the mutual undertakings of the parties hereto, City and Contractor agree as follows:

1. The following are incorporated into this contract as though fully set forth herein:
   (a) The attached Faithful Performance and Payment Bonds.
   (b) The attached Proposal included in the Bid documents by the Contractor.
   (c) Reference Standards listed in the Instruction to Bidders and the Supplementary Special Provisions (SSP).
   (d) That certain documents entitled **UUP Curb Ramp Installation & Resurfacing (30th, Trojan, Sunset Cliffs, Moraga, 4Z, Lincoln, Potomac and 7R)**, on file in the office of the Public Works Department as Document No. **B-00838, B-00717, B-12066, B-12069, B-00788, B-00726, B-00720, B-00718, B-12064** as well as all matters referenced therein.
2. The Contractor shall perform and be bound by all the terms and conditions of this contract and in strict conformity therewith shall perform and complete in a good and workmanlike manner **UUP Curb Ramp Installation & Resurfacing (30th, Trojan, Sunset Cliffs, Moraga, 4Z, Lincoln, Potomac and 7R),** Bid No. **K-17-1477-DBB-3,** San Diego, California.
3. For such performances, the City shall pay to Contractor the amounts set forth at the times and in the manner and with such additions or deductions as are provided for in this contract, and the Contractor shall accept such payment in full satisfaction of all claims incident to such performances.
4. No claim or suit whatsoever shall be made or brought by Contractor against any officer, agent, or employee of the City for or on account of anything done or omitted to be done in connection with this contract, nor shall any such officer, agent, or employee be liable hereunder.
5. This contract is effective as of the date that the Mayor or designee signs the agreement.

CONTRACT AGREEMENT (continued)

IN WITNESS WHEREOF, this Agreement is signed by the City of San Diego, acting by and through its Mayor or designee, pursuant to Municipal Code §22.3102 authorizing such execution.

THE CITY OF SAN DIEGO

By _____

Print Name: Stephen Samara
Principal Contract Specialist
Public Works Department

Date: 5-10-17

APPROVED AS TO FORM

Mara Elliott, City Attorney

By _____

Print Name: RYAN P. GERRITY
Deputy City Attorney

Date: 5/12/17

CONTRACTOR

By _____

Print Name: ARNOLD VELDKAMP

Title: SECRETARY

Date: 4/5/17

City of San Diego License No.: ~~626277~~ AV B19820023O4

State Contractor's License No.: 626277

DEPARTMENT OF INDUSTRIAL RELATIONS (DIR) REGISTRATION NUMBER: 1000003711

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of San Diego

On April 5, 2017 before me, Michele M. Stubbs, Notary Public, personally appeared Arnold Veldkamp, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Michele M. Stubbs

MICHELE M. STUBBS
Commission # 2033032
Notary Public - California
San Diego County
My Comm. Expires Aug 8, 2017

CERTIFICATIONS AND FORMS

The Bidder, by submitting its electronic bid, agrees to and certifies under penalty of perjury under the laws of the State of California, that the certifications, forms and affidavits submitted as part of this bid are true and correct.

Bidder's General Information

To the City of San Diego:

Pursuant to "Notice Inviting Bids", specifications, and requirements on file with the City Clerk, and subject to all provisions of the Charter and Ordinances of the City of San Diego and applicable laws and regulations of the United States and the State of California, the undersigned hereby proposes to furnish to the City of San Diego, complete at the prices stated herein, the items or services hereinafter mentioned. The undersigned further warrants that this bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

The undersigned bidder(s) further warrants that bidder(s) has thoroughly examined and understands the entire Contract Documents (plans and specifications) and the Bidding Documents therefore, and that by submitting said Bidding Documents as its bid proposal, bidder(s) acknowledges and is bound by the entire Contract Documents, including any addenda issued thereto, as such Contract Documents incorporated by reference in the Bidding Documents.

NON-COLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID UNDER 23 UNITED STATES CODE 112 AND PUBLIC CONTRACT CODE 7106

State of California

County of San Diego

The bidder, being first duly sworn, deposes and says that he or she is authorized by the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

CONTRACTOR CERTIFICATION

DRUG-FREE WORKPLACE

I hereby certify that I am familiar with the requirements of San Diego City Council Policy No. 100-17 regarding Drug-Free Workplace as outlined in the WHITEBOOK, Section 7-13.3, "Drug-Free Workplace", of the project specifications, and that;

This company has in place a drug-free workplace program that complies with said policy. I further certify that each subcontract agreement for this project contains language which indicates the subcontractor's agreement to abide by the provisions of subdivisions a) through c) of the policy as outlined.

CONTRACTOR CERTIFICATION

AMERICAN WITH DISABILITIES ACT (ADA) COMPLIANCE CERTIFICATION

I hereby certify that I am familiar with the requirements of San Diego City Council Policy No. 100-4 regarding the American With Disabilities Act (ADA) outlined in the WHITEBOOK, Section 7-13.2, "American With Disabilities Act", of the project specifications, and that:

This company has in place workplace program that complies with said policy. I further certify that each subcontract agreement for this project contains language which indicates the subcontractor's agreement to abide by the provisions of the policy as outlined.

CONTRACTOR CERTIFICATION

CONTRACTOR STANDARDS – PLEDGE OF COMPLIANCE

I declare under penalty of perjury that I am authorized to make this certification on behalf of the company submitting this bid/proposal, that as Contractor, I am familiar with the requirements of City of San Diego Municipal Code § 22.3004 regarding Contractor Standards as outlined in the WHITEBOOK, Section 7-13.4, ("Contractor Standards"), of the project specifications, and that Contractor has complied with those requirements.

I further certify that each of the Contractor's subcontractors whose subcontracts are greater than $50,000 in value has completed a Pledge of Compliance attesting under penalty of perjury of having complied with City of San Diego Municipal Code § 22.3004.

