City of San Diego

CONTRACTOR'S N	AME:
ADDRESS:	
TELEPHONE NO.:_	FAX NO.:
CITY CONTACT: _	Damian Singleton, Contract Specialist, Email: Dsingleton@sandiego.gov
	Phone No. (619) 533-3482, Fax No. (619) 533-3633
_	FLasaga / RTaleghani / Is

CONTRACT DOCUMENTS

CALIFOR VIGILATES

FOR

RESTORATION AND PAINTING OF TALMADGE ACORN STREETLIGHTS

VOLUME 1 OF 2

BID NO.:	L-14-1187-DBB-1	
SAP NO. (WBS/IO/CC):	S-00978	
CLIENT DEPARTMENT:	1714	
COUNCIL DISTRICT:	9	
PROJECT TYPE:	IH	

THIS CONTRACT IS SUBJECT TO THE FOLLOWING:

- > THE CITY'S SUBCONTRACTING PARTICIPATION REQUIREMENTS FOR SLBE PROGRAM.
- ➤ COMPETITION RESTRICTED TO: SLBE-ELBE ☐ or ELBE FIRMS ONLY ☐
- ➤ PREVAILING WAGE RATES: STATE ☐ FEDERAL ☐

BID DUE DATE:

1:30 PM JULY 29, 2014 CITY OF SAN DIEGO PUBLIC WORKS CONTRACTING GROUP 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:

Registered Engineer

Date

Seal:



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CITY OF SAN DIEGO, CALIFORNIA

NOTICE INVITING BIDS

- **LIMITED COMPETITION:** This contract may only be bid by the Contractors on the City's approved SLBE-ELBE Construction Contractors List in accordance with the designation stated on the cover page hereof. For information regarding the SLBE-ELBE Construction Program and registration visit the City's web site: http://www.sandiego.gov.
- 2. RECEIPT AND OPENING OF BIDS: Bids will be received at the Public Works Contracting Group at the location, time, and date shown on the cover of these specifications for performing work on Restoration and Painting of Talmadge Acorn Streetlights (Project).
- **3. SUMMARY OF WORK:** The Work involves furnishing all labor, materials, equipment, services, and other incidental works and appurtenances for the construction of the Project as described in ATTACHMENT A.
- 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. SUBCONTRACTING PARTICIPATION PERCENTAGES:

- **5.1.** The City has incorporated voluntary subcontractor participation percentage to enhance competition and maximize subcontracting opportunities as follows.
- **5.2.** The following voluntary subcontractor participation percentage for DBE, DVBE, WBE, MBE, SLBE, and ELBE certified Subcontractors shall apply to this contract:

Total voluntary subcontractor participation percentage for this project is 11.9%.

5.3. For additional Equal Opportunity Contracting Program requirements, see Attachment C.

6. PRE-BID MEETING:

6.1. There will be a Pre-Bid Meeting to discuss the scope of the Project, bidding requirements, pre-qualification process, and Equal Opportunity Contracting Program requirements and reporting procedures in the Public Works Contracting Group, Conference Room at 1010 Second Avenue, 14th Floor, San Diego, CA 92101 at **10:00 A.M.,** on **JULY 8, 2014.**

- 6.2. The Pre-Bid Meeting has been designated as MANDATORY. All potential bidders are required to attend. Bid will be declared non-responsive if the Bidder fails to attend the Pre-Bid Meeting when specified to be mandatory. Attendance at the Pre-Bid Meeting will be evidenced by the representative's signature on the attendance roster. It shall be the responsibility of the Bidder's representative to complete and sign the attendance roster. No Bidder will be admitted after the specified start time of the mandatory Pre-Bid Meeting.
- 6.3. To request a copy of the agenda on an alternative format, or to request a sign language or oral interpreter for this meeting, call the Public Works Contracting Group at (619) 533-3450 at least 5 Working Days prior to the Pre-Bid Meeting to ensure availability.

7. CONTRACTOR REGISTRATION AND ELECTRONIC REPORTING SYSTEM:

7.1. Prior to the Award of the Contract or each Task Order, you and your Subcontractors and Suppliers must register with the City's web-based contract compliance website, Prism®, located here:

https://pro.prismcompliance.com/default.aspx.

- **7.2.** 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.
- **8. 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 2-1.1.2, "Joint Venture Contractors" in The WHITEBOOK for details.
- **PREVAILING WAGE RATES:** Prevailing wage rates apply to this contract.

9.1. STATE REQUIREMENTS FOR CONTRACTS SUBJECT TO STATE PREVAILING WAGE REQUIREMENTS.

- **9.1.1.** In accordance with the provisions of California Labor Code Sections 1770, et seq. as amended, the Director of the Department of Industrial Relations has determined the general prevailing rate of per diem wages in accordance with the standards set forth in such Sections for the locality in which the Work is to be performed. Copies of the prevailing rate of per diem wages may be found at http://www.dir.ca.gov/dlsr/statistics_research.html. The Contractor shall post a copy of the above determination of the prevailing rate of per diem wages at each job site and shall make them available to any interested party on request.
- **9.1.2.** Pursuant to Sections 1720 et seq., and 1770 et seq., of the California Labor Code the Contractor any Subcontractor shall pay not less than said specified rates determined by the Director of the California Department of Industrial Relations to all workmen employed by them in the execution of the Work.

- 9.1.3. The wage rates determined by the Director of Industrial Relations and published in the Department of Transportation publication entitled, "General Prevailing Wage Rates", refer to expiration dates. If the published wage rate does not refer to a predetermined wage rate to be paid after the expiration date, said 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 Department of Industrial Relations, 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.
- **9.1.4.** The successful bidder intending to use a craft or classification not shown on the prevailing rate determinations may be required to pay the rate of the craft or classification most closely related to it.

10. INSURANCE REQUIREMENTS:

- **10.1.** 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.
- **10.2.** 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.

11. PREQUALIFICATION OF CONTRACTORS:

11.1. Contractors submitting Bid must be pre-qualified for the total amount proposed, inclusive of 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 will be deemed **non-responsive** and ineligible for award. Complete information and prequalification questionnaires are available at:

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

11.2. The completed questionnaire, financial statement, and bond letter or a copy of the contractor's SLBE-ELBE certification and bond letter, must be submitted no later than 2 weeks prior to the bid opening to the Public Works Contracting Group, Prequalification Program, 1010 Second Avenue, 14th Floor, San Diego, CA 92101. For additional information or the answer to questions about the prequalification program, contact David Stucky at 619-533-3474 or dstucky@sandiego.gov.

12. 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")	2012	PITS070112-01		
City of San Diego Standard Specifications for Public Works Construction ("The WHITEBOOK")*	2012	PITS070112-02		
City of San Diego Standard Drawings*	2012	PITS070112-03		
Caltrans Standard Specifications	2010	PITS070112-04		
Caltrans Standard Plans	2010	PITS070112-05		
California MUTCD	2012	PITS070112-06		
City Standard Drawings - Updates Approved For Use (when specified)*	Varies	Varies		
Standard Federal Equal Employment Opportunity Construction Contract Specifications and the Equal Opportunity Clause Dated 09-11-84	1984	769023		
NOTE: *Available online under Engineering Documents and References at: http://www.sandiego.gov/publicworks/edocref/index.shtml				

- 13. CITY'S RESPONSES AND ADDENDA: The City at its option, may respond to any or all questions submitted in writing, via letter, or FAX in the form of an addendum. No oral comment shall be of any force or effect with respect to this solicitation. The changes to the Contract Documents through addendum are made effective as though originally issued with the Bid. The Bidders shall acknowledge the receipt of Addenda on the form provided for this purpose in the Bid.
- 14. 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.
- **15. CONTRACT PRICING FORMAT:** This solicitation is for a Lump Sum contract with Unit Price provisions as set forth in the Bid Proposal Form(s), Volume 2.
- **SUBMITTAL OF "OR EQUAL" ITEMS:** See Section 4-1.6, "Trade Names or Equals" in The WHITEBOOK and as amended in the SSP.

17. AWARD PROCESS:

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

- **17.2.** 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.
- **17.3.** This contract will be deemed executed, and effective, only upon the signing of the Contract by the Mayor or designee of the City.
- **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.
- **19. 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 Contracting Group.

20. SUBMISSION OF QUESTIONS:

20.1. The Director (or designee), of the Public Works Department is the officer 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. All questions related to this solicitation shall be submitted to:

Public Works Contracting Group
1010 Second Avenue, 14th Floor
San Diego, California, 92101
Attention, [Contract Specialist listed on the fi

Attention: [Contract Specialist listed on the front cover hereof]

OR:

Email address of the Contract Specialist listed on the front cover hereof.

- **20.2.** Questions received less than 14 days prior to the date for opening of Bids may not be considered.
- **20.3.** Clarifications deemed by the City to be material shall be issued by Addenda and uploaded to the City's online bidding service.
- **20.4.** Only questions answered by formal written addenda will be binding. Oral and other interpretations or clarifications will be without legal effect. It is the Bidder's responsibility to become informed of any Addenda that have been issued and to include all such information in its Bid.
- 21. **ELIGIBLE BIDDERS:** 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.
- **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 with the Notice Inviting Bids and Contract forms.
- **PROPOSAL FORMS:** Bid shall be made only upon the Bidding Documents i.e., Proposal form attached to and forming a part of the specifications. The signature of each person signing shall be in longhand.
 - **23.1.** Bidder shall complete and submit all pages in the "Bidding Document" Section (see Volume 2) as their Bid per the schedule given under "Required Documents Schedule," (see Volume 1). Bidder is requested to retain for their reference other portions of the Contract Documents that are not required to be submitted with the Bid. The entire specifications for the bid package do not need to be submitted with the bid.
 - **23.2.** The City may require any Bidder to furnish a statement of experience, financial responsibility, technical ability, equipment, and references.
 - **23.3.** Bids and certain other forms and documents as specified in the Volume 2 of 2 of the Contract Documents shall be enclosed in a sealed envelope and shall bear the title of the work and name of the Bidder and the appropriate State Contractors License designation which the Bidder holds.
 - **23.4.** Bids may be withdrawn by the Bidder prior to, but not after, the time fixed for opening of Bids.

24. BIDDER'S GUARANTEE OF GOOD FAITH (BID SECURITY):

- **24.1.** With the exception of the contracts valued \$5,000 or less, JOC and Design-Build contracts, and contracts subject to the Small and Local Business Program of \$250,000 or less e.g., ELBE contracts, each Bidder shall accompany its Bid with either a cashier's check upon some responsible bank, or a check upon such bank properly certified or an approved corporate surety bond payable to the City of San Diego, for an amount of not less than 10% of the aggregate sum of the Bid, which check or bond, and the monies represented thereby shall be held by the City as a guarantee that the Bidder, if awarded the contract, will in good faith enter into such contract and furnish the required final bonds.
- 24.2. The Bidder agrees that in case of Bidder's refusal or failure to execute this contract and give required final bonds, the money represented by a cashier's or certified check shall remain the property of the City, and if the Bidder shall fail to execute this contract, the Surety agrees that it will pay to the City damages which the City may suffer by reason of such failure, not exceeding the sum of 10% of the amount of the Bid.

24.3. A Bid received without the specified bid security will be rejected as being **non-responsive**.

25. AWARD OF CONTRACT OR REJECTION OF BIDS:

- **25.1.** This contract may be awarded to the lowest responsible and reliable Bidder.
- **25.2.** Bidders shall complete the entire Bid schedule (also referred to as "schedule of prices" or Proposal form). Incomplete price schedules will be rejected as being non-responsive.
- **25.3.** The City reserves the right to reject any or all Bids, and to waive any informality or technicality in Bids received and any requirements of these specifications as to bidding procedure.
- **25.4.** Bidders will not be released on account of their errors of judgment. Bidders may be released only upon receipt by the City from the Bidder within 3 Working Days, excluding Saturdays, Sundays, and state holidays, after the opening of Bids, of written notice which includes proof of honest, credible, clerical error of material nature, free from fraud or fraudulent intent, and of evidence that reasonable care was observed in the preparation of the Bid.
- 25.5. A non-selected Bidder may protest award of the Contract to the selected Bidder by submitting a written "Notice of Intent to Protest" including supporting documentation which shall be received by Public Works Contracting Group no later than 10 days after the City's announcement of the selected Bidder or no later than 10 days from the date that the City issues notice of designation of a Bidder as non-responsible in accordance with San Diego Municipal Code Chapter 2, § 22.3029, "Protests of Contract Award."
- **25.6.** The City of San Diego will not discriminate with regard to race, religious creed, color, national origin, ancestry, physical handicap, marital status, sex or age, in the award of contracts.
- **25.7.** Each Bid package properly executed as required by these specifications shall constitute a firm offer, which may be accepted by the City within the time specified in the Proposal.
- **25.8.** The City reserves the right to evaluate all Bids and determine the lowest Bidder on the basis of any proposed alternates, additive items or options, at its discretion that will be disclosed in the Volume 2 of 2.

26. BID RESULTS:

26.1. The Bid opening by the City 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 public announcement will be posted in the City's web page http://www.sandiego.gov/cip/index.shtml, with the name of the newly designated Apparent Low Bidder.

26.2. To obtain Bid results, either attend Bid opening, review the results on the City's web site, or provide a self-addressed, stamped envelope, referencing Bid number, and Bid tabulation will be mailed to you upon verification of extensions. Bid results cannot be given over the telephone.

27. THE CONTRACT:

- **27.1.** 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.
- 27.2. 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.
- **27.3.** 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.
- 27.4. 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.
- 27.5. 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. 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.
- **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.

- **29. CITY STANDARD PROVISIONS:** This contract is subject to the following standard provisions. See The WHITEBOOK for details.
 - **29.1.** The City of San Diego Resolution No. R-277952 adopted on May 20, 1991 for a Drug-Free Workplace.
 - **29.2.** The City of San Diego Resolution No. R-282153 adopted on June 14, 1993 related to the Americans with Disabilities Act.
 - **29.3.** The City of San Diego Municipal Code §22.3004 for Pledge of Compliance.
 - **29.4.** The City of San Diego's Labor Compliance Program and the State of California Labor Code §§1771.5(b) and 1776.
 - **29.5.** 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.
 - **29.6.** The City's Equal Benefits Ordinance (EBO), Chapter 2, Article 2, Division 43 of The San Diego Municipal Code (SDMC).
 - **29.7.** The City's Information Security Policy (ISP) as defined in the City's Administrative Regulation 90.63.

30. PRE-AWARD ACTIVITIES:

- **30.1.** The selected contractor by the City to execute a contract for this Work shall provide the information required within the time specified in "Required Documents," of this bid package. Failure to provide the information within the time specified may result in the Bid being rejected as **non-responsive.**
- **30.2.** If the Bid is rejected as non-responsive, the selected contractor by the City to execute a contract for this Work shall forfeit the required Bid. The decision that the selected contractor by the City to execute a contract for this Work is non-responsive for failure to provide the information required within the time specified shall be at the sole discretion of the City.

31. ADDITIVE/DEDUCTIVE ALTERNATES:

- 31.1. The additive/deductive alternates have been established to allow the City to compare the cost of specific portions of the Work with the Project's budget and enable the City to make decision prior to award. The award will be established as described in the Bid. The City reserves the right to award the Contract for the Base Bid only or the Base Bid plus any combination of Additive and Deductive Alternate(s).
- **31.2.** For water pipeline projects, the Plans typically show all cut and plug and connection work to be performed by City Forces. However, Bidders shall refer to Bidding Documents to see if all or part of this work will be performed by the Contractor.

32. REQUIRED DOCUMENT SCHEDULE:

- **32.1.** The Bidder's attention is directed to the City's Municipal Code §22.0807(e), (3)-(5) for important information regarding grounds for debarment for failure to submit required documentation.
- **32.2.** The specified Equal Opportunity Contracting Program (EOCP) forms are available for download from the City's web site at:

http://www.sandiego.gov/eoc/forms/index.shtml

ITEM	WHEN DUE	FROM	DOCUMENT TO BE SUBMITTED
1.	BID SUBMITTAL DATE/TIME	ALL BIDDERS	Bid
2.	BID SUBMITTAL DATE/TIME	ALL BIDDERS	Non-collusion Affidavit to be Executed By Bidder and Submitted with Bid under 23 USC 112 and PCC 7106
3.	BID SUBMITTAL DATE/TIME	ALL BIDDERS	Contractors Certification of Pending Actions
4.	BID SUBMITTAL DATE/TIME	ALL BIDDERS	Equal Benefits Ordinance Certification of Compliance
5.	BID SUBMITTAL DATE/TIME	ALL BIDDERS	Form AA35 - List of Subcontractors
6.	BID SUBMITTAL DATE/TIME	ALL BIDDERS	Form AA40 - Named Equipment/Material Supplier List
7.	BID SUBMITTAL DATE/TIME	ALL BIDDERS	Form AA45 - Subcontractors Additive/Deductive Alternate
8.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	Names of the principal individual owners of the Apparent Low Bidder
9.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	If the Contractor is a Joint Venture: • Joint Venture Agreement • Joint Venture License
10.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	Form BB05 - Work Force Report

ITEM	WHEN DUE	FROM	DOCUMENT TO BE SUBMITTED
11.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	Contract Forms - Agreement
12.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	Contract Forms - Payment and Performance Bond
13.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	Certificates of Insurance and Endorsements
14.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	Contractor Certification - Drug-Free Workplace
15.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	Contractor Certification - American with Disabilities Act
16.	WITHIN 10 WORKING DAYS AFTER RECEIPT BY BIDDER OF CONTRACT FORMS	APPARENT LOW BIDDER	Contractors Standards - Pledge of Compliance

CONTRACT FORMS AGREEMENT

CONTRACT FORMS

CONSTRUCTION CONTRACT

This contract is made and entered into between THE CITY OF SAN DIEGO, a municipal corporation, herein called "City", and _____CTE, INC.____, herein called "Contractor" for construction of Restoration and Painting of Talmadge Acorn Streetlights; Bid No. L-14-1187-DBB-1, in the amount of ONE HUNDRED NINETY-FOUR THOUSAND SEVEN HUNDRED NINETY DOLLARS AND 00/100 (\$194,790.00), which is comprised of the Base Bid alone.

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 Notice Inviting Bids and the Supplementary Special Provisions (SSP).
 - (d) That certain documents entitled <u>Restoration and Painting of Talmadge Acorn</u>
 <u>Streetlights</u>, on file in the office of the Public Works Department as Document
 No. S-00978, 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 <u>Restoration and Painting of Talmadge Acorn Streetlights</u>, Bid Number <u>L-14-1187-DBB-1</u>, 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 FORMS (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	APPROVED AS TO FORM AND LEGALITY
	Jan I. Goldsmith, City Attorney
By Styles Came	By 13 0002
Print Name: <u>Stephen Samara</u> Senior Contract Specialist	Print Name: Ryan Kohut Deputy City Attorney
Date: 10 19 19	Date: 10/8/2014
/ / / CONTRACTOR	
By William Clark	
Print Name: William Clark	
Title: President	
Date: 8/25/14	
City of San Diego License No.: BZON 20016/I /	

State Contractor's License No.: 786098

CONTRACT FORMS ATTACHMENTS

CONTRACT FORMS ATTACHMENTS PERFORMANCE BOND AND LABOR AND MATERIALMEN'S BOND

FAITHFUL PERFORMANCE BOND AND LABOR AND MATERIALMEN'S BOND:

	, a corporation, as principal, and
State National Insurance Company, Inc. administered by: Contractor *	, 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 municip	pal corporation in the sum of
ONE HUNDRED NINETY-FOUR THOUSAND SEVEN HI	<u>UNDRED NINETY DOLLARS AND</u>
00/100 (\$194,790.00) for the faithful performance of the an	
ONE HUNDRED NINETY-FOUR THOUSAND SEVEN HI	<u>UNDRED NINETY DOLLARS AND</u>
00/100 (\$194,790.00), for the benefit of laborers and materialmen	designated below.

*Managing General Insurance Agency, Inc. 20335 Ventura Blvd, Suite 426, Woodland Hills, CA 91364

Conditions:

If the Principal shall faithfully perform the annexed contract Restoration and Painting of Talmadge Acorn Streetlights, Bid Number L-14-1187-DBB-1, 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 Chapter 3 of Division 5 of Title I of the Government Code of the State of California or under the provisions of Section 3082 et seq. 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.

CONTRACT FORMS ATTACHMENTS (continued) PERFORMANCE BOND AND LABOR AND MATERIALMEN'S BOND

By William Clask William Clask Printed Name of Person Signing for Princip	Dated August 25th, 2014	
State National Insurance Company, Inc. administered Contractor Managing General Insurance Agency, Inc. Surety Stephanie Hope Aftorney-in-fact 20335 Ventura Blvd, Suite 426 Local Address of Surety Woodland Hills, CA 91364 Local Address (City, State) of Surety 866-363-2642 Local Telephone No. of Surety Premium \$ 5,844.00	approved as to Form and Legality	Principal By William Chill
Stephanie Hope Attorney-in-fact 20335 Ventura Blvd, Suite 426 Local Address of Surety Woodland Hills, CA 91364 Local Address (City, State) of Surety 866-363-2642 Local Telephone No. of Surety Premium \$ 5,844.00	Babe	
Stephen Samara Senior Contract Specialist Woodland Hills, CA 91364 Local Address (City, State) of Surety 866-363-2642 Local Telephone No. of Surety Premium \$ 5,844.00	v;	Stephanie Hope Shear
Stephen Samara Senior Contract Specialist Local Address (City, State) of Surety 866-363-2642 Local Telephone No. of Surety Premium \$ 5,844.00	pproved:	
Local Telephone No. of Surety Premium \$ 5,844.00	Stephen Samara	
Bond No. CDGP100950		Premium \$_5,844.00
		Bond No. CDGP100950

Premium: \$5,844.00 Taxes & Fees: N/A

State National Insurance Company, Inc. Administered by: CONTRACTOR MANAGING GENERAL INSURANCE AGENCY, INC.

POWER OF ATTORNEY

KNOW BY ALL THESE	PRESENTS That ST	'ATE NATIONAL	. INSURANCE C	OMPANY, INC.	a corporation organized	and existing under
the laws of the State of Texa						

the laws of the State of Texas, havin	g its principal office in Bedford, Texas does hereby constitu	ute and appoint
	Stephanie Hope Shear	
its true and lawful attorney(s)-in-fac	to execute, seal and deliver for and on its behalf as surety,	the following bond described as:
Restoration and Painting of	Talmadge Acorn Streetlights; Bid No. L-144-1187-DB	B-1
for:	Three Million and 00/100 Dollars (\$3,000,	000)
	nnity and other writings obligatory in the nature thereof, v	which are or may be allowed, required or permitted by
	in pursuance of these present, shall be as binding upon ST and purposes, as if the same had been duly executed and	
certification thereof authorizing the	ny authorized officer and the seal of the Company may execution and delivery of any bond, undertaking, contra d seal when so used shall have the same force and effect as	cts of indemnity and other writings obligatory in the
	·	E NATIONAL INSURANCE COMPANY, INC. has and its corporate seal to be affixed by its authorized 4.
	STATE NATIONAL INSURANCE	CE COMPANY, INC.
	Tenthal Synes	Tracyfollatte
STATE OF TEXAS	Terry L. Ledbetter, President	Trace Ledbetter, Secretary
County of Tarrant		
duly sworn, said that each of the he	ore me came the individuals who executed the preceding is crein described and authorized officer of STATE NATIO porate Seal of said Company; that the Corporate Seal and e	NAL INSURANCE COMPANY, INC.; that the sea
IN WITNESS WHEREOF, I have he	ereunto set my hand at Bedford, Texas the day and year abo	ove written.
Mindy Davis Notary Public, State of Texas Comm. Exp. 04-21-15		MindyDalis
[Notary Stamp]		Signature of Notary
	ATE NATIONAL INSURANCE COMPANY, INC., do ney executed by STATE NATIONAL INSURANCE CO	
IN WITNESS WHEREOF, I have th	ereunto set my hand and attested the seal of said Company	this 25th day of August , 20 14

Trace Ledbetter, Secretary

Transpollerte

CALIFORNIA ALL - PURPOSE ACKNOWLEDGEMENT

State of California
County of Los Angeles AUG 2 5 2014 On before me, <u>JAN MICHELLE RIVERA, NOTARY PUBLIC</u> NAME, TITLE OF OFFICER
Personally appearedSTEPHANIE HOPE SHEAR,
NAME(S) OF SIGNER(S)
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. JAN MICHELLE RIVERA Commission # 1939902 Notary Public - California Los Angeles County
My Comm. Expires Jul 3, 2015
SIGNATURÉ OF NOTARY NOTARY SEAL

CONTRACTOR CERTIFICATION

DRUG-FREE WORKPLACE
PROJECT TITLE: Restoration and Painting of Talmadge Acorn Streetlights
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;
(Name under which business is conducted)
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.
Signed William CM
Printed Name William Clark
Title Prosident

CONTRACTOR CERTIFICATION

AMERICAN WITH DISABILITIES ACT (ADA) COMPLIANCE CERTIFICATION

PROJECT TITLE:	Restoration and Painting of Talmadge Acorn Streetlights
	amiliar with the requirements of San Diego City Council Policy No. 100-4 th Disabilities Act (ADA) outlined in the WHITEBOOK, Section 7-13.2,
÷ •	Act", of the project specifications, and that;
	CTE inc.
	(Name under which business is conducted)
	ram that complies with said policy. I further certify that each subcontract ontains language which indicates the subcontractor's agreement to abide by
the provisions of the policy a	
	. 111
	Signed William MM
	· · · · · · · · · · · · · · · · · · ·
	Printed Name William Clark
	Title President

CONTRACTOR CERTIFICATION

CONTRACTOR STANDARDS – PLEDGE OF COMPLIANCE

PROJECT TITLE:R	estoration and Painting of Talmadge Acorn Streetlights
CTE inc	jury that I am authorized to make this certification on behalf of, as Contractor, that I am familiar with the
•	o Municipal Code § 22.3224 regarding Contractor Standards as outlined -13.4, ("Contractor Standards"), of the project specifications, and that se requirements.
•	Contractor's subcontractors whose subcontracts are greater than \$50,000 of Compliance attesting under penalty of perjury of having complied I Code § 22.3224.
Dated this 25 th Day of	August, 2014.
S	Signed William CM
P	Printed Name William Clark
Т	Fitle President

AFFIDAVIT OF DISPOSAL

WHEREAS, on the DAY OF, 2 the undersigned
WHEREAS, on the DAY OF, 2 the undersigned entered into and executed a contract with the City of San Diego, a municipal corporation, for:
Restoration and Painting of Talmadge Acorn Streetlights
(Name of Project)
as particularly described in said contract and identified as Bid No. <u>L-14-1187-DBB-1</u> ;
SAP No. (WBS/IO/CC) <u>S-00978</u> 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,
Dated this,
Contractor
by
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
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

Restoration and Painting of Talmadge Acorn Streetlights Affidavit of Disposal Volume 1 of 2 (Rev. May 2014)

COMPANY LETTERHEAD

CERTIFICATE OF COMPLIANCE

Materials	and Workmanship Compliance
For Contract of	or Task
	w complies with the materials and workmanship requirements of I Provisions, Standard Specifications, and Standard Plans for the
I also certify that I am an official rep manufacturer of the material listed a physical or chemical test requirem performed the necessary quality com-	above. Furthermore, I certify that where California test methods, nents are part of the specifications, that the manufacturer has
Material Description:	
Manufacturer:	
Model:	
Serial Number (if applicable)	
Quantity to be supplied. Remarks:	
Signed by:	
Company:	
Date:	

City of San Diego Public Works Department, Field Division

NOTICE OF MATERIALS TO BE USED

You are hereby notified that the materials required for use under Contract No	To:Resident Enginee	er Da	ate:	, 20
CONTRACT ITEM NO. (Bid Item) KIND OF MATERIAL (Category) MATERIAL CAN BE INSPECTED (At Source) It is requested that you arrange for a sampling, testing, and inspection of the materials prior to delivery, in accordance with Section 4-1.11 of the WHITEBOOK, where it is practicable, and in accordance with your policy. It is understood that source inspection does not relieve the Contractor of full responsibility for incorporating in the work, materials that comply in all respects with the contract plans and specifications, nor does it preclude subsequent rejection of materials found to be undesirable or unsuitable. Distribution: Supplier Yours truly, Signature of Supplier Address				
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Supplier Yours truly, Signature of Supplier Address	delivery, in accordance with S accordance with your policy. I of full responsibility for incorporate plans and specification	ection 4-1.11 of the WHITE t is understood that source insporating in the work, materia	BOOK, where it spection does not ls that comply in	is practicable, and in relieve the Contractor all respects with the
Signature of Supplier Address	Distribution:			
	Supplier		Yours truly,	
Phone Number:	Signature of Supplier			Address
			Phone Number	r:

ATTACHMENTS

ATTACHMENT A SCOPE OF WORK

SCOPE OF WORK

1. **SCOPE OF WORK:** The Work involves furnishing all labor, materials, equipment, services, and other incidental works and appurtenances for the construction of the Project as described below:

Structural restoration and painting of acorn style concrete streetlights in Zone 2 of Talmadge MAD; of the 110 acorn streetlights in the Base Bid, 27 are in the Historic Gates District and must be monitored by a Historical Resources Board approved monitor. There is lead in the existing paint on the poles of all 110 acorn streetlights, and lead in the wires that were replaced but left in the poles. A lead certified contractor must perform the lead abatement. Obtain concrete access doors with Marbelite stamp, obtain brackets for the reinstallation of signs on the rehabbed poles. Anti-graffiti finish will need to be applied on the painted surface of the poles. Other rehabilitation work may be required as directed by City corrosion inspectors or the Historical Resource Monitor. An additional 29 acorn streetlights are part of an Additive Alternate to the Base Bid.

- **1.1.** The Work shall be performed in accordance with:
 - **1.1.1.** This Notice Inviting Bids and Project Map in Appendix "H".
- **2. CONSTRUCTION COST:** The City's estimated construction cost for this contract is \$94,100.
- **3. LOCATION OF WORK:** The location of the Work is as follows:

See Location Map in Appendix "D"

- **4. CONTRACT TIME:** The Contract Time for completion of the Work shall be **120 Working Days.**
- 5. CONTRACTOR'S LICENSE CLASSIFICATION: In accordance with the provisions of California Law, the Contractor shall possess valid appropriate license(s) at the time that the Bid is submitted. Failure to possess the specified license(s) shall render the Bid as non-responsive and shall act as a bar to award of the Contract to any Bidder not possessing required license(s) at the time of Bid.
 - **5.1.** The City has determined the following licensing classifications for this contract:

Option	Classifications
1	CLASS A
2	CLASS C10

The Bidder shall satisfy the licensing requirement by meeting <u>at least</u> one of the listed options. In addition there is a license that will allow the contractor to be qualified for the Historic Corridor Rehabilitation without monitoring by a Historical Resources Monitor. Otherwise the contractor will need to hire a monitor approved by the City's environmental Staff (Carrie Purcell).

ATTACHMENT B

INTENTIONALLY LEFT BLANK

ATTACHMENT C EQUAL OPPORTUNITY CONTRACTING PROGRAM

EQUAL OPPORTUNITY CONTRACTING PROGRAM

1. To The WHITEBOOK, Chapter 10, Sections D and E, DELETE each in its entirety, and SUBSTITUTE with the following:

D. CITY'S EQUAL OPPORTUNITY COMMITMENT.

- 1. Nondiscrimination in Contracting Ordinance.
 - 1. The Contractor, Subcontractors and Suppliers shall comply with requirements of the City's Nondiscrimination in Contracting Ordinance, San Diego Municipal Code §§22.3501 through 22.3517.

The Contractor shall not discriminate on the basis of race, gender, religion, national origin, ethnicity, sexual orientation, age, or disability in the solicitation, selection, hiring, or treatment of subcontractors, vendors, or suppliers. The Contractor shall provide equal opportunity for subcontractors to participate in subcontracting opportunities. The Contractor understands and agrees that violation of this clause shall be considered a material breach of the contract and may result in contract termination, debarment, or other sanctions.

The Contractor shall include the foregoing clause in all contracts between the Contractor and Subcontractors and Suppliers.

- 2. Disclosure of Discrimination Complaints. As part of its Bid or Proposal, 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 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.
- 3. Upon the City's request, the Contractor agrees to provide to the City, within 60 days, a truthful and complete list of the names of all Subcontractors and Suppliers that the Contractor has used in the past 5 years on any of its contracts that were undertaken within San Diego County, including the total dollar amount paid by the Contractor for each subcontract or supply contract.
- 4. The Contractor further agrees to fully cooperate in any investigation conducted by the City pursuant to the City's Nondiscrimination in Contracting Ordinance, Municipal Code §§22.3501 through 22.3517. The Contractor understands and agrees that violation of this clause shall be considered a material breach of the Contract and may result in remedies being ordered against the Contractor up to and including contract termination, debarment and other sanctions for violation of the provisions of the Nondiscrimination in Contracting Ordinance. The Contractor further understands and agrees that the procedures.

remedies and sanctions provided for in the Nondiscrimination in Contracting Ordinance apply only to violations of the Ordinance.

E. EQUAL EMPLOYMENT OPPORTUNITY OUTREACH PROGRAM.

1. The Contractor, Subcontractors and Suppliers shall comply with the City's Equal Employment Opportunity Outreach Program, San Diego Municipal Code §§22.2701 through 22.2707.

The Contractor shall not discriminate against any employee or applicant for employment on any basis prohibited by law. Contractor shall provide equal opportunity in all employment practices. Prime Contractor shall ensure their subcontractors comply with this program. Nothing in this section shall be interpreted to hold a prime contractor liable for any discriminatory practice of its subcontractors.

The Contractor shall include the foregoing clause in all contracts between the Contractor and Subcontractors and Suppliers.

- 2. If the Contract is competitively solicited, the selected Bidder shall submit a Work Force Report (Form BB05), within 10 Working Days after receipt by the Bidder of Contract forms to the City for approval as specified in the Notice of Intent to Award letter from the City.
- 3. If a Work Force Report is submitted, and the City determines there are under-representations when compared to County Labor Force Availability data, the selected Bidder shall submit an Equal Employment Opportunity Plan.
- 4. If the selected Bidder submits an Equal Employment Opportunity Plan, it shall include the following assurances:
 - 1. The Contractor shall maintain a working environment free of discrimination, harassment, intimidation and coercion at all sites and in all facilities at which the Contractor's employees are assigned to work.
 - 2. The Contractor reviews its EEO Policy, at least annually, with all onsite supervisors involved in employment decisions.
 - 3. The Contractor disseminates and reviews its EEO Policy with all employees at least once a year, posts the policy statement and EEO posters on all company bulletin boards and job sites, and documents every dissemination, review and posting with a written record to identify the time, place, employees present, subject matter, and disposition of meetings.
 - 4. The Contractor reviews, at least annually, all supervisors' adherence to and performance under the EEO Policy and maintains written documentation of these reviews.
 - 5. The Contractor discusses its EEO Policy Statement with subcontractors with whom it anticipates doing business, includes the

- EEO Policy Statement in its subcontracts, and provides such documentation to the City upon request.
- 6. The Contractor documents and maintains a record of all bid solicitations and outreach efforts to and from subcontractors, contractor associations and other business associations.
- 7. The Contractor disseminates its EEO Policy externally through various media, including the media of people of color and women, in advertisements to recruit, maintains files documenting these efforts, and provides copies of these advertisements to the City upon request.
- 8. The Contractor disseminates its EEO Policy to union and community organizations.
- 9. The Contractor provides immediate written notification to the City when any union referral process has impeded the Contractor's efforts to maintain its EEO Policy.
- 10. The Contractor maintains a current list of recruitment sources, including those outreaching to people of color and women, and provides written notification of employment opportunities to these recruitment sources with a record of the organizations' responses.
- 11. The Contractor maintains a current file of names, addresses and phone numbers of each walk-in applicant, including people of color and women, and referrals from unions, recruitment sources, or community organizations with a description of the employment action taken.
- 12. The Contractor encourages all present employees, including people of color and women employees, to recruit others.
- 13. The Contractor maintains all employment selection process information with records of all tests and other selection criteria.
- 14. The Contractor develops and maintains documentation for on-the-job training opportunities, participates in training programs, or both for all of its employees, including people of color and women, and establishes apprenticeship, trainee, and upgrade programs relevant to the Contractor's employment needs.
- 15. The Contractor conducts, at least annually, an inventory and evaluation of all employees for promotional opportunities and encourages all employees to seek and prepare appropriately for such opportunities.
- 16. The Contractor ensures the company's working environment and activities are non-segregated except for providing separate or single-user toilets and necessary changing facilities to assure privacy between the sexes.

ATTACHMENT D INTENTIONALLY LEFT BLANK

ATTACHMENT E

SUPPLEMENTARY SPECIAL PROVISIONS

SUPPLEMENTARY SPECIAL PROVISIONS

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

- 1) Standard Specifications for Public Works Construction (The GREENBOOK) currently in effect.
- 2) The City of San Diego Standard Specifications for Public Works Construction (The WHITEBOOK).

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

1-2 TERMS AND DEFINITIONS.

Normal Working Hours. To the City Supplements, 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 must perform, with your own organization, Contract work amounting to at least 50% of the base bid alone or base bid and any additive or deductive alternate(s) that together when added or deducted form the basis of award.
 - 2. The self performance percentage requirement will be waived for contracts when a "B" License is required or allowed.
- **2-5.3.1 General.** To the City Supplement, ADD the following
 - 7. For products for which an AML is available, products listed in the AML shall be used. A submittal review will be conducted for products not identified on an AML on a case-by-case basis when:
 - a) The product type or category is not in the AML.
 - b) The AML does not list at least two available manufacturers of the product.
 - c) The material or manufacturer listed in the AML is no longer available. Documentation to substantiate the product is no longer available or in production is required as part of the submittal.

In the case of conducting a submittal review when required by the Plans or Special Provisions, or when requested by the Engineer, all submittals shall be accompanied by the City's submittal form.

The Product Submittal Form is available for download at:

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

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

Other adjacent City project(s) is (are) scheduled for construction for the same time period in the vicinity of the Talmadge neighborhood. See Appendix "E" for approximate location. Coordinate the Work with the adjacent project(s) as listed below:

a) Utilities Undergrounding Project 3HH, Fernando Lasaga (619-533-7406)

SECTION 4 - CONTROL OF MATERIALS

4-1.3.2 Inspection of Materials Not Locally Produced. ADD the following:

The Engineer will perform inspection of out-of-town manufacturer for the items of Work specified here:

a) Concrete Access Doors with Marbelite Stamp

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. ADD the following:

You must submit your list of proposed substitutions for "an equal" ("or equal") item(s) **no less than 15 Working Days prior to Bid due date** and on City's Product Submittal Form available at.

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

SECTION 7 - RESPONSIBILITIES OF THE CONTRACTOR

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

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

7-3.1 Policies and Procedures.

- 1. You must 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 must 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. Payment for insurance is included in the various items of Work as bid by you, and 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 must 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 must 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 must 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 must be no endorsement or modification limiting the scope of coverage for either "insured vs. insured" claims or contractual liability. You must maintain the same or equivalent insurance for at least 10 years following completion of the Work.
- 4. All costs of defense must be outside the policy limits. Policy coverage must 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 must 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 must be outside the limits of the policy.

7-3.2.4 Contractors Hazardous Transporters Pollution Liability Insurance.

- 1. You must provide at your expense or require Subcontractor to provide, as described below Contractors Hazardous Transporters Pollution Liability Insurance including contractual liability coverage to cover liability arising out of transportation of hazardous or toxic, materials, substances, or any other pollutants by you or any Subcontractor in an amount not less than \$2,000,000 limit per occurrence/aggregate for bodily injury and property damage.
- 2. All costs of defense must be outside the limits of the policy. The deductible must not exceed \$25,000 per claim. Any such insurance provided by a subcontractor instead of you must be approved separately in writing by the City.
- 3. For approval of the substitution of Subcontractor's insurance the Contractor shall certify that all activities for which Contractors Hazardous Transporters Pollution Liability Insurance will provide coverage will be performed exclusively by the Subcontractor providing the insurance.
- 4. Contractual liability must include coverage of tort liability of another party to pay for bodily injury or property damage to a third person or organization. There must be no endorsement or modification of the coverage limiting the scope of coverage for either "insured vs. insured" claims or contractual liability. Occurrence based policies must be procured before the Work commences and must be maintained for the duration of this contract. Claims Made policies must be procured before the Work commences, must be maintained for the duration of this contract, and must include a 12 month extended Claims Discovery Period applicable to this contract or the existing policy or policies must continue to be maintained for 12 months after the completion of the Work under this contract without advancing the retroactive date.
- 5. Except as provided for under California law, the policy or policies must provide that the City is entitled to 30 days prior written notice (10 days for cancellation due to non-payment of premium) of cancellation or non-renewal of the policy or policies.
- **Rating Requirements.** Except for the State Compensation Insurance Fund, all insurance required by this contract as described herein must 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 must 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 must 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 must 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 must 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 must 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 must 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 must 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 must provide that any insurance maintained by the City and its elected officials, officers, employees, agents and representatives must be in excess of your insurance and must not contribute to it.
- **7-3.5.1.3 Project General Aggregate Limit.** The policy or policies must 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 must reduce the Designated Construction Project General Aggregate Limit. The Designated Construction Project General Aggregate Limit must 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 must 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.

7-3.5.4 Contractors Hazardous Transporters Pollution Liability Insurance Endorsements.

7-3.5.4.1 Additional Insured.

- a) The policy or policies must be endorsed to include as an Insured the City and its respective elected officials, officers, employees, agents, and representatives, with respect to 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; except that in connection with, collateral to, or affecting any construction contract to which the provisions of subdivision (b) of §2782 of the California Civil Code apply, this endorsement must not provide any duty of indemnity coverage for the active negligence of the City and its respective elected officials, officers, employees, agents, and representatives in any case where an agreement to indemnify the City and its respective elected officials, officers, employees, agents, and representatives would be invalid under subdivision (b) of §2782 of the California Civil Code.
- b) In any case where a claim or loss encompasses the negligence of the Insured and the active negligence of the City and its respective elected officials, officers, employees, agents, and representatives that is not covered because of California Insurance Code §11580.04, the insurer's obligation to the City and its respective elected officials, officers, employees, agents, and representatives must be limited to obligations permitted by California Insurance Code §11580.04.
- **7-3.5.4.2 Primary and Non-Contributory Coverage.** The policy or policies must be endorsed to provide that the insurance afforded by the Contractors Pollution Liability Insurance policy or policies is primary to any insurance or self-insurance of the City and its elected officials, officers, employees, agents and representatives with respect to operations including the completed operations of the Named Insured. Any insurance maintained by the City and its elected officials, officers, employees, agents and representatives must be in excess of your insurance and must not contribute to it.
- **7-3.5.4.3 Severability of Interest.** For Contractors Hazardous Transporters Pollution Liability Insurance, the policy or policies must provide that your insurance must apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability and must provide cross-liability coverage.
- **7-3.6 Deductibles and Self-Insured Retentions.** You must pay for all deductibles and self-insured retentions. You must disclose deductibles and self-insured retentions to the City at the time the evidence of insurance is provided.
- **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 must 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 must follow the form of the primary policy or policies e.g., all endorsements.
- **7-4 WORKERS' COMPENSATION INSURANCE.** DELETE in its entirety and SUBSTITUTE with the following:

7-4.1 Workers' Compensation Insurance and Employers Liability Insurance.

- 1. In accordance with the provisions of §3700 of the California Labor Code, you must 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 must 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 require 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 must comply with such provisions before commencing the Work as required by §1861 of the California Labor Code.

7-4.1.1 Waiver of Subrogation.

The policy or policies must 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.

7-5 PERMITS, FEES, AND NOTICES. To the City Supplements, ADD the following:

The contractor must obtain and pay for any Permits Fees and Notices required for Lead Abatement or for work on Historical Resources Board designated acorn streetlights.

7-8.6 Water Pollution Control. ADD the following:

1. Based on a preliminary assessment by the City, the Contract is subject to WPCP.

- **7-10.5.3 Steel Plate Covers.** Table 7-10.5.3(A), REVISE the plate thickness for 5'-3" trench width to read 1 ³/₄".
- 7-15 INDEMNIFICATION AND HOLD HARMLESS AGREEMENT. To the City Supplements, fourth paragraph, last sentence, DELETE in its entirety and SUBSTITUTE with the following:

Your duty to indemnify and hold harmless does not include any claims or liability arising from the established active or sole negligence, or willful misconduct of the City, its officers, or employees.

7-17 NEWSLETTER. To the City Supplements, ADD the following:

You must provide the following information:

Number of acorn streetlights with lead removed to date, the number of acorn streetlights completely rehabbed to date, and the number of rehabbed acorn streetlights reenergized to date.

SECTION 8 - FACILITIES FOR AGENCY PERSONNEL

8-2 FIELD OFFICE FACILITIES. To the City Supplements, DELETE in its entirety.

SECTION 9 - MEASUREMENT AND PAYMENT

- **9-3.2.5 Withholding of Payment.** To the City Supplements, item i), DELETE in its entirety and SUBSTITUTE with the following:
 - Your failure to comply with 7-2.3, "PAYROLL RECORDS" and 2-16, "CONTRACTOR REGISTRATION AND ELECTRONIC REPORTING SYSTEM."

ADD:

9-3.7 Compensation Adjustments for Price Index Fluctuations. This Contract is subject to the provisions of The WHITEBOOK for Compensation Adjustments for Price Index Fluctuations for the paving asphalt.

SECTION 209 – STREET LIGHTING AND TRAFFIC SIGNAL MATERIALS

209-6.4 Induction Cobra Head Luminaire. To the City Supplements, CORRECT certain section numbering as follows:

OLD SECTION NUMBER	TITLE	NEW SECTION NUMBER
209-6.4.7	Luminaire Identification	209-6.4.8
209-6.4.8	Photometric Documentation	209-6.4.9
209-6.4.9	Quality Assurance	209-6.4.10

SECTION 300 – EARTHWORK

- **Payment.** To the City Supplements, paragraph (2), DELETE in its entirety and SUBSTITUTE with the following:
 - 2. Payment for existing payment removal and disposal of up to 12" thick, within the excavation e.g., trench limits, shall be included in the Bid item for installation of the mains or the Work item that requires payment removal.

SECTION 302 – ROADWAY SURFACING

Preparatory Repair Work. To the City Supplement, DELETE in its entirety and SUBSTITUTE with the following:

302-3 Preparatory Repair Work.

- 1. Prior to roadway resurfacing or the application of slurry, the Contractor shall complete all necessary preparation and repair work to the road segment e.g., tree trimming, weed spray, weed abatement, crack sealing, asphalt repair, hump removal, miscellaneous asphalt patching, removal of raised pavement markers, removal of pavement markings, etc. and as specified in the Special Provisions.
- 2. Preparatory work shall include, but not be limited to, tree trimming, weed spray, weed abatement, crack sealing, asphalt repair i.e., mill and pave, hump removal, miscellaneous asphalt patching, removal of raised pavement markers, removal of pavement markings, etc.
- 3. The Contractor shall repair areas of distressed asphalt concrete pavement by milling or removing damaged areas of pavement to a minimum depth of 2" for Residential streets, and a minimum depth of 3" for all others to expose firm and unyielding pavement. The Contractor shall prepare subgrade as needed and install a minimum of 2" for residential streets, and a minimum of 3" for all others, of compacted asphalt concrete pavement over compacted native material as directed by the Engineer.
- 4. If, in order to achieve the minimum specified depth, the base material is exposed, the material shall be compacted to 95% relative compaction to a depth 10" below the finished grade (dig out). Compaction tests shall be made to ensure compliance with the specifications. The Engineer will determine when and where the test will occur. The City will pay for the soils testing required by the Engineer, which meets the required compaction. The Contractor shall reimburse the City for the cost of retesting failing compaction tests. If additional base material is required, the Contractor shall use Class 2 Aggregate Base in accordance with 200-2.2, "Crushed Aggregate Base."
- 5. Recycled base material shall conform to Crushed Miscellaneous Base Material in accordance with 200-2.4, "Crushed Miscellaneous Aggregate Base."
- 6. Prior to replacing asphalt, the area shall be cleaned by removing all loose and damaged material, moisture, dirt, and other foreign matter and shall be tack coated in accordance with 302-5.4 "Tack Coat."
- 7. The Contractor shall install new asphalt within the repair area or for patches in accordance with 302-5, "ASPHALT CONCRETE PAVEMENT." Asphalt

- concrete shall be C2-PG 64-10 in compliance with 400-4, "ASPHALT CONCRETE."
- 8. No preparatory asphalt work shall be done when the atmospheric temperature is below 50 °F or during unsuitable weather.
- 9. Following the asphalt placement, the Contractor shall roll the entire area of new asphalt in both directions at least twice. The finished patch shall be level and smooth in compliance with 302-5.6.2 "Density and Smoothness." After placement and compaction of the asphalt patch, the Contractor shall seal all finished edges with a 4" wide continuous band of SS-1H.
- 10. The minimum dimension for each individual repair shall be 4' x 4' and shall be subject to the following conditions:
 - a) If the base material is exposed to achieve the required minimum removal thickness, the base material shall be prepared conforming to 301-1, "SUBGRADE PREPARATION"
 - b) When additional base material is required, then the contractor shall use Class 2 Aggregate Base in accordance with 200-2.2, "Crushed Aggregate Base." Recycled base material shall conform to Crushed Miscellaneous Base Material in accordance with 200-2.4, "Crushed Miscellaneous Base."
 - c) The Contractor may use grinding as a method for removal of deteriorated pavement when the areas indicated for removal are large enough (a minimum of the machine drum width) and when approved by the Engineer.
 - d) For both scheduled and unscheduled base repairs, failed areas may be removed by milling or by excavation provided that the edges are cut cleanly with a saw. The areas shall be cleaned and tack coated in accordance with 302-5.4, "Tack Coat" before replacing the asphalt. The areas for scheduled repairs have been marked on the street.

302-3.1 Asphalt Patching.

- 1. Asphalt patching shall consist of patching potholes, gutter-line erosion, and other low spots in the pavement that are deeper than ½" per 302-5.6.2, "Density and Smoothness." These areas are generally smaller and more isolated than those areas in need of mill and pave.
- 2. The areas requiring patching have been identified in the Contract Documents, marked on the streets, or as directed by the Engineer. The Contractor shall identify any new areas that may require patching prior to slurry work to ensure the smoothness and quality of the finished product.
- 3. The Contractor shall identify and repair any areas that may require patching, prior to the placement of slurry seal for smooth finished product.
- 4. Asphalt overlay shall not be applied over deteriorated pavement. Preparatory asphalt work shall be completed and approved by the Engineer before proceeding with asphalt overlay.
- 5. The Contractor shall remove distressed asphalt pavement either by saw cutting or milling, to expose firm and unyielding pavement; prepare subgrade (as

- needed); and install compacted asphalt concrete pavement over compacted native material as directed by the Engineer.
- 6. Prior to replacing asphalt, the area shall be cleaned and tack coated per 302-5.4, "Tack Coat".
- 7. Following the asphalt placement, the Contractor shall roll the entire patch in both directions covering the patch at least twice.
- 8. After placement and compaction of the asphalt patch, the Contractor shall seal all finished edges with a 4" wide continuous band of SS-1H.
- 9. Base repairs shall not exceed 20% RAP in content.

302-3.2 Payment.

- 1. Payment for replacement of existing pavement when required shall be included in the unit bid price for Asphalt Pavement repair for the total area replaced and no additional payment shall be made regardless of the number of replacements completed. No payment shall be made for areas of over excavation or outside trench areas in utility works unless previously approved by the Engineer. No payment for pavement replacement will be made when the damage is due to the Contractor's failure to protect existing improvements. The Contractor shall reimburse the City for the cost of retesting all failing compaction tests.
- 2. The areas and quantities shown on the road segments and in appendices are given only for the Contractor's aid in planning the Work and preparing Bids. The Engineer will designate the limits to be removed and these designated areas shall be considered to take precedent over the area shown in an Appendix to the Contract Documents. The quantities shown in the appendices are based on a street assessment survey and may vary.
- 3. At the end of each day, the Contractor shall submit to the Engineer an itemized list of the asphalt pavement repair work completed. The list shall include the location of the work and the exact square footage of the repair.
- 4. Preparatory repair work and tack coating will be paid at the Contract unit price per ton for Asphalt Pavement Repair. No payment shall be made for areas of over excavation unless previously approved by the Engineer.
- 5. Milling shall be included in the Bid item for Asphalt Pavement Repair unless separate Bid item has been provided.
- 6. Payment for miscellaneous asphalt patching shall be included in the Contract unit price for slurry and no additional payment shall be made therefore.
- **Damaged AC Pavement Replacement.** To the City Supplement, DELETE in its entirety.
- **302-5.1.2 Measurement and Payment.** To the City Supplement, DELETE in its entirety.
- **Measurement and Payment.** To the City Supplement, item c), ADD the following: Imported Subgrade material shall be paid per bid item "Imported Backfill".

SECTION 306 - UNDERGROUND CONDUIT CONSTRUCTION

OPEN TRENCH OPERATIONS. To the City Supplements, CORRECT certain section numbering as follows:

OLD SECTION NUMBER	TITLE	NEW SECTION NUMBER
306-1.8	House Connection Sewer (Laterals) and Cleanouts	306-1.9
306-1.7.1	Payment	306-1.9.1
306-1.7.2	Sewer Lateral with Private Replumbing	306-1.9.2
306-1.7.2.1	Location	306-1.9.2-1
306-1.7.2.2	Permits	306-1.9.2-2
306-1.7.2.3	Submittals	306-1.9.2-3
306-1.7.2.4	Trenchless Construction	306-1.9.2-4
306-1.7.2.5	Payment	306-1.9.2-5
306-1.7.3.6	Private Pump Installation	306-1.9.2-6
306-1.7.3.7	Payment	306-1.9.2-7

306-1.1.1 General. ADD the following:

Basis of Payment for Open Trench Installations. ADD the following:

Payment for imported backfill when the Contractor elects to import material from a source outside the project limits and when authorized by the Engineer shall be included in the Bid unit price for Imported Backfill. The price shall include the removal and disposal of unsuitable materials.

SECTION 703 – ENCOUNTERING OR RELEASING HAZARDOUS SUBSTANCES

- **Payment.** To the City Supplement, Item 1, DELETE in its entirety and SUBSTITUTE with the following:
 - 1. Payment for waste management shall be included in the applicable Bid items as follows:
 - a) Preparation of Hazardous Waste Management Plan and Reporting (LS).
 - b) Monitoring, Testing, Sampling, Site Storage, and Handling of Soils Containing RCRA Hazardous Waste (TON).
 - c) Loading, Transportation, and Disposal of soils containing RCRA Hazardous Waste (TON).
 - d) Monitoring of Petroleum Contaminated Soil (HR).

- e) Testing, Sampling, Site Storage and Handling of Petroleum Contaminated Soil (TON).
- f) Loading, Transportation, and Disposal of Petroleum Contaminated Soil (TON).
- g) Monitoring, Testing, Sampling Site Storage and Handling of Soils Containing Non-RCRA Hazardous Waste (TON).
- h) Loading, Transportation, and Disposal of Soils Containing Non-RCRA Hazardous Waste (TON).
- i) Testing, Sampling, Site Storage, Handling, Transportation, and Disposal of Containerized RCRA Hazardous Waste (55 Gal DRUMS).
- j) Testing, Sampling, Site Storage, Handling, Transportation, and Disposal of Containerized Non-RCRA Hazardous Waste (55 Gal DRUMS).
- k) Testing, Sampling, Site Storage, Handling, Transportation and Recycling/Disposal of Universal Waste (EACH).
- l) Testing, Sampling, Site Storage, Handling, Transportation and Recycling/Disposal of Regulated Waste (TON).
- m) Testing, Sampling, Site Storage, Handling, Transportation, and Disposal of RCRA Hazardous Waste contamination from the treatment of contaminated ground water (GAL).
- n) Testing, Sampling, Site Storage, Handling, Transportation, and Disposal of Non-RCRA Hazardous Waste contamination from the treatment of contaminated ground water (GAL).

SECTION 707 – RESOURCE DISCOVERIES

ADD: 707-1.1

Environmental Document. The City of San Diego Environmental Analysis Section (EAS) of the Development Services Department has prepared an MND for 3EE and 3FF portion of the project, and a Notice of Exemption for 3HH portion for Talmadge Acorn Streetlight Rehab, DEP Nos. 632220, 65157, 23247 and 84358, as referenced in the Contract Appendix. You must comply with all requirements of the Mitigated Negative Declaration and the Notice of Exemption as set forth in the Contract Appendix "A".

Compliance with the City's environmental document is included in the various Bid items, unless a bid item has been provided.

Archeological and Native American Monitoring Program. To the City Supplement, ADD the following:

The City will retain a qualified archaeologist for this contract. The Contractor shall coordinate its activities and Schedule with the activities and schedules of the archaeologist monitor. Notify the Engineer before noon of the working day before monitoring is required. See 2-11, "INSPECTION" for details.

END OF SUPPLEMENTARY SPECIAL PROVISIONS (SSP)

SUPPLEMENTARY SPECIAL PROVISIONS APPENDICES

APPENDIX A

MITIGATED NEGATIVE DECLARATION AND NOTICE OF EXEMPTION



Land Development Review Division (619) 446-5460

Mitigated Negative Declaration

Project Nos. 63220 and 65157

SUBJECT:

Formation of Underground Utility Districts-FY2005: CITY COUNCIL APPROVAL for the formation of the following Underground Districts: District 2 Block 2J, is generally bounded on the north by Fenelon Street, on the south by Avenida De Portugal, on the east by Scott Street and Evergreen on the west. District 3 Block 3EE is generally bounded by Norma Drive in the north, El Caion Boulevard in the south, Altadena Avenue in the East and Norma Drive in the west. District 7 Block 7CC, is generally bounded by the intersection of Madra Avenue and Elmhurst Drive in the north, and Airoso Avenue in the south, Linfield Avenue in the east and College Avenue and Madra Avenue in the west. District 8 Block 8G, is generally bounded by G Street to the north, Commercial Street to the south, 24th Street to the east, and 19th Street to the west. Hotel Circle North, Hotel Circle South to Hotel Circle Place. The scope of work consists of trenching approximately 3 feet deep by one 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 Peninsula, College Area, Navajo, Southeastern San Diego and Mission Valley communities. Applicant: City of San Diego, Engineering and Capital Projects Department.

Update: Minor revisions/clarifications to the Subject Block, Purpose and Main Features, Environmental Setting, MMRP and the Discussion sections of the Initial Study have been made when compared to the draft Mitigated Negative Declaration. The changes do not affect the environmental analysis or conclusion of this document. The revisions are shown in a strikout underlined format.

- 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): **Historic 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

HISTORICAL RESOURCES (ARCHAEOLOGY)

I. Prior to Permit Issuance Award of Contract or First Preconstruction Meeting

- A. Land Development Review (LDR) Plan Check
 - 1. Prior to permit issuance, or after award of the contract, but prior to the first preconstruction meeting, whichever is applicable the Assistant Deputy Director (ADD) Environmental designee shall verify that the requirements for Archaeological Monitoring and Native American monitoring, if applicable, have been noted on the appropriate construction documents.
- B. Letters of Qualification have been submitted to ADD
 - 1. 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 one-1/4 mile radius.

B. PI Shall Attend Precon Meetings

 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 shall attend any grading 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 identifying the areas to be monitored including the delineation of grading 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).
- 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., that may reduce or increase the potential for resources to be present.

III. During Construction

- A. Monitor Shall be Present During Grading/Excavation/Trenching
 - The monitor shall be present full-time during grading/excavation/trenching
 activities including, but not limited to mainline, laterals, services and all other
 appurtenances associated with underground utilities as identified on the AME.
 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 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 representative, if applicable, 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 from MMC. For pipeline trenching projects only, the PI shall implement the Discovery Process for Pipeline Trenching projects identified below under "D." Impacts to significant resources must be mitigated before ground disturbing activities in the area of discovery will be allowed to resume.
 - 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 shuld 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 Pipeline Trenching Projects

 The following procedure constitutes adequate mitigation of a significant discovery
 encountered during pipeline trenching activities 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 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 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, shall determine the need for a field examination to determine the provenience.
- 3. If a field examination is not warranted, the Medical Examiner shall 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 shall notify the Native American Heritage Commission (NAHC). By law, **ONLY** the Medical Examiner can make this call.
 - 2. The NAHC shall contact the PI within 24 hours or sooner, after Medical Examiner has completed coordination.
 - 3. NAHC shall identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information.
 - 4. The PI shall coordinate with the MLD for additional consultation.
 - 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 24 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.
- 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 internment 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 Work

- A. If night work is included in the contract
 - 1. When night 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 work, The PI shall record the information on the CSVR and submit to MMC via fax by 9am the following morning, if possible.
 - 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 MMC, or by 8AM the following morning to report and discuss the findings as indicated in Section III-B, unless other specific arrangements have been made.
- B. If night 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. Completion of Monitoring Program and Submittal of Draft Monitoring Report
 - 1. The PI shall submit two copies of the Draft Monitoring Report (even if negative) which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics) to MMC 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. MMC shall return the Draft Monitoring Report to the PI for revision or, for preparation of the Final Report.
- c. 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.
- d. MMC shall notify the RE or BI, as appropriate, of receipt of the Draft Monitoring Report.

2. Handling of Artifacts

- a. The PI shall be responsible for ensuring that all cultural remains collected are cleaned and catalogued
- b. 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.
- 3. Curation of artifacts: Deed of Gift and Acceptance Verifictaion
 - a. 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 EAS and the Native American representative, as applicable.
 - b. The PI shall submit the Deed of Gift and catalogue record(s) to MMC for signature by the RE or BI, as appropriate.
 - c. The RE or BI, as appropriate shall obtain signature on Deed of Gift and shall return to MMC.
 - d. MMC shall return the signed Deed of Gift to the PI.
 - e. The PI shall include the Acceptance Verification from the curation institution to MMC with submittal of the Final Monitoring Report.

B. Final Monitoring Report(s)

- 1. The PI shall submit two copies of the Final Monitoring Report to MMC within 90-days after approval of the draft report (even if negative), which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics).
- 2. The RE shall, in no case, issue the Notice of Completion or equivelant project closeout precedure until receiving a copy of the approved Final Monitoring Report from MMC which includes the Acceptance Verification 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 Zucchet, District 2

Councilmember Atkins, District 3

Councilmember Frye, District 6

Councilmember Madaffer, District 7

Councilmember Inzunza, District 8

Development Services Department

Planning Department

ECP Dept, Architectural Engineering and Contracts Division, Michael Dudas

Historic Resources Board (87)

Peninsula CSC (MS 98)

College/Rolando CSC (MS 92)

Navajo CSC (MS 95)

Market CSC (MS 92)

Metropolitan Transit Development Board (115)

San Diego Gas and Electric (114)

Downtown San Diego Partnership (237)

Barrio Station Inc. (241)

Peninsula Community Planning Board (390)

Peninsula Chamber of Commerce (391)

Navajo Community Planners INC (336)

San Carlos Area Council (338)

Southeastern San Diego Organizing Project (497)

Southeastern San Diego Development Committee (449)

Hazard Center (328A)

Mary Johnson (328B)

Dr. Jerry Schaefer (209)

Mission Valley Community Council (328C)

Friends of the Mission Valley Preserve (330)

Mission Valley Unified Planning Org. (331)

River Valley Preservation Project (334)

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)

Ron Christman (215)

Louie Guassac (215A)

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 Land Development Review Division for review, or for purchase at the cost of reproduction.

Myra Hermann, Senior Planner Development Services Department March 14, 2005 Date of Draft Report

April 5, 2005
Date of Final Report

Analyst: Jeffrey Szymanski



San Diego County Archaeological Society, Inc.

Environmental Review Committee

28 March 2005

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

Formation of Underground Utility Districts-FY2005

Project Nos. 63220 and 65157

Dear Mr. Szymanski:

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

We have concerns with the wording for the requirements for curation of any resulting archaeological collections. The wording proposed has proven ineffective in actually getting collections curated. On one level, it is appropriate for the City to expect the PI to be responsible for ensuring that collections get curated, but if no one at the City is actually responsible for confirming that it has been accomplished, the requirement is empty words. For a private project, the City now requires proof of curation (where applicable) for release of the grading bond and/or issuance of the certificate of occupancy. Why should other City departments and agencies not be held to something comparable to what applicants for private projects are appropriately being held? If one City department cannot require bonding by another, some other device to ensure that other department's agent, the archaeologist, complies with the legal requirements. Perhaps withholding a significant portion of the payment until documentation of curation is submitted to the MMC would be one way to accomplish this?

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

Sincerely,

1.

Environmental Roview Committee

SDCAS President

File

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

Response to Comment SDCAS

Comment acknowledged. Section VI.B - Post Construction has been revised to include timing appropriate language ensure curation and completion of the project MMRP. Please note, that this language may be modified in the future t better reflect specific close-out procedures for the different City applicant departments.

From:

"Randy Berkman" < jrb223@hotmail.com>

To:

<jszymanskl@sandiego.gov>

Date:

3/17/2005 12:05:37 PM

Subject:

Mitigated Negative Declaration comments for underground utilities

Comments on Mitigated Negative Declaration for Formation of Underground

Job Order 373054, 373056, 373059, 373060, 373064

Attention Jeffrey Syzmanski, Project Analyst

1. Floodway, floodplain issues not addressed.



The FEMA floodway and floodplain boundary maps are referenced (p. 15 of References). However, they are not included in the study to show floodplain (and possibly floodway) impacts occur.

The Hotel Circle part of the project appears to be partially in the floodway (Figure 5 Map). Please include a floodway boundary map superimposed over the proposed trenching in the Hotel Circle segment. Parts of the project appearing to be in the floodway include sections immediately north of the Town and County Hotel Convention Center meeting rooms (Map # 504), immediately north of the Hanalei Hotel parking lot (just west of Map #2270), and Map #1904, east of Hanalel Hotel).



National Flood Insurance Code 60,3(d)(3) states that "development" in a floodway requires a Conditional Letter of Map Revision from FEMA before any construction. "Development" means "any man-made activity." This project therefore appears to be subject to FEMA regulations.

3 A 3 foot deep trench (project description, page 1) would be vulnerable to scouring water flows. How is this proposed to be mitigated? Recent rains showed how water can elevate a swimming pool out of its foundations. Placement of the utility work as proposed appears to be at least as vulnerable in this area which is commonly underwater during storm conditions.



What months of the year is construction planned? What steps are taken to protect water quality during construction? After construction?

Since flooding issues have not been acknowledged or addressed, at minimum, the MND needs to be re-circulated. An EIR may also be required to adequately deal with options to the proposal (citing work much father away from the existing low flow channel of the San Diego River).

2. Potential Endangered Species Impacts



Work is proposed adjacent to the West Mission Valley LRT wetlands mitigation site. Unfortunately, this mitigation site is not identified on the project map; neither is it discussed in the body of the MND. This area is known to have the endangered least Bell's vireo in its habitat (MTDB report, AAA office building surveys of 2003). Since the MND does not address these potential impacts, the MND must at least be re-circulated with mitigation proposed. This could include not working during vireo nesting season (March 15 through September 15), citing the utilities far enough from the habitat that no noise impacts would occur. The heavy equipment used in digging the

Response to Comments Randy Berkman, 3/17/2005

- 1. Although the project is located within the floodplain, the actual trench for the underground utility line would be confined entirely to the public right of way within Hotel Circle Drive North. Additionally, the map provided in the MND identifies the project utility boundary (based on property lines) and does not reflect the location of the actual utility alignment. The alignment will be located entirely within the public right of way therefore, the implementation of the undergrounding project would not result in flood plain impacts.
- 2. The undergrounding project includes only minor grading which is limited to the public right of way. As a result of the project the existing grade and topography of the project alignment, would not be altered, the project would relocate existing overhead utility lines to below grade. Therefore, a CLOMR is not required from FEMA for this activity.
- 3. Utility trenches would be backfilled and plated at the end of each day and would not be left exposed to the scouring effects of floodwaters.
- 4. The construction schedule has not been determined at this time. However, the applicant department is required to incorporate pre and post Best Management Practices into the contract specifications. In addition a SWPP plan will be filed prior to construction which would be implemented. The SWPP would be in accordance with the City's Stormwater Regulations and would reduce water quality impacts to below a level of significance.
- 5. The project area is bounded on the south by Interstate 8 and on the north by commercial properties and a small portion of a developed golf course, the western segment of the project alignment starts at the juncture of Hotel Circle Place and Hotel Circle North and ends on the east just past the intersection of Hotel Circle North and Fashion Valley Road. All work will be contained in the public right of way with lateral connections made to the electrical panels within developed private property areas devoid of native vegetation. The developed portion of the area adjacent to the project alignment does not support sensitive habitats; therefore impacts to endangered species are not anticipated and mitigation is not required.

Response to Comments Randy Berkman, 3/17/2005

proposed trenches would almost certainly create noise in excess of 60 dbl. This could disrupt vireo breeding and nesting. Potential impacts to an endangered species require preparation of an EIR under CEQA statutes.



Please describe the equipment used for the trenching along with its known decibels output, and what the decibel output would be in the vireo mitigation site. Please cite the source of the decibel output such as the EPA table.

Conclusion



While under grounding utilities is a worthwhile objective, citing them in a floodprone area does not appear to be wise but rather self-defeating. Also, impacts to the endangered vireo must be addressed in a CEQA document. At minimum, the MND must be re-circulated to address these impacts (floodplain, vireos). If these issues are not addressed adequately and fully mitigated in the revised CEQA document, an EIR would be required.

Further comments may be made via email prior to the April 2 deadline, thank you,

Randy Berkman Email: jrb223@hotmail.com

- 6. Due to the temporary and transitory nature of the proposed project within the developed public right of way, noise impacts to wildlife are not expected to be significant. Impacts from the unergrounding project associated with noise are anticipated to fall below the CEQA threshold of significance as they would fall below the threshold of "harassment" as defined under the federal Endangered Species Act: "Harass" in the definition of "take" in the Act means an intentional or negligent act or omission which creates the likelihood of injury to wildlife by annoying it to such an extent as to significantly disrupt normal behavior patterns which include, but are not limited to, breeding, feeding or sheltering.
- 7. No significant, unmitigable impacts were identified from the proposed project. Therefore, City Staff determined that the appropriate environmental document to prepare in compliance with the California Environmental Quality Act (CEQA) was a Mitigated Negative Declaration. As per section 15073.5c(2)(4) of CEQA, recirculation of the environmental document is not required when new project revisions are added in response to written comments which are not new avoidable significant effects. In addition, recirculation is not required when new information is added to the document which simply clarifies, amplifies, or makes insignificant modifications to the environmental document.

City of San Diego Development Services Department LAND DEVELOPMENT REVIEW DIVISION 1222 First Avenue, Mail Station 501 San Diego, CA 92101 (619) 446-6460

> INITIAL STUDY Project Nos. 63220 and 65157

Formation of Underground Utility Districts-FY2005: CITY COUNCIL SUBJECT: APPROVAL for the formation of the following Underground Districts: District 2 **Block 2J**, is generally bounded on the north by Fenelon Street, on the south by Avenida De Portugal, on the east by Scott Street and Evergreen on the west. District 3 Block 3EE is generally bounded by Norma Drive in the north, El Cajon Boulevard in the south, Altadena Avenue in the East and Norma Drive in the west. District 7 Block 7CC, is generally bounded by the intersection of Madra Avenue and Elmhurst Drive in the north, and Airoso Avenue in the south, Linfield Avenue in the east and College Avenue and Madra Avenue in the west. District 8 Block 8G, is generally bounded by G Street to the north, Commercial Street to the south, 24th Street to the east, and 19th Street to the west. Hotel Circle North, Hotel Circle South to Hotel Circle Place. The scope of work consists of trenching approximately 3 feet deep by one 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 Peninsula, College Area, Navajo, Southeastern San Diego and Mission Valley communities. Applicant: City of San Diego, Engineering and Capital Projects Department.

I. PURPOSE AND MAIN FEATURES:

The formation of the following Underground Utility Surcharge Districts (USD) would improve the visual character of the neighborhoods by removing the utility poles and overhead lines and provide additional protection to electrical service to the communities: District 2 Block 2J (Peninsula); District 3 Block 3EE (College Area); District 7 Block 7CC (Navajo); District 8 Block 8g (Southeastern San Diego) and Hotel Circle (Mission Valley). The proposed project consists of trenching approximately 3 feet deep by one 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. (See Figures 1-5).