CONTRACTOR CERTIFICATION

Equal Benefits Ordinance Certification

I declare under penalty of perjury that I am familiar with the requirements of and in compliance with the City of San Diego Municipal Code § 22.4300 regarding Equal Benefits Ordinance.

AFFIDAVIT OF DISPOSAL

(To be submitted upon completion of Construction pursuant to the contracts Certificate of Completion)

WHEREAS, on the _____ DAY OF _____, 2_____ the undersigned entered into and executed a contract with the City of San Diego, a municipal corporation, for:

_____

(Name of Project or Task)

as particularly described in said contract and identified as Bid No. **K-17-1477-DBB-3**; SAP No. (WBS/IO/CC) **B-00717, B-00718, B-00720, B-00726, B-00788, B-00838, B-12066, B-12069, B-12064**; and **WHEREAS**, the specification of said contract requires the Contractor to affirm that "all brush, trash, debris, and surplus materials resulting from this project have been disposed of in a legal manner"; and **WHEREAS**, said contract has been completed and all surplus materials disposed of:

_____

_____

NOW, THEREFORE, in consideration of the final payment by the City of San Diego to said Contractor under the terms of said contract, the undersigned Contractor, does hereby affirm that all surplus materials as described in said contract have been disposed of at the following location(s)

_____

_____

and that they have been disposed of according to all applicable laws and regulations.

Dated this _____ DAY OF _____, _____.

By:_____
Contractor

ATTEST:

State of _____ County of _____

On this_____ DAY OF _____, 2_____, before the undersigned, a Notary Public in and for said County and State, duly commissioned and sworn, personally appeared_____ known to me to be the _____ Contractor named in the foregoing Release, and whose name is subscribed thereto, and acknowledged to me that said Contractor executed the said Release.

Notary Public in and for said County and State

LIST OF SUBCONTRACTORS

***** PROVIDED FOR ILLUSTRATIVE PURPOSES ONLY *** TO BE SUBMITTED IN ELECTRONIC FORMAT ONL Y*** SEE INSTRUCTIONS TO BIDDERS, FOR FURTHER INFORMATION**

In accordance with the requirements of the "Subletting and Subcontracting Fair Practices Act", Section 4100, of the California Public Contract Code (PCC), the Bidder is to list below the name, address and license number of each Subcontractor who will perform work, labor, render services or specially fabricate and install a portion [type] of the work or improvement, in an amount of or in excess of 0.5% of the Contractor's total Bid. Failure to comply with this requirement may result in the Bid being rejected as non-responsive. The Contractor is to list only one Subcontractor for each portion of the Work. The Bidder's attention is directed to the Special Provisions - General; Paragraph 2-3 Subcontracts, which stipulates the percentage of the Work to be performed with the Bidder's own forces. The Bidder is to also list all SLBE, ELBE, DBE, DVBE, MBE, WBE, OBE, SDB, WoSB, HUBZone, and SDVOSB Subcontractors for which the Bidders are seeking recognition towards achieving any mandatory, voluntary, or both subcontracting participation percentages.

NAME, ADDRESS AND TELEPHONE NUMBER OF SUBCONTRACTOR	CONSTRUCTOR OR DESIGNER	SUBCONTRACTOR LICENSE NUMBER	TYPE OF WORK	DOLLAR VALUE OF SUBCONTRACT	MBE, WBE, DBE, DVBE, OBE, ELBE, SLBE, SDB, WoSB, HUBZone, OR SDVOSB①	WHERE CERTIFIED②	CHECK IF JOINT VENTURE PARTNERSHIP
Name:_____ Address:_____ City:_____ State:_____ Zip:_____ Phone:_____ Email:							
Name:_____ Address:_____ City:_____ State:_____ Zip:_____ Phone:_____ Email:							

① As appropriate, Bidder shall identify Subcontractor as one of the following and shall include a valid proof of certification (except for OBE, SLBE and ELBE):

Certified Minority Business Enterprise	MBE	Certified Woman Business Enterprise	WBE
Certified Disadvantaged Business Enterprise	DBE	Certified Disabled Veteran Business Enterprise	DVBE
Other Business Enterprise	OBE	Certified Emerging Local Business Enterprise	ELBE
Certified Small Local Business Enterprise	SLBE	Small Disadvantaged Business	SDB
Woman-Owned Small Business	WoSB	HUBZone Business	HUBZone
Service-Disabled Veteran Owned Small Business	SDVOSB		

② As appropriate, Bidder shall indicate if Subcontractor is certified by:

City of San Diego	CITY	State of California Department of Transportation	CALTRANS
California Public Utilities Commission	CPUC		
State of California's Department of General Services	CADoGS	City of Los Angeles	LA
State of California	CA	U.S. Small Business Administration	SBA

The Bidder will not receive any subcontracting participation percentages if the Bidder fails to submit the required proof of certification.

NAMED EQUIPMENT/MATERIAL SUPPLIER LIST

***** PROVIDED FOR ILLUSTRATIVE PURPOSES ONLY *** TO BE SUBMITTED IN ELECTRONIC FORMAT ONLY *** SEE INSTRUCTIONS TO BIDDERS FOR FURTHER INFORMATION**

NAME, ADDRESS AND TELEPHONE NUMBER OF VENDOR/SUPPLIER	MATERIALS OR SUPPLIES	DOLLAR VALUE OF MATERIAL OR SUPPLIES	SUPPLIER (Yes/No)	MANUFACTURER (Yes/No)	MBE, WBE, DBE, DVBE, OBE, ELBE, SLBE, SDB, WoSB, HUBZone, OR SDVOSB①	WHERE CERTIFIED②	CHECK IF JOINT VENTURE PARTNERSHIP
Name:_____ Address:_____ City:_____ State:_____ Zip:_____ Phone:_____ Email:							
Name:_____ Address:_____ City:_____ State:_____ Zip:_____ Phone:_____ Email:							