In District 2 Block 2J archaeological monitoring would be required from Garrison Street in the north east section of the District to Avenida De Portugal to the south west, and Evergreen Street east to Roescrans Street. Archaeological monitoring would be required for the entirety of District 3 Block 3EE. In District 7 archaeological monitoring would be required on a short section of Airoso Avenue, beginning approximately 500 feet east of the intersection of Airoso and Bromley Way, continuing to the boundary of the City of San

Diego and the City La Mesa. All of District 8 Block 8G would require archaeological monitoring. Hotel Circle would require archaeological monitoring from Hotel Circle South to Hotel Circle Place.

All equipment would be staged in existing right-of-ways adjacent to the proposed work area. During the construction phase of the project, anticipated work hours would occur during the daytime, Monday through Friday. The contractor would comply with the requirements described in the Standard Specifications for Public Works Construction, and California Department of Transportation Manual of Traffic Controls for Construction and Maintenance Work Zones. A traffic control plan would be prepared and implemented in accordance with the City of San Diego Standard Drawings Manual of Traffic Control for Construction and Maintenance Work Zones.

II. ENVIRONMENTAL SETTING:

The infrastructure within the proposed USDs consists of paved public streets and alleys. All proposed alignments would be located outside of Environmentally Sensitive Lands (ESL) and the Multi-Habitat Planning Area (MHPA). Surrounding land uses within the proposed project vicinities may include, but not be limited to, single-family residential, multi-family residential, commercial, industrial, and public rights-of-way.

In regards to the Hotel Circle North project the area is bounded on the south by Interstate 8 and on the north by commercial properties and a small portion of a developed golf course, the western segment of the project alignment starts at the juncture of Hotel Circle Place and Hotel Circle North and ends on the east just past the intersection of Hotel Circle North and Fashion Valley Road. All work will be contained in the public right of way with lateral connections made to the electrical panels within developed private property areas devoid of native vegetation. The developed portion of the area adjacent to the project alignment does not support sensitive habitats; therefore impacts to endangered species are not anticipated and mitigation is not required.

III. ENVIRONMENTAL ANALYSIS: See attached Initial Study checklist.

IV. DISCUSSION:

Historical Resources (Archaeology)

The proposed USDs are located in areas of San Diego which have a high potential for archaeological resources. Several known archaeological sites are located within close proximity to the proposed alignments and have the potential to be impacted during trenching activities required for implementation of the project. Therefore, the project has the potential to result in significant impacts to archaeological resources and a Mitigation, Monitoring and Reporting Program (MMRP) would be required during trenching activities. Implementation of a monitoring program would reduce the potential impacts to subsurface historical resources to below a level of significance in accordance width Section V-MMRP of the Mitigated Negative Declaration.

DISTRICT 2 BLOCK 2J UNDERGROUND UTILITY DISTRICT LEGEND (448-433) (5) 4752 NORTH HARBOR DR RESOLUTION NO.: _ DATE ADOPTED: ___ NO SCALE Restoration and Painting of Talmadge Acorn Streetlights Appendix A Minigated Negative Declaration and Notice of Exemption Volume 1 of 2 (Rev. May 2014)

DISTRICT BOUNDARY

MATCH LINE

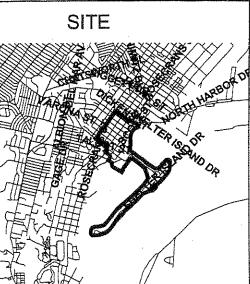
ASSESSOR'S BOOK & PAGE NO.

ASSESSOR'S PARCEL NO.

ADDRESS

EXISTING STREET LIGHT

EXISTING POLES



VICINITY MAP

FIGURE 1

District 2 Block 2J UNDERGROUND UTILITY DISTRICT

66 | Page

DISTRICT 3 BLOCK 3EE UNDERGROUND UTILITY DISTRICT



Appendix A – Mitigated Negative Declaration and Notice of Exemption

Volume 1 of 2 (Rev. May 2014)

LEGEND



MATCH LINE



DISTRICT BOUNDARY

(448-433)

ASSESSOR'S BOOK& PAGE NO.

(5)

ASSESSOR'S PARCEL NO.

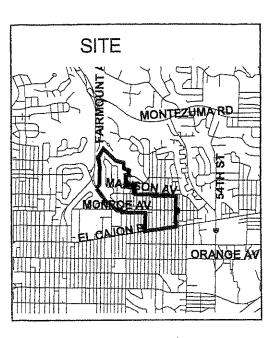
752 ADDRESS

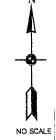
EXISTING STREET LIGHT

EXISTING POLES

RESOLUTION NO.:

DATE ADOPTED:





VICINITY MAP



Every reasonable effort has been made to lessure the eccuracy of this map, however, neither the RUIS participants not San Diago. Data Processing Corporation secure any baility safety from its cal. THIS MAP IS PROVIDED WITHOUT WARRANTY OF MY SIND, ETHER EXPERSES OR INFLUSION, INCLIDIANS, BY NOT LIMITED IT THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR IS ARRESTED AS PURPOSE.

PROPRIETARY INFORMATION: The use of this information appreciant to sublicense agreement only. Any results of secondaring of this information is prohibited, accept in accordance with such sublicensing agreements.

FIGURE 2
District 3 Block 3EE
UNDERGROUND UTILITY DISTRICT

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DISTRICT 7 BLOCK 7CC UNDERGROUND UTILITY DISTRICT



LEGEND



Match Line



DISTRICT BOUNDARY

448-433

4752

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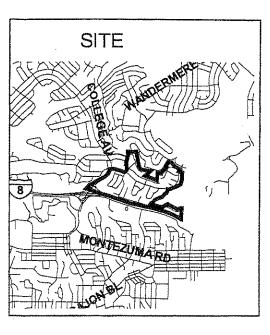
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DATE ADOPTED:



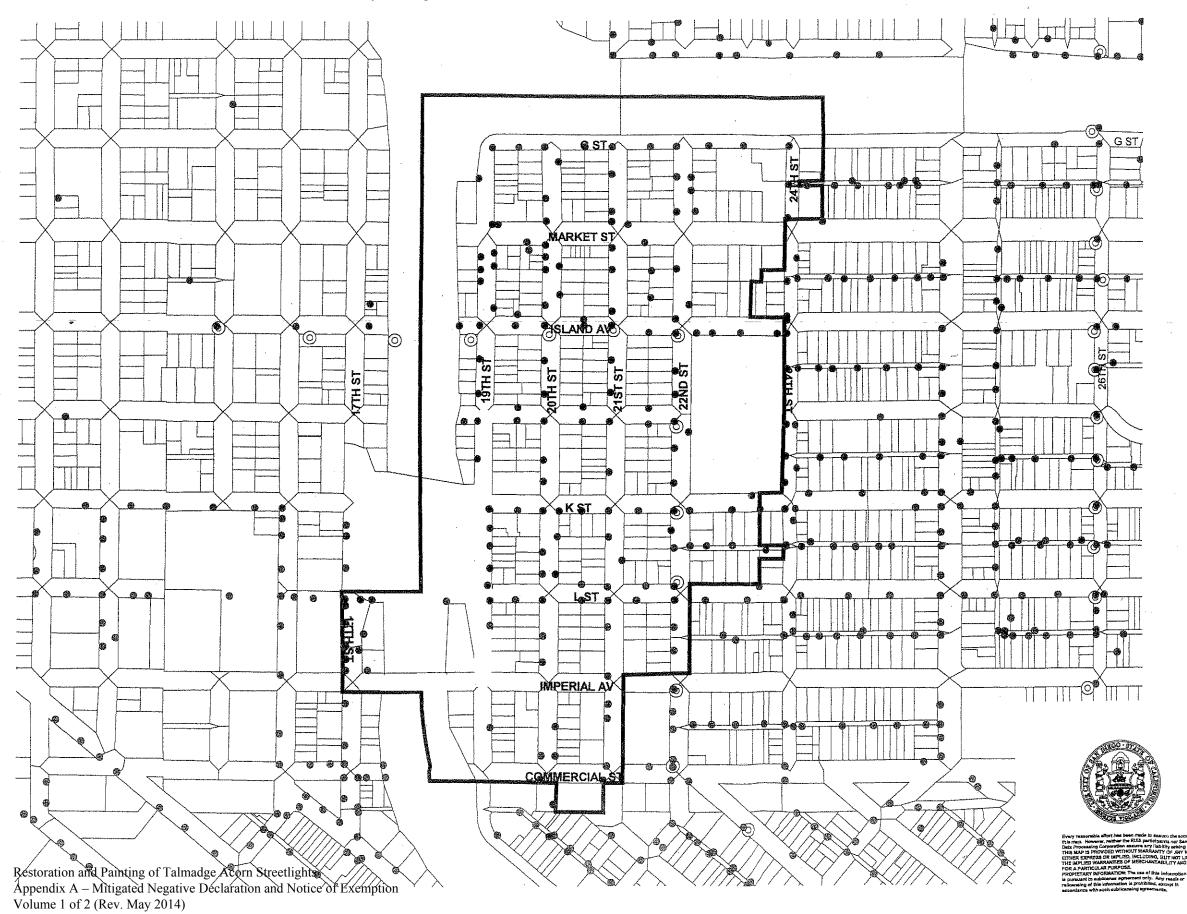
VICINITY MAP

FIGURE 3

District 7 Block 7CC
UNDERGROUND UTILITY DISTRICT
68 | Page

Restoration and Painting of Talmadge Acorn Streetlights
Appendix A – Mitigated Negative Declaration and Notice of Exemption
Volume 1 of 2 (Rev. May 2014)

DISTRICT 8 BLOCK 8G UNDERGROUND UTILITY DISTRICT



LEGEND



MATCH LINE



DISTRICT BOUNDARY



4752

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RESOLUTION NO.:

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DATE ADOPTED:

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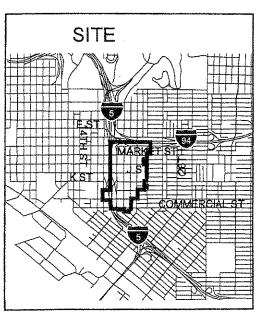




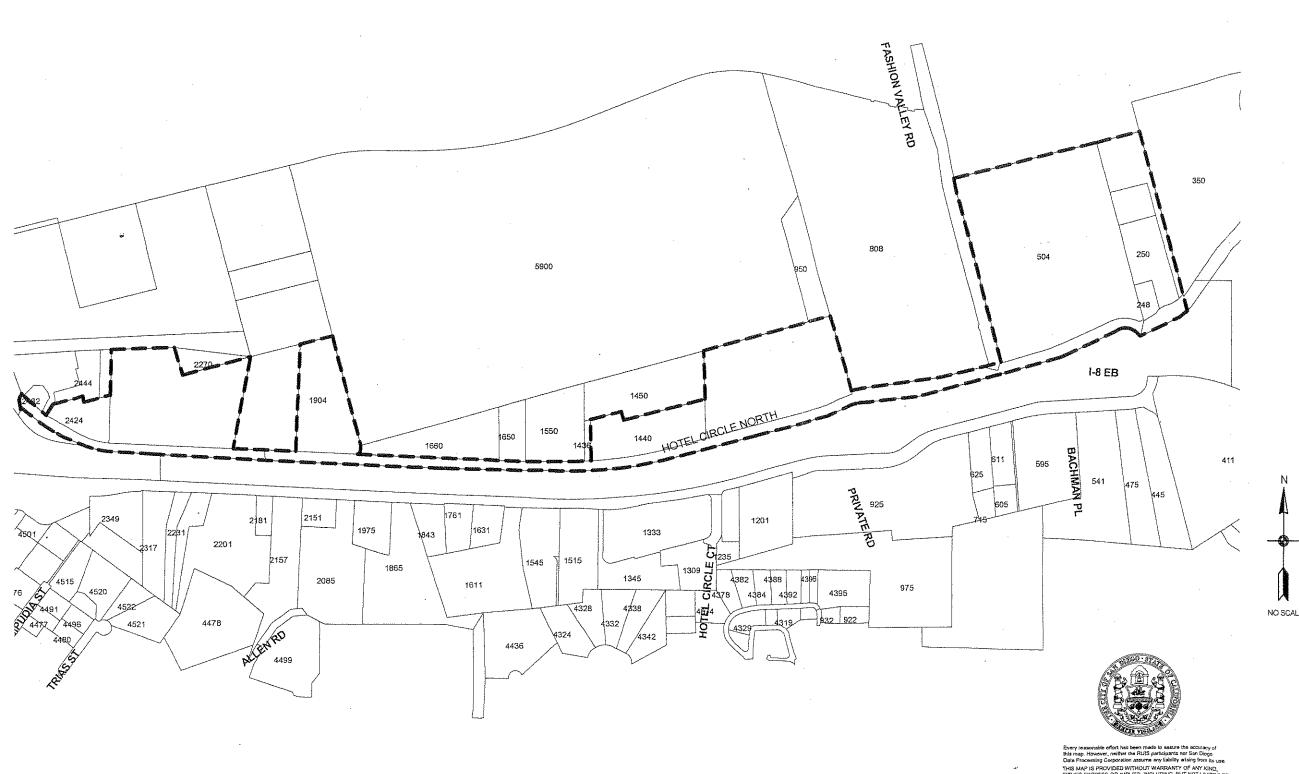


FIGURE 4

District 8 Block 8G UNDERGROUND UTILITY DISTRICT

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HOTEL CIRCLE NORTH UNDERGROUND UTILITY DISTRICT



Restoration and Painting of Talmadge Acorn Streetlights
Appendix A – Mitigated Negative Declaration and Notice of Exemption
Volume 1 of 2 (Rev. May 2014)

LEGEND



Match Line



DISTRICT BOUNDARY

448-433

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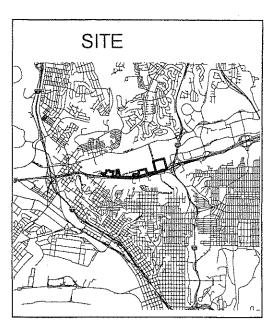
 \diamond

EXISTING STREET LIGHT

EXISTING POLES

RESOLUTION NO .:

DATE ADOPTED:



VICINITY MAP

FIGURE 5

Hotle Circle

UNDERGROUND UTILITY DISTRICT

Initial Study Checklist

Date:	3/14/05
Project No.:	63220 and 65157
Name of Project:	Underground Utility District FY '05

III. ENVIRONMENTAL ANALYSIS:

The purpose of the Initial Study is to identify the potential for significant environmental impacts which could be associated with a project pursuant to Section 15063 of the State CEQA Guidelines. In addition, the Initial Study provides the lead agency with information which forms the basis for deciding whether to prepare an Environmental Impact Report, Negative Declaration or Mitigated Negative Declaration. This Checklist provides a means to facilitate early environmental assessment. However, subsequent to this preliminary review, modifications to the project may mitigate adverse impacts. All answers of "yes" and "maybe" indicate that there is a potential for significant environmental impacts and these determinations are explained in Section IV of the Initial Study.

		Yes	<u>Maybe</u>	No
I.	AESTHETICS / NEIGHBORHOOD CHARACTER -	Will the propo	sal result i	n:
	A. The obstruction of any vista or scenic view from a public viewing area? No such impact would result			X
	B. The creation of a negative aesthetic site or project? The proposed undergrounding and removal of poles and overhead lines would enhance the aesthetics of the neighborhoods			<u>X</u>
	C. Project bulk, scale, materials, or style which would be incompatible with surrounding development? No such impact would result	-	<u></u>	<u>X</u>
	D. Substantial alteration to the existing character of the area? No such alteration would result	SSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSS		<u>X</u>

			Yes	<u>Maybe</u>	<u>No</u>
	E.	The loss of any distinctive or landmark tree(s), or a stand of mature trees? No such loss would result			<u>X</u>
	F.	Substantial change in topography or ground surface relief features? No change would result	_		<u>X</u>
	G.	The loss, covering or modification of any unique geologic or physical features such as a natural canyon, sandstone bluff, rock outcrop, or hillside with a slope in excess			
		of 25 percent? No such loss would result			<u>X</u>
	H.	Substantial light or glare? The proposed project would not result in substantial light or glare.			<u>X</u>
	I.	Substantial shading of other properties? The proposed project would not cast shadows onto adjacent properties.			<u>X</u>
II.		AGRICULTURE RESOURCES / NATURAL RESOURCES – Would the proposal result in:	JRCES / M	INERAL	
	A.	The loss of availability of a known mineral resource (e.g., sand or gravel) that would be of value to the region and the residents of the state? No such loss would result		<u>.</u>	<u>X</u>
	В.	The conversion of agricultural land to nonagricultural use or impairment of the agricultural productivity of agricultural land?			X
		The project is not located on agricultural land			
III.	ΑI	R QUALITY – Would the proposal:			
	A.	Conflict with or obstruct implementation of the applicable air quality plan? No such impact would result	***************************************		<u>X</u>

		<u>Yes</u>	<u>Maybe</u>	<u>No</u>
	3. Violate any air quality standard or contribute substantially to an existing or projected air quality violation? No such violation would result			<u>X</u>
. ,	C. Expose sensitive receptors to substantial pollutant concentrations? No such exposure would result			<u>X</u>
:	D. Create objectionable odors affecting a substantial number of people? No such impact would result			<u>X</u>
	E. Exceed 100 pounds per day of Particulate Matter 10 (dust)? No such impact would result	<u></u>	_	<u>X</u>
	F. Alter air movement in the area of the project? No such impact would result	NAME OF THE PARTY	- www.addarranae	<u>X</u>
	G. Cause a substantial alteration in moisture, or temperature, or any change in climate, either locally or regionally? None of the above-referenced concerns would result from project implementation			<u>X</u>
IV.	BIOLOGY – Would the proposal result in:			
	A. A reduction in the number of any unique, rare, endangered, sensitive, or fully protected species of plants or animals? No such impact would result		Time Standings	<u>X</u>
	B. A substantial change in the diversity of any species of animals or plants? No such change would result		_	<u>X</u>
	C. Introduction of invasive species of plants into the area? No such introduction would result	***************************************		<u>X</u>
	D. Interference with the movement of any resident or migratory fish or wildlife species			

	or with established native resident or migratory	<u>yes</u>	<u>iviaybe</u>	NO
	wildlife corridors? No such interference would result			<u>X</u>
	E. An impact to a sensitive habitat, including, but not limited to streamside vegetation, aquatic, riparian, oak woodland, coastal sage scrub or chaparral? No such impact would result			_X
	F. An impact on City, State, or federally regulated wetlands (including, but not limited to, coastal salt marsh, vernal pool, lagoon, coastal, etc.) through direct removal, filling, hydrological interruption or other means? No such impact would result			_X
	G. Conflict with the provisions of the City's Multiple Species Conservation Program Subarea Plan or other approved local, regional or state habitat conservation plan? No such conflict would result			_X
V.	ENERGY – Would the proposal:			
	A. Result in the use of excessive amounts of fuel or energy (e.g. natural gas)? The project proposes to underground existing overhead lines, therefore, would not result in the use of excessive amounts of fuel, energy, or power.			<u>X</u>
	B. Result in the use of excessive amounts of power? See V A.			<u>X</u>
VI.	GEOLOGY/SOILS – Would the proposal:			
	A. Expose people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?		Management .	<u>X</u>

		No such exposure to such hazards would result	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
	В.	Result in a substantial increase in wind or water erosion of soils, either on or off the site? No such impact would result			<u>X</u>
VII.		Be located on a geologic unit or soil that is unstable or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse? See VI A STORICAL RESOURCES – Would the proposal result in:			<u>X</u>
	A.	Alteration of or the destruction of a prehistoric or historic archaeological site? See Initial Study Discussion		<u>X</u>	
	В.	Adverse physical or aesthetic effects to a prehistoric or historic building, structure, object, or site? See Initial Study Discussion		<u>X</u>	
	C.	Adverse physical or aesthetic effects to an architecturally significant building, structure, or object? No such impact would result		***************************************	<u>X</u>
	D.	Any impact to existing religious or sacred uses within the potential impact area? No such impact would result		1	<u>X</u>
	E.	The disturbance of any human remains, including those interred outside of formal cemeteries? See Initial Study Discussion		<u>X</u>	
VIII.	Н	JMAN HEALTH / PUBLIC SAFETY / HAZARDOUS MA	TERÍA	LS: Would	d the

proposal:

٨	Create any Imaxyn health harrand	<u>Yes</u>	<u>Maybe</u>	<u>No</u>		
A.	Create any known health hazard (excluding mental health)? No such hazard would result	·		<u>X</u>		
B.	Expose people or the environment to a significant hazard through the routine transport, use or disposal of hazardous materials? No such exposure would result			<u>X</u>		
C.	Create a future risk of an explosion or the release of hazardous substances (including but not limited to gas, oil, pesticides, chemicals, radiation, or explosives)? No such risk would result	_		<u>X</u>		
D.	Impair implementation of, or physically interfere with an adopted emergency response plan or emergency evacuation plan? No such risk would result			<u>X</u>		
E.	Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, create a significant hazard to the public or environment? The project would not be located on a site included on a list of hazardous materials sites	· · · · · · · · · · · · · · · · · · ·		<u>X</u>		
F.	Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment? No such hazard would result			<u>X</u>		
HYDROLOGY/WATER QUALITY – Would the proposal result in:						
A.	An increase in pollutant discharges, including down stream sedimentation, to receiving waters during or following construction? Consider water quality parameters such as temperature dissolved oxygen, turbidity and other typical storm water pollutants.			X		

IX.

	No such impact would result		<u>Yes</u>	<u>Maybe</u>	<u>No</u>
В.	An increase in impervious surfaces and associated increased runoff? No such increase would result				X
C.	Substantial alteration to on- and off-site drainage patterns due to changes in runoff flow rates or volumes? No such alteration would result		- maintanta	, 	<u>_X</u>
D.	Discharge of identified pollutants to an already impaired water body (as listed on the Clean Water Act Section 303(d) list)? No such discharge would result				<u>X</u>
E.	A potentially significant adverse impact on ground water quality? The project would not impact ground water quality		LITTORNO		<u>X</u>
F.	Cause or contribute to an exceedance of applicable surface or groundwater receiving water quality objectives or degradation of beneficial uses? No such impact would result	i,		· ·	<u>X</u>
	A land use which is inconsistent with the adopted community plan land use designation for the site or conflict with any applicable land use plan, policy or regulation of an agency with jurisdiction over a project? The proposed land use is consistent with the Community Plans				<u>X</u>
В.	A conflict with the goals, objectives and recommendations of the community plan in which it is located? No such conflict would result				<u>X</u>
C.	A conflict with adopted environmental plans, including applicable habitat conservation plans adopted for the purpose of avoiding				

X.

	or mitigating an environmental effect for the area? No such conflict would result	<u>Yes</u>	<u>Maybe</u>	<u>No</u> _X
	D. Physically divide an established community? The project would not divide an established community			X
	E. Land uses which are not compatible with aircraft accident potential as defined by an adopted airport Comprehensive Land Use Plan? No such incompatibilities would result.	—		<u>X</u>
XI.	NOISE – Would the proposal result in:			
	A. A significant increase in the existing ambient noise levels? The Temporary increase in ambient noise levels would not be significant.			<u>X</u>
	B. Exposure of people to noise levels which exceed the City's adopted noise ordinance? No such exposure would result			<u>X</u>
	C. Exposure of people to current or future transportation noise levels which exceed standards established in the Transportation Element of the General Plan or an adopted airport Comprehensive Land Use Plan? See XI B			<u>X</u>
XII.	PALEONTOLOGICAL RESOURCES: Would the proposal impact a unique paleontological resource or site or unique geologic feature? No such impact would result			<u>X</u>
XIII.	POPULATION AND HOUSING – Would the proposal:	:		
	A. Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)? The project would have no impact to population growth or existing housing.			<u>_X</u>

		Yes	May	be No
	B. Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere? See XIII A	<u>1 CS</u>		<u>X</u>
	C. Alter the planned location, distribution, density or growth rate of the population of an area? See XIII A			X
XIV.	PUBLIC SERVICES – Would the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:			
	A. Fire protection? <u>Is provided</u>			<u>X</u>
	B. Police protection? <u>Is provided</u>		and delineations	<u>X</u>
	C. Schools? N/A	www.		<u>X</u>
	D. Parks or other recreational facilities? N/A			<u>X</u>
	E. Maintenance of public facilities, including roads? Is provided		nookoosin/aan	<u>X</u>
	F. Other governmental services? <u>Is provided</u>			<u>X</u>
XV.	RECREATIONAL RESOURCES – Would the proposal res	ult in:		
	A. Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated? No such increase would result			<u>X</u>
	B. Does the project include recreational facilities or require the construction or			

	expansion of recreational facilities which	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
	might have an adverse physical effect on the environment? No such facilities are proposed			<u>X</u>
XVI.	TRANSPORTATION/CIRCULATION – Would the proposal	result i	n:	
	A. Traffic generation in excess of specific/community plan allocation? The project will not generate additional traffic			X
	B. An increase in projected traffic which is substantial in relation to the existing traffic load and capacity of the street system? See XVI A		<u>.</u>	<u>X</u>
	C. An increased demand for off-site parking? <u>No such increase would result</u>		Management -	<u>X</u>
	D. Effects on existing parking? No such effects would result		**************************************	<u>X</u>
	E. Substantial impact upon existing or planned transportation systems? <u>See XVI A</u>		<u>_X</u>	**Contracts
	F. Alterations to present circulation movements including effects on existing public access to beaches, parks, or other open space areas? No such alteration would result			<u>X</u>
	G. Increase in traffic hazards for motor vehicles, bicyclists or pedestrians due to a proposed, non-standard design feature (e.g., poor sight distance or driveway onto an access-restricted roadway)? No such increase would result			<u>_X</u>
	H. A conflict with adopted policies, plans or programs supporting alternative transportation models (e.g., bus turnouts, bicycle racks)? No such conflict would result	abarbunatur	6000Addissiah	<u>X</u>

XVII. UTILITIES – Would the proposal result in a need for new systems, or require substantial alterations to existing utilities, including:

			<u>Yes</u>	<u>Maybe</u>	<u>No</u>
	A.	Natural gas? No such impact would result		_	<u>X</u>
	В.	Communications systems? No such impact would result			X
	C.	Water? No such impact would result	·		<u>X</u>
	D.	Sewer? No such impact would result		:	<u>X</u>
	E.	Storm water drainage? No such impact would result			<u>X</u>
	F.	Solid waste disposal? No such impact would result			X
XVIII.	W.	ATER CONSERVATION – Would the proposal result in:			
		Use of excessive amounts of water? No such impact would result		 .	<u>X</u>
	В.	Landscaping which is predominantly non-drought resistant vegetation? No Landscaping is proposed for this project			<u>X</u>
XIX.	M.	ANDATORY FINDINGS OF SIGNIFICANCE:			
	A.	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate important examples of the major periods of California history or prehistory? See Initial Study Discussion		X	**************************************

		<u>Yes</u>	<u>Maybe</u>	<u>No</u>
В.	Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals? (A short-term impact on the environment is one which occurs in a relatively brief, definitive period of time while long-term impacts would endure well into the future.) The project would not result n short or long-term impacts		<u></u>	<u>X</u>
C.	Does the project have impacts which are individually limited, but cumulatively considerable? (A project may impact on two or more separate resources where the impact on each resource is relatively small, but where the effect of the total of those impacts on the environment is significant.) See Initial Study Discussion		<u>X</u>	
D.	Does the project have environmental effects which would cause substantial adverse effects on human beings, either directly or indirectly? The project would not result in direct or indirect substantial adverse effects on human beings.			<u>X</u>

INITIAL STUDY CHECKLIST

REFERENCES

I.	Aesthetics / Neighborhood Character
<u>X</u>	City of San Diego Progress Guide and General Plan.
$\underline{\mathbf{X}}$	Community Plan.
	Local Coastal Plan.
П.	Agricultural Resources / Natural Resources / Mineral Resources
	City of San Diego Progress Guide and General Plan.
	U.S. Department of Agriculture, Soil Survey - San Diego Area, California, Part I and II, 1973.
	California Department of Conservation - Division of Mines and Geology, Mineral Land Classification.
	Division of Mines and Geology, Special Report 153 - Significant Resources Maps.
`~************************************	Site Specific Report:
III.	Air
<u>X</u>	California Clean Air Act Guidelines (Indirect Source Control Programs) 1990.
	Regional Air Quality Strategies (RAQS) - APCD.
##VD7	Site Specific Report:
IV.	Biology
X	City of San Diego, Multiple Species Conservation Program (MSCP), Subarea Plan, 1997
X	City of San Diego, MSCP, "Vegetation Communities with Sensitive Species and Vernal Pools" maps, 1996.

<u>X</u>	City of San Diego, MSCP, "Multiple Habitat Planning Area" maps, 1997.		
	Community Plan - Resource Element.		
	California Department of Fish and Game, California Natural Diversity Database, "Sta and Federally-listed Endangered, Threatened, and Rare Plants of California," January 2001.		
	California Department of Fish & Game, California Natural Diversity Database, "State and Federally-listed Endangered and Threatened Animals of California," January 2001.		
<u>X</u>	City of San Diego Land Development Code Biology Guidelines.		
	Site Specific Report:		
V.	Energy		
·			
VI.	Geology/Soils		
<u>X</u>	City of San Diego Seismic Safety Study.		
***************************************	U.S. Department of Agriculture Soil Survey - San Diego Area, California, Part I and II, December 1973 and Part III, 1975.		
<u>X</u>	Site Specific Report:		
VII.	Historical Resources		
<u>X</u>	City of San Diego Historical Resources Guidelines.		
<u>X</u>	City of San Diego Archaeology Library.		
	Historical Resources Board List.		
	Community Historical Survey:		
	Site Specific Report:		

VIII.	Human Health / Public Safety / Hazardous Materials
<u>X</u>	San Diego County Hazardous Materials Environmental Assessment Listing, 1996.
	San Diego County Hazardous Materials Management Division
B*************************************	FAA Determination
	State Assessment and Mitigation, Unauthorized Release Listing, Public Use Authorized 1995.
	Airport Comprehensive Land Use Plan.
	Site Specific Report:
IX.	Hydrology/Water Quality
<u>X</u>	Flood Insurance Rate Map (FIRM).
<u>X</u>	Federal Emergency Management Agency (FEMA), National Flood Insurance Program - Flood Boundary and Floodway Map.
	Clean Water Act Section 303(b) list, dated May 19, 1999, http://www.swrcb.ca.gov/tmdl/303d_lists.html).
Χ.	Land Use
	City of San Diego Progress Guide and General Plan.
<u>X</u>	Community Plan.
<u>X</u>	Airport Comprehensive Land Use Plan
	City of San Diego Zoning Maps
XI.	FAA Determination Noise
	Community Plan
	Site Specific Report:
	San Diego International Airport - Lindbergh Field CNEL Maps.

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	Brown Field Airport Master Plan CNEL Maps.
t-d	Montgomery Field CNEL Maps.
	San Diego Association of Governments - San Diego Regional Average Weekday Traffic Volumes.
	San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.
	City of San Diego Progress Guide and General Plan.
	Site Specific Report: :
XII.	Paleontological Resources
	City of San Diego Paleontological Guidelines.
	Deméré, Thomas A., and Stephen L. Walsh, "Paleontological Resources City of San Diego," <u>Department of Paleontology</u> San Diego Natural History Museum, 1996.
<u>X</u>	Kennedy, Michael P., and Gary L. Peterson, "Geology of the San Diego Metropolitan Area, California. Del Mar, La Jolla, Point Loma, La Mesa, Poway, and SW 1/4 Escondido 7 1/2 Minute Quadrangles," <u>California Division of Mines and Geology Bulletin</u> 200, Sacramento, 1975.
<u>X</u>	Kennedy, Michael P., and Siang S. Tan, "Geology of National City, Imperial Beach and Otay Mesa Quadrangles, Southern San Diego Metropolitan Area, California," Map Sheet 29, 1977.
700-1-11-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1	Site Specific Report:
XIII.	Population / Housing
****	City of San Diego Progress Guide and General Plan.
X	Community Plan.
·····	Series 8 Population Forecasts, SANDAG.
· · · · · · · · · · · · · · · · · · ·	Other:
XIV.	Public Services

	City of San Diego Progress Guide and General Plan.
<u>X</u>	Community Plan.
XV.	Recreational Resources
	City of San Diego Progress Guide and General Plan.
	Community Plan.
	Department of Park and Recreation
	City of San Diego - San Diego Regional Bicycling Map
<u></u>	Additional Resources:
XVI.	Transportation / Circulation
<u>X</u>	City of San Diego Progress Guide and General Plan.
<u>X</u>	Community Plan.
	San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.
	San Diego Region Weekday Traffic Volumes, SANDAG.
	Site Specific Report:
XVII.	Utilities
····	
XVIII.	Water Conservation
,	Sunset Magazine, New Western Garden Book. Rev. ed. Menlo Park, CA: Sunset Magazine.



Land Development Review Division (619) 446-5460

Addendum to a Mitigated Negative Declaration

Project No. N/A Addendum to MND Project Nos. 63220/65157

SUBJECT:

Hotel Circle North Underground Utility District Trench Extension and Boring Pits. MAYOR APPROVAL to allow for an extension of the trench within the Hotel Circle North Underground Utility District previously described as 3 feet deep and 1 foot wide. The new trench extension would be 4 feet deep and 2 feet wide and would begin at Hotel Circle North, extending west along Hotel Circle Place and passing under Interstate 8 southward within a conduit connecting two boring pits on the both sides of the freeway. The southern segment trench would be excavated eastward along Taylor Street for approximately 600 feet and would eventually connect to the Hotel Circle South Underground Utility District All work would occur entirely within the public right-of-way (ROW). The current proposal includes the excavation of two boring pits (12 feet wide by 24 feet long and 10 feet deep) entirely within the CALTRANS Right-of-Way (ROW) on both sides of the Interstate 8 Freeway. A 30 inch diameter bore, approximately 5 feet under the Interstate 8 Freeway would connect the two pits and include conduit for the running the utility cables. All work would be located within the Mission Valley Community Planning Area. Applicant: City of San Diego, Engineering and Capital Projects Department, Undergrounding Utilities Division.

I. DESCRIPTION OF CURRENT ACTION:

The current action would allow for an extension of the trench within the Hotel Circle North Underground Utility District previously described as 3 feet deep and 1 foot wide. The new trench extension would be 4 feet deep and 2 feet wide and would begin at Hotel Circle North, extending west along Hotel Circle Place and passing under Interstate 8 southward within a conduit connecting two boring pits on the both sides of the freeway. The southern segment trench would be excavated eastward along Taylor Street for approximately 600 feet and would eventually connect to the Hotel Circle South Underground Utility District (Figure 1). All work would occur entirely within the public right-of-way (ROW). The current proposal includes the excavation of two boring pits (12 feet wide by 24 feet long and 10 feet deep) entirely within the CALTRANS Right-of-Way (ROW) on both sides of the Interstate 8 Freeway. A 30 inch diameter bore, approximately 5 feet under the Interstate 8 Freeway would connect the two pits and include conduit for the running the utility cables. This activity required approval from CALTRANS in the form of an encroachment permit (#11-05-6UJ0608) for construction of the boring pits within the ROW. As such, a Categorical Exemption was issued to San Diego Gas & Electric by CALTRANS in accordance with GO 131-D.

Construction of this project is scheduled to begin in mid-October 2007 and would be complete in approximately three months. Trenching operations for the previously approved Hotel Circle North and South Underground Utility Conversion would be

ongoing until mid-May 2008. Although the northern trench extension along Hotel Circle Place is in proximity to the MHPA, construction would temporary, and noise impacts to wildlife are anticipated to fall below the CEQA threshold of significance as they would fall below the threshold of "harassment" as defined under the federal Endangered Species Act. Therefore no mitigation would be required.

Work hours would occur during the daytime, Monday through Friday. The proposed project would comply with the requirements described in the Standard Specifications for Public Works Construction, and California Department of Transportation Manual of Traffic Controls for construction and Maintenance Work Zones. A traffic control plan would be prepared and implemented in accordance with the City of San Diego Standard Drawings Manual of Traffic Control for Construction and Maintenance Work Zones.

II. ENVIRONMENTAL SETTING:

The proposed trench extension would affect a small portion of ROW along Taylor Street on the south and along Hotel Circle Place on the north (Figure 1). The trench extension and boring pits are not located within or directly adjacent to the City's Multiple Species Conservation Program (MSCP), Multi-Habitat Planning Area (MHPA). The two boring pits are located entirely within the CALTRANS ROW.

III. PROJECT BACKGROUND

The Underground Utility Districts were established to improve the visual character of the area by removing utility poles and overhead lines and to provide protection for electrical service in the vicinity. Two environmental documents were previously prepared by the City of San Diego's Environmental Analysis Section (EAS) for the original undergrounding projects and subsequently certified by the San Diego City Council. The previously certified Mitigated Negative Declaration (MND) covered the alignment for the original Hotel Circle North Underground Utility District (Project Nos. 63220/65157). However, during final design for the current Hotel Circle North/South segments, SDGE identified the need for additional trenching and two boring pits on the western end of the districts. This activity would complete the process for removing overhead lines from the area and from crossing over Interstate 8. As such, it was determined that an addendum to the previously certified MNDs would be prepared in accordance with the City of San Diego's Environmental Review procedures.

Historical Resources (Archaeology)

The previously certified MNDs concluded that the underground utility project, which is located entirely within the public ROW could result in significant environmental impacts relating to historic (archaeological) resources. Since previously recorded archaeological sites have been identified within a one-mile radius of the proposed trench extension and boring pits, there is a potential that buried archaeological resources could be impacted during excavation of the trenches. Therefore, monitoring would be required as indicated below.

To reduce potential impacts to below a level of significance, a preconstruction record search would be required and utilized to determine areas of high to moderate resource potential within the proposed french extension and boring pit locations. The predetermined areas would be monitored by a qualified archaeologist or archaeological monitor and a Native American monitor. Any cultural resources encountered during monitoring would be analyzed for significance and curated at an appropriate institution. If encountered resources are determined to be significant, a Research Design and Data

Recovery Program would be prepared and implemented. These requirements are outlined in Section V., Mitigation Monitoring and Reporting Program within the original MND and in the updated version included below. Therefore, because mitigation measures were incorporated into the previously certified MNDs to reduce these impacts to below a level of significance, and the current project does not result in new impacts requiring mitigation; an Addendum was prepared.

IV. DETERMINATION:

The City of San Diego previously prepared a Mitigated Negative Declaration for the project described in the subject block of the attached document.

Based on a review of the current project, it has been determined that:

- a. There are no new significant environmental impacts not considered in the previous MND;
- b. No substantial changes have occurred with respect to the circumstances under which the project is undertaken; and
- c. There is no new information of substantial importance to the project.

Therefore, in accordance with Section 15164 of the State CEQA Guidelines an addendum has been prepared.

V. MITIGATION, MONITORING AND REPORTING PROGRAM INCORPORATED INTO THE PROJECT

General

1. The owner/permittee shall make arrangements to schedule a pre-construction meeting to ensure implementation of the MMRP. The meeting shall include the Resident Engineer, the Qualified Archaeologist, Native American Monitor and the City's Mitigation Monitoring Coordination (MMC) Section.

HISTORICAL RESOURCES (ARCHAEOLOGY)

Subsequent to certification of the environmental documents for the original projects (MND Project Nos. 63220/65157), the Mitigation Monitoring and Reporting Program for Archaeology was updated and included below:

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

- A. Land Development Review (LDR) 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
 - a. 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.
 - 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 and Native American 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 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. The NAHC will contact the PI within 24 hours or sooner, after Medical Examiner has completed coordination.
 - 3. NAHC will immediately identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information..
 - 4. The PI shall coordinate with the MLD for additional consultation.
 - 5. The MLD has 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.
 - 6. 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 6.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 internment 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 the RE by fax by 9am the following morning 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 the following morning 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) 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.

Myre/Herrmann, Senior Planner Development Services Department October 2, 2007 Date of Final

Analyst: Herrmann

DISTRIBUTION:

The Final addendum and the previously certified MNDs were distributed to:

State of California

Department of Transportation (Caltrans), District 11 (31)

City of San Diego

Mayor's Office (91)

Councilmember Frye, District 6 (MS 10A)

Councilmember Faulconer, District 2 (MS 10A)

City Planning and Community Investment Department

Engineering and Capital Projects Department, Nathan Bruner (MS 614)

Engineering and Capital Projects Department – Carrie Purcell (MS 908A)

Water Department (86A)

Historic Resources Board (87)

Library Department– Gov't Documents (81)

Park and Recreation Department (93)

City Attorney, Shirley Edwards (MS 59)

Others

San Diego Transit Corporation (112)

Metropolitan Transit Development Board (115)

San Diego Gas & Electric (114)

Mary Johnson (328B)

Mission Valley Community Council (328C)

San Diego River Conservancy (330A)

Friends of Mission Valley Preserve (330B)

Mission Valley Unified Planning Group (331)

Mr. Gene Kemp Gen. Mgr. Fashion Valley (332)

Lynn Muholland (333)

River Valley Preservation Project (334)

Old Town Community Planning Committee (368)

Old Town Chamber of Commerce (369)

Presidio Park Council (370)

Clint Linton (215B)

Carmen Lucas (206)

South Coastal Information Center (210)

Save Our Heritage Organization (214)

Ron Christman (215)

Dr. Jerry Schaefer (208A)

San Diego County Archaeological Society (218)

San Diego Archaeological Center (212)

Louie Guassac (215A)

Kumeyaay Cultural Repatriation Committee (225)

Native American Distribution (225A-R Public Notice only)

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

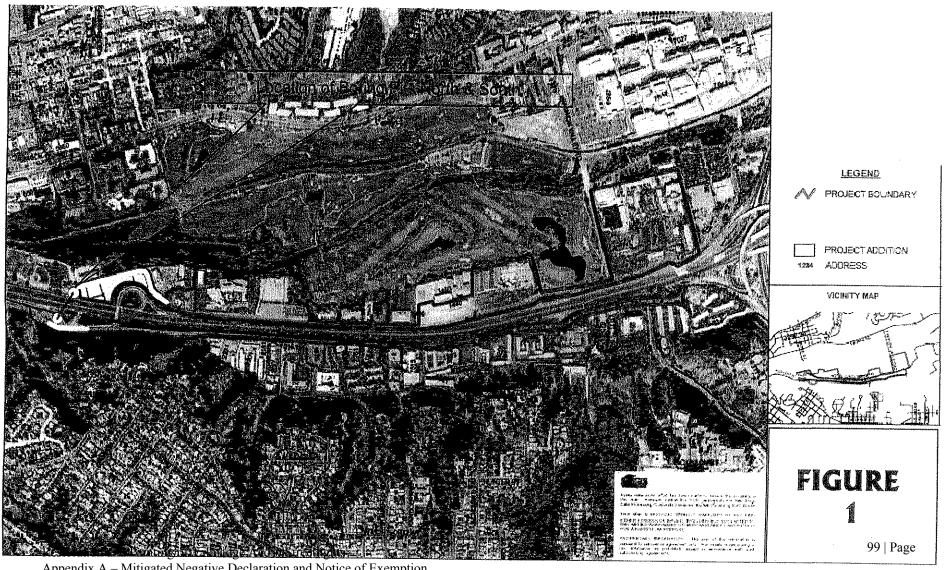
Pauma Band of Mission Indians

Pechanga Band of Mission Indians

Rincon Band of Luiseno Mission Indians

Los Coyotes Band of Mission Indians

HOTEL CIRCLE NORTH/SOUTH TRENCH EXTENSION AND BORING PITS



Appendix A – Mitigated Negative Declaration and Notice of Exemption Volume 1 of 2 (Rev. May 2014)



Land Development Review Division (619) 446-5460

Mitigated Negative Declaration

Project Nos. 63220 and 65157

SUBJECT:

Formation of Underground Utility Districts-FY2005: CITY COUNCIL APPROVAL for the formation of the following Underground Districts: District 2 Block 2J, is generally bounded on the north by Fenelon Street, on the south by Avenida De Portugal, on the east by Scott Street and Evergreen on the west. District 3 Block 3EE is generally bounded by Norma Drive in the north, El Caion Boulevard in the south, Altadena Avenue in the East and Norma Drive in the west. District 7 Block 7CC, is generally bounded by the intersection of Madra Avenue and Elmhurst Drive in the north, and Airoso Avenue in the south, Linfield Avenue in the east and College Avenue and Madra Avenue in the west. District 8 Block 8G, is generally bounded by G Street to the north, Commercial Street to the south, 24th Street to the east, and 19th Street to the west. Hotel Circle North, Hotel Circle South to Hotel Circle Place. The scope of work consists of trenching approximately 3 feet deep by one 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 Peninsula, College Area, Navajo, Southeastern San Diego and Mission Valley communities. Applicant: City of San Diego, Engineering and Capital Projects Department.

Update: Minor revisions/clarifications to the Subject Block, Purpose and Main Features, Environmental Setting, MMRP and the Discussion sections of the Initial Study have been made when compared to the draft Mitigated Negative Declaration. The changes do not affect the environmental analysis or conclusion of this document. The revisions are shown in a strikout underlined format.

- 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): **Historic 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

HISTORICAL RESOURCES (ARCHAEOLOGY)

I. Prior to Permit Issuance Award of Contract or First Preconstruction Meeting

- A. Land Development Review (LDR) Plan Check
 - 1. Prior to permit issuance, <u>or after award of the contract</u>, <u>but prior to the first preconstruction meeting</u>, <u>whichever is applicable</u> the Assistant Deputy Director (ADD) Environmental designee shall verify that the requirements for Archaeological Monitoring and Native American monitoring, if applicable, have been noted on the appropriate construction documents.
- B. Letters of Qualification have been submitted to ADD
 - 1. 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 one- $\frac{1}{4}$ 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 shall attend any grading 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 identifying the areas to be monitored including the delineation of grading 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).
- 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., that may reduce or increase the potential for resources to be present.

III. During Construction

- A. Monitor Shall be Present During Grading/Excavation/Trenching
 - 1. The monitor shall be present full-time during grading/excavation/trenching activities including, but not limited to mainline, laterals, services and all other appurtenances associated with underground utilities as identified on the AME.

 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 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 representative, if applicable, 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 from MMC. For pipeline trenching projects only, the PI shall implement the Discovery Process for Pipeline Trenching projects identified below under "D." Impacts to significant resources must be mitigated before ground disturbing activities in the area of discovery will be allowed to resume.
 - 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 shuld 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 Pipeline Trenching Projects

 The following procedure constitutes adequate mitigation of a significant discovery
 encountered during pipeline trenching activities 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 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 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, shall determine the need for a field examination to determine the provenience.
- 3. If a field examination is not warranted, the Medical Examiner shall 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 shall notify the Native American Heritage Commission (NAHC). By law, **ONLY** the Medical Examiner can make this call.
- 2. The NAHC shall contact the PI within 24 hours or sooner, after Medical Examiner has completed coordination.
- 3. NAHC shall identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information.
- 4. The PI shall coordinate with the MLD for additional consultation.
- 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 24 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.
- 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 internment 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 Work

- A. If night work is included in the contract
 - 1. When night 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 work, The PI shall record the information on the CSVR and submit to MMC via fax by 9am the following morning, if possible.
 - 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 MMC, or by 8AM the following morning to report and discuss the findings as indicated in Section III-B, unless other specific arrangements have been made.
- B. If night 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. Completion of Monitoring Program and Submittal of Draft Monitoring Report
 - 1. The PI shall submit two copies of the Draft Monitoring Report (even if negative) which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics) to MMC 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. MMC shall return the Draft Monitoring Report to the PI for revision or, for preparation of the Final Report.
- c. 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.
- d. MMC shall notify the RE or BI, as appropriate, of receipt of the Draft Monitoring Report.

2. Handling of Artifacts

- a. The PI shall be responsible for ensuring that all cultural remains collected are cleaned and catalogued
- b. 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.
- 3. Curation of artifacts: Deed of Gift and Acceptance Verifictaion
 - a. 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 EAS and the Native American representative, as applicable.
 - b. The PI shall submit the Deed of Gift and catalogue record(s) to MMC for signature by the RE or BI, as appropriate.
 - c. The RE or BI, as appropriate shall obtain signature on Deed of Gift and shall return to MMC.
 - d. MMC shall return the signed Deed of Gift to the PI.
 - e. The PI shall include the Acceptance Verification from the curation institution to MMC with submittal of the Final Monitoring Report.

B. Final Monitoring Report(s)

- 1. The PI shall submit two copies of the Final Monitoring Report to MMC within 90-days after approval of the draft report (even if negative), which describes the results, analysis, and conclusions of all phases of the Archaeological Monitoring Program (with appropriate graphics).
- 2. The RE shall, in no case, issue the Notice of Completion or equivelant project closeout precedure until receiving a copy of the approved Final Monitoring Report from MMC which includes the Acceptance Verification 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 Zucchet, District 2

Councilmember Atkins, District 3

Councilmember Frye, District 6

Councilmember Madaffer, District 7

Councilmember Inzunza, District 8

Development Services Department

Planning Department

ECP Dept, Architectural Engineering and Contracts Division, Michael Dudas

Historic Resources Board (87)

Peninsula CSC (MS 98)

College/Rolando CSC (MS 92)

Navajo CSC (MS 95)

Market CSC (MS 92)

Metropolitan Transit Development Board (115)

San Diego Gas and Electric (114)

Downtown San Diego Partnership (237)

Barrio Station Inc. (241)

Peninsula Community Planning Board (390)

Peninsula Chamber of Commerce (391)

Navajo Community Planners INC (336)

San Carlos Area Council (338)

Southeastern San Diego Organizing Project (497)

Southeastern San Diego Development Committee (449)

Hazard Center (328A)

Mary Johnson (328B)

Dr. Jerry Schaefer (209)

Mission Valley Community Council (328C)

Friends of the Mission Valley Preserve (330)

Mission Valley Unified Planning Org. (331)

River Valley Preservation Project (334)

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)

Ron Christman (215)

Louie Guassac (215A)

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 Land Development Review Division for review, or for purchase at the cost of reproduction.

Myra Mermann, Senior Planner Development Services Department March 14, 2005 Date of Draft Report

April 5, 2005
Date of Final Report

Analyst: Jeffrey Szymanski



San Diego County Archaeological Society, Inc.

Environmental Review Committee

28 March 2005

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

Formation of Underground Utility Districts-FY2005

Project Nos. 63220 and 65157

Dear Mr. Szymanski:

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

We have concerns with the wording for the requirements for curation of any resulting archaeological collections. The wording proposed has proven ineffective in actually getting collections curated. On one level, it is appropriate for the City to expect the PI to be responsible for ensuring that collections get curated, but if no one at the City is actually responsible for confirming that it has been accomplished, the requirement is empty words. For a private project, the City now requires proof of curation (where applicable) for release of the grading bond and/or issuance of the certificate of occupancy. Why should other City departments and agencies not be held to something comparable to what applicants for private projects are appropriately being held? If one City department cannot require bonding by another, some other device to ensure that other department's agent, the archaeologist, complies with the legal requirements. Perhaps withholding a significant portion of the payment until documentation of curation is submitted to the MMC would be one way to accomplish this?

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

Sincerely,

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

1.

c: SDCAS President

File

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

Response to Comment SDCAS

Comment acknowledged. Section VI.B - Post Construction has been revised to include timing appropriate language ensure curation and completion of the project MMRP. Please note, that this language may be modified in the future t better reflect specific close-out procedures for the different City applicant departments.

Response to Comments Randy Berkman, 3/17/2005

proposed trenches would almost certainly create noise in excess of 60 dbl. This could disrupt vireo breeding and nesting. Potential impacts to an endangered species require preparation of an EIR under CEQA statutes.



Please describe the equipment used for the trenching along with its known decibels output, and what the decibel output would be in the vireo mitigation site. Please cite the source of the decibel output such as the EPA table.

Conclusion



While under grounding utilities is a worthwhile objective, citing them in a floodprone area does not appear to be wise but rather self-defeating. Also, impacts to the endangered vireo must be addressed in a CEQA document. At minimum, the MND must be re-circulated to address these impacts (floodplain, vireos). If these issues are not addressed adequately and fully mitigated in the revised CEQA document, an EIR would be required.

Further comments may be made via email prior to the April 2 deadline. thank you,

Randy Berkman Email: jrb223@hotmail.com

CC: <savewetlands@compuserve.com>, <peugh@cox.net>, <davidapott@aol.com>,
<donnafrye@sandiego.gov>

6. Due to the temporary and transitory nature of the proposed project within the developed public right of way, noise impacts to wildlife are not expected to be significant. Impacts from the unergrounding project associated with noise are anticipated to fall below the CEQA threshold of significance as they would fall below the threshold of "harassment" as defined under the federal Endangered Species Act: "Harass" in the definition of "take" in the Act means an intentional or negligent act or omission which creates the likelihood of injury to wildlife by annoying it to such an extent as to significantly disrupt normal behavior patterns which include, but are not limited to, breeding, feeding or sheltering.

7. No significant, unmitigable impacts were identified from the proposed project. Therefore, City Staff determined that the appropriate environmental document to prepare in compliance with the California Environmental Quality Act (CEQA) was a Mitigated Negative Declaration. As per section 15073.5c(2)(4) of CEQA, recirculation of the environmental document is not required when new project revisions are added in response to written comments which are not new avoidable significant effects. In addition, recirculation is not required when new information is added to the document which simply clarifies, amplifies, or makes insignificant modifications to the environmental document.

From:

"Randy Berkman" < jrb223@hotmail.com>

To: Date: <jszymanski@sandiego.gov> 3/17/2005 12:05:37 PM

Date: Subject:

Mitigated Negative Declaration comments for underground utilities

Comments on Mitigated Negative Declaration for Formation of Underground Utility Districts

Job Order 373054, 373056, 373059, 373060, 373064

Attention Jeffrey Syzmanski, Project Analyst

1. Floodway, floodplain issues not addressed.



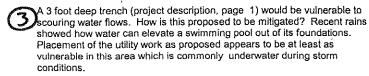
The FEMA floodway and floodplain boundary maps are referenced (p. 15 of References). However, they are not included in the study to show floodplain (and possibly floodway) impacts occur.

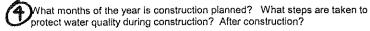
The Hotel Circle part of the project appears to be partially in the floodway (Figure 5 Map). Please include a floodway boundary map superimposed over the proposed trenching in the Hotel Circle segment.

Parts of the project appearing to be in the floodway include sections Immediately north of the Town and County Hotel Convention Center meeting rooms (Map # 504), immediately north of the Hanalei Hotel parking lot (just west of Map #2270), and Map #1904, east of Hanalei Hotel).



National Flood Insurance Code 60.3(d)(3) states that "development" in a floodway requires a Conditional Letter of Map Revision from FEMA before any construction. "Development" means "any man-made activity." This project therefore appears to be subject to FEMA regulations.





Since flooding issues have not been acknowledged or addressed, at minimum, the MND needs to be re-circulated. An EIR may also be required to adequately deal with options to the proposal (citing work much father away from the existing low flow channel of the San Diego River).

2. Potential Endangered Species Impacts



Work is proposed adjacent to the West Mission Valley LRT wetlands mitigation site. Unfortunately, this mitigation site is not identified on the project map; neither is it discussed in the body of the MND. This area is known to have the endangered least Bell's vireo in its habitat (MTDB report, AAA office building surveys of 2003). Since the MND does not address these potential impacts, the MND must at least be re-circulated with mitigation proposed. This could include not working during vireo nesting season (March 15 through September 15), citing the utilities far enough from the habitat that no noise impacts would occur. The heavy equipment used in digging the

Response to Comments
Randy Berkman, 3/17/2005

- 1. Although the project is located within the floodplain, the actual trench for the underground utility line would be confined entirely to the public right of way within Hotel Circle Drive North. Additionally, the map provided in the MND identifies the project utility boundary (based on property lines) and does not reflect the location of the actual utility alignment. The alignment will be located entirely within the public right of way therefore, the implementation of the undergrounding project would not result in flood plain impacts.
- 2. The undergrounding project includes only minor grading which is limited to the public right of way. As a result of the project the existing grade and topography of the project alignment, would not be altered, the project would relocate existing overhead utility lines to below grade. Therefore, a CLOMR is not required from FEMA for this activity.
- 3. Utility trenches would be backfilled and plated at the end of each day and would not be left exposed to the scouring effects of floodwaters.
- 4. The construction schedule has not been determined at this time. However, the applicant department is required to incorporate pre and post Best Management Practices into the contract specifications. In addition a SWPP plan will be filed prior to construction which would be implemented. The SWPP would be in accordance with the City's Stormwater Regulations and would reduce water quality impacts to below a level of significance.
- 5. The project area is bounded on the south by Interstate 8 and on the north by commercial properties and a small portion of a developed golf course, the western segment of the project alignment starts at the juncture of Hotel Circle Place and Hotel Circle North and ends on the east just past the intersection of Hotel Circle North and Fashion Valley Road. All work will be contained in the public right of way with lateral connections made to the electrical panels within developed private property areas devoid of native vegetation. The developed portion of the area adjacent to the project alignment does not support sensitive habitats; therefore impacts to endangered species are not anticipated and mitigation is not required.

City of San Diego Development Services Department LAND DEVELOPMENT REVIEW DIVISION 1222 First Avenue, Mail Station 501 San Diego, CA 92101 (619) 446-6460

> INITIAL STUDY Project Nos. 63220 and 65157

Formation of Underground Utility Districts-FY2005: CITY COUNCIL SUBJECT: APPROVAL for the formation of the following Underground Districts: District 2 **Block 2J**, is generally bounded on the north by Fenelon Street, on the south by Avenida De Portugal, on the east by Scott Street and Evergreen on the west. District 3 Block 3EE is generally bounded by Norma Drive in the north, El Cajon Boulevard in the south, Altadena Avenue in the East and Norma Drive in the west. District 7 Block 7CC, is generally bounded by the intersection of Madra Avenue and Elmhurst Drive in the north, and Airoso Avenue in the south, Linfield Avenue in the east and College Avenue and Madra Avenue in the west. District 8 Block 8G, is generally bounded by G Street to the north, Commercial Street to the south, 24th Street to the east, and 19th Street to the west. Hotel Circle North, Hotel Circle South to Hotel Circle Place. The scope of work consists of trenching approximately 3 feet deep by one 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 Peninsula, College Area, Navajo, Southeastern San Diego and Mission Valley communities. Applicant: City of San Diego, Engineering and Capital Projects Department.

I. PURPOSE AND MAIN FEATURES:

The formation of the following Underground Utility Surcharge Districts (USD) would improve the visual character of the neighborhoods by removing the utility poles and overhead lines and provide additional protection to electrical service to the communities: District 2 Block 2J (Peninsula); District 3 Block 3EE (College Area); District 7 Block 7CC (Navajo); District 8 Block 8g (Southeastern San Diego) and Hotel Circle (Mission Valley). The proposed project consists of trenching approximately 3 feet deep by one 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. (See Figures 1-5).

In District 2 Block 2J archaeological monitoring would be required from Garrison Street in the north east section of the District to Avenida De Portugal to the south west, and Evergreen Street east to Roescrans Street. Archaeological monitoring would be required for the entirety of District 3 Block 3EE. In District 7 archaeological monitoring would be required on a short section of Airoso Avenue, beginning approximately 500 feet east of the intersection of Airoso and Bromley Way, continuing to the boundary of the City of San

Diego and the City La Mesa. All of District 8 Block 8G would require archaeological monitoring. Hotel Circle would require archaeological monitoring from Hotel Circle South to Hotel Circle Place.

All equipment would be staged in existing right-of-ways adjacent to the proposed work area. During the construction phase of the project, anticipated work hours would occur during the daytime, Monday through Friday. The contractor would comply with the requirements described in the Standard Specifications for Public Works Construction, and California Department of Transportation Manual of Traffic Controls for Construction and Maintenance Work Zones. A traffic control plan would be prepared and implemented in accordance with the City of San Diego Standard Drawings Manual of Traffic Control for Construction and Maintenance Work Zones.

II. ENVIRONMENTAL SETTING:

The infrastructure within the proposed USDs consists of paved public streets and alleys. All proposed alignments would be located outside of Environmentally Sensitive Lands (ESL) and the Multi-Habitat Planning Area (MHPA). Surrounding land uses within the proposed project vicinities may include, but not be limited to, single-family residential, multi-family residential, commercial, industrial, and public rights-of-way.

In regards to the Hotel Circle North project the area is bounded on the south by Interstate 8 and on the north by commercial properties and a small portion of a developed golf course, the western segment of the project alignment starts at the juncture of Hotel Circle Place and Hotel Circle North and ends on the east just past the intersection of Hotel Circle North and Fashion Valley Road. All work will be contained in the public right of way with lateral connections made to the electrical panels within developed private property areas devoid of native vegetation. The developed portion of the area adjacent to the project alignment does not support sensitive habitats; therefore impacts to endangered species are not anticipated and mitigation is not required.

III. ENVIRONMENTAL ANALYSIS: See attached Initial Study checklist.

IV. DISCUSSION:

Historical Resources (Archaeology)

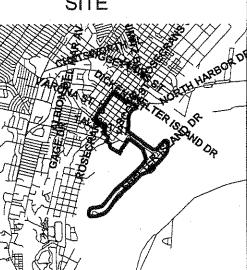
The proposed USDs are located in areas of San Diego which have a high potential for archaeological resources. Several known archaeological sites are located within close proximity to the proposed alignments and have the potential to be impacted during trenching activities required for implementation of the project. Therefore, the project has the potential to result in significant impacts to archaeological resources and a Mitigation, Monitoring and Reporting Program (MMRP) would be required during trenching activities. Implementation of a monitoring program would reduce the potential impacts to subsurface historical resources to below a level of significance in accordance width Section V-MMRP of the Mitigated Negative Declaration.

DISTRICT 2 BLOCK 2J UNDERGROUND UTILITY DISTRICT LEGEND MATCH LINE (448-433) ASSESSOR'S BOOK & PAGE NO. (5) ASSESSOR'S PARCEL NO. ADDRESS 4752 NORTH HARBOR DR EXISTING POLES RESOLUTION NO.: _ DATE ADOPTED: ___ SITE VICINITY MAP NO SCALE FIGURE 1 Restoration and Painting of Talmadge Acorn Streetlights Appendix A Mitigated Negative Declaration and Notice of Exemption

Volume 1 of 2 (Rev. May 2014)

DISTRICT BOUNDARY

EXISTING STREET LIGHT



District 2 Block 2J UNDERGROUND UTILITY DISTRICT

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DISTRICT 3 BLOCK 3EE UNDERGROUND UTILITY DISTRICT



LEGEND



MATCH LINE



DISTRICT BOUNDARY

(448-433)

ASSESSOR'S BOOK& PAGE NO.

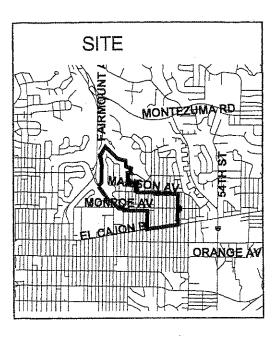
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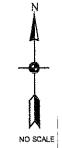
2 ADDRESS

EXISTING STREET LIGHT

EXISTING POLES

RESOLUTION NO.: ______





VICINITY MAP

FIGURE 2
District 3 Block 3EE
UNDERGROUND UTILITY DISTRICT

115 | Page

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ROPRIETARY INFORMATION: The use of this informat pursuant to sublicense agreement only. Any resale or sidensing of this information is prohibited, accept in

Appendix A – Mitigated Negative Declaration and Notice of Exemption Volume 1 of 2 (Rev. May 2014)

DISTRICT 7 BLOCK 7CC UNDERGROUND UTILITY DISTRICT



Restoration and Painting of Talmadge Acorn Streetlights Appendix A – Mitigated Negative Declaration and Notice of Exemption Volume 1 of 2 (Rev. May 2014)

LEGEND



Match Line



DISTRICT BOUNDARY



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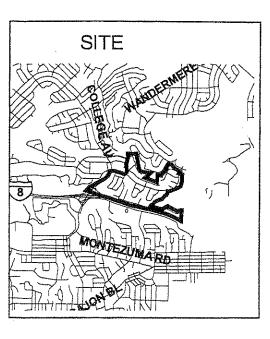
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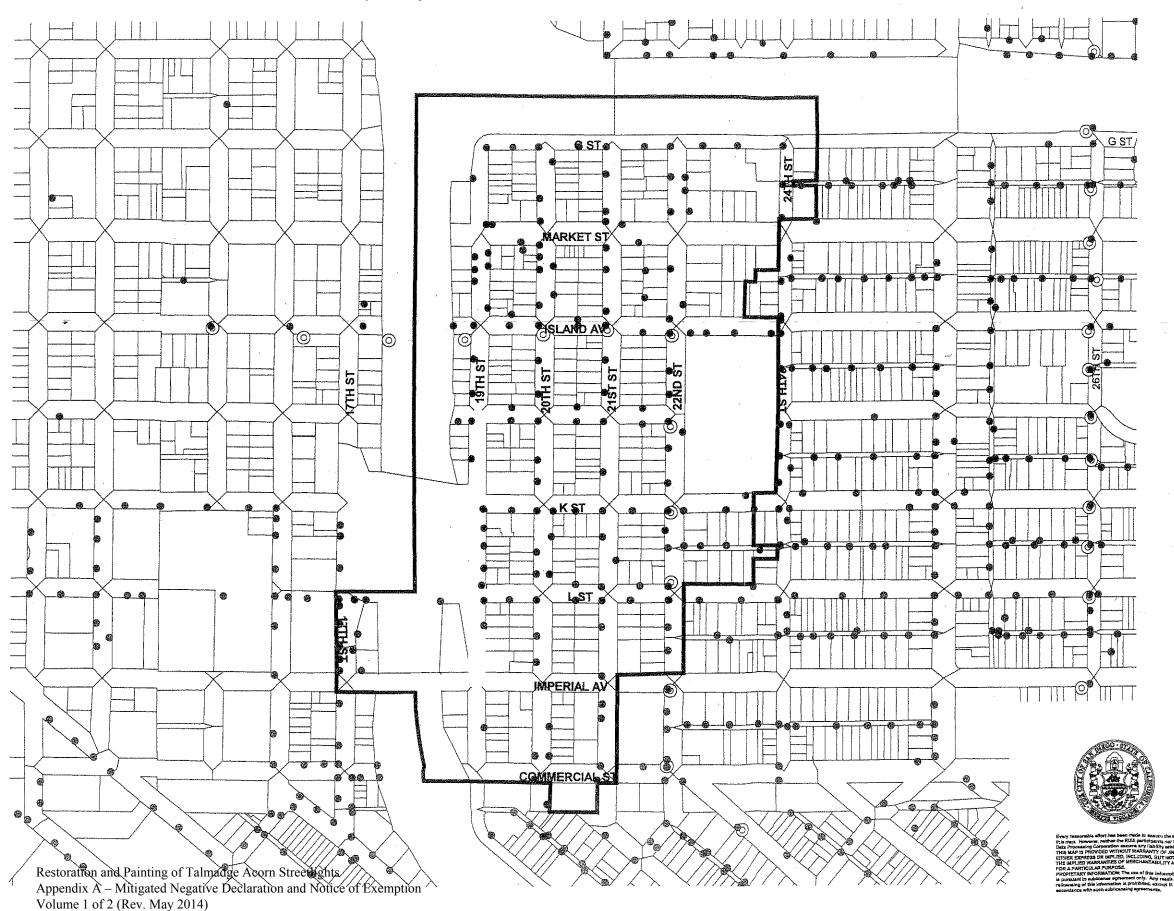


VICINITY MAP

FIGURE 3

District 7 Block 7CC UNDERGROUND UTILITY DISTRICT

DISTRICT 8 BLOCK 8G UNDERGROUND UTILITY DISTRICT



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MATCH LINE



DISTRICT BOUNDARY



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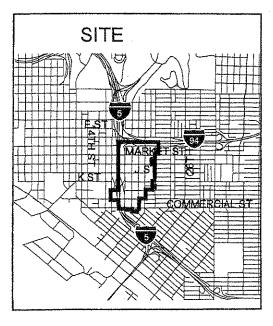
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VICINITY MAP

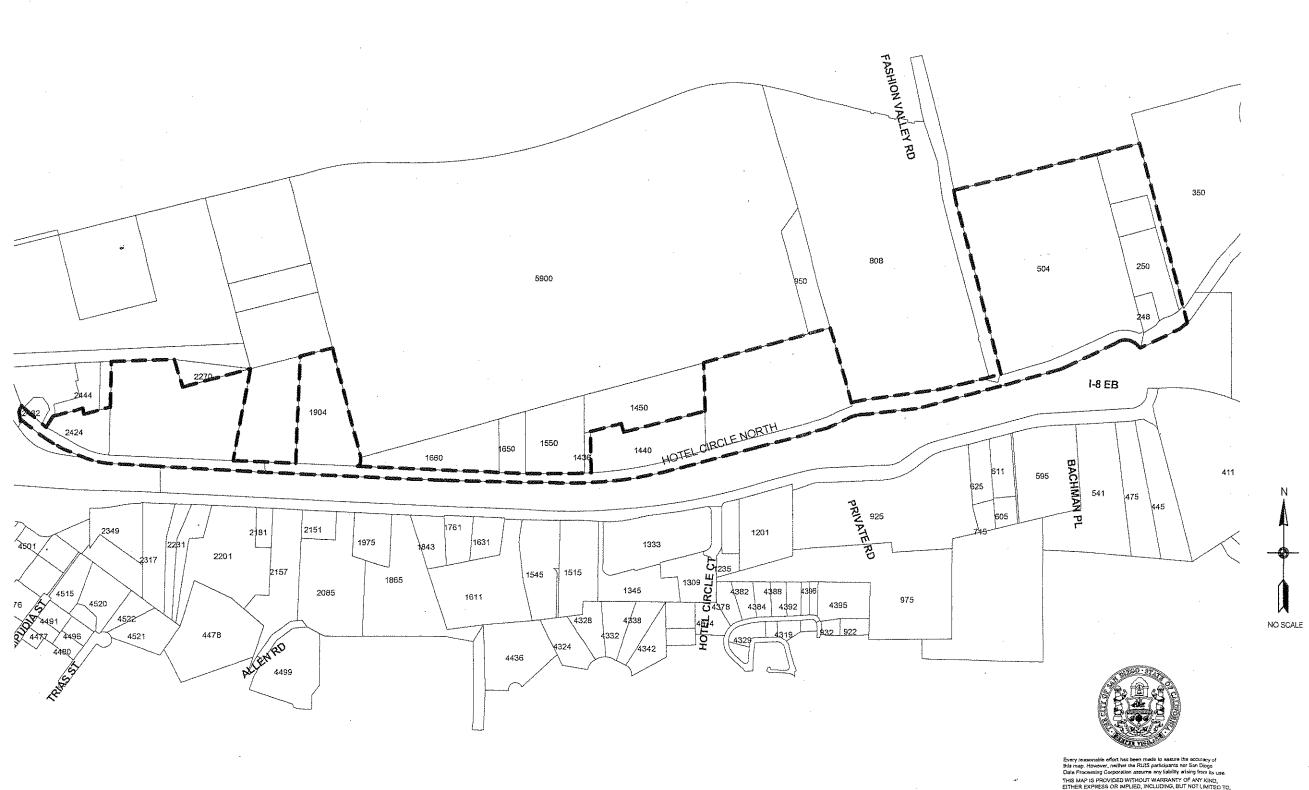


FIGURE 4

District 8 Block 8G UNDERGROUND UTILITY DISTRICT

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HOTEL CIRCLE NORTH UNDERGROUND UTILITY DISTRICT



Restoration and Painting of Talmadge Acorn Streetlights Appendix A – Mitigated Negative Declaration and Notice of Exemption Volume 1 of 2 (Rev. May 2014)

LEGEND



Match Line



DISTRICT BOUNDARY



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ADDRESS

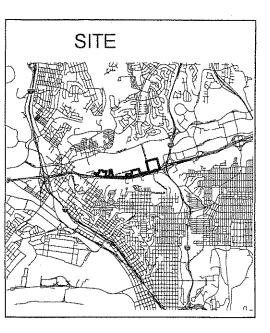
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EXISTING STREET LIGHT

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RESOLUTION NO .:

DATE ADOPTED:



VICINITY MAP

FIGURE 5 Hotle Circle UNDERGROUND UTILITY DISTRICT

Initial Study Checklist

		Date.	3/14/05		
		Project No.:	63220 an	d 65157	
		Name of Project:	Undergraft 1975	ound Utilit	y District
III. F	ENVIRONMENTAL ANALYSIS	:			
whice Guid the b or M envir proje poter	purpose of the Initial Study is to in the could be associated with a project lelines. In addition, the Initial Study asis for deciding whether to prepare itigated Negative Declaration. The commental assessment. However, act may mitigate adverse impacts and a for significant environmental of the Initial Study.	ect pursuant to Section 150 dy provides the lead agendare an Environmental Impa his Checklist provides a m subsequent to this prelimi All answers of "yes" and	063 of the St cy with infor act Report, N eans to facil- nary review, "maybe" ind	ate CEQA rmation wh legative D itate early modificati licate that	nich forms eclaration ions to the there is a
			Yes	<u>Maybe</u>	<u>No</u>
I.	AESTHETICS / NEIGHBORF	IOOD CHARACTER – W	ill the propo	osal result	in:
	A. The obstruction of any vist view from a public viewing No such impact would resu	g area?	 .		<u>X</u>
	B. The creation of a negative a site or project? The proposed underground				<u>X</u>

X

X

removal of poles and overhead lines would enhance the aesthetics of the

C. Project bulk, scale, materials, or style

No such impact would result

character of the area?