① As appropriate, Bidder shall identify Vendor/Supplier as one of the following and shall include a valid proof of certification (except for OBE,SLBE and ELBE):

Certified Minority Business Enterprise	MBE	Certified Woman Business Enterprise	WBE
Certified Disadvantaged Business Enterprise	DBE	Certified Disabled Veteran Business Enterprise	DVBE
Other Business Enterprise	OBE	Certified Emerging Local Business Enterprise	ELBE
Certified Small Local Business Enterprise	SLBE	Small Disadvantaged Business	SDB
Woman-Owned Small Business	WoSB	HUBZone Business	HUBZone
Service-Disabled Veteran Owned Small Business	SDVOSB		

② As appropriate, Bidder shall indicate if Vendor/Supplier is certified by:

City of San Diego	CITY	State of California Department of Transportation	CALTRANS
California Public Utilities Commission	CPUC		
State of California's Department of General Services	CADoGS	City of Los Angeles	LA
State of California	CA	U.S. Small Business Administration	SBA

The Bidder will not receive any subcontracting participation percentages if the Bidder fails to submit the required proof of certification.

ELECTRONICALLY SUBMITTED FORMS

THE FOLLOWING FORMS MUST BE SUBMITTED IN PDF FORMAT WITH BID SUBMISSION

The following forms are to be completed by the bidder and submitted (uploaded) electronically with the bid in PlanetBids.

A. **BID BOND – See Instructions to Bidders, Bidders Guarantee of Good Faith (Bid Security) for further instructions**

B. **CONTRACTOR'S CERTIFICATION OF PENDING ACTIONS**

Bids will not be accepted until ALL forms are submitted as part of the bid submittal

BID BOND

See Instructions to Bidders, Bidder Guarantee of Good Faith (Bid Security)

KNOW ALL MEN BY THESE PRESENTS,

That Superior Ready Mix Concrete L.P. dba SRM Contracting & Paving as Principal, and

Nationwide Mutual Insurance Company as Surety, are

held and firmly bound unto The City of San Diego hereinafter called "OWNER," in the sum of **10% OF THE TOTAL BID AMOUNT** for the payment of which sum, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

WHEREAS, said Principal has submitted a Bid to said OWNER to perform the WORK required under the bidding schedule(s) of the OWNER's Contract Documents entitled

Concrete Work, AC cold milling, paving, slurry seal and striping - Various Locations

NOW THEREFORE, if said Principal is awarded a contract by said OWNER and, within the time and in the manner required in the "Notice Inviting Bids" enters into a written Agreement on the form of agreement bound with said Contract Documents, furnishes the required certificates of insurance, and furnishes the required Performance Bond and Payment Bond, then this obligation shall be null and void, otherwise it shall remain in full force and effect. In the event suit is brought upon this bond by said OWNER and OWNER prevails, said Surety shall pay all costs incurred by said OWNER in such suit, including a reasonable attorney's fee to be fixed by the court.

SIGNED AND SEALED, this 24th day of February, 20 17

Superior Ready Mix Concrete L.P. dba SRM Contracting & Paving (SEAL)

(Principal)

By: _____

(Signature)

Nationwide Mutual Insurance Company (SEAL)

(Surety)

By: _____

Keith E. Clements, Attorney-in-Fact

(Signature)

(SEAL AND NOTARIAL ACKNOWLEDGEMENT OF SURETY)

Power of Attorney

KNOW ALL MEN BY THESE PRESENTS THAT:

Nationwide Mutual Insurance Company, an Ohio corporation
Farmland Mutual Insurance Company, an Iowa corporation
Nationwide Agribusiness Insurance Company, an Iowa corporation
AMCO Insurance Company, an Iowa corporation
Allied Property and Casualty Insurance Company, an Iowa corporation
Depositors Insurance Company, an Iowa corporation

hereinafter referred to severally as the "Company" and collectively as the "Companies," each does hereby make, constitute and appoint:

Keith E. Clements, La Mesa, CA

each in their individual capacity, its true and lawful attorney-in-fact, with full power and authority to sign, seal, and execute on its behalf any and all bonds and undertakings, and other obligatory instruments of similar nature, in penalties not exceeding the sum of

Four Million Dollars and NO/100 **$4,000,000.00**

and to bind the Company thereby, as fully and to the same extent as if such instruments were signed by the duly authorized officers of the Company; and all acts of said Attorney pursuant to the authority given are hereby ratified and confirmed.

This power of attorney is made and executed pursuant to and by authority of the following resolution duly adopted by the board of directors of the Company:

"RESOLVED, that the president, or any vice president be, and each hereby is, authorized and empowered to appoint attorneys-in-fact of the Company, and to authorize them to execute and deliver on behalf of the Company any and all bonds, forms, applications, memorandums, undertakings, recognizances, transfers, contracts of indemnity, policies, contracts guaranteeing the fidelity of persons holding positions of public or private trust, and other writings obligatory in nature that the business of the Company may require; and to modify or revoke, with or without cause, any such appointment or authority; provided, however, that the authority granted hereby shall in no way limit the authority of other duly authorized agents to sign and countersign any of said documents on behalf of the Company."

"RESOLVED FURTHER, that such attorneys-in-fact shall have full power and authority to execute and deliver any and all such documents and to bind the Company subject to the terms and limitations of the power of attorney issued to them, and to affix the seal of the Company thereto; provided, however, that said seal shall not be necessary for the validity of any such documents."

This power of attorney is signed and sealed under and by the following bylaws duly adopted by the board of directors of the Company.