D. Substantial alteration to the existing

No such alteration would result.

which would be incompatible with surrounding

neighborhoods

development?

			Yes	<u>Maybe</u>	<u>No</u>
	E.	The loss of any distinctive or landmark tree(s), or a stand of mature trees? No such loss would result			<u>X</u>
	F.	Substantial change in topography or ground surface relief features? No change would result		***************************************	<u>X</u>
	G.	The loss, covering or modification of any unique geologic or physical features such as a natural canyon, sandstone bluff, rock outcrop, or hillside with a slope in excess			
		of 25 percent? No such loss would result			<u>X</u>
	H.	Substantial light or glare? The proposed project would not result in substantial light or glare.			<u>X</u>
	I.	Substantial shading of other properties? The proposed project would not cast shadows onto adjacent properties.		*********	<u>X</u>
II.		AGRICULTURE RESOURCES / NATURAL RESOURCES – Would the proposal result in:	JRCES / M	INERAL	
	A.	The loss of availability of a known mineral resource (e.g., sand or gravel) that would be of value to the region and the residents of the state? No such loss would result	***************************************	· ——	<u>X</u>
1.	B.	The conversion of agricultural land to nonagricultural use or impairment of the agricultural productivity of agricultural land? The project is not located on agricultural land			<u>X</u>
III.	ΑI	R QUALITY – Would the proposal:			
	A.	Conflict with or obstruct implementation of the applicable air quality plan? No such impact would result	**********		<u>X</u>

		$\underline{\text{Yes}}$	<u>Maybe</u>	$\underline{\text{No}}$
В.	Violate any air quality standard or contribute substantially to an existing or projected air quality violation? No such violation would result			<u>X</u>
	TVO BUDIA TABLETOTA TVO BUDIA			
C.	Expose sensitive receptors to substantial pollutant concentrations? No such exposure would result			<u>X</u>
D.	Create objectionable odors affecting a substantial number of people? No such impact would result			<u>X</u>
E.	Exceed 100 pounds per day of Particulate Matter 10 (dust)? No such impact would result	-		<u>X</u>
F.	Alter air movement in the area of the project? No such impact would result	Management		<u>X</u>
G.	Cause a substantial alteration in moisture, or temperature, or any change in climate, either locally or regionally? None of the above-referenced concerns would result from project implementation			<u>X</u>
IV. B	OLOGY – Would the proposal result in:	•		
A.	A reduction in the number of any unique, rare, endangered, sensitive, or fully protected species of plants or animals? No such impact would result			<u>X</u>
В.	A substantial change in the diversity of any species of animals or plants? No such change would result		_	X
C.	Introduction of invasive species of plants into the area? No such introduction would result	***************************************		<u>X</u>
D.	Interference with the movement of any resident or migratory fish or wildlife species			

	or with established native resident or migratory	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
	wildlife corridors? No such interference would result			<u>X</u>
	E. An impact to a sensitive habitat, including, but not limited to streamside vegetation, aquatic, riparian, oak woodland, coastal sage scrub or chaparral? No such impact would result			_X
	F. An impact on City, State, or federally regulated wetlands (including, but not limited to, coastal salt marsh, vernal pool, lagoon, coastal, etc.) through direct removal, filling, hydrological interruption or other means? No such impact would result			_X
	G. Conflict with the provisions of the City's Multiple Species Conservation Program Subarea Plan or other approved local, regional or state habitat conservation plan? No such conflict would result			<u>X</u>
V.	ENERGY – Would the proposal:			
	A. Result in the use of excessive amounts of fuel or energy (e.g. natural gas)? The project proposes to underground existing overhead lines, therefore, would not result in the use of excessive amounts of fuel, energy, or power.			<u>X</u>
	B. Result in the use of excessive amounts of power? See V A.			<u>X</u>
VI.	GEOLOGY/SOILS – Would the proposal:			
	A. Expose people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?		SPANIFARMANIA	_ <u>X</u>

		No such exposure to such hazards would result	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
	B.	Result in a substantial increase in wind or water erosion of soils, either on or off the site? No such impact would result			_ <u>X</u>
VII.		Be located on a geologic unit or soil that is unstable or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse? See VI A STORICAL RESOURCES – Would the proposal result in:	_	<u> </u>	<u>X</u>
	A.	Alteration of or the destruction of a prehistoric or historic archaeological site? See Initial Study Discussion	· ·	<u>X</u>	
	B.	Adverse physical or aesthetic effects to a prehistoric or historic building, structure, object, or site? See Initial Study Discussion	Andrew Strategy Control of the Contr	_ <u>X</u>	
	C.	Adverse physical or aesthetic effects to an architecturally significant building, structure, or object? No such impact would result			<u>X</u>
	D.	Any impact to existing religious or sacred uses within the potential impact area? No such impact would result	· ·		<u>X</u>
	E.	The disturbance of any human remains, including those interred outside of formal cemeteries? See Initial Study Discussion		<u>_X</u>	
VIII.	HU	JMAN HEALTH / PUBLIC SAFETY / HAZARDOUS MA	TERÍA	LS: Would	i the

proposal:

		<u>Yes</u>	<u>Maybe</u>	No
A.	Create any known health hazard (excluding mental health)? No such hazard would result	**************************************		<u>X</u>
В.	Expose people or the environment to a significant hazard through the routine transport, use or disposal of hazardous materials? No such exposure would result			<u>X</u>
C.	Create a future risk of an explosion or the release of hazardous substances (including but not limited to gas, oil, pesticides, chemicals, radiation, or explosives)? No such risk would result			<u>X</u>
D.	Impair implementation of, or physically interfere with an adopted emergency response plan or emergency evacuation plan? No such risk would result			<u>X</u>
E.	Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, create a significant hazard to the public or environment? The project would not be located on a site included on a list of hazardous materials sites	· —		<u>_X</u>
F.	Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment? No such hazard would result	·		<u>_X</u>
HY	DROLOGY/WATER QUALITY – Would the proposal re	sult in:		
A.	An increase in pollutant discharges, including down stream sedimentation, to receiving waters during or following construction? Consider water quality parameters such as temperature dissolved oxygen, turbidity and other typical storm water pollutants.			<u>X</u>

Restoration and Painting of Talmadge Acorn Streetlights
Appendix A – Mitigated Negative Declaration and Notice of Exemption
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IX.

		No such impact would result		<u>Yes</u>	<u>Maybe</u>	<u>No</u>
	В.	An increase in impervious surfaces and associated increased runoff? No such increase would result				X
	C.	Substantial alteration to on- and off-site drainage patterns due to changes in runoff flow rates or volumes? No such alteration would result				<u>X</u>
	D.	Discharge of identified pollutants to an already impaired water body (as listed on the Clean Water Act Section 303(d) list)? No such discharge would result				<u>X</u>
	E.	A potentially significant adverse impact on ground water quality? The project would not impact ground water quality		E dition Table		<u>X</u>
	F.	Cause or contribute to an exceedance of applicable surface or groundwater receiving water quality objectives or degradation of beneficial uses? No such impact would result	i,			<u>X</u>
X.	LA	AND USE – Would the proposal result in:				
	A.	A land use which is inconsistent with the adopted community plan land use designation for the site or conflict with any applicable land use plan, policy or regulation of an agency with jurisdiction over a project? The proposed land use is consistent with the Community Plans				<u>X</u>
	B.	A conflict with the goals, objectives and recommendations of the community plan in which it is located? No such conflict would result			was a same	<u>X</u>
	C.	A conflict with adopted environmental plans, including applicable habitat conservation plans adopted for the purpose of avoiding				

	or mitigating an environmental effect for the area? No such conflict would result	<u>Yes</u>	Maybe —	<u>No</u> _X	
	D. Physically divide an established community? The project would not divide an established community	_		<u>X</u>	
	E. Land uses which are not compatible with aircraft accident potential as defined by an adopted airport Comprehensive Land Use Plan? No such incompatibilities would result.	_	<u></u>	<u>X</u>	
XI.	NOISE - Would the proposal result in:				
	A. A significant increase in the existing ambient noise levels? The Temporary increase in ambient noise levels would not be significant.			<u>X</u>	
	B. Exposure of people to noise levels which exceed the City's adopted noise ordinance? No such exposure would result			<u>X</u>	
	C. Exposure of people to current or future transportation noise levels which exceed standards established in the Transportation Element of the General Plan or an adopted airport Comprehensive Land Use Plan?			<u>X</u>	
	See XI B				
XII.	PALEONTOLOGICAL RESOURCES: Would the proposal impact a unique paleontological resource or site or unique geologic feature? No such impact would result			<u>X</u>	
XIII.	POPULATION AND HOUSING – Would the proposal:				
	A. Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)? The project would have no impact to population growth or existing housing.			<u>X</u>	

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		Yes	May	<u>be No</u>
	B. Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere? See XIII A			<u>X</u>
	C. Alter the planned location, distribution, density or growth rate of the population of an area? See XIII A	MANUFACTOR .		<u>X</u>
XIV.	PUBLIC SERVICES – Would the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:			
	A. Fire protection? <u>Is provided</u>			<u>X</u>
	B. Police protection? <u>Is provided</u>	- ·	annament de la constitución de l	<u>X</u>
	C. Schools? N/A			<u>X</u>
	D. Parks or other recreational facilities? N/A			<u>_X</u>
	E. Maintenance of public facilities, including roads? Is provided		RASSONIUMANA	X
	F. Other governmental services? <u>Is provided</u>			<u>X</u>
XV.	RECREATIONAL RESOURCES – Would the proposal resu	ılt in:		
	A. Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated? No such increase would result			<u>_X</u>
	B. Does the project include recreational facilities or require the construction or			

	expansion of recreational facilities which	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
	might have an adverse physical effect on the environment? No such facilities are proposed			<u>X</u>
XVI.	TRANSPORTATION/CIRCULATION – Would the proposal	result i	n:	
	A. Traffic generation in excess of specific/ community plan allocation? The project will not generate additional traffic			X
	B. An increase in projected traffic which is substantial in relation to the existing traffic load and capacity of the street system? See XVI A		<u>.</u>	<u>X</u>
	C. An increased demand for off-site parking? <u>No such increase would result</u>		WARRIED -	<u>X</u>
	D. Effects on existing parking? No such effects would result	***************************************	Addition to the state of the st	<u>X</u>
	E. Substantial impact upon existing or planned transportation systems? <u>See XVI A</u>		<u>_X</u>	**-constant
	F. Alterations to present circulation movements including effects on existing public access to beaches, parks, or other open space areas? No such alteration would result			<u>X</u>
	G. Increase in traffic hazards for motor vehicles, bicyclists or pedestrians due to a proposed, non-standard design feature (e.g., poor sight distance or driveway onto an access-restricted roadway)? No such increase would result			<u>X</u>
	 H. A conflict with adopted policies, plans or programs supporting alternative transportation models (e.g., bus turnouts, bicycle racks)? No such conflict would result 	Acceptant	Ministrianists	<u>X</u>

XVII. UTILITIES – Would the proposal result in a need for new systems, or require substantial alterations to existing utilities, including:

			<u>Yes</u>	Maybe	<u>No</u>
	A.	Natural gas? No such impact would result		_	<u>X</u>
	В.	Communications systems? No such impact would result		_	X
	C.	Water? No such impact would result			<u>X</u>
	D.	Sewer? No such impact would result		:	<u>X</u>
	E.	Storm water drainage? No such impact would result			<u>X</u>
	F.	Solid waste disposal? No such impact would result			X
XVIII.		ATER CONSERVATION – Would the proposal result in: Use of excessive amounts of water? No such impact would result		 .	<u>X</u>
	В.	Landscaping which is predominantly non-drought resistant vegetation? No Landscaping is proposed for this project			<u>X</u>
XIX.	M.	ANDATORY FINDINGS OF SIGNIFICANCE:			
	A.	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate important examples of the major periods of California history or prehistory? See Initial Study Discussion		<u>X</u>	***************************************

		<u>Yes</u>	<u>Maybe</u>	<u>No</u>
В.	Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals? (A short-term impact on the environment is one which occurs in a relatively brief, definitive period of time while long-term impacts would endure well into the future.) The project would not result n short or long-term impacts			<u>X</u>
C.	Does the project have impacts which are individually limited, but cumulatively considerable? (A project may impact on two or more separate resources where the impact on each resource is relatively small, but where the effect of the total of those impacts on the environment is significant.) See Initial Study Discussion		<u>_X</u>	
D.	Does the project have environmental effects which would cause substantial adverse effects on human beings, either directly or indirectly? The project would not result in direct or indirect substantial adverse effects on human beings.	Volumento		<u>X</u>

INITIAL STUDY CHECKLIST

REFERENCES

<u>X</u>	City of San Diego Progress Guide and General Plan.
X	Community Plan.
 	Local Coastal Plan.
II.	Agricultural Resources / Natural Resources / Mineral Resources
	City of San Diego Progress Guide and General Plan.
	U.S. Department of Agriculture, Soil Survey - San Diego Area, California, Part I and II. 1973.
	California Department of Conservation - Division of Mines and Geology, Mineral Land Classification.
***************************************	Division of Mines and Geology, Special Report 153 - Significant Resources Maps.
***************	Site Specific Report:
III.	Air
<u>X</u>	California Clean Air Act Guidelines (Indirect Source Control Programs) 1990.
	Regional Air Quality Strategies (RAQS) - APCD.
	Site Specific Report:
IV.	Biology
	City of San Diego, Multiple Species Conservation Program (MSCP), Subarea Plan, 1997
	City of San Diego, MSCP, "Vegetation Communities with Sensitive Species and Vernal Pools" maps, 1996.

	City of San Diego, MSCP, "Multiple Habitat Planning Area" maps, 1997.
	Community Plan - Resource Element.
	California Department of Fish and Game, California Natural Diversity Database, "State and Federally-listed Endangered, Threatened, and Rare Plants of California," January 2001.
•	California Department of Fish & Game, California Natural Diversity Database, "State and Federally-listed Endangered and Threatened Animals of California," January 2001.
	City of San Diego Land Development Code Biology Guidelines.
	Site Specific Report:
	Energy
	Geology/Soils City of San Diego Seismic Safety Study.
	City of San Diego Seismic Safety Study. U.S. Department of Agriculture Soil Survey - San Diego Area, California, Part I and II,
	December 1973 and Part III, 1975.
	Site Specific Report:
	Historical Resources
	City of San Diego Historical Resources Guidelines.
	City of San Diego Archaeology Library.
	Historical Resources Board List.
	Community Historical Survey:
	Site Specific Report:

VIII.	Human Health / Public Safety / Hazardous Materials
<u>X</u>	San Diego County Hazardous Materials Environmental Assessment Listing, 1996.
P-110-2	San Diego County Hazardous Materials Management Division
BATTER 11.	FAA Determination
	State Assessment and Mitigation, Unauthorized Release Listing, Public Use Authorized 1995.
	Airport Comprehensive Land Use Plan.
	Site Specific Report:
IX.	Hydrology/Water Quality
<u>X</u>	Flood Insurance Rate Map (FIRM).
X	Federal Emergency Management Agency (FEMA), National Flood Insurance Program - Flood Boundary and Floodway Map.
· · · · · · · · · · · · · · · · · · ·	Clean Water Act Section 303(b) list, dated May 19, 1999, http://www.swrcb.ca.gov/tmdl/303d_lists.html).
Χ.	Land Use
	City of San Diego Progress Guide and General Plan.
<u>X</u>	Community Plan.
<u>X</u>	Airport Comprehensive Land Use Plan
-	City of San Diego Zoning Maps
XI.	FAA Determination Noise
	Community Plan
<u></u>	Site Specific Report:
	San Diego International Airport - Lindbergh Field CNEL Maps.

	Brown Field Airport Master Plan CNEL Maps.
bdv	Montgomery Field CNEL Maps.
	San Diego Association of Governments - San Diego Regional Average Weekday Traffic Volumes.
	San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.
	City of San Diego Progress Guide and General Plan.
	Site Specific Report::
XII.	Paleontological Resources
	City of San Diego Paleontological Guidelines.
	Deméré, Thomas A., and Stephen L. Walsh, "Paleontological Resources City of San Diego," <u>Department of Paleontology</u> San Diego Natural History Museum, 1996.
<u>X</u>	Kennedy, Michael P., and Gary L. Peterson, "Geology of the San Diego Metropolitan Area, California. Del Mar, La Jolla, Point Loma, La Mesa, Poway, and SW 1/4 Escondido 7 1/2 Minute Quadrangles," <u>California Division of Mines and Geology Bulletin</u> 200, Sacramento, 1975.
<u>X</u>	Kennedy, Michael P., and Siang S. Tan, "Geology of National City, Imperial Beach and Otay Mesa Quadrangles, Southern San Diego Metropolitan Area, California," Map Sheet 29, 1977.
No. of the last of	Site Specific Report:
XIII.	Population / Housing
****	City of San Diego Progress Guide and General Plan.
X	Community Plan.
	Series 8 Population Forecasts, SANDAG.
	Other:
XIV.	Public Services

	City of San Diego Progress Guide and General Plan.
<u>X</u>	Community Plan.
XV.	Recreational Resources
	City of San Diego Progress Guide and General Plan.
	Community Plan.
	Department of Park and Recreation
	City of San Diego - San Diego Regional Bicycling Map
	Additional Resources:
XVI.	Transportation / Circulation
<u>X</u>	City of San Diego Progress Guide and General Plan.
<u>X</u>	Community Plan.
	San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.
)	San Diego Region Weekday Traffic Volumes, SANDAG.
	Site Specific Report:
XVII.	Utilities
XVIII.	Water Conservation
	Sunset Magazine, New Western Garden Book. Rev. ed. Menlo Park, CA: Sunset Magazine.



Land Development Review Division (619) 446-5460

Mitigated Negative Declaration

Project No.23247

SUBJECT: Formation of Underground Surcharge Districts-FY2004: CITY COUNCIL APPROVAL of the formation of the following seven Underground Surcharge Districts: District 1 Block 1F, beginning at the intersection of La Jolla Boulevard and Coast Boulevard north, the District is generally bounded on the north by La Jolla Boulevard and Silver Street, on the East by Eads Avenue, on the south by Glenview Lane, Olivetas Avenue and Sea Lane, and on the west by the Pacific Ocean coastline to Coast Boulevard; District 2 Block 2E, beginning at the intersection of Taylor Street along a private road extension of Pine Street, the District is generally bounded by the north edge of the mesa north of Pine Street, on the East by Allen, Arden, and Loma Pass Streets, on the south by the south edge of the parcels on the south side of Guy and Juan Streets, and on the west by Alta Mirano Street and includes a portion of Presidio Community Park; District 3 Block 3FF, beginning at the southbound offramp from Fairmount Avenue to Montezuma Road, the District is generally bounded on the north by Montezuma Road, on the east by Collwood Boulevard, on the south by El Cajon Boulevard, north on 51st Street to Madison Avenue to Estrella Street, and on the west by a line that generally connects Estrella Street to Talmadge Canyon, Talmadge Park and the east side of Fairmount Avenue; District 4 Block 4G, beginning at the intersection of 45th Avenue and the east side of I-805, the District is generally bounded on the north by Hartley Street and the north side of the San Diego Metropolitan Transit trolley ROW, on the east by North Euclid Avenue, on the south by Logan Avenue, and on the west by the western edge of the I-805 corridor, District Block 7F; beginning at the intersection of University Avenue and Rolando Street, the District is generally bounded on the north by University Avenue, on the east by 69th Street, on the south by Marlow Drive and the south edge of the parcels on the south side of Bing and Jeff Streets, and on the west by College Avenue, on the north by a line that goes east just north of the parcels on the north side of Cella Vista to Rolando Street, and on the west by Rolando Street; District 8 Block 8F, beginning at the intersection of 24th and I streets, the District is generally bounded on the north by I street, on the east by portions of 26th Street, to an alley between J Street and K Street and east on the alley to 27th Street, on the south by Commercial Street, on the west to 21st and east on alley between L Street and Imperial Avenue to 24th Street, and on the west by 24th Street; and Curran Street from Continental Street to Sikorsky Way. The scope of work includes trenching approximately three feet deep by 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, providing individual customer connections; removing existing overhead lines and poles and installing new streetlights in the La Jolla; Old San Diego; Uptown (Mission Hills); Mid-Cities (Kensington-Talmadge and Eastern Areas); Southeastern San Diego (Encanto, Grant Hill/Sherman Heights). Applicant: City of San Diego, Engineering and Capital Projects Department.

- 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. 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:

Historical Resources (Archaeology)

Prior to Preconstruction (Precon) Meeting

- Land Development Review (LDR) Plan Check
 Prior to the first Precon Meeting, the Environmental Review Manager (ERM) of
 LDR shall verify that the requirements for Archaeological Monitoring and Native
 American monitoring, if applicable, have been noted on the appropriate
 construction documents.
- 2. Letters of Qualification have been submitted to ERM Prior to the first Precon Meeting, the applicant shall provide a letter of verification to the ERM of LDR stating that a qualified Archaeologist, as defined in the City of San Diego Historical Resources Guidelines (HRG), has been retained to implement the monitoring program. If applicable, individuals involved in the archaeological monitoring program must have completed the 40-hour HAZWOPER training with certification documentation.
- Second Letter Containing Names of Monitors has been sent to Mitigation Monitoring Coordination (MMC)
 - a. At least thirty days prior to the Precon Meeting a second letter shall be submitted to MMC which shall include the name of the Principal Investigator (PI) and the names of all persons involved in the Archaeological Monitoring of the project.
 - b. MMC will provide Plan Check with a copy of both the first and second letter.
- 4. Records Search Prior to Precon Meeting

At least thirty days prior to the Precon Meeting the qualified Archaeologist shall verify that a records search has been completed and updated as necessary and be prepared to introduce any pertinent information concerning expectations and probabilities of discovery during trenching and and or grading activities. 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.

Precon Meeting

- 1. Monitor Shall Attend Precon Meetings
 - a. Prior to beginning any work that requires monitoring, the Applicant shall arrange a Precon Meeting that shall include the Archaeologist, Construction Manager and/or Grading Contractor, Resident Engineer (RE), Building Inspector (BI), if appropriate, and MMC. The qualified Archaeologist shall attend any grading related Precon Meetings to make comments and/or suggestions concerning the Archaeological Monitoring program with the Construction Manager and/or Grading Contractor.
 - b. If the Monitor is not able to attend the Precon Meeting, the RE or BI, if appropriate, will schedule a focused Precon Meeting for MMC, EAS staff, as appropriate, Monitors, Construction Manager and appropriate Contractor's representatives to meet and review the job on-site prior to start of any work that requires monitoring.
- Units of Measure and Cost of Curation for CIP or Other Public Projects
 Units of measure and cost of curation will be discussed and resolved at the Precon
 Meeting prior to start of any work that requires monitoring.
- 3. Identify Areas to be Monitored

At the Precon Meeting, the Archaeologist shall submit to MMC a copy of the site and grading plan (reduced to 11x17) that identifies areas to be monitored as well as areas that may require delineation of grading limits, as follows:

All of District 1 Block 1F (See IS Figure 1)

All of District 2 Block 2E (See IS Figure 2)

Portions of District 3 Block 3FF (See IS Figure 3)

Portions of District 4 Block 4G (See IS Figure 4)

Portions of District 7 Block 7F (See IS Figure 5)

All of District 8 Block 8F (See IS Figure 6)

Curran Street from Continental Street to Sikorsky Way. (See IS Figure 7)

When Monitoring Will Occur

Prior to the start of work, the Archaeologist shall also submit a construction schedule to MMC through the RE or BI, as appropriate, indicating when and where monitoring is to begin and shall notify MMC of the start date for monitoring.

resources; and,

- (c) There are no unique features and artifacts associated with the deposit.
- (d) A preliminary description and photographs, if available, shall be transmitted to MMC.
- (e) MMC will forward the information to EAS for consultation and verification that it is a small historic deposit.
- (3) Procedures for documentation, curation and reporting The following constitutes adequate mitigation of a small historic deposit to reduce impacts due to excavation activities to below a level of significance.
 - (a) 100% 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.
 - (b) The remainder of the deposit within the limits of excavation (trench walls) shall be left intact.
 - (c) If site significance can not be determined, the Final Results Report and Site Record (DPR Form 523A and B) shall identify the deposit as "potentially significant".
 - (d) The Final Results Report shall include a requirement for monitoring of any future work in the vicinity.

4. Human Remains

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

a. Notification

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

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- (2) The Medical Examiner, in consultation with the PI, shall determine the need for a field examination to determine the provenance.
 - (3) If a field examination is not warranted, the Medical Examiner shall 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
 - The Medical Examiner shall notify the Native American Heritage Commission (NAHC). By law, ONLY the Medical Examiner can make this call.
 - (2) The NAHC will contact the PI within 24 hours or sooner, after Medical Examiner has completed coordination.
 - (3) NAHC will identify the person or persons determined to be the Most Likely Descendent (MLD) and provide contact information..
 - (4) The PI will coordinate with the MLD for additional consultation.
 - (5) Disposition of Native American Human Remains will 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 24 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.
- d. If Human Remains are NOT Native American
 - 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).

Night Work

- a. If night work is included in the contract
 - When night 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 nothing was found during the night work, The PI will record the information on the Site Visit Record Form.
 - (b) Minor Discoveries All Minor Discoveries will be processed and documented using the existing procedures under **During Construction**; 3. c., for Small Historic Discoveries, with the exception in **During Construction**; 3. c. (1)(a), that the PI will contact MMC by 9 A.M. the following morning.
 - (c) Potentially Significant Discoveries If the PI determines that a potentially significant discovery has been made, the procedures under **During Construction**; 3. a. & b, will be followed, with the exception that in **During Construction**; 3. a., the PI will contact MMC by 8AM the following morning to report and discuss the findings.

- b. If night work becomes necessary during the course of construction
 - The Construction Manager shall notify the RE, or BI, as appropriate, a minium of 24 hours before the work is to begin.
 - (2) The RE, or BI, as appropriate, will notify MMC immediately.
 - c. All other procedures described above will apply, as appropriate.
 - Notification of Completion
 The Archaeologist shall notify MMC and the RE or the BI, as appropriate, in writing of the end date of monitoring.

Post Construction

- 1. Handling and Curation of Artifacts and Letter of Acceptance
 - a. The Archaeologist shall be responsible for ensuring that all cultural remains collected are cleaned, catalogued, and permanently curated with an appropriate institution; that a letter of acceptance from the curation institution has been submitted to MMC; 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.
 - b. Curation of artifacts associated with the survey, testing and/or data recovery for this project shall be completed in consultation with LDR and the Native American representative, as applicable.
- Final Results Reports (Monitoring and Research Design And Data Recovery Program)
 - a. Within three months following the completion of monitoring, two copies of the Final Results Report (even if negative) and/or evaluation report, if applicable, which describes the results, analysis, and conclusions of the Archaeological Monitoring Program (with appropriate graphics) shall be submitted to MMC for approval by the ERM of LDR.
 - For significant archaeological resources encountered during monitoring, the Research Design And Data Recovery Program shall be included as part of the Final Results Report.
 - MMC shall notify the RE or BI, as appropriate, of receipt of the Final Results Report.
- 3. Recording Sites with State of California Department of Park and Recreation The Archaeologist shall be responsible for recording (on the appropriate State of California Department of Park and Recreation forms-DPR 523 A and 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 Results Report.

VI. PUBLIC REVIEW DISTRIBUTION:

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

County of San Diego

Parks and Recreation (69)

City of San Diego

Councilmember Peters, District 1

Councilmember Zucchet, District 2

Councilmember Atkins, District 3

Councilmember Lewis, District 4

Councilmember Madaffer, District 7

Councilmember Inzunza, District 8

Planning Department

Development Services Department

Engineering & Capital Projects

Historical Resources Board (87)

Mid-City Branch Community Service Center (295)

Central Community Service center (451)

Market Street Community Service Center (451a)

Others

Kensington Talmadge Planning Committee (290)

Rolando Community Council (288)

La Jolla Town Council (273)

La Jolla Historical Society (274)

La Jolla Community Planning Association (275)

Mid City Development Corporation (289)

Mission Hills Association (327)

Old Town Community Planning Committee (368)

Old Town SD Chamber of Commerce (369)

Southeast San Diego Organizing Project (497)

Southeast Economic Development Corporation (448)

Southeast San Diego Development Committee (449)

Eastern Area Planning Committee (302)

Uptown Planners (498)

Encanto Neighborhood (449A)

San Diego Transit Corporation (112)

SDGE (114)

MTDB (115)

San Diego City Schools (132)

South Coastal Information Center, San Diego State University (210)

Save Our Heritage Organisation (214)

San Diego Archaeological Center (212)

San Diego County Archaeological Society, Inc. (218)

Dr. Jerry Schaefer (209)

Ron Christman (215)

Louie Guassac (215A)

Kumeyaay Cultural Repatriation Committee (225)

Native American Distribution (225A-R) NOTICE ONLY

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.
- (χ) Comments were received but did not address the draft Mitigated Negative Declaration finding or the accuracy and completeness of the Initial Study. No response is necessary. The letters are attached.
- () 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 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 December 1, 2003

Date of Draft Report

December 23,2003 Date of Final Report

Analyst: Modee



San Diego County Archaeological Society, Inc.

Environmental Review Committee

7 December 2003

To:

Mr. Richard Modee

Development Services Department

City of San Diego

1222 First Avenue, Mail Station 501

San Diego, California 92101

Subject:

Proposed Mitigated Negative Declaration

Formation of Underground Surcharge Districts - FY2004

Project No. 23247

Dear Mr. Modee:

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

Based on the information contained in the PMND and initial study, we concur with the impact analysis and mitigation measures for historical resources as presented in the PMND.

Thank you for affording SDCAS this opportunity to review and comment upon this project's environmental analysis.

Sincerely,

James W. Royle, Jr., Charperson

Environmental Review Committee

cc:

SDCAS President

File

City of San Diego Development Services Department LAND DEVELOPMENT REVIEW DIVISION 1222 First Avenue, Mail station 501 San Diego, CA 92101 (619) 446-5460

> INITIAL STUDY Project No. 23247

SUBJECT: Formation of Underground Surcharge Districts - FY2004: CITY COUNCIL APPROVAL of the formation of the following seven Underground Surcharge Districts: District 1 Block 1F, beginning at the intersection of La Jolla Boulevard and Coast Boulevard north, the District is generally bounded on the north by La Jolla Boulevard and Silver Street, on the East by Eads Avenue, on the south by Glenview Lane, Olivetas Avenue and Sea Lane, and on the west by the Pacific Ocean coastline to Coast Boulevard; District 2 Block 2E, beginning at the intersection of Taylor Street along a private road extension of Pine Street, the District is generally bounded by the north edge of the mesa north of Pine Street, on the East by Allen, Arden, and Loma Pass Streets, on the south by the south edge of the parcels on the south side of Guy and Juan Streets, and on the west by Alta Mirano Street and includes a portion of Presidio Community Park; District 3 Block 3FF, beginning at the southbound off-ramp from Fairmount Avenue to Montezuma Road, the District is generally bounded on the north by Montezuma Road, on the east by Collwood Boulevard, on the south by El Cajon Boulevard, north on 51st Street to Madison Avenue to Estrella Street, and on the west by a line that generally connects Estrella Street to Talmadge Canyon, Talmadge Park and the east side of Fairmount Avenue; District 4 Block 4G, beginning at the intersection of 45th Avenue and the east side of I-805, the District is generally bounded on the north by Hartley Street and the north side of the San Diego Metropolitan Transit trolley ROW, on the east by North Euclid Avenue, on the south by Logan Avenue, and on the west by the western edge of the I-805 corridor; District Block 7F, beginning at the intersection of University Avenue and Rolando Street, the District is generally bounded on the north by University Avenue, on the east by 69th Street, on the south by Marlow Drive and the south edge of the parcels on the south side of Bing and Jeff Streets, and on the west by College Avenue, on the north by a line that goes east just north of the parcels on the north side of Cella Vista to Rolando Street, and on the west by Rolando Street; District 8 Block 8F, beginning at the intersection of 24th and I streets, the District is generally bounded on the north by I street, on the east by portions of 26th Street, to an alley between J Street and K Street and east on the alley to 27th Street, on the south by Commercial Street, on the west to 21st and east on alley between L Street and Imperial Avenue to 24th Street, and on the west by 24th Street; and Curran Street from Continental Street to Sikorsky Way. The scope of work includes trenching approximately three feet deep by 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, providing

individual customer connections; removing existing overhead lines and poles and installing new streetlights in the La Jolla; Old San Diego; Uptown (Mission Hills); Mid-Cities (Kensington-Talmadge and Eastern Areas); Southeastern San Diego (Encanto, Grant Hill/Sherman Heights).. Applicant: City of San Diego, Engineering and Capital Projects Department.

I. PURPOSE AND MAIN FEATURES:

The proposed formation of the seven Underground Surcharge Districts (USD) would improve the visual character of the neighborhoods by removing the poles and overhead lines and would provide additional protection to electrical service to the communities. The scope of work within the seven USDs, District 1 Block 1F; District 2 Block 2E; District 3 Block 3FF; District 4 Block 4G; District 7 Block 7F; District 8 Block 8F; and Curran Street from Continental Street to Sikorsky Way consists of trenching approximately 3 feet deep by 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, providing individual customer connections, removing existing overhead lines and poles and installing new streetlights. (See Figures 1 - 7)

II. ENVIRONMENTAL SETTING:

The infrastructure within the proposed USDs consists of paved public streets and alleys. Land uses within the seven USDs consist of predominantly single-family and multifamily residential development. In addition, the I-805 corridor forms the western boundary of District 4 and the San Diego Metropolitan Transit trolley corridor passes through the northern section of District 4; The Pacific Ocean shoreline forms a portion of the western edge of District 1; and the Presidio in Old Town is included in the northwestern section of District 2.

III. Environmental Analysis: See attached Initial Study Checklist.

IV. DISCUSSION:

Historical Resources (Archaeology)

The proposed UGU Districts are located in areas of San Diego which have a high potential for archaeological resources. Several known archaeological sites are located within close proximity to the proposed UGU District alignments and have the potential to be impacted during trenching activities required for implementation of the project. Therefore, the project has the potential to result in significant impacts to archaeological resources and a Mitigation, Monitoring and Reporting Program (MMRP) would be required during trenching activities. Implementation of a monitoring program would reduce the potential impacts to subsurface historical resources to below a level of significance in accordance with Section V - MMRP of the Mitigation, Monitoring and Reporting Program.