Execution of Instruments. Any vice president, any assistant secretary or any assistant treasurer shall have the power and authority to sign or attest all approved documents, instruments, contracts, or other papers in connection with the operation of the business of the company in addition to the chairman of the board, the chief executive officer, president, treasurer or secretary; provided, however, the signature of any of them may be printed, engraved, or stamped on any approved document, contract, instrument, or other papers of the Company.

IN WITNESS WHEREOF, the Company has caused this instrument to be sealed and duly attested by the signature of its officer the 13th day of February, 2014.

SEAL

Terrance Williams, President and Chief Operating Officer of Nationwide Agribusiness Insurance Company and Farmland Mutual Insurance Company; and **Vice President** of Nationwide Mutual Insurance Company, AMCO Insurance Company, Allied Property and Casualty Insurance Company, and Depositors Insurance Company

ACKNOWLEDGMENT

STATE OF IOWA, COUNTY OF POLK: ss

On this 13th day of February, 2014, before me came the above-named officer for the Companies aforesaid, to me personally known to be the officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, deposes and says, that he is the officer of the Companies aforesaid, that the seals affixed hereto are the corporate seals of said Companies, and the said corporate seals and his signature were duly affixed and subscribed to said instrument by the authority and direction of said Companies.

Sandy Alitz
Notarial Seal – Iowa
Commission Number 152785
My Commission Expires March, 24, 2017

Notary Public
My Commission Expires
March 24, 2017

CERTIFICATE

I, Robert W Horner III, Secretary of the Companies, do hereby certify that the foregoing is a full, true and correct copy of the original power of attorney issued by the Company; that the resolution included therein is a true and correct transcript from the minutes of the meetings of the boards of directors and the same has not been revoked or amended in any manner; that said Terrance Williams was on the date of the execution of the foregoing power of attorney the duly elected officer of the Companies, and the corporate seals and his signature as officer were duly affixed and subscribed to the said instrument by the authority of said board of directors; and the foregoing power of attorney is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto subscribed my name as Secretary, and affixed the corporate seals of said Companies this 24th day of February, 20 17.

Secretary

This Power of Attorney Expires March 24, 2017

BDJ 1(03-14) 00

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of San Diego

On March 1, 2017 before me, Michele M. Stubbs, Notary Public, personally appeared Arnold Veldkamp, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Michele M Stubbs

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

ACKNOWLEDGMENT

State of California
County of San Diego

On February 24, 2017 before me, Diana Kelly, Notary Public, personally appeared Keith E. Clements who proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(~~s~~) on the instrument the person(s) or the entity upon behalf of which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

DIANA KELLY
COMM. #2090582
NOTARY PUBLIC-CALIFORNIA
SAN DIEGO COUNTY
My Commission Expires
DECEMBER 17, 2018

WITNESS my hand and official seal.

Diana Kelly

CONTRACTOR'S CERTIFICATION OF PENDING ACTIONS

As part of its bid or proposal (Non-Price Proposal in the case of Design-Build contracts), the Bidder shall provide to the City a list of all instances within the past 10 years where a complaint was filed or pending against the Bidder in a legal or administrative proceeding alleging that Bidder discriminated against its employees, subcontractors, vendors or suppliers, and a description of the status or resolution of that complaint, including any remedial action taken.

CHECK ONE BOX ONLY.

☑ The undersigned certifies that within the past 10 years the Bidder has NOT been the subject of a complaint or pending action in a legal administrative proceeding alleging that Bidder discriminated against its employees, subcontractors, vendors or suppliers.

☐ The undersigned certifies that within the past 10 years the Bidder has been the subject of a complaint or pending action in a legal administrative proceeding alleging that Bidder discriminated against its employees, subcontractors, vendors or suppliers. A description of the status or resolution of that complaint, including any remedial action taken and the applicable dates is as follows:

DATE OF CLAIM	LOCATION	DESCRIPTION OF CLAIM	LITIGATION (Y/N)	STATUS	RESOLUTION/REMEDIAL ACTION TAKEN

Contractor Name: SRM CONTRACTING & PAVING

Certified By ARNOLD VELDKAMP Title SECRETARY

Name

Signature Date 3/1/17

USE ADDITIONAL FORMS AS NECESSARY

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of San Diego

On March 1, 2017 before me, Michele M. Stubbs, Notary Public, personally appeared Arnold Veldkamp, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Michele M. Stubbs

Bid Results

Bidder Details

Vendor Name SRM Contracting & Paving
Address 7192 Mission Gorge Road
San Diego, CA 92120
United States

Respondee Jared Balastrieri
Respondee Title Estimator/ Project Manager
Phone 619-265-0955 Ext. 1512
Email jaredb@srmcp.com
Vendor Type PQUAL,Local
License # 626277
CADIR

Bid Detail

Bid Format Electronic
Submitted March 7, 2017 1:42:19 PM (Pacific)
Delivery Method
Bid Responsive Yes
Bid Status Submitted
Confirmation # 99162
Ranking 0

Respondee Comment

Buyer Comment

Attachments

File Title	File Name	File Type
Contractors Certification of Pending Actions K-17-1477-DBB-3	Contractors Certification of Pending Actions K-17-1477-DBB-3.pdf	CONTRACTOR'S CERTIFICATION OF PENDING ACTIONS
Bid Bond K-17-1477-DBB-3	Bid Bond K-17-1477-DBB-3.pdf	Bid Bond