V. RECOMMENDATION:

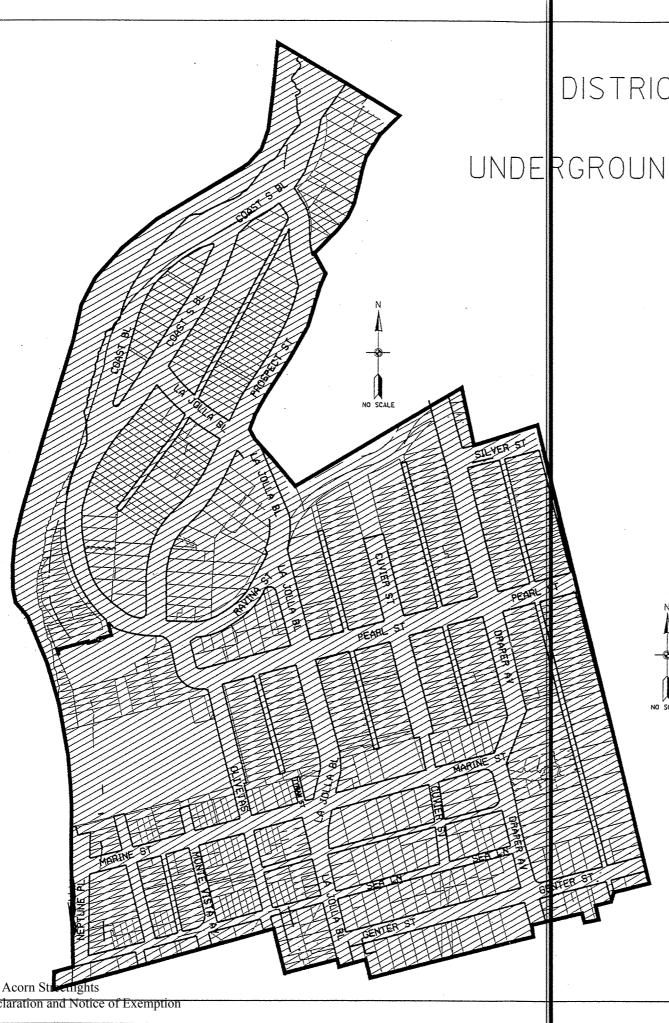
On the basis of this initial evaluation:

- The proposed project would not have a significant effect on the environment, and a NEGATIVE DECLARATION should b prepared.
- X Although the proposed project could have a significant effect on the environment, there will not be significant effect in this case because mitigation measures described in Section IV above have been added to the project. A MITIGATED NEGATIVE DECLARATION should be prepared.
- The proposed project MAY have a significant impact on the environment, and an ENVIRONMENTAL IMPACT REPORT should be required.

Analyst: Modee

Attachments: Figures 1 through 7, Vicinity Maps and Underground Surcharge Districts

Initial Study Checklist



DISTRICT | BLOCK | F

UNDERGROUND UTILITY DISTRICT

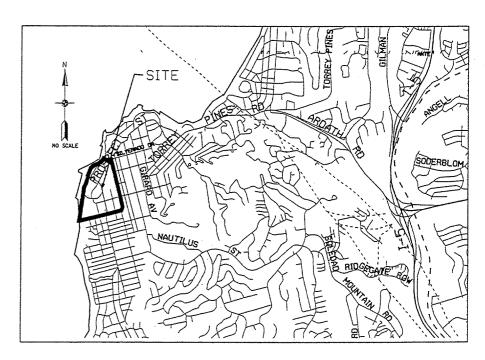
LEGEND:

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DISTRICT BOUNDARY



MONITORING REQUIRED



VICINITY MAP



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FIGURE 1

DISTRICT I BLOCK IF

UNDERGROUND UTILITY DISTRICT

Restoration and Painting of Talmadge Acorn Statedights
Appendix A – Mitigated Negative Declaration and Notice of Exemption
Volume 1 of 2 (Rev. May 2014)

DISTRICT 8 BLOCK 8 F UNDERGROUND UTILITY DISTRICT





DISTRICT BOUNDARY



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FIGURE 6 DISTRICT 8 BLOCK 8 F

UNDERGROUND UTILITY DISTRICT

Restoration and Painting of Talmadge Acorn Streetlights

Appendix A – Mitigated Negative Declaration and Notice of Exemption

Volume 1 of 2 (Rev. May 2014)

DISTRICT 2 BLOCK 2 E UNDERGROUND UTILITY DISTRICT

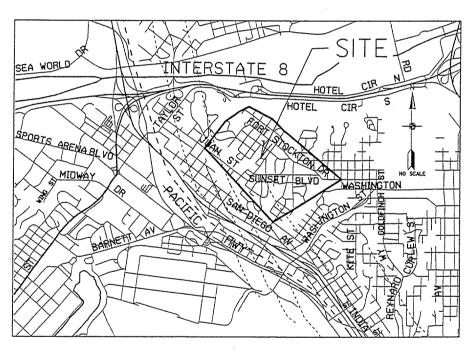
LEGEND:



DISTRICT BOUNDARY



MONITORING REQUIRED





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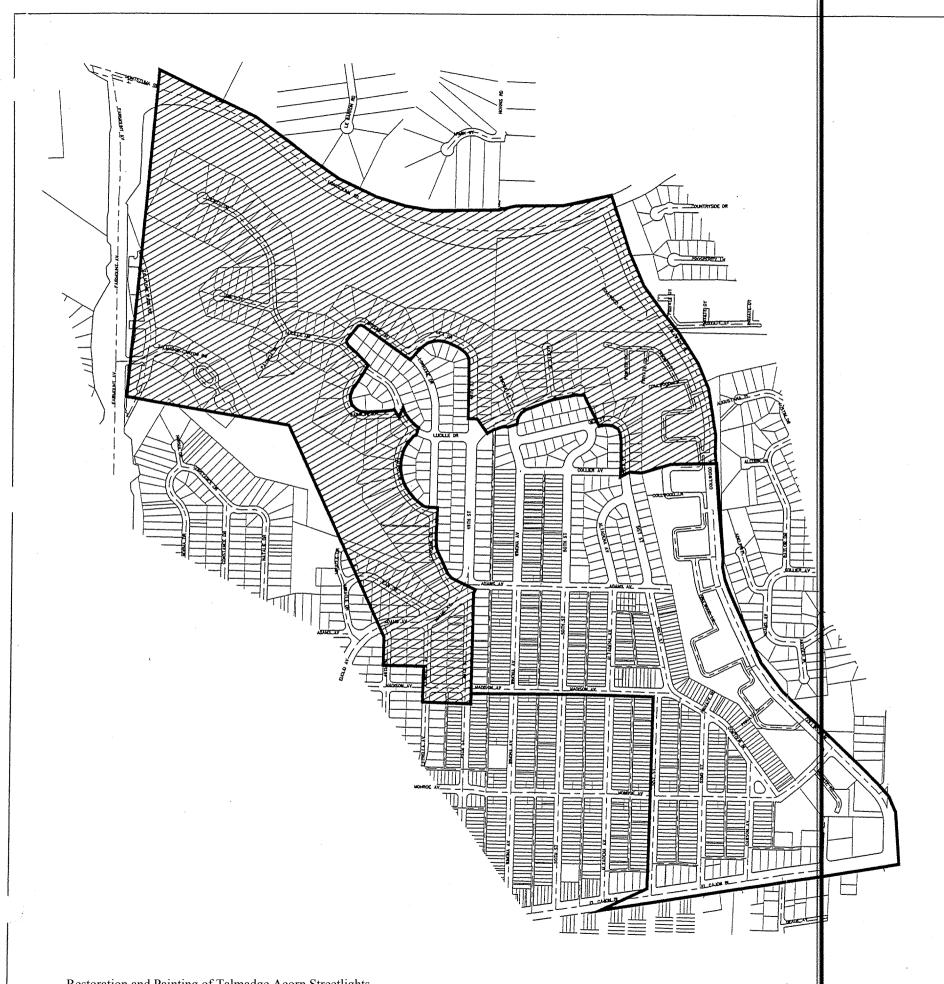
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FIGURE 2

DISTRICT 2 BLOCK 2 E

UNDERGROUND UTILITY DISTRICT

Restoration and Painting of Talmadge Acorn Streetlights
Appendix A – Mitigated Negative Declaration and Notice of Exemption
Volume 1 of 2 (Rev. May 2014)



DISTRICT 3 BLOCK 3 F F UNDERGROUND UTILITY DISTRICT

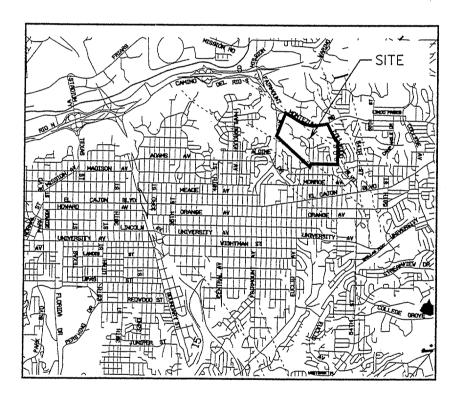
LEGEND:



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FIGURE 3
DISTRICT 3
BLOCK 3 F F

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Restoration and Painting of Talmadge Acorn Streetlights

Appendix A – Mitigated Negative Declaration and Notice of Exemption

Volume 1 of 2 (Rev. May 2014)

Restoration and Painting of Talmadge Acorn Street 1871 Appendix A – Mitigated Negative Declaration and Notice of Exemption Volume 1 of 2 (Rev. May 2014)

DISTRICT 4 BLOCK 4 G

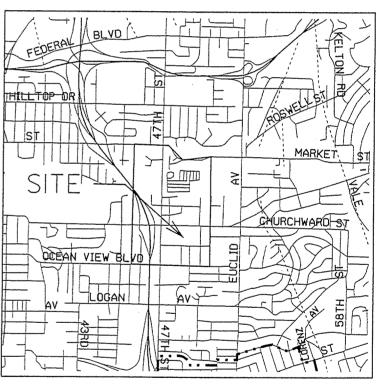
UNDERGROUND UTILITY DISTRICT

LEGEND:

DISTRICT BOUNDARY



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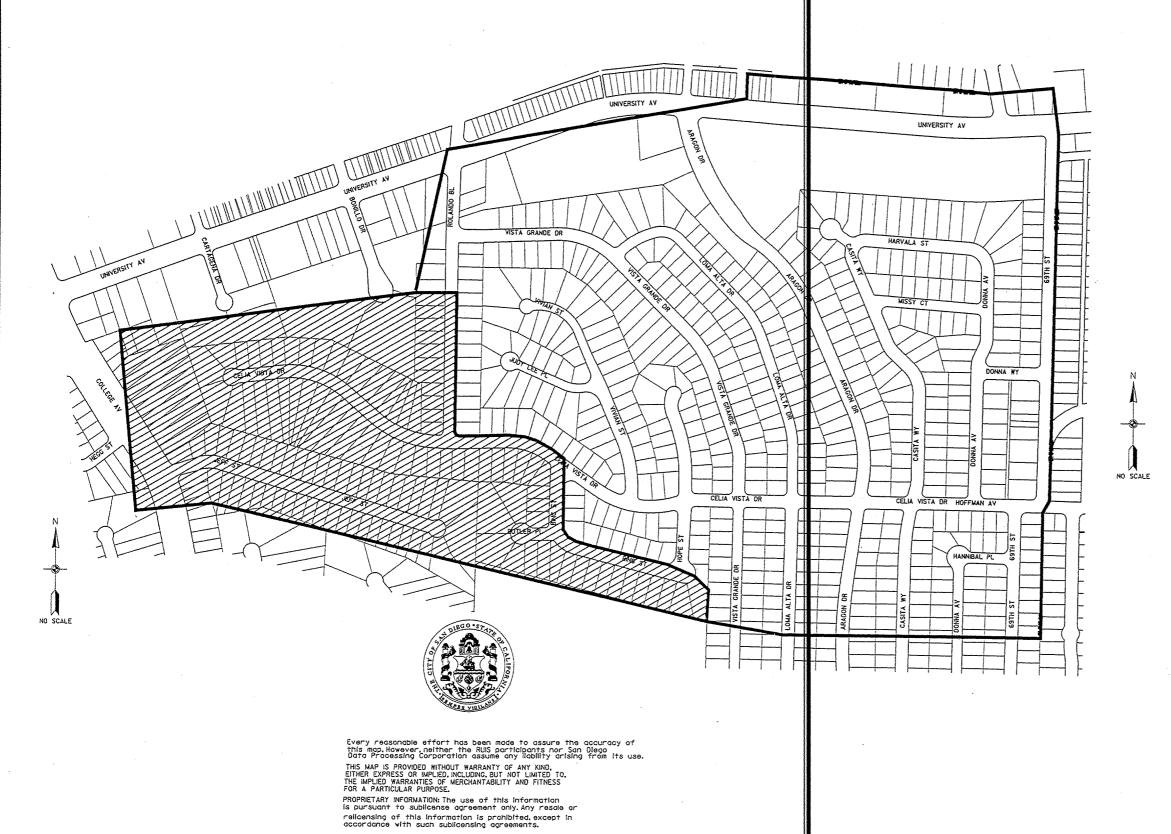
relicensing of this information is prohibited, except in accordance with such sublicensing agreements.

FIGURE 4 DISTRÍCT 4

BLOCK 4G

UNDERGROUND UTILITY 53 PARICT

DISTRICT 7 BLOCK 7F Underground utility district



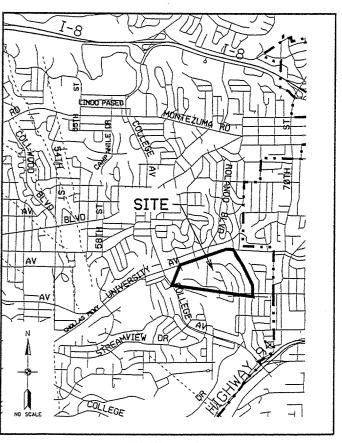
LEGEND:

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DISTRICT BOUNDARY



MONITORING REQUIRED



VICINITY MAP

FIGURE 5 DISTRICT 7 BLOCK 7 F

UNDERGROUND UTILITY DISTRICT

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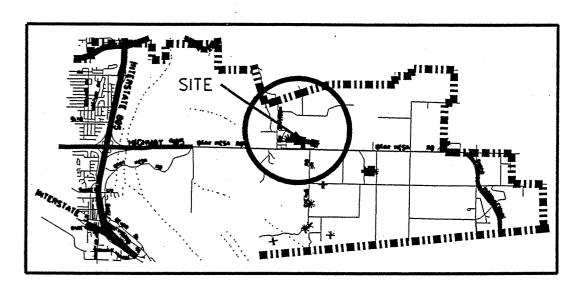
Restoration and Painting of Talmadge Acorn Streetlights

Appendix A – Mitigated Negative Declaration and Notice of Exemption

Volume 1 of 2 (Rev. May 2014)

CURRAN STREET





MONITORING REQUIRED

VICINITY MAP

OTAY MESA RD



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FIGURE 7
CURRAN STREET

UNDERGROUND UTILITY DISTRICT

Restoration and Painting of Talmadge Acorn Streetlights

DATSUN ST

Appendix A – Mitigated Negative Declaration and Notice of Exemption Volume 1 of 2 (Rev. May 2014)

PRIVATE RD

OTAY NESA RO

Initial Study Checklist Date: October 14, 2003

Project No.:23247

Name of Project: Formation of Underground Surcharge Districts

III. ENVIRONMENTAL ANALYSIS:

The purpose of the Initial Study is to identify the potential for significant environmental impacts which could be associated with a project pursuant to Section 15063 of the State CEQA Guidelines. In addition, the Initial Study provides the lead agency with information which forms the basis for deciding whether to prepare an Environmental Impact Report, Negative Declaration or Mitigated Negative Declaration. This Checklist provides a means to facilitate early environmental assessment. However, subsequent to this preliminary review, modifications to the project may mitigate adverse impacts. All answers of "yes" and "maybe" indicate that there is a potential for significant environmental impacts and these determinations are explained in Section IV of the Initial Study.

			Yes	<u>Maybe</u>	No
l.	ΑE	ESTHETICS / NEIGHBORHOOD CHARACTER — Wil	I the pr	oposal res	ult in:
	Α.	The obstruction of any vista or scenic view from a public viewing area? No such impact would result.	_	_	X
	В.	The creation of a negative aesthetic site or project? The proposed undergrounding of	_	· ·	X
		electrical lines and removal of poles will enhance the aesthetics of the neighborhoods.			
	C.	Project bulk, scale, materials, or style which would be incompatible with surrounding development? No such impact would result.	_	_	X
	D.	Substantial alteration to the existing character of the area? No such alteration would result.	_		X
	E.	The loss of any distinctive or landmark tree(s), or a stand of mature trees? No such loss would result.	_	_	<u>X</u>
	F.	Substantial change in topography or ground surface relief features? No such change would result.		_	X

Restoration and Painting of Talmadge Acorn Streetlights ¹-Appendix A – Mitigated Negative Declaration and Notice of Exemption Volume 1 of 2 (Rev. May 2014)

		<u>Yes</u>	<u>Maybe</u>	No
	D. Sewer? See XVII A.	l <u>asi</u> pt	rei <u>lle</u> eoC Gwenren	X
	E. Storm water drainage? See XVII A.	e <u>lit</u> ori Sabiet	Co <u>ow</u> f Do Offerend	X
	F. Solid waste disposal? <u>See XVII A.</u>			X
XVIII.	WATER CONSERVATION - Would the proposal result	in:		
	A. Use of excessive amounts of water? No such impact would result.		en union Po <u>sto</u> efic Pastavis	X
	B. Landscaping which is predominantly non-drought resistant vegetation? No Landscaping is proposed for this project.		elos ed I le <u>Cer</u> to ed rejo	X
XIX.	MANDATORY FINDINGS OF SIGNIFICANCE:			
	A. Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate important examples of the major periods of California history or prehistory? See Initial Study Discussion.		_X_	_
	B. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals? (A short-term impact on the environment is one which occurs in a relatively brief, definitive period of time while long-term impacts would endure well into the			
	future.) The project would not result in short- or long-term impacts.		_	X

			Yes -	<u>Maybe</u>	No
	G	The loss, covering or modification of any unique geologic or physical features such as a natural canyon, sandstone bluff, rock outcrop, or hillside with a slope in excess of 25 percent? No such loss would result.	_	_	X
	Н	Substantial light or glare? The proposed project would not result in substantial light or glare.	_	_	X
	l.	Substantial shading of other properties? The proposed project would not cast shadows onto adjacent properties.		_	X
II.		GRICULTURE RESOURCES / NATURAL RESOURC ESOURCES — Would the proposal result in:	ES/M	INERAL	
	Α.	The loss of availability of a known mineral resource (e.g., sand or gravel) that would be of value to the region and the residents of the state? No such loss would result.	_	_	<u>X</u>
	B.	The conversion of agricultural land to nonagricultural use or impairment of the agricultural productivity of agricultural land? No such conversion would result	_		<u>X</u>
11.	AIF	R QUALITY - Would the proposal:			
	Α.	Conflict with or obstruct implementation of the applicable air quality plan? No such impact would result.	_	_	X
	В.	Violate any air quality standard or contribute substantially to an existing or projected air quality violation? No such violation would result.	_	_	<u>X</u>
	C.	Expose sensitive receptors to substantial pollutant concentrations? No such exposure would result.	_	_	X
	D.	Create objectionable odors affecting a substantial number of people? No such impact would result.	_	_	<u>X</u>

		Yes	<u>Maybe</u>	No
	Exceed 100 pounds per day of Particulate Matter 10 (dust)? No such impact would result.	_	_	X
	F. Alter air movement in the area of the project? No such impact would result.	_	_	X
	G. Cause a substantial alteration in moisture, or temperature, or any change in climate, either locally or regionally? None of the above-referenced concerns would result from project implementation.	_	_	X
IV.	BIOLOGY - Would the proposal result in:			
	A. A reduction in the number of any unique, rare, endangered, sensitive, or fully protected species of plants or animals? No such impact would result.	_	_	_X_
	B. A substantial change in the diversity of any species of animals or plants? <u>No such change would result.</u>	_		<u>X</u>
	C. Introduction of invasive species of plants into the area? No such introduction would result.	_	_	X
	D. Interference with the movement of any resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors? <u>No such interference would result.</u>		_	X
	E. An impact to a sensitive habitat, including, but not limited to streamside vegetation, aquatic, riparian, oak woodland, coastal sage scrub or chaparral? No such impact would result.	_	_	_X_

			<u>Yes</u>	<u>Maybe</u>	No
F.	An	impact on City, State, or federally regulated wetlands (including, but not limited to, coastal salt marsh, vernal pool, lagoon, coastal, etc.) through direct removal, filling, hydrological interruption or other means? No such impact would result.	_	_	<u>X</u>
	G.	Conflict with the provisions of the City's Multiple Species Conservation Program (MSCP) Subarea Plan or other approved local, regional or state habitat conservation plan? No such conflict would result.	_	_	X
٧.	EN	ERGY - Would the proposal:			
	A.	Result in the use of excessive amounts of fuel or energy (e.g. natural gas)? The project proposes to underground existing overhead lines, therefore, would not result in the use of excessive amounts of fuel, energy, or	_	_	X
		power.			
		Result in the use of excessive amounts of power? See V A.	_	_	<u>X</u>
VI.	GE	OLOGY/SOILS - Would the proposal:			
	Α.	Expose people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards? No such exposure to such hazards would result.	_	_	X
	В.	Result in a substantial increase in wind or water erosion of soils, either on or off the site? No such impact would result.	_	_	X

			Yes	Maybe	No
	C.	Be located on a geologic unit or soil that is unstable or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse? See VI A.	_		X
VII.	Н	STORICAL RESOURCES - Would the proposal resul	t in:		
	Α.	Alteration of or the destruction of a prehistoric or historic archaeological site? See Initial Study Discussion.	_	X	_
	B.	Adverse physical or aesthetic effects to a prehistoric or historic building, structure, object, or site? See Initial Study Discussion.	127 20 20 20 20 20 20 20 20 20 20 20 20 20	_X	_
	C.	Adverse physical or aesthetic effects to an architecturally significant building, structure, or object? No such impact would result.	_		_X_
	D.	Any impact to existing religious or sacred uses within the potential impact area? No such impact would result.	_	<u></u>	X
	C.	The disturbance of any human remains, including those interred outside of formal cemeteries? See Initial Study Discussion.	_	_X_	
VIII.		JMAN HEALTH / PUBLIC SAFETY / HAZARDOUS Ma oposal:	ATERI.	ALS : Wo	uld the
	Α.	Create any known health hazard (excluding mental health)? No such hazard would result.			X
	В.	Expose people or the environment to a significant hazard through the routine transport, use or disposal of hazardous materials? No such exposure would result	_	_	X

		<u>Yes</u>	<u>Maybe</u>	No
C.	Create a future risk of an explosion or the release of hazardous substances (including but not limited to gas, oil, pesticides, chemicals, radiation, or explosives)? No such risk would result.	_		X
D.	Impair implementation of, or physically interfere with an adopted emergency response plan or emergency evacuation plan? No such impact would result.		_	X
E.	Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, create a significant hazard to the public or environment? The project would not be located on a site included on a list of hazardous materials sites.		_	_X_
F.	Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment? No such hazard would result.	_	_	<u>X</u>
НΥ	DROLOGY/WATER QUALITY - Would the proposal r	esult in	า:	
Α.	An increase in pollutant discharges, including down stream sedimentation, to receiving waters during or following construction? Consider water quality parameters such as temperature dissolved oxygen, turbidity and			
	other typical storm water pollutants. No such impact would result.			_X_
В.	An increase in impervious surfaces and associated increased runoff? No such increase would result.	_	_	_X_
C.	Substantial alteration to on- and off-site drainage patterns due to changes in runoff flow rates or volumes? No such alteration would result.	_	_	<u> X</u>

IX.

			Yes	<u>Maybe</u>	No
	D.	Discharge of identified pollutants to an already impaired water body (as listed on the Clean Water Act Section 303(b) list)? No such discharge would result.	_		X
	E.	A potentially significant adverse impact on ground water quality? The project would not impact ground water quality.		11 10 10 10 10 10 10 10 10 10 10 10 10 1	X
	F.	Cause or contribute to an exceedance of applicable surface or groundwater receiving water quality objectives or degradation of beneficial uses? No such impact would result.		_	X
X.	LA	ND USE - Would the proposal result in:			
	Α.	A land use which is inconsistent with the adopted community plan land use designation for the site or conflict with any applicable land use plan, policy or regulation of an agency with jurisdiction over a project? The proposed land use is consistent with the Community Plans.	_		<u>X</u> .
	В.	A conflict with the goals, objectives and recommendations of the community plan in which it is located? No such conflict would result.	_	_	<u>X</u>
	C.	A conflict with adopted environmental plans, including applicable habitat conservation plans adopted for the purpose of avoiding or mitigating an environmental effect for the area? No such conflict would result.	_	_	<u>X</u>
	D.	Physically divide an established community? The project would not divide an established community.		-	X
	E.	Land uses which are not compatible with aircraft accident potential as defined by an adopted airport Comprehensive Land Use Plan (CLUP)? No such incompatibilities would result.	_	_	<u>X</u>

		Yes	<u>Maybe</u>	No
XI.	NOISE - Would the proposal result in:			
	A. A significant increase in the existing ambient noise levels? The temporary increase in ambient noise levels would not be significant.	_	_	X
	Exposure of people to noise levels which exceed the City's adopted noise ordinance? No such exposure would result.	_	_	<u>X</u> _
	C. Exposure of people to current or future transportation noise levels which exceed standards established in the Transportation Element of the General Plan or an adopted airport Comprehensive Land Use Plan? See XI B.	_	_	_X_
XII.	PALEONTOLOGICAL RESOURCES: Would the proposal impact a unique paleontological resource or site or unique geologic feature? No such impact would result.	_		_X_
XIII.	POPULATION AND HOUSING - Would the proposal:			
	A. Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?			X
	The project would have no impact to population growth or existing housing.	_		<u> </u>
	B. Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere? <u>See XIII A.</u>	_	_	<u>X</u>
	C. Alter the planned location, distribution, density or growth rate of the population of an area? See XIII A.	_	**************************************	X

XIV.	PUBLIC SERVICES - Would the proposal have an effect need for new or altered governmental services in any of	the follo	or result wing are	in a as:
	A. Fire protection? Is provided.		_	X
	B. Police protection? <u>See XIV A.</u>	-		X
	C. Schools? N/A.	_	-	X
	D. Parks or other recreational facilities? N/A.	_	-	<u>X</u>
	E. Maintenance of public facilities, including roads? See XIV A.	_	_	X
	F. Other governmental services? <u>See XIV A.</u>	_		X
XV.	RECREATIONAL RESOURCES - Would the proposal r	esult in:		
	A. Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated? No such increase would result.	_		X
	B. Does the project include recreational facilities of require the construction or expansion of recreational facilities which might have an adverse physical effect on			
	the environment? No such facilities are proposed.		_	<u>X</u>
XVI.	TRANSPORTATION/CIRCULATION - Would the propo	sal resu	It in:	
	A. Traffic generation in excess of specific/ community plan allocation? The project will not generate additional traffic.	_	_	_X_

Yes Maybe

No

		Yes	<u>Maybe</u>	No
В.	An increase in projected traffic which is substantial in relation to the existing traffic load and capacity of the street system? See XVI.A.	_		<u>X</u>
C.	An increased demand for off-site parking? No such increase would result.	8 <u></u>		X
D.	Effects on existing parking? No such effects would result.	_	_	X
E.	Substantial impact upon existing or planned transportation systems? See XVI A.		_X_	_
F.	Alterations to present circulation movements including effects on existing public access to beaches, parks, or other open space areas? No such alteration would result.	_		X
G.	Increase in traffic hazards for motor vehicles, bicyclists or pedestrians due to a proposed, non-standard design feature (e.g., poor sight distance or driveway onto an access-restricted roadway)? No such increase would result.	_		X
H.	A conflict with adopted policies, plans or programs supporting alternative transportation models (e.g., bus turnouts, bicycle racks)? No such conflict would result.	_	_	X
	ILITIES - Would the proposal result in a need for new ostantial alterations to existing utilities, including:	syste	ms, or req	uire
Α.	Natural gas? No such impact would result.	_	_	X
В.	Communications systems? See XVII A.		-	X
C.	Water?	_	_	X

XVII.

No Yes Maybe C. Does the project have impacts which are individually limited, but cumulatively considerable? (A project may impact on two or more separate resources where the impact on each resource is relatively small, but where the effect of the total of those impacts on the environment is significant.) See Initial Study Discussion D. Does the project have environmental effects which would cause substantial adverse effects on human beings, either directly or indirectly? The project would not result in direct or indirect substantial adverse effects on human beings.

INITIAL STUDY CHECKLIST

REFERENCES

1.	Aesthetics / Neighborhood Character N/A
X	City of San Diego Progress Guide and General Plan.
X	Community Plan.
	Local Coastal Plan.
II.	Agricultural Resources / Natural Resources / Mineral Resources - N/A
	City of San Diego Progress Guide and General Plan.
	U.S. Department of Agriculture, Soil Survey - San Diego Area, California, Part I and II, 1973.
	California Department of Conservation - Division of Mines and Geology, Mineral Land Classification.
	Division of Mines and Geology, Special Report 153 - Significant Resources Maps.
Ш.	Air - N/A
_X	California Clean Air Act Guidelines (Indirect Source Control Programs) 1990.
	Regional Air Quality Strategies (RAQS) - APCD.
	Site Specific Report:
IV.	Biology N/A
X	
	City of San Diego, Multiple Species Conservation Program (MSCP), Subarea Plan, 1997
_X	
_X	Plan, 1997 City of San Diego, MSCP, "Vegetation Communities with Sensitive Species and

	California Department of Fish and Game, California Natural Diversity Database, "State and Federally-listed Endangered, Threatened, and Rare Plants of California," January 2001.
	California Department of Fish & Game, California Natural Diversity Database, "State and Federally-listed Endangered and Threatened Animals of California," January 2001.
_X	City of San Diego Land Development Code Biology Guidelines.
	Site specific report:
٧.	Energy - N/A
VI.	Geology/Soils N/A
X	City of San Diego Seismic Safety Study.
	U.S. Department of Agriculture Soil Survey - San Diego Area, California, Part I and II, December 1973 and Part III, 1975.
X	"Preliminary Geotechnical Evaluation," prepared by GeoSoils, Inc, dated January 21, 2002.
VII.	Historical Resources
<u>X</u>	City of San Diego Historical Resources Guidelines.
<u>X</u>	City of San Diego Archaeology Library.
	Historical Resources Board List.
	Community Historical Survey:
	Site Specific Report:
VIII.	Human Health / Public Safety / Hazardous Materials N/A
X	San Diego County Hazardous Materials Environmental Assessment Listing, 2002.
	San Diego County Hazardous Materials Management Division
	FAA Determination

Revised September 2001

	State Assessment and Mitigation, Unauthorized Release Listing, Public Use Authorized 1995.						
	Airport Comprehensive Land Use Plan (Brown Field).						
	Site Specific Report: "Phase I Environmental Site Assessment 20-Acre Parcel Britannia Boulevard and Airway Road, San Diego, California," prepared by LFF Levine-Fricke, dated August 28, 2002.						
IX.	Hydrology/Water Quality N/A						
X	Flood Insurance Rate Map (FIRM).						
X	Federal Emergency Management Agency (FEMA), National Flood Insurance Program - Flood Boundary and Floodway Map.						
	Clean Water Act Section 303(b) list, dated May 19, 1999, http://www.swrcb.ca.gov/tmdl/303d_lists.html).						
	Site specific report:						
	Site specific report:						
Χ.	Land Use N/A						
	City of San Diego Progress Guide and General Plan.						
X	Community Plan.						
X	Airport Comprehensive Land Use Plan						
	City of San Diego Zoning Maps						
·	FAA Determination						
XI.	Noise - N/A						
	Community Plan						
	San Diego International Airport - Lindbergh Field CNEL Maps.						
	Brown Field Airport Master Plan CNEL Maps.						
	Montgomery Field CNEL Maps.						
	San Diego Association of Governments - San Diego Regional Average Weekday Traffic Volumes.						

	San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.
	City of San Diego Progress Guide and General Plan.
XII.	Paleontological Resources - N/A
	City of San Diego Paleontological Guidelines.
	Thomas A., and Stephen L. Walsh, "Paleontological Resources City of San Diego," <u>Department of Paleontology</u> San Diego Natural History Museum, 1996.
_	Kennedy, Michael P., and Gary L. Peterson, "Geology of the San Diego Metropolitan Area, California. Del Mar, La Jolla, Point Loma, La Mesa, Poway, and SW 1/4 Escondido 7 1/2 Minute Quadrangles," California Division of Mines and Geology Bulletin 200, Sacramento, 1975.
X	Kennedy, Michael P., and Siang S. Tan, "Geology of National City, Imperial Beach and Otay Mesa Quadrangles, Southern San Diego Metropolitan Area, California," Map Sheet 29, 1977.
	Site Specific Report:
XIII.	Population / Housing - N/A
	City of San Diego Progress Guide and General Plan.
X	Community Plan.
	Series 8 Population Forecasts, SANDAG.
XIV.	Public Services - N/A
	City of San Diego Progress Guide and General Plan.
X	Community Plan.
XV.	Recreational Resources - N/A
	City of San Diego Progress Guide and General Plan.
X	Community Plan.
	Department of Park and Recreation
	City of San Diego - San Diego Regional Bicycling Map
	Additional Resources:

Revised September 2001

XVI.	Transportation / Circulation
<u>X</u>	City of San Diego Progress Guide and General Plan.
<u>X</u>	Community Plan.
	San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.
	San Diego Region Weekday Traffic Volumes, SANDAG.
	Site specific report:
XVII.	Utilities - N/A
XVIII.	Water Conservation - N/A
	Sunset Magazine, New Western Garden Book. Rev. ed. Menlo Park, CA:

DETERMINATION OF ENVIRONMENTAL EXEMPTION

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

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

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.