Line Items

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
	Main Bid 30th St					
1	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	
2	Water Pollution Control Plan Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
3	Water Pollution Control Plan Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
4	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
5	Mobilization					
	237310	LS	1	$1,289.64	$1,289.64	
6	Field Orders (EOC Type II)					
		AL	1	$42,000.00	$42,000.00	
7	Adjusting Electrical/Utility Box to Grade					
	237310	EA	19	$211.00	$4,009.00	
8	Contractor Date Stamps and Impressions					
	237310	EA	20	$158.25	$3,165.00	
9	Alley Apron					
	237310	SF	250	$13.19	$3,297.50	
10	Curb Ramp Type A with Stainless Steel Detectable Warning Tiles					
	237310	EA	16	$3,776.90	$60,430.40	
11	Curb Ramp Dual Type A/B with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$3,829.65	$3,829.65	
12	Curb Ramp Type A/C2 Combo with Stainless Steel Detectable Warning Tiles					
	237310	EA	2	$4,251.65	$8,503.30	
13	Curb Ramp Type B with Stainless Steel Detectable Warning Tiles					
	237310	EA	5	$3,829.65	$19,148.25	
14	Curb Ramp Dual Type B with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$5,675.90	$5,675.90	
15	Curb Ramp Type C1 with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$3,935.15	$3,935.15	
16	Curb Ramp Modified Type C1 with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$3,935.15	$3,935.15	
17	Curb Ramp Type C2 with Stainless Steel Detectable Warning Tiles					
	237310	EA	5	$4,251.65	$21,258.25	
18	Curb Ramp Type D with Stainless Steel Detectable Warning Tiles					
	237310	EA	20	$3,143.90	$62,878.00	
19	Curb Ramp Case B with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$3,829.65	$3,829.65	
20	Survey Monument					
	541370	EA	15	$92.52	$1,387.80	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
21	Continental Crosswalks					
	237310	SF	9700	$2.85	$27,645.00	
22	Traffic Control					
	237310	LS	1	$3,933.47	$3,933.47	
23	Remove and Reinstall Traffic Signs					
	237310	EA	4	$237.38	$949.52	
24	Pedestrian Barricade					
	237310	EA	4	$348.15	$1,392.60	
25	Curb Ramp Barricade					
	237310	EA	1	$485.30	$485.30	
				Subtotal	**$286,721.67**	
	Main Bid Trojan Ave					
26	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	
27	Water Pollution Control Program Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
28	Water Pollution Control Program Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
29	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	
30	Mobilization					
	237310	LS	1	$2,101.99	$2,101.99	
31	Field Orders (EOC Type II)					
		AL	1	$49,000.00	$49,000.00	
32	Adjust Existing Gate Valve Frame and Cover to Grade					
	237310	EA	26	$83.04	$2,159.04	
33	Adjust Existing Manhole Frame and Cover to Grade					
	237310	EA	9	$231.92	$2,087.28	
34	Adjusting Electrical/Utility Box to Grade					
	237310	EA	1	$211.00	$211.00	
35	Class 2 Aggregate Base					
	237310	TON	3	$79.13	$237.39	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
36	Cold Milling Full Width					
	237310	SF	135129	$0.25	$33,782.25	
37	Rubber Polymer Modified Slurry (RPMS) Type I Over Type II and Striping					
	237310	SF	4521	$0.80	$3,616.80	
38	Asphalt Concrete 2" Overlay and Striping					
	237310	TON	861	$74.38	$64,041.18	
39	Asphalt Concrete 3" Overlay and Striping					
	237310	TON	1141	$77.05	$87,914.05	
40	Pavement Fabric					
	237310	SY	3523	$3.05	$10,745.15	
41	PCC Cross Gutter					
	237310	SF	10	$68.58	$685.80	
42	Contractor Date Stamp and Impressions					
	237310	EA	1	$158.25	$158.25	
43	Curb Ramp Type B with Stainless Steel Detectable Warning Tiles					
	237310	EA	5	$3,384.44	$16,922.20	
44	Curb Ramp Type D with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$2,698.69	$2,698.69	
45	Painted Traffic Stripes and Painted Curb Markings					
	237310	LF	1847	$1.27	$2,345.69	
46	Continental Crosswalks					
	237310	SF	2300	$4.33	$9,959.00	
47	Thermoplastic Pavement Markings					
	237310	LS	1	$3,507.88	$3,507.88	
48	Pavement Markers (retroreflective and non-retroreflective)					
	237310	EA	14	$4.22	$59.08	
49	Traffic Control					
	237310	LS	1	$4,488.56	$4,488.56	
				Subtotal	**$300,464.42**	
	Main Bid Sunset Cliffs					
50	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
51	Water Pollution Control Plan Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
52	Water Pollution Control Plan Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
53	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	
54	Mobilization					
	237310	LS	1	$2,165.29	$2,165.29	
55	Field Orders (EOC Type II)					
		AL	1	$39,500.00	$39,500.00	
56	Adjust Existing Gate Valve Frame and Cover to Grade					
	237310	EA	31	$85.04	$2,636.24	
57	Adjust Existing Manhole Frame and Cover to Grade					
	237310	EA	9	$231.92	$2,087.28	
58	Adjusting Water Meter Box to Grade					
	237310	EA	1	$211.00	$211.00	
59	Adjusting Electrical/Utility Box to Grade					
	237310	EA	2	$211.00	$422.00	
60	Class 2 Aggregate Base					
	237310	TON	6	$79.13	$474.78	
61	Cold Milling Full Width					
	237310	SF	81320	$0.35	$28,462.00	
62	Asphalt Concrete 2" Overlay and Striping					
	237310	TON	99	$148.63	$14,714.37	
63	Asphalt Concrete 3" Overlay and Striping					
	237310	TON	1315	$77.57	$102,004.55	
64	Pavement Fabric					
	237310	SY	4060	$2.83	$11,489.80	
65	Curb Ramp Type D with Stainless Steel Detectable Warning Tiles					
	237310	EA	4	$2,865.38	$11,461.52	
66	Contractor Date Stamp and Impressions					
	237310	EA	1	$158.25	$158.25	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
67	Adjust Survey Monuments to Grade					
	237310	EA	2	$88.05	$176.10	
68	Painted Traffic Stripes and Painted Curb Markings					
	237310	LF	4961	$0.95	$4,712.95	
69	Continental Crosswalks					
	237310	SF	4000	$4.33	$17,320.00	
70	Thermoplastic Pavement Markings					
	237310	LS	1	$3,481.50	$3,481.50	
71	Pavement Markers (retroreflective and non-retroreflective)					
	237310	EA	10	$4.22	$42.20	
72	Traffic Control					
	237310	LS	1	$3,928.73	$3,928.73	
				Subtotal	**$249,191.70**	
	Main Bid Moraga Ave I					
73	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	
74	Water Pollution Control Plan Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
75	Water Pollution Control Plan Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
76	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	
77	Mobilization					
	237310	LS	1	$1,408.24	$1,408.24	
78	Field Orders (EOC Type II)					
		AL	1	$23,500.00	$23,500.00	
79	Cold Milling Full Width					
	237310	SF	10982	$0.49	$5,381.18	
80	Crack Seal					
	237310	LB	457	$3.43	$1,567.51	
81	Rubber Polymer Modified Slurry (RPMS) Type I Over Type II and Striping					
	237310	SF	10074	$0.70	$7,051.80	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
82	Rubber Polymer Modified Slurry (RPMS) Type II Over Type III and Striping					
	237310	SF	103077	$0.58	$59,784.66	
83	Asphalt Concrete 2" Overlay and Striping					
	237310	TON	132	$115.96	$15,306.72	
84	Curb Ramp Case B with Stainless Steel Detectable Warning Tiles					
	237310	EA	6	$3,521.59	$21,129.54	
85	Remove and Replace Existing Cross Gutter					
	237310	SF	50	$68.58	$3,429.00	
86	Remove and Replace Existing Sidewalk					
	237310	SF	125	$13.19	$1,648.75	
87	Contractor Date Stamp and Impressions					
	237310	EA	2	$158.25	$316.50	
88	Additional Curb and Gutter Removal and Replacement					
	237310	LF	25	$68.58	$1,714.50	
89	Painted Traffic Stripes and Painted Curb Markings					
	237310	LF	8101	$0.95	$7,695.95	
90	Thermoplastic Pavement Markings					
	237310	LS	1	$1,276.55	$1,276.55	
91	Pavement Markers (retroreflective and non-retroreflective)					
	237310	EA	107	$4.22	$451.54	
92	Traffic Control					
	237310	LS	1	$982.18	$982.18	
				Subtotal	**$156,387.76**	
	Main Bid Moraga Ave II					
93	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	
94	Water Pollution Control Plan Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
95	Water Pollution Control Plan Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
96	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
97	Mobilization					
	237310	LS	1	$1,408.24	$1,408.24	
98	Field Orders (EOC Type II)					
		AL	1	$27,000.00	$27,000.00	
99	Adjust Existing Gate Valve Frame and Cover to Grade					
	237310	EA	16	$83.04	$1,328.64	
100	Adjust Existing Manhole Frame and Cover to Grade					
	237310	EA	12	$246.80	$2,961.60	
101	Adjusting Water Meter Box to Grade					
	237310	EA	1	$211.00	$211.00	
102	Adjusting Electrical/Utility Box to Grade					
	237310	EA	1	$211.00	$211.00	
103	Class 2 Aggregate Base					
	237310	TON	3	$79.13	$237.39	
104	Cold Milling Full Width					
	237310	SF	18112	$0.30	$5,433.60	
105	Crack Seal					
	237310	LB	1662	$3.43	$5,700.66	
106	Asphalt Pavement Repair					
	237310	TON	1	$492.64	$492.64	
107	Rubber Polymer Modified Slurry (RPMS) Type I Over Type II and Striping					
	237310	SF	11892	$0.57	$6,778.44	
108	Rubber Polymer Modified Slurry (RPMS) Type II Over Type III and Striping					
	237310	SF	90120	$0.58	$52,269.60	
109	Asphalt Concrete 2" Overlay and Striping					
	237310	TON	217	$89.31	$19,380.27	
110	Curb Ramp Type A with Stainless Steel Detectable Warning Tiles					
	237310	EA	2	$3,468.84	$6,937.68	
111	Curb Ramp Type B with Stainless Steel Detectable Warning Tiles					
	237310	EA	7	$3,468.84	$24,281.88	
112	Curb Ramp Case B with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$5,262.34	$5,262.34	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
113	Curb Ramp Type C2 with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$3,943.59	$3,943.59	
114	Painted Traffic Stripes and Painted Curb Markings					
	237310	LF	5914	$0.95	$5,618.30	
115	Thermoplastic Pavement Markings					
	237310	LS	1	$1,213.25	$1,213.25	
116	Pavement Markers (retroreflective and non-retroreflective)					
	237310	EA	68	$4.22	$286.96	
117	Traffic Control					
	237310	LS	1	$982.18	$982.18	
				Subtotal	**$175,682.40**	
	Main Bid 4Z					
118	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	
119	Water Pollution Control Plan Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
120	Water Pollution Control Plan Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
121	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	
122	Mobilization					
	237310	LS	1	$2,857.08	$2,857.08	
123	Field Orders (EOC Type II)					
		AL	1	$118,500.00	$118,500.00	
124	Adjust Existing Gate Valve Frame and Cover to Grade					
	237310	EA	63	$84.03	$5,293.89	
125	Adjust Existing Manhole Frame and Cover to Grade					
	237310	EA	43	$237.45	$10,210.35	
126	Adjusting Electrical/Utility Box to Grade					
	237310	EA	8	$211.00	$1,688.00	
127	Class 2 Aggregate Base					
	237310	TON	12	$79.13	$949.56	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
128	Cold Milling Full Width					
	237310	SF	298141	$0.22	$65,591.02	
129	Crack Seal					
	237310	LB	1901	$3.43	$6,520.43	
130	Asphalt Pavement Repair					
	237310	TON	1	$492.64	$492.64	
131	Rubber Polymer Modified Slurry (RPMS) Type I Over Type II and Striping					
	237310	SF	89565	$0.50	$44,782.50	
132	Rubber Polymer Modified Slurry (RPMS) Type II Over Type III and Striping					
	237310	SF	5986	$0.74	$4,429.64	
133	Asphalt Concrete 2" Overlay and Striping					
	237310	TON	3578	$75.45	$269,960.10	
134	Curb Ramp Type A with Stainless Steel Detectable Warning Tiles					
	237310	EA	13	$3,239.91	$42,118.83	
135	Curb Ramp Type A/C2 Combo with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$3,714.66	$3,714.66	
136	Curb Ramp Type B with Stainless Steel Detectable Warning Tiles					
	237310	EA	9	$3,239.91	$29,159.19	
137	Curb Ramp Type C1 with Stainless Steel Detectable Warning Tiles					
	237310	EA	2	$3,345.41	$6,690.82	
138	Curb Ramp Type C2 with Stainless Steel Detectable Warning Tiles					
	237310	EA	14	$3,714.66	$52,005.24	
139	Curb Ramp Case A with Stainless Steel Detectable Warning Tiles					
	237310	EA	1	$3,239.91	$3,239.91	
140	Curb Ramp Case B with Stainless Steel Detectable Warning Tiles					
	237310	EA	7	$3,292.66	$23,048.62	
141	PCC Cross Gutter					
	237310	SF	192	$36.93	$7,090.56	
142	Contractor Date Stamps and Impressions					
	237310	EA	13	$158.25	$2,057.25	
143	Cross Gutter					
	237310	SF	500	$26.38	$13,190.00	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
144	Survey Monument					
	541370	EA	28	$97.62	$2,733.36	
145	Painted Traffic Stripes and Painted Curb Markings					
	237310	LF	4210	$0.95	$3,999.50	
146	Continental Crosswalks					
	237310	SF	650	$4.33	$2,814.50	
147	Thermoplastic Pavement Markings					