- ĺ. 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).
- This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section X checked below:

(ARTICLE 19 of GUIDELINES CATEGORICAL EXEMPTIONS (Incomplete list)		ARTICLE 18 of GUIDELINES STATUTORY EXEMPTIONS (Incomplete list)
Section [] 15301 [X] 15302(d) [] 15303 [] 15304 [] 15305 [] 15311 [] 15312 [] 15315 [] 15317 [] 15319 [] 15325	Short Name Existing Facilities Replacement or Reconstruction New Construction or Conversion of Small Structures Minor Alterations to Land Minor Alteration in Land Use Information Collection Accessory Structures Surplus Government Property Sales Minor Land Divisions Open Space Contracts or Easements Annexation of Existing Facilities and Lots for Exempt Facilities Transfer of Ownership of Interest in Land to Preserve Open Space	Section [] 15261 [] 15262 [] 15265 [] 15268 [] 15269 [] Other	Short Name Ongoing Project Feasibility and Planning Studies Adoption of Coastal Plans and Programs Ministerial Projects 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,

Michael Dudas ECP-Undergrounding (MS 612) Nathan Brunner, ECP-Undergrounding (MS 612)

APPENDIX B

MATERIALS TYPICALLY	ACCEPTED BY	CERTIFICATE	OF	COMPLIANCE
MATERIALS ITTICALLI	ACCEL LED D	CENTIFICATE	OI.	COMI LIANCE

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 C

SAMPLE CITY INVOICE

City of San Diego, Field Engineering Div., 9485 Aero Drive, SD CA 92123					Contractor's Name:						
Project	Project Name:					Contracto	Contractor's Address:				
SAP No	SAP No. (WBS/IO/CC):										
City Pu	rchase Order No. :					Contractor's Phone #: Invoice No.					
	nt Engineer (RE):				Contractor's Fax #:				Invoice Date:		
RE Pho	me#·	RE Fax#:			Contact Name: Billing Po				oriod:		
		Contract Authorization				Estimate	This E	stimate	Totals to Date		
Item #	Item Description	Unit	Qty	Price	Extension		Amount			% / QTY	Amount
1	2 Parallel 4" PVC C900	LF	1,380	\$34.00	\$46,920.00						
2	48" Primary Steel Casing	LF	500	\$1,000.00	\$500,000.00						
3	2 Parallel 12" Secondary Steel	LF	1,120	\$53.00	\$59,360.00						
4	Construction and Rehab of PS 49	LS	1	\$150,000.00	\$150,000.00						
5	Demo	LS	1	\$14,000.00	\$14,000.00						
6	Install 6' High Chain Link Fence	LS	1	\$5,600.00	\$5,600.00						
7	General Site Restoration	LS	1	\$3,700.00	\$3,700.00						
8	10" Gravity Sewer	LF	10	\$292.00	\$2,920.00						
9	4" Blow Off Valves	EA	2	\$9,800.00	\$19,600.00						
10	Bonds	LS	1	\$16,000.00	\$16,000.00						
11	Field Orders	AL	1	80,000	\$80,000.00						
11.1	Field Order 1	LS	5,500	\$1.00	\$5,500.00						
11.2	Field Order 2	LS	7,500	\$1.00	\$7,500.00						
11.3	Field Order 3	LS	10,000	\$1.00	\$10,000.00						
11.4	Field Order 4	LS	6,500	\$1.00	\$6,500.00						
12	Certified Payroll	LS	1	\$1,400.00	\$1,400.00						
	CHANGE ORDERS										
Change	Order 1	4,890									
Items 1					\$11,250.00						
	Deduct Bid Item 3	LF	120	-\$53.00	(\$6,360.00)						
	Order 2	160,480									
Items 1					\$95,000.00						
	Deduct Bid Item 1	LF	380	-\$340.00	(\$12,920.00)						
	Encrease bid Item 9	LF	8	\$9,800.00	\$78,400.00						
	Order 3 (Close Out) Deduct Bid Item 3	-121,500	53	-500.00	(\$26,500.00)						
	Deduct Bid Item 3	LS	-1	45,000.00	(\$45,000.00)						
Items 3		Lis	1	-50,500.00	(\$50,500.00)						
Tems o			-	20,200.00	(\$20,200.00)			Total			
	SUMMARY			<u> </u>				This	\$ -	Total Billed	\$0.00
A. Orig	inal Contract Amount						Ret	Retention and/or Escrow Payment Schedule			dule
B. Approved Change Order 1 Thru 3											-
C. Total Authorized Amount (A+B)								Total Retention Required as of this billing Previous Retention Withheld in PO or in Escrow			
D. Total Billed to Date											
								Add'l Amt to Withhold in PO/Transfer in Escrow:			
E. Less Total Retention (5% of D) F. Less Total Previous Payments							Amt to Release to Contractor from PO/Escrow:				
						Contract	or Signature and Date:				
G. Payment Due Less Retention						Contracto	n signatui	e and Dai	ie:	1	
H. Remaining Authorized Amount								l	<u> </u>	L	

APPENDIX D

LOCATION MAP

7 1-8 WB 7 1-8 EB 9 9 4 GR AM PROPERTY OF THE PROPERTY OF THE

TALMADGE ACORN STREETLIGHT REHAB

SENIOR ENGINEER LABIB QASEM 619-533-6670

PROJECT MANAGER FERNANDO LASAGA 619-533-7406

CONSTRUCTION PROJECT INFORMATION LINE 619-533-4207



RIGHT- OF- WAY DIVISION



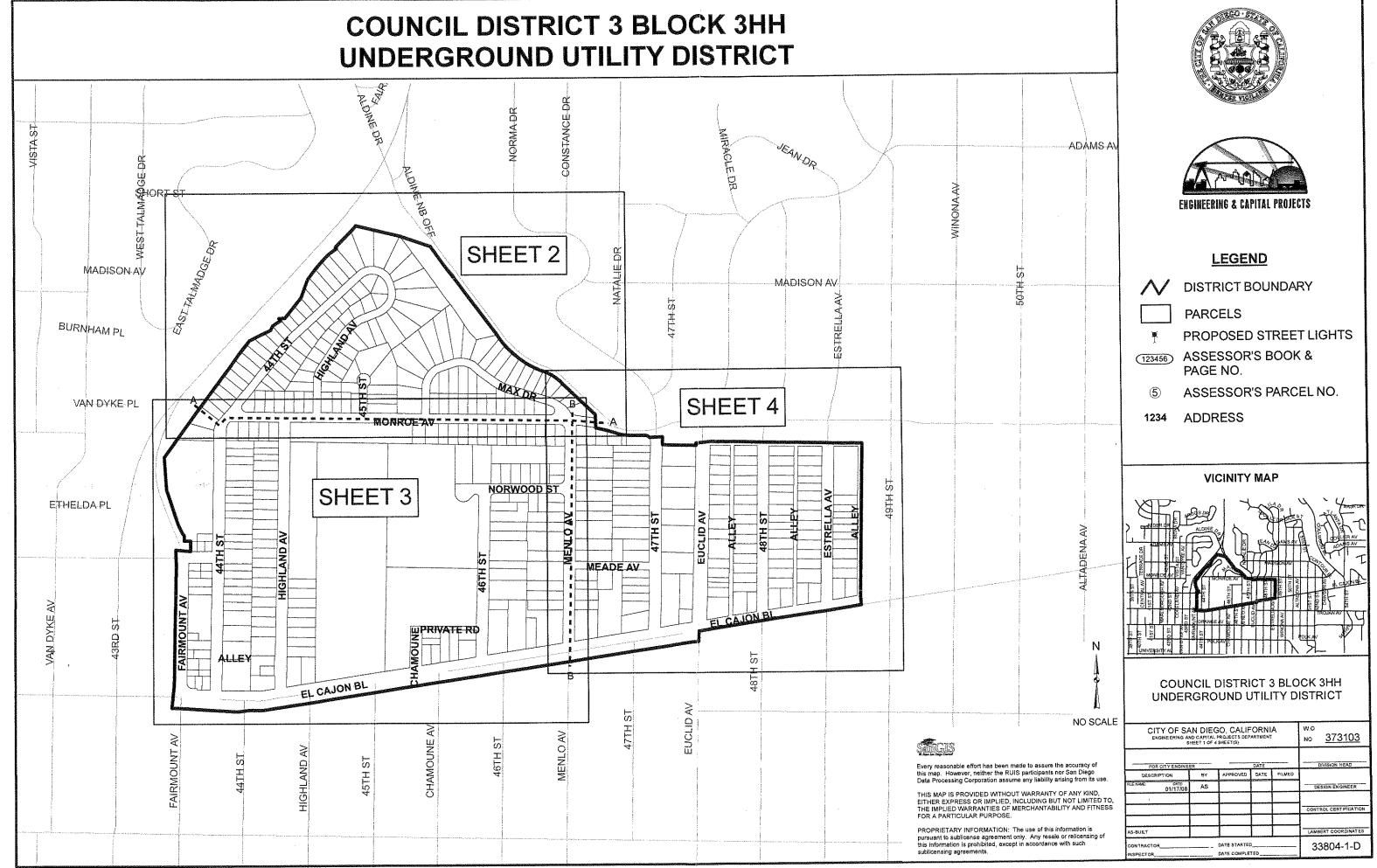
COMMUNITY NAME: Talmadge Appendix D – Location Map Date: March 26, 2014

Volume 1 of 2 (Rev. May. 2014)



APPENDIX E

ADJACENT PROJECTS



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2011 UUP STREET MAINTENANCE **RESIDENTIAL PROJECT BLOCK 3-EE, BLOCK 3-FF & MONROE AVE** (TALMADGE) (EL CAJON TALMADGE)

SENIOR ENGINEER LABIB QASEM (619)-533-6670

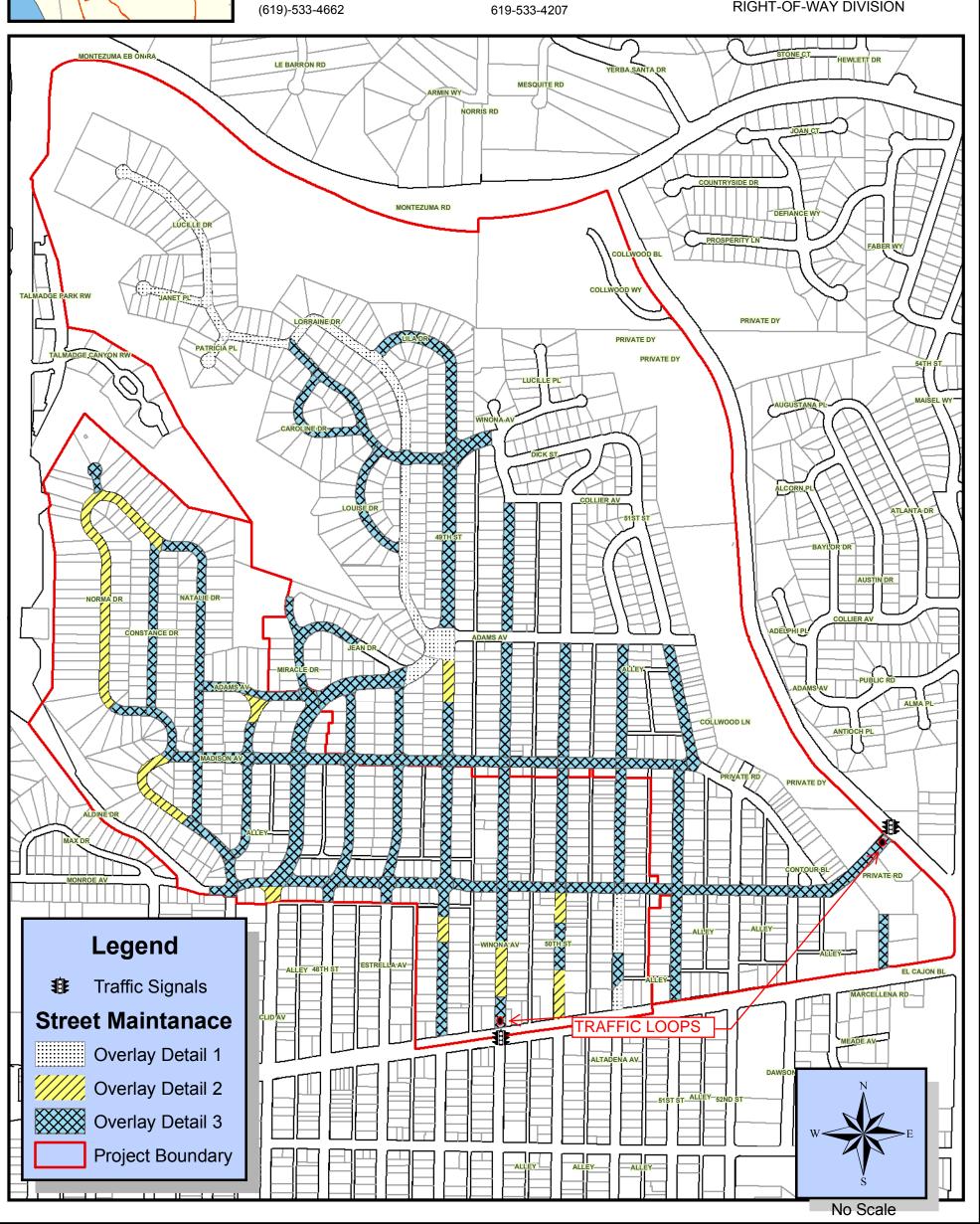
STUDENT ENGINEER JAIME RAMOS

PROJECT MANAGER DAYUE ZHANG (619)-533-7409

CONSTRUCTION PROJECT INFORMATION LINE 619-533-4207



RIGHT-OF-WAY DIVISION



COMMUNITY NAME: TALMADGE, EL CAJON TALMADGE

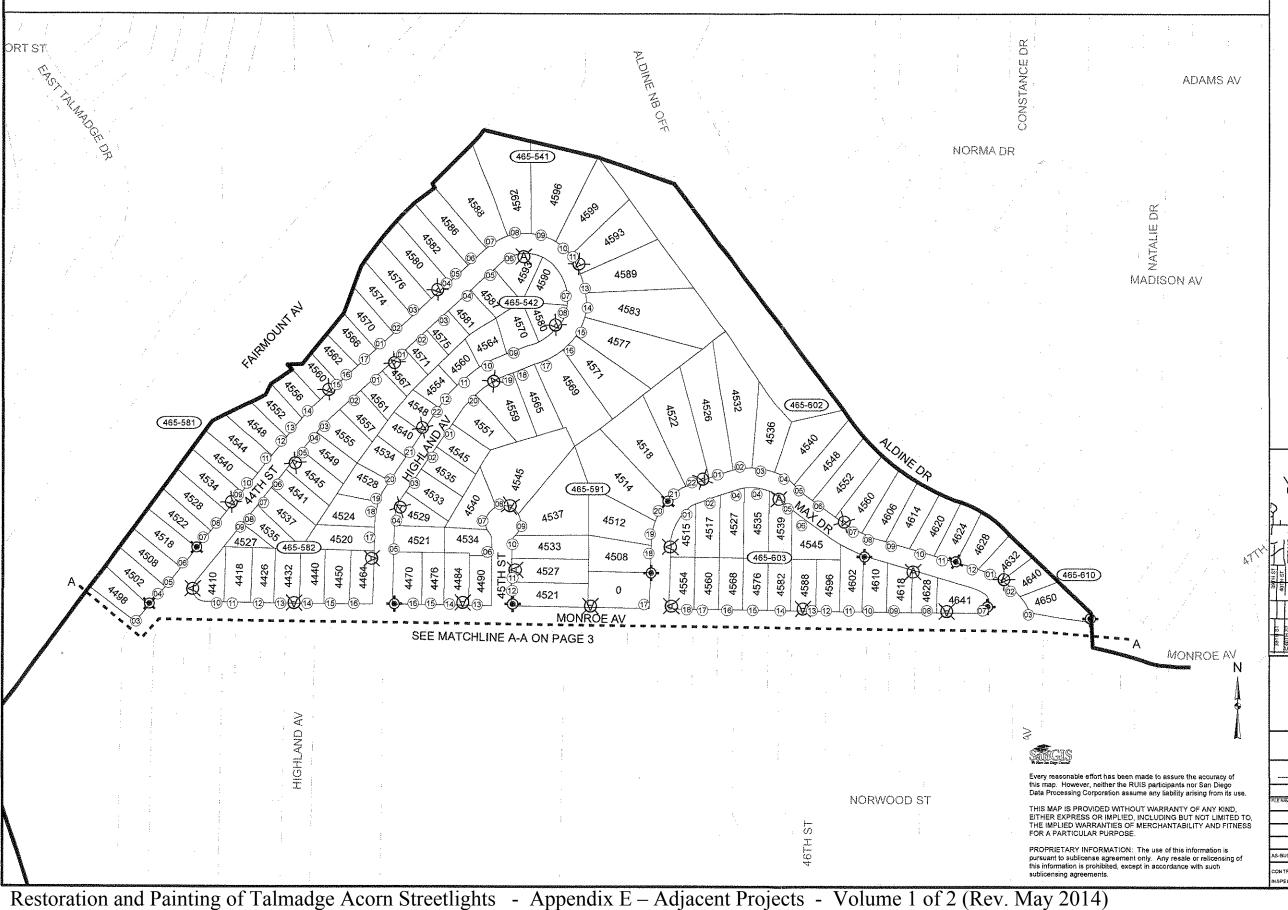


COUNCIL DISTRICT: 9



SAP ID: B-00825 (3-EE) B-00710 (3-FF)

COUNCIL DISTRICT 3 BLOCK 3HH UNDERGROUND UTILITY DISTRICT







LEGEND

DISTRICT BOUNDARY

PARCELS

EXISTING ACORN STREET LIGHTS

PROPOSED ACORN STREET LIGHTS

(123-456) ASSESSOR'S BOOK & PAGE NO.

ASSESSOR'S PARCEL NO.

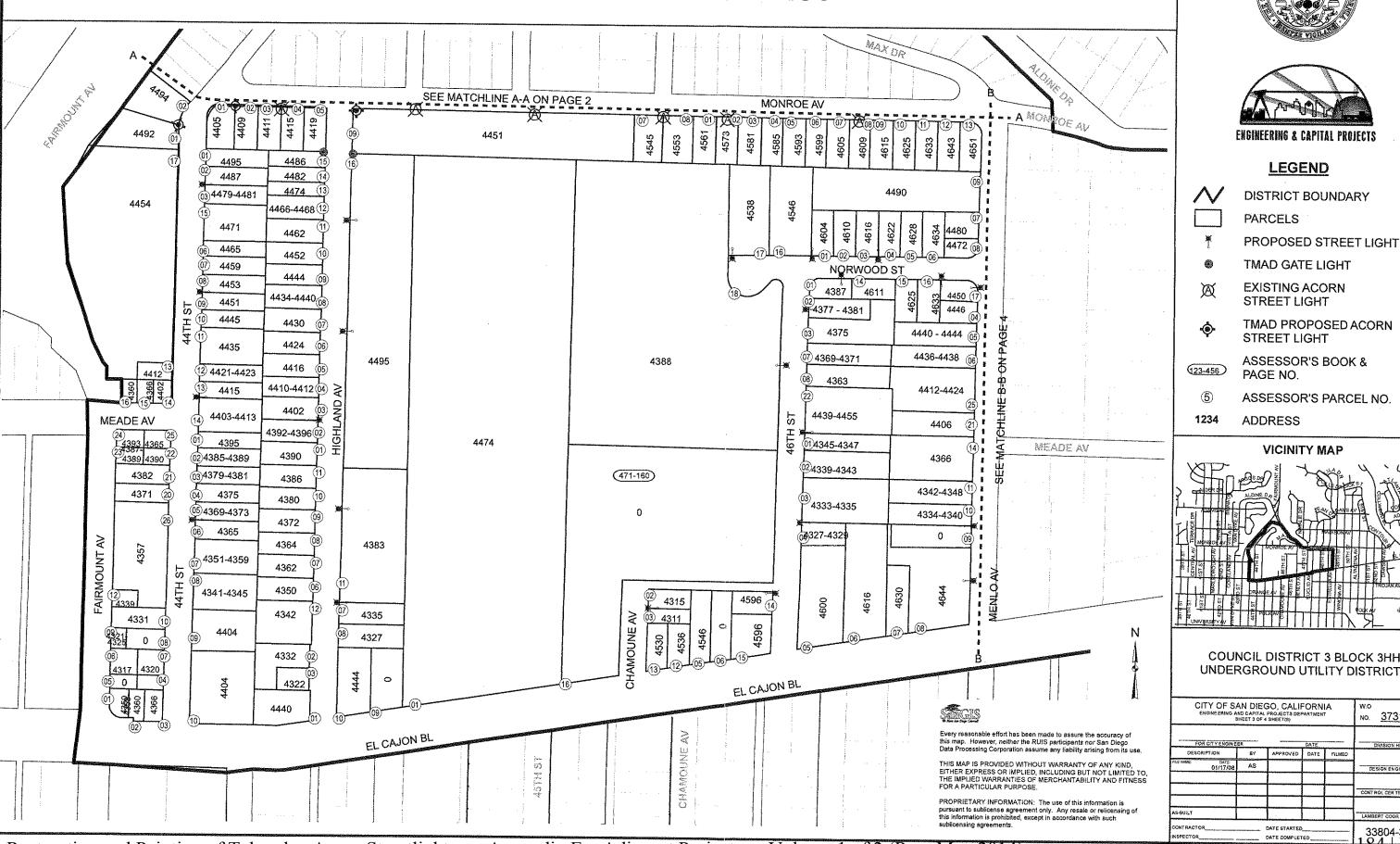
VICINITY MAP

ADDRESS

COUNCIL DISTRICT 3 BLOCK 3HH **UNDERGROUND UTILITY DISTRICT**

							
CITY OF SA Engine ering ai 8	w.o no. <u>373103</u>						
FOR CITY ENGINEER DATE					DIVISION HEAD		
DESCRIPTION	BY	APPROVED	DATE	FILMED			
RIE NAME: DATE: 01/17/08	AS				DESIGN ENGINEER		
		<u> </u>			CONTROL CERTIFICATION		
AS-BUILT					LAMBERT COORDINATES		
CONTRACTOR		DATE STARTED	·		33804-2-D		

COUNCIL DISTRICT 3 BLOCK 3HH UNDERGROUND UTILITY DISTRICT





ENGINEERING & CAPITAL PROJECTS

V	DISTRICT	BOUNDARY

TMAD GATE LIGHT

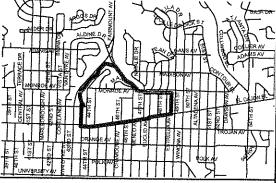
EXISTING ACORN STREET LIGHT

TMAD PROPOSED ACORN STREET LIGHT

ASSESSOR'S BOOK &

ASSESSOR'S PARCEL NO.

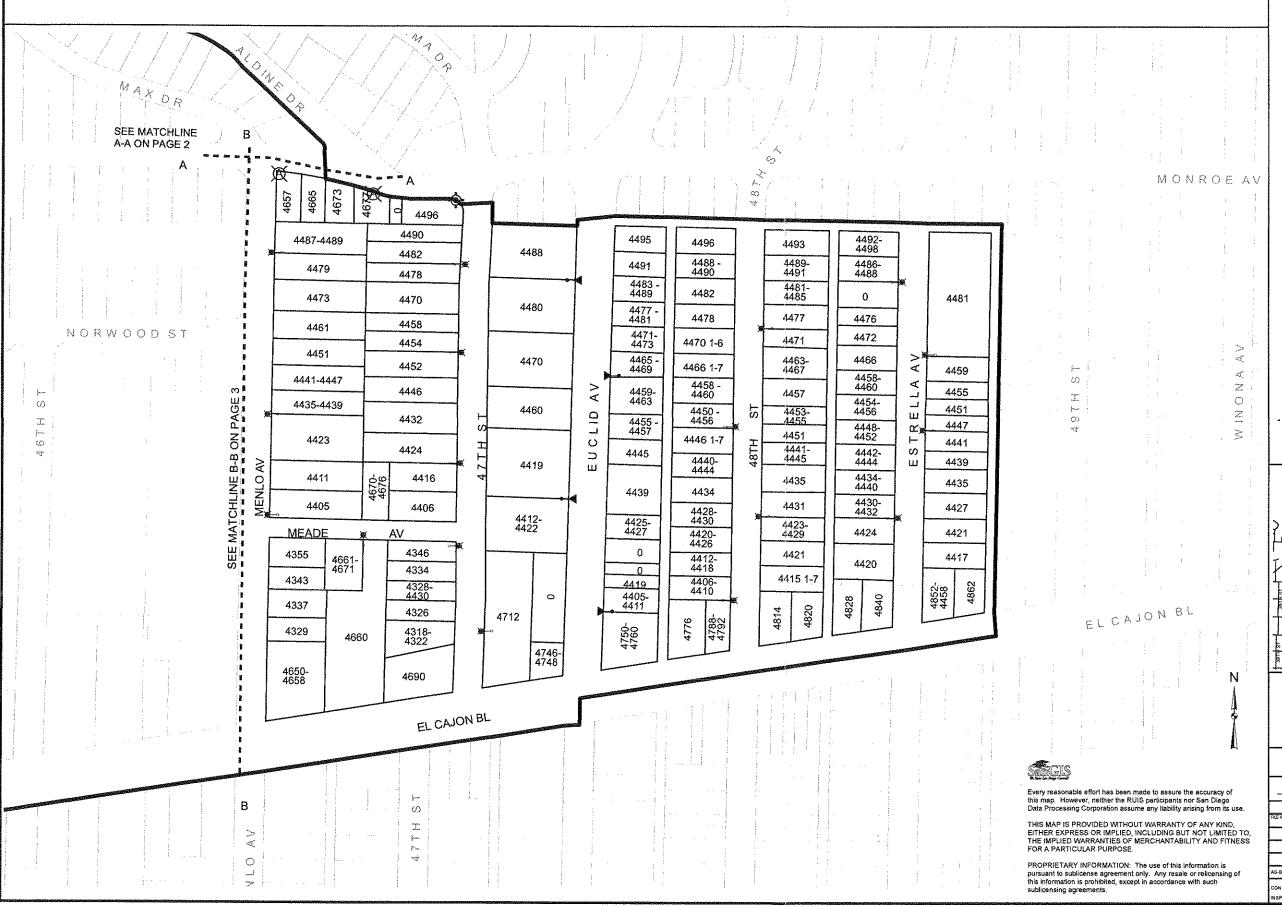
VICINITY MAP



COUNCIL DISTRICT 3 BLOCK 3HH UNDERGROUND UTILITY DISTRICT

CITY OF SA ENGINEERING AN 81	W.O NO.	<u>373103</u>				
FOR CITY ENGINEE	R		DATE		Di	VISION HEAD
DESCRIPTION	BY	APPROVED	DATE	FILMED	***************************************	*********
DATE: 01/17/08	AS	1			DES	IGN EN GINEER
					CONTR	OL CER TIPICATIO
S-BUILT						
ONT RACTOR		DATE STARTED	L		******************	RT COOR DINATE
						~~ ~ ~

COUNCIL DISTRICT 3 BLOCK 3HH UNDERGROUND UTILITY DISTRICT







ENGINEERING & CAPITAL PROJECTS

LEGEND

DISTRICT BOUNDARY

PARCELS

PROPOSED STREET LIGHT

EL CAJON BUS IMPROVEMENT DISTRICT STREET LIGHT

EXISTING ACORN STREET LIGHT

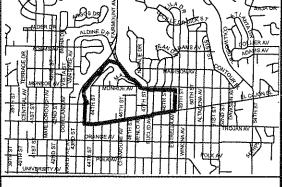
TMAD PROPOSED ACORN STREET LIGHT

ASSESSOR'S BOOK & (123-456) PAGE NO.

ASSESSOR'S PARCEL NO.

1234 **ADDRESS**

VICINITY MAP



COUNCIL DISTRICT 3 BLOCK 3HH UNDERGROUND UTILITY DISTRICT

CITY OF SA ENGINEERING AND SH	w.o No. 373103				
FOR CITY ENGINEER	R		DATE		Division HEAD
DESCRIPTION	BY	APPROVED	DATE	FILMED	
DATE: 01/17/08	AS				DESIGN ENGINEER
	***************************************				CONTROL CERTIFICATION
AS-BUILT					LAMBERT COOR DINATES
CONTRACTOR DATE STARTED INSPECTOR DATE COMPLETED				33804-4-D	

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2011 UUP STREET MAINTENANCE RESIDENTIAL PROJECT BLOCK 3-EE, BLOCK 3-FF & MONROE AVE (TALMADGE) (EL CAJON TALMADGE)

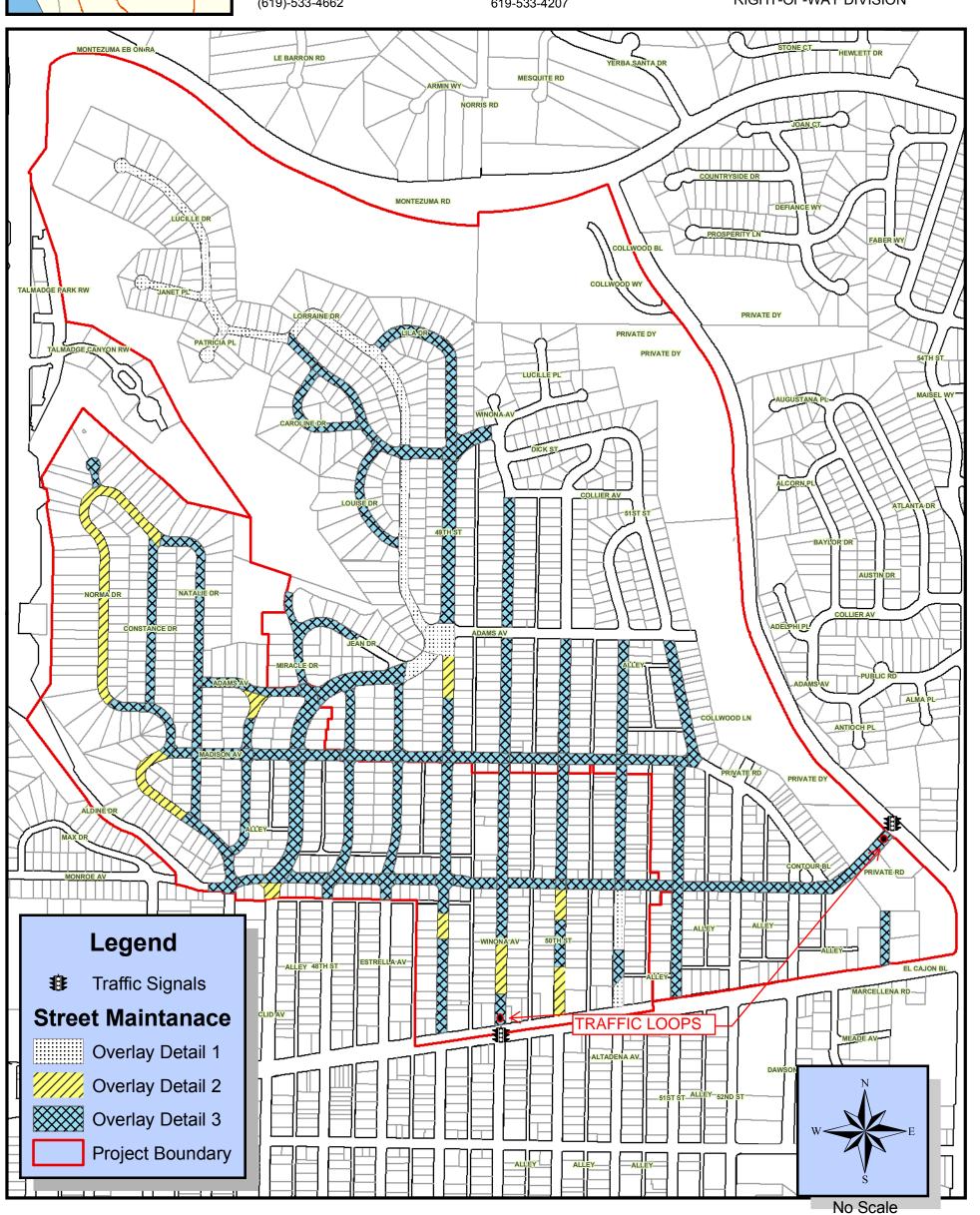
SENIOR ENGINEER LABIB QASEM (619)-533-6670

STUDENT ENGINEER JAIME RAMOS (619)-533-4662 PROJECT MANAGER DAYUE ZHANG (619)-533-7409

CONSTRUCTION PROJECT INFORMATION LINE 619-533-4207



RIGHT-OF-WAY DIVISION



COMMUNITY NAME: TALMADGE, EL CAJON TALMADGE



COUNCIL DISTRICT: 9



SAP ID: B-00825 (3-EE) B-00710 (3-FF)

APPENDIX F

HAZARDOUS LABELS/FORMS

INCIDENT/RELEASE ASSESSMENT FORM 1

If you have an emergency, Call 911

Handlers of hazardous materials are required to report releases. The following is a tool to be used for assessing if a release is reportable. Additionally, a non-reportable release incident form is provided to document why a release is not reported (see back).

Que	stions for Incident Assessment:	YES	NO
1.	Was anyone killed or injured, or did they require medical care or admitted to a hospital for observation?		
2.	Did anyone, other than employees in the immediate area of the release, evacuate?		
3.	Did the release cause off-site damage to public or private property?		
4.	Is the release greater than or equal to a reportable quantity (RQ)?		
5.	Was there an uncontrolled or unpermitted release to the air?		
6.	Did an uncontrolled or unpermitted release escape secondary containment, or extend into any sewers, storm water conveyance systems, utility vaults and conduits, wetlands, waterways, public roads, or off site?		
7.	Will control, containment, decontamination, and/or clean up require the assistance of federal, state, county, or municipal response elements?		
8.	Was the release or threatened release involving an unknown material or contains an unknown hazardous constituent?		
9.	Is the incident a threatened release (a condition creating a substantial probability of harm that requires immediate action to prevent, reduce, or mitigate damages to persons, property, or the environment)?		
10.	Is there an increased potential for secondary effects including fire, explosion, line rupture, equipment failure, or other outcomes that may endanger or cause exposure to employees, the general public, or the environment?		

If the answer is YES to any of the above questions – report the release to the California Office of Emergency Services at 800-852-7550 and the local CUPA daytime: (619) 338-2284, after hours: (858) 565-5255. Note: other state and federal agencies may require notification depending on the circumstances.

If all answers are NO, complete a Non Reportable Release Incident Form (page 2 of 2) and keep readily available. Documenting why a "no" response was made to each question will serve useful in the event questions are asked in the future, and to justify not reporting to an outside regulatory agency.

If in doubt, report the release.

5-02-08

Page 1 of 2

^{*}Call 911 in an emergency*

¹ This document is a guide for accessing when hazardous materials release reporting is required by Chapter 6.95 of the California Health and Safety Code. It does not replace good judgment, Chapter 6.95, or other state or federal release reporting requirements.

NON REPORTABLE RELEASE INCIDENT FORM

. RELEASE AND RESPONSE DESCRIPTION		Incident #_			
Date/Time Discovered	Date/Time Discharg	e	Discharge Stoppe	d 🔲 Y	es 🗌 No
Incident Date / Time:					
Incident Business / Site Name:					
Incident Address:					
Other Locators (Bldg, Room, Oil Field, I	Lease, Well #, GIS)				
Please describe the incident and indicate	specific causes and are	a affected. Pho	otos Attached?:	□Yes	□No
	· · · · · · · · · · · · · · · · · · ·			· · · · · · · · · · · · · · · · · · ·	
		,			
	· · · · · · · · · · · · · · · · · · ·				· · · · · · · · · · · · · · · · · · ·
Indicate actions to be taken to prevent sir	nilar releases from occ	urring in the fut	ure.		
		8 2			
					,,
		· · · · · · · · · · · · · · · · · · ·			
2. ADMINISTRATIVE INFORMAT	YON				
Supervisor in charge at time of incident:	1011		Disease		
			Phone:		
Contact Person:			Phone:		
3. CHEMICAL INFORMATION					
Chemical		Overtites			
Chemical		Quantity	GAL GAL	LBS	FT ³
		Quantity	\Box GAL \Box	LBS	\Box_{FT^3}
Chemical				7	
Clean-Up Procedures & Timeline:		Quantity	LJ GAL L	LBS	□ FT³
Clean-Op Procedures & Timerine.					
					. `
Completed By:		Phone:			
Print Name:		Title:			

5-02-08

Page 2 of 2

EMERGENCY RELEASE FOLLOW - UP NOTICE REPORTING FORM

	Α		BUSINESS NAME FACILITY EMERGENCY CONTACT & PHONE NUMBER () -
	В		INCIDENT MO DAY YR TIME OES DATE (use 24 hr time) CONTROL NO.
Ŀ	d		INCIDENT ADDRESS LOCATION CITY/COMMUNITY COUNTY ZIP
			CHEMICAL OR TRADE NAME (print or type) CAS Number
	4		CHECK IF CHEMICAL IS LISTED IN 40 CFR 355, APPENDIX A CHECK IF RELEASE REQUIRES NOTIFI - CATION UNDER 42 U.S.C. Section 9603 (a)
			PHYSICAL STATE CONTAINED PHYSICAL STATE RELEASED QUANTITY RELEASED SOLID LIQUID GAS
			ENVIRONMENTAL CONTAMINATION TIME OF RELEASE DURATION OF RELEASE AIR WATER GROUND OTHER DAYS —HOURS MINUTES
			ACTIONS TAKEN
	E	-	
		-	
		-	
Γ			KNOWN OR ANTICIPATED HEALTH EFFECTS (Use the comments section for addition information)
	F		ACUTE OR IMMEDIATE (explain) CHRONIC OR DELAYED (explain)
			NOTKNOWN (explain)
			ADVICE REGARDING MEDICAL ATTENTION NECESSARY FOR EXPOSED INDIVIDUALS
	G	-	
][COMMENTS (INDICATE SECTION (A - G) AND ITEM WITH COMMENTS OR ADDITIONAL INFORMATION)
		-	(mais, the electron (it e), the main element of the electron (it e)
	H	}	
		-	
Ī		3	CERTIFICATION: I certify under penalty of law that I have personally examined and I am familiar with the information submitted and believe the submitted information is true, accurate, and complete.
			REPORTING FACILITY REPRESENTATIVE (print or type)

EMERGENCY RELEASE FOLLOW-UP NOTICE REPORTING FORM INSTRUCTIONS

GENERAL INFORMATION:

Chapter 6.95 of Division 20 of the California Health and Safety Code requires that written emergency release follow-up notices prepared pursuant to 42 U.S.C. § 11004, be submitted using this reporting form. Non-permitted releases of reportable quantities of Extremely Hazardous Substances (listed in 40 CFR 355, appendix A) or of chemicals that require release reporting under section 103(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 [42 U.S.C. § 9603(a)] must be reported on the form, as soon as practicable, but no later than 30 days, following a release. The written follow-up report is required in addition to the verbal notification.

BASIC INSTRUCTIONS:

- The form, when filled out, reports follow-up information required by 42 U.S.C § 11004. Ensure that all information requested by the form is provided as completely as possible.
- If the incident involves reportable releases of more than one chemical, prepare one report form for each chemical released.
- If the incident involves a series of separate releases of chemical(s) at different times, the releases should be reported on separate reporting forms.

SPECIFIC INSTRUCTIONS:

Block A: Enter the name of the business and the name and phone number of a contact person who can provide detailed facility information concerning the release.

Block B: Enter the date of the incident and the time that verbal notification was made to OES. The OES control number is provided to the caller by OES at the time verbal notification is made. Enter this control number in the space provided.

Block C: Provide information pertaining to the location where the release occurred. Include the street address, the city or community, the county and the zip code.

Block D: Provide information concerning the specific chemical that was released. Include the chemical or trade name and the Chemical Abstract Service (CAS) number. Check all categories that apply. Provide best available information on quantity, time and duration of the release.