	237310	LS	1	$2,373.75	$2,373.75	
148	Pavement Markers (retroreflective and non-retroreflective)					
	237310	EA	10	$4.22	$42.20	
149	Remove and Reinstall Traffic Signs					
	237310	EA	6	$237.38	$1,424.28	
150	Pedestrian Barricade					
	237310	EA	9	$348.15	$3,133.35	
151	Traffic Control					
	237310	LS	1	$7,137.41	$7,137.41	
				Subtotal	**$740,991.78**	
	Main Bid Lincoln Ave					
152	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	
153	Water Pollution Control Plan Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
154	Water Pollution Control Plan Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
155	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	
156	Mobilization					
	237310	LS	1	$2,101.99	$2,101.99	
157	Field Orders (EOC Type II)					
		AL	1	$60,000.00	$60,000.00	
158	Adjust Existing Gate Valve Frame and Cover to Grade					
	237310	EA	8	$83.04	$664.32	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
159	Adjust Existing Manhole Frame and Cover to Grade					
	237310	EA	9	$231.92	$2,087.28	
160	Adjusting Electrical/Utility Box to Grade					
	237310	EA	7	$211.00	$1,477.00	
161	Class 2 Aggregate Base					
	237310	TON	11	$79.13	$870.43	
162	Cold Milling Full Width					
	237310	SF	80997	$0.30	$24,299.10	
163	Traffic Detector Loop and Appurtenance Replacement					
	237310	EA	1	$1,055.00	$1,055.00	
164	Rubber Polymer Modified Slurry (RPMS) Type I and Striping					
	237310	SF	8250	$0.49	$4,042.50	
165	Asphalt Concrete 2" Overlay and Striping					
	237310	TON	177	$102.51	$18,144.27	
166	Asphalt Concrete 3" Overlay and Striping					
	237310	TON	1192	$71.96	$85,776.32	
167	Pavement Fabric					
	237310	SY	3680	$2.99	$11,003.20	
168	Contractor Date Stamps and Impressions					
	237310	EA	3	$158.25	$474.75	
169	Alley Apron					
	237310	SF	1940	$14.24	$27,625.60	
170	Curb Ramp Type A with Stainless Steel Detectable Warning Tiles					
	237310	EA	13	$3,309.54	$43,024.02	
171	Curb Ramp Type D with Stainless Steel Detectable Warning Tiles					
	237310	EA	12	$2,676.54	$32,118.48	
172	Survey Monument					
	541370	EA	15	$92.52	$1,387.80	
173	Painted Traffic Stripes and Painted Curb Markings					
	237310	LF	2290	$1.27	$2,908.30	
174	Helmeted Bicyclist Symbol (9C-3) - Paint					
	237310	EA	14	$36.93	$517.02	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
175	Shared Lane Marking (9C-9) - Paint					
	237310	EA	21	$42.20	$886.20	
176	Left Turn Arrow - Thermoplastic					
	237310	EA	8	$42.20	$337.60	
177	Continental Crosswalks					
	237310	SF	5500	$4.33	$23,815.00	
178	Thermoplastic Pavement Markings					
	237310	LS	1	$5,443.80	$5,443.80	
179	Pavement Markers (retroreflective and non-retroreflective)					
	237310	EA	51	$4.22	$215.22	
180	Remove and Reinstall Traffic Signs					
	237310	EA	9	$237.38	$2,136.42	
181	Traffic Control					
	237310	LS	1	$3,015.46	$3,015.46	
				Subtotal	**$359,170.22**	
	Main Bid Potomac St					
182	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	
183	Water Pollution Control Plan Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
184	Water Pollution Control Plan Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
185	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	
186	Mobilization					
	237310	LS	1	$2,223.32	$2,223.32	
187	Field Orders (EOC Type II)					
		AL	1	$33,500.00	$33,500.00	
188	Adjust Existing Gate Valve Frame and Cover to Grade					
	237310	EA	12	$83.04	$996.48	
189	Adjust Existing Manhole Frame and Cover to Grade					
	237310	EA	7	$246.80	$1,727.60	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
190	Adjusting Electrical/Utility Box to Grade					
	237310	EA	1	$211.00	$211.00	
191	Class 2 Aggregate Base					
	237310	TON	5	$79.13	$395.65	
192	Cold Milling Full Width					
	237310	SF	44549	$0.26	$11,582.74	
193	Crack Seal					
	237310	LB	1199	$3.43	$4,112.57	
194	Asphalt Pavement Repair					
	237310	TON	2	$486.71	$973.42	
195	Rubber Polymer Modified Slurry (RPMS) Type I and Striping					
	237310	SF	7700	$0.46	$3,542.00	
196	Rubber Polymer Modified Slurry (RPMS) Type I Over Type II and Striping					
	237310	SF	9219	$0.72	$6,637.68	
197	Rubber Polymer Modified Slurry (RPMS) Type II Over Type III and Striping					
	237310	SF	46626	$0.63	$29,374.38	
198	Asphalt Concrete 2" Overlay and Striping					
	237310	TON	232	$86.84	$20,146.88	
199	Asphalt Concrete 3" Overlay and Striping					
	237310	TON	454	$72.28	$32,815.12	
200	Pavement Fabric					
	237310	SY	1402	$5.59	$7,837.18	
201	Curb Ramp Type A with Stainless Steel Detectable Warning Tiles					
	237310	EA	10	$3,273.67	$32,736.70	
202	Curb Ramp Type B with Stainless Steel Detectable Warning Tiles					
	237310	EA	4	$3,326.42	$13,305.68	
203	Painted Traffic Stripes and Painted Curb Markings					
	237310	LF	1847	$1.27	$2,345.69	
204	Helmeted Bicyclist Symbol (9C-3) - Paint					
	237310	EA	8	$36.93	$295.44	
205	Shared Lane Marking (9C-9) - Paint					
	237310	EA	15	$42.20	$633.00	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
206	Thermoplastic Pavement Markings					
	237310	LS	1	$3,555.35	$3,555.35	
207	Pavement Markers (retroreflective and non-retroreflective)					
	237310	EA	16	$4.22	$67.52	
208	Traffic Control					
	237310	LS	1	$1,837.77	$1,837.77	
				Subtotal	**$214,596.31**	
	Main Bid 7R					
209	Bonds (Payment and Performance)					
	524126	LS	1	$2,344.21	$2,344.21	
210	Water Pollution Control Plan Development (WPCP)					
	541330	LS	1	$73.85	$73.85	
211	Water Pollution Control Plan Implementation (WPCP)					
	237990	LS	1	$527.50	$527.50	
212	Video Recording of Existing Conditions					
	238990	LS	1	$797.58	$797.58	
213	Mobilization					
	237310	LS	1	$2,354.90	$2,354.90	
214	Field Orders (EOC Type II)					
		AL	1	$113,500.00	$113,500.00	
215	Adjust Existing Gate Valve Frame and Cover to Grade					
	237310	EA	30	$87.17	$2,615.10	
216	Adjust Existing Manhole Frame and Cover to Grade					
	237310	EA	27	$231.92	$6,261.84	
217	Cold Milling Full Width					
	237310	SF	337248	$0.20	$67,449.60	
218	Traffic Detector Loop and Appurtenance Replacement					
	237310	EA	4	$527.50	$2,110.00	
219	Rubber Polymer Modified Slurry (RPMS) Type I Over Type II and Striping					
	237310	SF	100167	$0.52	$52,086.84	
220	Asphalt Concrete 2" Overlay and Striping					
	237310	TON	3229	$69.13	$223,220.77	

Bid Results

Type	Item Code	UOM	Qty	Unit Price	Line Total	Comment
221	Asphalt Concrete 3" Overlay and Striping					
	237310	TON	1226	$74.10	$90,846.60	
222	Pavement Fabric					
	237310	SY	5678	$2.42	$13,740.76	
223	Curb Ramp Type A with Stainless Steel Detectable Warning Tiles					
	237310	EA	44	$3,153.40	$138,749.60	
224	Survey Monument					
	541370	EA	2	$88.05	$176.10	
225	Painted Traffic Stripes and Painted Curb Markings					
	237310	LF	2363	$1.27	$3,001.01	
226	Thermoplastic Pavement Markings					
	237310	LS	1	$3,966.80	$3,966.80	
227	Pavement Markers (retroreflective and non-retroreflective)					
	237310	EA	13	$4.22	$54.86	
228	Traffic Control					
	237310	LS	1	$7,797.48	$7,797.48	
				Subtotal	**$731,675.40**	
				Total	**$3,214,881.66**	

Subcontractors

Name & Address	Description	License Num	CADIR	Amount	Type
Payco Specialties Inc. 120 North Second Ave Chula Vista, CA 91910 United States	Striping, signage and pavement markers	298637	1000003515	$205,079.80	CAU,FEM,PQUAL,SLBE,MBE,SDB,WBE,WOSB
American Asphalt South, Inc. PO Box 310036 14436 Santa Ana Ave Fontana, CA 92331 United States	RPMS Slurry Seal, crack seal	784969	1000000645	$244,503.35	CAU,MALE,PQUAL,CADIR
Telfer Pavement Technologies, LLC 4522 Parker Ave. Suite 350 McClellan, CA 95652 United States	Pavement fabric	1005314	1000027901	$51,909.89	
YBS CONCRETE INC. 821 KUHN DR. STE 204 CHULA VISTA, CA 91914 United States	Concrete ped ramps, curbs and sidewalk	885270	1000005182	$641,422.50	LAT,MALE,SLBE,CADIR