Block E: Indicate all actions taken to respond to and contain the release as specified in 42 U.S.C. § 11004(c).

Block F: Check the categories that apply to the health effects that occurred or could result from the release. Provide an explanation or description of the effects in the space provided. Use Block H for additional comments/information if necessary to meet requirements specified in 42 U.S.C. § 11004(c).

Block G: Include information on the type of medical attention required for exposure to the chemical released. Indicate when and how this information was made available to individuals exposed and to medical personnel, if appropriate for the incident, as specified in 42 U.S.C. § 11004(c).

Block H: List any additional pertinent information.

Block I: Print or type the name of the facility representative submitting the report. Include the official signature and the date that the form was prepared.

MAIL THE COMPLETED REPORT TO:

State Emergency Response Commission (SERC) Attn: Section 304 Reports Hazardous Materials Unit 3650 Schriever Avenue Mather, CA 95655

NOTE: Authority cited: Sections 25503, 25503.1 and 25507.1, Health and Safety Code. Reference: Sections 25503(b)(4), 25503.1, 25507.1, 25518 and 25520, Health and Safety Code.

APPENDIX G

LEAD RELATED CONSTRUCTION SPECIFICATION





LEAD RELATED CONSTRUCTION SPECIFICATION

SECTION 13282

for

Con Talmadge Street Lights ALMP Project # 6928

October 29, 2013

Prepared by:

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DIVISION 01 - GENERAL REQUIREMENTS

1.1 SUMMARY SCOPE OF WORK

- 1.1.1 Stabilize any loose and flaking paint which may be impacted as a result of the surface preparations needed for repainting of the light poles
- 1.1.2 Lead related activities shall be completed in a demarcated work area and access restricted to certified personnel only.
- 1.1.3 When performing work, plastic sheeting (6 mil polyethylene sheeting) must extend a minimum of 20 foot in circumference from the center of the light pole. If surrounding obstructions or circumstances do not allow the Contractor to establish the minimum work containment area than the Contractor must take steps to eliminate paint chips from migrated outside of the work area. This may require the use of vertical containment.
- 1.1.4 HEPA vacuums must be present and in use to minimize any dust and debris migration.
- 1.1.5 All waste collected must be stored in sealable drum containers (not in bags).
- 1.1.6 Laboratory results and investigation reports (see Appendix C).

1.2 CONTRACTOR USE OF THE PREMISES

All site rules and regulations affecting the work should be complied with while engaged in project activities. The work areas should be maintained in a safe condition throughout the lead related construction activities. The Contractor will be responsible for adhering to all applicable storm water requirements.

All public areas will be kept free of accumulated waste, materials, rubbish, and debris.

1.3 PROJECT COORDINATION

It will be the responsibility of the Contractor to coordinate all site activities with the City's Asbestos & Lead Management Program's Project Monitor including any meetings, surveys, special reports, and site usage limitations.

1.4 PROJECT SUBMITTALS

The contractor shall not commence any work until approval has been given from the City and should provide two weeks for the City to review prior to start. The Contractor shall submit the following prior to commencement of any lead related construction activities:

- 1. Method, equipment, and materials for lead related construction activities
- 2. Site plan indicating areas of work and lead decontamination facilities, if necessary
- 3. A description of methods to be used to control dispersion of dust to the interior and exterior of the building

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- 4. Methods used to assure the safety of workers and visitors to the site
- 5. Respiratory protection program
- 6. Copies of Blood Lead Levels and Zinc Protoporphyrin tests as specified in Section 3.10 of this specification. The Contractor will be required to submit training, certifications, and blood testing for any "new" employees in the project-specific package.
- 7. A list of employees who will be performing the work and the supervisor in charge of the project
- 8. Copies of Contractor's Environmental Protection Agency's (EPA) Renovate, Repair, Painting (RRP) Firm Certification and Certificate of Worker's Acknowledgment (Appendix A) for all employees who will be doing work
- 9. Submit Cal/OSHA pre-job notification for lead-related construction work per Title 8 CCR 1532.1 subsection (p), "Lead-Work Pre-Job Notification".
- 10. Permits, notifications, and licenses needed to perform work (including hazardous waste hauler's registration)
- 11. The timing and projected completion date of the work.
- 12. Site specific contingency plan (for emergencies including fire, accident, power failure, or any other event that may require notification, decontamination, or work area isolation procedures)
- 13. Estimation of the type and amount of waste to be generated
- 14. Any special reports

At the end of a project, the Contractor shall submit the following to the Project Monitor:

- 1. Personal Air Sample Results
- 2. Copies of Project Daily Logs
- 3. Containment Entry/Exit Logs
- 4. Waste Disposal Documentation
- 5. Certificate of Visual Inspection

1.5 PRODUCT DATA

The Contractor shall submit product information that is to be used during the lead hazard control activities prior to commencement of work (i.e., encapsulants). General information required on product date includes manufacturer's standard printed recommendations for application and use, compliance with recognized standards of trade association and testing agencies, and Material Safety Data Sheets (MSDS).

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^{*}The Contractor will be required to submit training certificates for any "new" employees in the project-specific package.

1.6 PROJECT CLOSE-OUT

Upon completion of work and prior to payment, the Project Monitor will proceed with an initial inspection of the lead hazard control area. A Certificate of Visual Inspection (Appendix B) will be signed by both the Contractor and Project Monitor. The Contractor will not be paid until the area meets the established project-specific clearance criteria and has submitted the required information.

DIVISION 02 - DEFINITIONS

2.1 DEFINITIONS

- 2.1.1 <u>Abatement:</u> Any set of measures designed to permanently eliminate lead based paint hazards including paint removal, building component removal, or near-permanent enclosure of lead based paint hazards.
- 2.1.2 <u>Accredited or Accreditation:</u> (when referring to a person or laboratory): A person or laboratory having the appropriate accreditation as described in the specific section of this specification.
- 2.1.3 Action Level: An 8-hour time weighted average (TWA) lead airborne concentration of $30 \mu g/m^3$.
- 2.1.4 <u>Air Monitoring:</u> The process of measuring the airborne concentrations of a contaminant.
- 2.1.5 <u>Authorized Visitor:</u> The Owner, the Owner's Representative, testing lab personnel, the Architect/Engineer, emergency personnel or a representative of an Federal, State and local regulatory or other agency having authority over the project.
- 2.1.6 <u>Containment:</u> A process for protecting both workers and environment by controlling exposures to lead dust and debris created during abatement.
- 2.1.7 <u>Contaminate:</u> Refers to lead-containing dust/debris.
- 2.1.8 <u>Contractor:</u> Refers to the Lead Hazard Control contractor.
- 2.1.9 <u>Demolition:</u> The wrecking or taking out of any building component, system, finish or assembly of a facility together with any related handling operations.
- 2.1.10 <u>Deteriorated Lead-Based Paint:</u> Any interior or exterior lead based paint that is peeling, chipping, blistering, flaking, worn, chalking, alligatoring, cracking, or otherwise separating from the substrate, or located on any surface or fixture that is damaged or deteriorated.
- 2.1.11 <u>Encapsulation:</u> Any covering or coating that acts as a barrier between lead based paint and the environment and that relies on adhesion and the integrity of the existing paint bonds between layers and with the substrate for its durability.

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- 2.1.12 <u>Enclosure:</u> The use of rigid durable construction materials that are mechanically fastened to the substrate in order to act as a barrier between lead based paint and the living or work space.
- 2.1.13 Exterior Window Sill: The portion of the horizontal window sill that receives the window sash when closed, often located between the storm window and the interior window sash (sometimes called the window well). If there is no storm window, the exterior window sill consists of the portion of horizontal window trim immediately outside the window sash when closed.
- 2.1.14 <u>Friction Surface</u>: Any interior or exterior surface subject to abrasion or fiction, such as windows or stair treads.
- 2.1.15 <u>HEPA Filter:</u> A high Efficiency Particulate Air (HEPA) filter capable of trapping and retaining 99.97% of all mono-dispersed particles greater than 0.3 microns in diameter or larger.
- 2.1.16 <u>HEPA Filter Vacuum Collection Equipment (or vacuum cleaner):</u> High efficiency particulate air filtered vacuum collection equipment with a filter system capable of collecting and retaining lead.
- 2.1.17 <u>Impact surface</u>: Any interior or exterior surface subject to damage by repeated impacts, such as surfaces on doors and door jambs.
- 2.1.18 <u>Interim Controls:</u> A set of measures designed to reduce temporarily human exposure or likely exposure to lead based paint hazards, including dust removal, paint stabilization, treatment of friction/abrasion points, and treatment of bare soil.
- 2.1.19 <u>Interior Window Sill:</u> The portion of the horizontal window ledge that protrudes into the interior of the room, adjacent to the window sash when closed; often called the window stool.
- 2.1.20 <u>Lead:</u> Means metallic lead, all inorganic lead compounds, and organic lead soaps.
- 2.1.21 <u>Lead-Based Paint (LBP)</u>: For purposes of this project, LBP refers to the materials identified in these specifications as having paint that contains lead.
- 2.1.22 <u>Lead-Related Construction Project Monitor:</u> Means an individual who oversees lead-related construction work to ensure that contract plans and specifications are followed. This person must have received certification as a lead-related construction Project Monitor.
- 2.1.23 <u>Lead-Related Construction Supervisor:</u> Means an individual who is responsible for implementing lead-related construction work and enforcing work practices. This person must have received certification as a lead-related construction Supervisor.

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- 2.1.24 <u>Lead-Related Construction Work:</u> Means any construction, alteration, painting, demolition, salvage, renovation, repair, or maintenance of a building, including preparation and cleanup, by disturbing lead-containing material that may result in exposure of individuals to lead.
- 2.1.25 <u>Lead-Related Construction Worker:</u> Means any individual who performs lead-related construction work in a building under the direction of lead-related construction Supervisor, and has received certification as a lead-related construction Worker.
- 2.1.26 Owner: Refers to the City of San Diego
- 2.1.27 <u>Paint film stabilization:</u> The process of using wet scraping, priming, and repainting a deteriorated lead based paint film in a dwelling including clean-up and clearance.
- 2.1.28 <u>Paint removal:</u> A strategy of abatement which entails removing lead based paint form surfaces of components using chemicals, heat guns below 11000F, and certain contained abrasive methods but not open flame burning, open abrasive blasting, sandblasting, water blasting, extensive dry scraping, or methylene chloride removers.
- 2.1.29 <u>Permissible Exposure Limit (PEL):</u> An 8-hour TWA lead airborne concentration of 50 μg/m3.
- 2.1.30 <u>Personal Monitoring:</u> Sampling of contaminant concentrations within the breathing zone of an employee.
- 2.1.31 <u>Project Monitor:</u> City of San Diego Asbestos & Lead Management Program staff or their designated consultant
- 2.1.32 <u>Protection Factor</u>: The ratio of the ambient concentration of an airborne substance to the concentration of the substance inside the respirator at the breathing zone of the wearer. The protection factor is a measure of the degree of protection provided by a respirator to the wearer.
- 2.1.33 RRP: EPA's Renovation, Repair and Painting certification codified under 40 CFR 745, Subpart E.
- 2.1.34 <u>Replacement:</u> A strategy of abatement which entails the removal of components such as windows, doors, and trim that have lead painted surfaces and installing new components free of lead paint.
- 2.1.35 <u>Respirator:</u> A device designed to protect the wearer from the inhalation of harmful contaminants.
- 2.1.36 <u>Testing Laboratories:</u> A "testing laboratory" is an entity engaged to perform specific inspections or tests, either at the project site or elsewhere, and to report on, and, if required, to interpret results of, those inspections or tests.

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- 2.1.37 <u>Time-Weighted Average (TWA):</u> The average concentration of a contaminant in air during a specific time period.
- 2.1.38 <u>Trigger Tasks:</u> Work tasks that require an employer to assume specified employee exposures until the employer has performed an exposure assessment [see T8CCr, 1532.1 (d) (2)].
- 2.1.39 <u>Wet Cleaning:</u> The process of eliminating lead contamination from building surfaces and objects by using cloths, mops, or other cleaning utensils which have been dampened with amended water or diluted removal encapsulant and afterwards thoroughly decontaminated or disposed of appropriately
- 2.1.40 <u>Work Area:</u> The area where abatement work operations are performed which is defined and/or isolated to prevent the spread of contamination, and entry by unauthorized personnel.

DIVISION 03 - SITE WORK

3.1 INTRODUCTION

This portion of the specification describes procedures and protocols for lead hazard control activities. The protocols/procedures described hereafter are in accordance with federal/state/local requirements. In the absence of these requirements, the procedure/protocols are based on current industry standards.

3.2 BACKGROUND INFORMATION

Sampling has been performed by inspectors from the City's Asbestos and Lead Management Program (ALMP) and has been provided in Appendix C of this specification. Waste characterization costs are the responsibility of the contractor.

3.3 GENERAL INFORMATION

3.3.1 Potential Lead Hazard

The disturbance of LBP may cause exposure to workers and building occupants. All workers, supervisory personnel, subcontractors, and consultants who will be at the job site, need to be apprised of the seriousness of the hazard and of proper work practices which must be followed to minimize exposure to lead-containing dust. The procedures and methods described herein must be followed and the Contractor must comply with all applicable federal/state/local requirements.

3.3.2 Stop Work

If the Project Monitor presents a verbal or written stop work order, the Contractor shall immediately and automatically stop all work. Recommencement of the work may not begin until authorized by the Project Monitor.

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PROJECT ADMINISTRATION

3.4 CERTIFIED SUPERVISOR

The Contractor needs to provide a full-time EPA RRP certified supervisor who is experienced in administration and supervision of lead renovation projects including work practices, protective measures for building and personnel, disposal procedures, etc. This supervisor must have completed the 8 hour EPA RRP course and have a copy of his/her certification from an accredited training provider. This person will act as the competent person on the job.

In addition, all employees working with lead paint on the project must have received onsite training by the RRP certified person and obtain a proof of training onsite.

3.5 SPECIAL REPORTS

3.5.1 Reporting Unusual Events

When an event of unusual and significant nature occurs at the site (e.g., a spill of lead debris, failure of special equipment used to contain lead), the Contractor shall prepare and submit a special report listing the chain of events, persons participating, response by Contractor's personnel, evaluation of results, and other pertinent information.

3.5.2 Reporting Accidents

The Contractor shall prepare and submit reports of significant accidents at the subject site. Pertinent data and actions need to be recorded. In addition, response actions should comply with industry standards. For this purpose, a significant accident is defined to include events where personal injury or property loss of substance is sustained, or where the event posed a significant threat of loss or personal injury or potential environmental contamination.

3.6 COMPLIANCE WITH CODES AND REGULATIONS

Except to the extent that more explicit, or more stringent requirements are written directly into this Lead Hazard Control Contract/Specification, all applicable codes, regulations, and standards have the same force and effect (and are made a part of the contract documents by reference) as if copied directly into the contract documents, or as if published copies are bound herewith.

The Contractor will assume full responsibility and liability for the compliance with all applicable federal/state/local regulations pertaining to work practices, protection of workers, and visitors to the site, persons occupying areas adjacent to the site, hauling, and disposal of waste. The Contractor shall hold the City and its representative harmless for the Contractor's failure to comply with any applicable work, hauling, disposal, safety, health, or other regulation on the part of itself, its employees, or its subcontractors.

State requirements which govern lead hazard control activities or hauling and disposal of hazardous waste include, but are not limited to, the following:

California Occupational Safety and Health Administration (Cal/OSHA):

Division of Industrial Safety; Chapter 4

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- T8CCR, Section 1532.1, Lead in Construction
- T8CCR, Section 5194, Hazard Communication Standard
- T8CCR, Section 1531, Construction Respiratory Protection Standard
- T8CCR, Section 1514, Construction Personal Protective Equipment
- T8CCR, Section 1509, Construction Injury Illness Prevention Program
- T8CCR, Section 6003-4, Accident Prevention Signs and Tags
- T8CCR, Section 3204, Access to Employee Exposure Medical Records

California Environmental Protection Agency (Cal/EPA):

• T22CCR, Division 4.5, Environmental Health Standards for the Management of Hazardous Waste.

California Department of Public Health (CDPH):

• T17CCR, Division 1, Chapter 8, Accreditation of training providers and interim certification of individuals engaged in lead-related construction work.

Federal requirements which govern lead hazard control activities or hauling and disposal of hazardous waste include, but are not limited to, the following:

Federal Environmental Protection Agency (US/EPA):

- Hazardous Waste Standards, 40 Code of Federal Regulations (CFR), Part 261
- EPA Renovate, Repair, Painting (RRP) Training 40 CFR 745, Subpart E.

U.S. Department of Transportation (DOT):

• Hazardous Substances, 49CFR, Parts 171 though 180

American National Standards Institute, Inc. (ANSI):

- Z9.2-79 Fundamentals Governing the Design and Operation of Local Exhaust
- Z88.2-80 Practices of Respiratory Protection

Department of Housing and Urban Development (HUD):

• Guidelines for the Evaluation and Control of Lead Based Paint Hazards in Housing (most current draft or final copy)

In addition, the Contractor must comply with any applicable regulations promulgated as a result of Title X, the Residential Lead Based Paint Hazard Reduction Act and Title IV, Lead Exposure Reduction Act.

Local requirements which govern lead hazard control activities include, but are not limited to, the following:

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Air Pollution Control District (APCD) - San Diego County

• APCD Rules and Regulations, Rule 51 (Public Nuisance), Rule 10-11 (permitting of equipment)

San Diego Municipal Code §54.1001 etc. seq.

Prevents, identifies and remedies lead hazards within the City of San Diego

3.7 PERMITS AND LICENSES

The Contractor shall submit to the City in the bid submittal any permits or licenses necessary to carry out this work.

3.8 PERMITS

A valid Hazardous Waste Hauler registration is required for transporting any hazardous waste. Certain types of equipment require APCD permits (e.g., abrasive blasters).

3.9 LICENSES

The Contractor must be certified by the California Contractors State License Board. The Contractor, or its subcontractor, shall have current licenses, as required by all applicable state or local jurisdictions for the removal, transportation, disposal, or other regulated activity relative to the work described in this plan.

HEALTH AND SAFETY

3.10 GENERAL WORKER PROTECTION/HEALTHY & SAFETY

This section describes the equipment and procedures required for protecting workers from lead contamination and other workplace hazards.

3.10.1 Worker Training

Contractor workers shall at a minimum have field training by an RRP certified person in lead safe work practices

3.10.2 Medical Surveillance

Workers must be provided with initial biological monitoring (blood sampling) if they are occupationally exposed on any day to lead at or above the action level (AL) of $30\mu\text{g/m}3$. Employees must be provided with biological monitoring and a medical examination if they are occupationally exposed to lead above the action level for more than 30 days in any consecutive 12 month period. Periodic biological monitoring and medical examinations must be performed according to the schedule and criteria specified in T8CCR, Section 1532.1(j). In addition, employees performing "trigger" tasks must be included in biological monitoring and/or medical examinations based on their assumed exposure. In the absence of specific airborne exposure data, medical surveillance will need to be provided for all workers.

Blood testing (blood lead and zinc protoporphyrin) shall be performed within 2 weeks prior to the start of the project, at least every month during the first six months of the project and every two

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months thereafter. An additional blood test shall be performed within 5 days of completion of lead portion of project and/or upon termination of employment.

At a minimum, examinations shall meet all requirements as set forth in T8CCR, Section 1532.1. Furthermore, if an employee's blood levels are at or above 20µg/dl they will not be allowed to work on the project and shall be medically removed until two consecutive blood lead tests show the employee's blood lead level under 15µg/dl.

In addition, evaluations of each individual's ability to work in environments capable of producing heat stress in the worker should be completed. Employees who wear respirators must be medically evaluated.

3.10.3 Personal Protective Equipment (PPE)

Workers must be provided and are required to wear the following personal protective equipment at all times when performing lead related construction work.

PPE should include:

- Disposable Clothing (With hood and boot coverings)
- Boots
- Hard Hats
- Eye Protection
- Gloves

3.10.4 Additional Protective Equipment

The Contractor is responsible for all other equipment; such as eye wash stations, plastic aprons, etc., as needed.

3.10.5 Decontamination Procedures

Decontamination procedures will be determined on a case-by-case basis by Contractor. At minimum, Contractor shall have hand washing facilities available.

3.10.6 Activities within Work Area

Workers may NOT eat, drink, smoke, chew gum or tobacco in the work area. Before eating, chewing, drinking, or smoking, workers will need to follow the decontamination procedures specified, and then dress in street clothes before entering the non-work areas of the project.

3.10.7 Certificate of Worker's Acknowledgment

Each worker is required to complete a certificate stating that he/she has been trained in respiratory protection and lead hazards in accordance with the RRP rule, and is in a medical surveillance program (see Appendix A).

3.10.8 Worker Respiratory Protection

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The Contractor must provide for the instruction and training of each worker in the proper use of respiratory protection. The Contractor shall require that each worker wear a property fitted respirator during activities for which it is reasonable to expect exposures above the PEL and during the performance of trigger tasks until exposure have been measured and found to be less than the PEL. Respiratory protection, appropriate for the task encountered in the work place, or as required for other toxic or oxygen-deficient situations encountered, needs to be utilized. The Contractor is responsible for having a written respiratory protection program, proper selection of respirations, training, and initial and periodic (every six [6] months) fit testing of their employees.

3.10.9 Respiratory Protection Standards

Except to the extent that more stringent requirements are written directly into these Lead Related Construction Specifications, the following regulations and standards have the same force and effect (and are made a part of the contract documents by reference) as if copied directly into the contract documents, or as if published copies were bound herewith. Where there is a conflict in requirements set forth in these regulations and standards, the Contractor shall meet the more stringent requirement.

Cal/OSHA: T8CCR, Sections 1531, 1532.1 and 5216

ANSI: Practices for Respiratory Protection, ANSI Z88.2-1980

National Institute for Occupational Safety and Health (NIOSH)

3.11 LEAD HAZARD CONTROL ACTIVITIES/PROTOCOLS

General guidelines for performing lead hazard control activities are presented in this section and are based on procedures established by HUD for residential settings.

3.12 WORKSITE PREPARATION

Non-lead certified workers and visitors will not be allowed to enter the specific area where lead hazard control activities are underway. Re-entry is only permitted after the area is deemed to be cleared for re-occupancy by a state certified Lead Project Monitor.

The work area shall be restricted to authorized personnel only. A list of authorized personnel shall be established prior to the start of work. Entry of unauthorized personnel into the work area shall be reported immediately to the Certified Supervisor, and the Project Monitor.

Warning signs for lead shall be posted as per T8CCR, Section 1532.1(m).

A visitor entry and exit-log, and an employee daily sign-in log will be maintained throughout the lead hazard control activities. The Contractor shall be responsible for the project site security during the operations in order to protect work efforts and equipment.

3.13 TEMPORARY FACILITIES

Temporary facilities for lead hazard control activities may comply with these specifications.

3.13.1 Materials and Equipment

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Only material and equipment that are recognized as being suitable for the intended use, by compliance with appropriate standards, may be used.

3.13.2 Water Service

The Contractor is responsible for providing water to the site

3.13.3 Electrical Services

The contractor shall provide their own source of electricity and all electrical hook-ups, i.e. spider boxes, ground fault circuit interrupter (GFCI) etc. and installed by a licensed electrician.

The electrical services need to comply with the applicable NEMA, NECA, and UL standards, and governing regulations for materials and lay-out of temporary electrical services.

3.13.4 Sanitary Facilities

The Contractor must provide their own sanitary facilities on-site.

3.13.5 Fire Extinguisher

Applicable recommendations of the National Fire Protection Association (NFPA) Standard 10, "Standard for Portable Fire Extinguishers," must be adhered to by the Contractor. Fire extinguishers need to be located where they are most convenient and effective for their intended purpose, but not less than one (1) extinguisher in each work area, the equipment room, outside/work areas, and in the clean room.

3.13.6 First Aid

The Contractor will need to provide first aid supplies which should comply with the governing regulations and recognized recommendations within the construction industry.

3.14 METHODS OF CONTROL

Below are methods for controlling lead based paint that may take place during the Lead Related Construction Activities. Due to nature of work taking place only temporary abatement methods (those lasting less than 20 years) are being used and are described below.

3.14.1 Temporary Abatement:

Paint Film Stabilization:

The primary methods are wet scraping or wet sanding. It is preferable to use a HEPA vacuum attachment for scrapping and sanding. Dry scraping and sanding are not allowed in specific situations.

Encapsulation:

Use an appropriate primer to ensure adhesion of paint to the substrate following Paint Film Stabilization.

3.14.2 Prohibited Practices

Restoration and Painting of Talmadge Acorn Streetlights - Appendix G – Lead Related Construction Specification Volume 1 of 2 (Rev. May 2014)

Prohibited abatement methods include:

- 1. Open flame burning or torching, propane fueled heat grids.
- 2. Machine sanding or grinding without HEPA local vacuum exhaust tool.
- 3. Uncontained hydro-blasting or pressure washing.
- 4. Abrasive blasting or sandblasting without HEPA local vacuum exhaust tool.
- 5. Heat guns operating above 1100°F.
- 6. Methylene chloride paint removal products.
- 7. Dry Scraping (except for limited surface areas).

3.15 CLEANING

Daily cleaning includes removing large and small debris, HEPA vacuuming horizontal surfaces, wet mopping, and then HEPA vacuuming horizontal surfaces, and possible exterior cleaning. If work is taking place and wind gusts exceed 15mph or are at a level where the plastic ground covering is not secured any abatement work must cease and cleaning immediately take place. Work may commence once wind has ceased and a CDPH Certified Lead Project Monitor has given the approval to continue work.

Final cleaning must occur no sooner than one (1) hour after lead hazard control activities are finished. All plastic should be misted, cleaned, and folded toward the center to trap any remaining dust. The order of removal should be upper plastic, the first layer of floor plastic, vent and door plastic, the second layer of floor plastic, and finally plastic separating contaminated from non-contaminated areas. Then the entire area should be cleaned using a HEPA vacuum/wet wash/HEPA vacuum cycle. This should be from ceiling to floor. Paint or otherwise seal treated surfaces with the exception of interior floors (floors will be sealed after clearance). The Supervisor should perform an inspection for visible dust and debris.

Additional cleaning cycles may be necessary for porous surfaces, and difficult to clean surfaces (crevices). Failure to meet clearance criteria will require additional cleaning.

3.16 CLEARANCE

Clearance must be performed by a CDPH Certified Lead Project Monitor. It will not be performed by the Contractor (although the Contractor may and are encouraged to perform their own clearance testing). Clearance testing must occur no sooner than one (1) hour after final cleaning. It consists of two steps; visual examination and possibly environmental sampling (dust and/or soil sampling).

1. Visual Examination For Determination of Completed Work:

This is a determination that the work specified in the scope of work has been completed satisfactorily. For surfaces that are to be re-painted, it is important this examination occurs prior to the re-painting (to determine that either all the paint has been removed [abatement] or that the deteriorated paint has been stabilized [interim controls]). Next the surfaces should be examined for

Restoration and Painting of Talmadge Acorn Streetlights - Appendix G - Lead Related Construction Specification Volume 1 of 2 (Rev. May 2014) $207 \mid Page$

settled dust and debris. If dust or debris is visually noted, the Contractor will be asked to re-clean prior to samples being collected.

If no such dust/debris is found, the independent consultant or Project Monitor will complete a Certificate of Visual Inspection (Appendix B) for the area or for multiple areas. The Certified Supervisor will also sign this Certificate. The competed form should be submitted to the City at the end of the project.

2. Environmental Sampling:

Clearance sampling will be conducted on surfaces in each Work Area as identified by the Project Monitor.

- a. Cleanable surface areas will be cleared using a wipe sampling clearance technique for surface area dust: Must be below 400 micrograms per square foot.
- b. Soil Sampling Clearance: Clearance will be within 5% of baseline. Soil may not be impacted as a part of the proposed work, but if contamination occurs then baseline levels shall be used for determining the clearance level.

Re-cleaning, at the Contractor's expense, will be required for surfaces that do not pass clearance criteria.

The cost for additional tests, which may be required as a result of samples failing to meet the release criteria, shall be paid for the Contractor. This cost shall include all costs associated with sample analysis and collection of additional samples, including Consultant fees.

DISPOSAL OF LEAD WASTE

All waste must be handled in accordance with the City of San Diego's 'White Book – Part 7'. Any waste being stored on site must be locked in leak tight containers and access to area restricted.

3.17 WASTE MINIMIZATION

The Contractor is required to make all reasonable efforts to minimize the amount of hazardous waste generated from this project.

3.18 WASTE CHARACTERIZATION

The Contractor shall test any potential hazardous waste generated in accordance with 22 CCR Division 4.5 within ten (10) days and/or prior to the end of the project to determine if it is hazardous waste and requires disposal. All paint chips will be considered hazardous waste and do not require testing. Components with lead paint that has been stabilized shall have a hazardous waste determination made prior to sending to a landfill.

3.19 PRE-TRANSPORTATION REQUIREMENTS

Any packaging used to ship hazardous waste off site such as a container, roll-off bin, tank or other device, must comply with 49 CFR Parts 173, 178, 179 and be labeled and prepared for transportation in accordance with 22 CCR Article 3.

The hazardous waste label must be affixed and filled out when the first amount of hazardous waste is placed in the container. The label must include the initial accumulation date.

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All additional pre-transportation labeling, marking or placarding must be conducted prior to transporting off site and in accordance with 22 CCR Chapter 12, Article 3.

All containers and tanks of hazardous waste must be managed in a way which minimizes the threat of fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste to the air, soil or surface water which could threaten human health or the environment. Management techniques include containment areas capable of holding the contents of largest container within the containment area. Properly store and secure waste at all times. Do not leave hazardous waste in uncovered or unlocked trucks or dumpsters.

3.20 TRANSPORTATION AND DISPOSAL

A hazardous waste manifest will be completed in accordance with 22 CCR Chapter 12, Article 2 for each shipment of hazardous waste leaving the work site. All waste shall leave the project site by the end of the project. Only The Project Monitor employees shall sign as the generator on manifests.

Disposal of the lead related hazardous wastes shall be by incineration.

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APPENDIX A

CERTIFICATE OF LEAD WORKER'S ACKNOWLEDGMENT

PROJECT NAME:	DATE:
PROJECT ADDRESS:	
CONTRACTOR'S NAME:	
	naling and ingesting lead dust can cause an increase in blood Ith effects such as kidney damage, elevated blood pressure or
proper respirator and be trained in its use.	or the above project requires that: You be supplied with the You be trained in safe work practices and in the use of the e a medical examination. These items are to have been done
informed of the type respirator to be used	nust have been trained in the proper use of respirators, and on the above referenced project. You must be given a copy all issued by your employer. You must be equipped at no above project.
Contractor or received training from an R training. You should have been trained in	EPA certified Renovation, Repair, and Painting (RRP) RP contractor and be able to provide onsite documentation of the dangers inherent in handling lead and breathing and occdures and personal and area protective measures. The cluded the following:
 Possible routes of exposure to lead Health hazards associated with lead Respiratory protection Use of protective equipment Work practices including hands on Personal decontamination procedute Health and safety considerations 	n or on-the-job training
at no cost to you. This examination must	have had a medical examination within the past 12 months have included: health history, physical examination, a blood on test and blood sample and analysis for lead.
By signing this document you are acknow training and protection relative to your en	yledging only that the City has advised you of your rights to apployer, the Contractor.
Signature:	Social Security No.:
Printed Name:	
	Witness Signature:
	· · · · · · · · · · · · · · · · · · ·

Volume 1 of 2 (Rev. May 2014)

Restoration and Painting of Talmadge Acorn Streetlights - Appendix G – Lead Related Construction Specification

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APPENDIX B

CERTIFICATION OF VISUAL INSPECTION

Project #	Date:	Location: _		
Contractor:				· · · · · · · · · · · · · · · · · · ·
The contractor herebincluding pipes, cour etc.) and has found no	y certifies that he/s	she has visually in , ceiling and floor	spected the Work	Area (all surfaces
by: (Signature):	· .		_Date:	
(Print Name):			, .	
(Company Name):	·			· .
(Print Title):				
The City ALMP Rephis/her visual inspect his/her knowledge an	ion and verifies th	at this inspection h	nas been thorough	and to the best of
by: (Signature):			Date:	
(Print Name):				
WORK AREA				
Location:				
Room:				
Hazard Reduction Pe	rformed:			÷

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APPENDIX C

LABORATORY RESULTS

Talmadge Lighting Upgrades Bulk Samples Collected on 06/02/2010

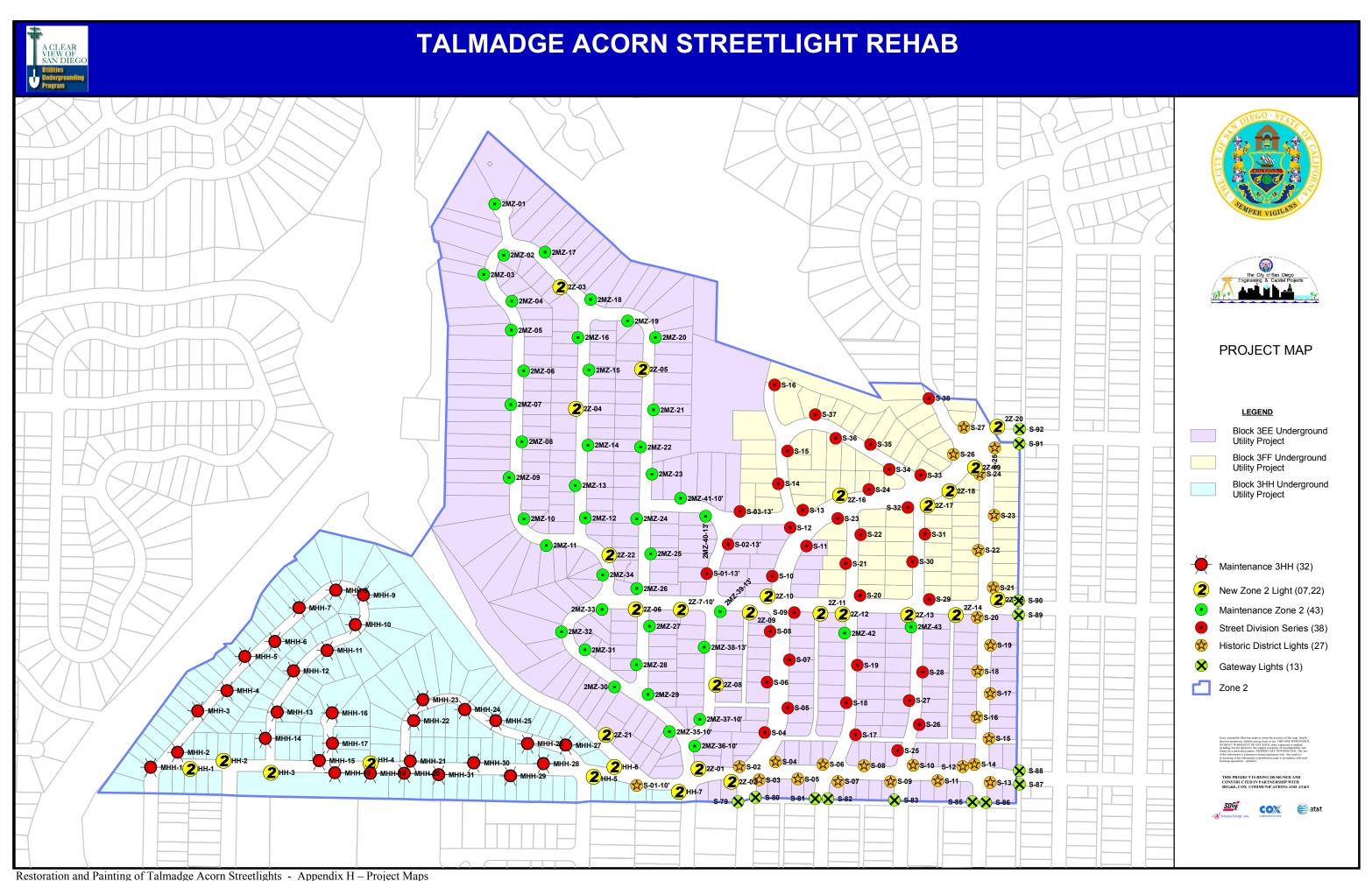
Sample # Location		Condition	Results (ppm)	
	6471-1	Pole # 2MZ39	Fair	5300
	6471-2	Pole # S-96	Fair	17000
	6471-3	Pole # S-70	Fair	16000

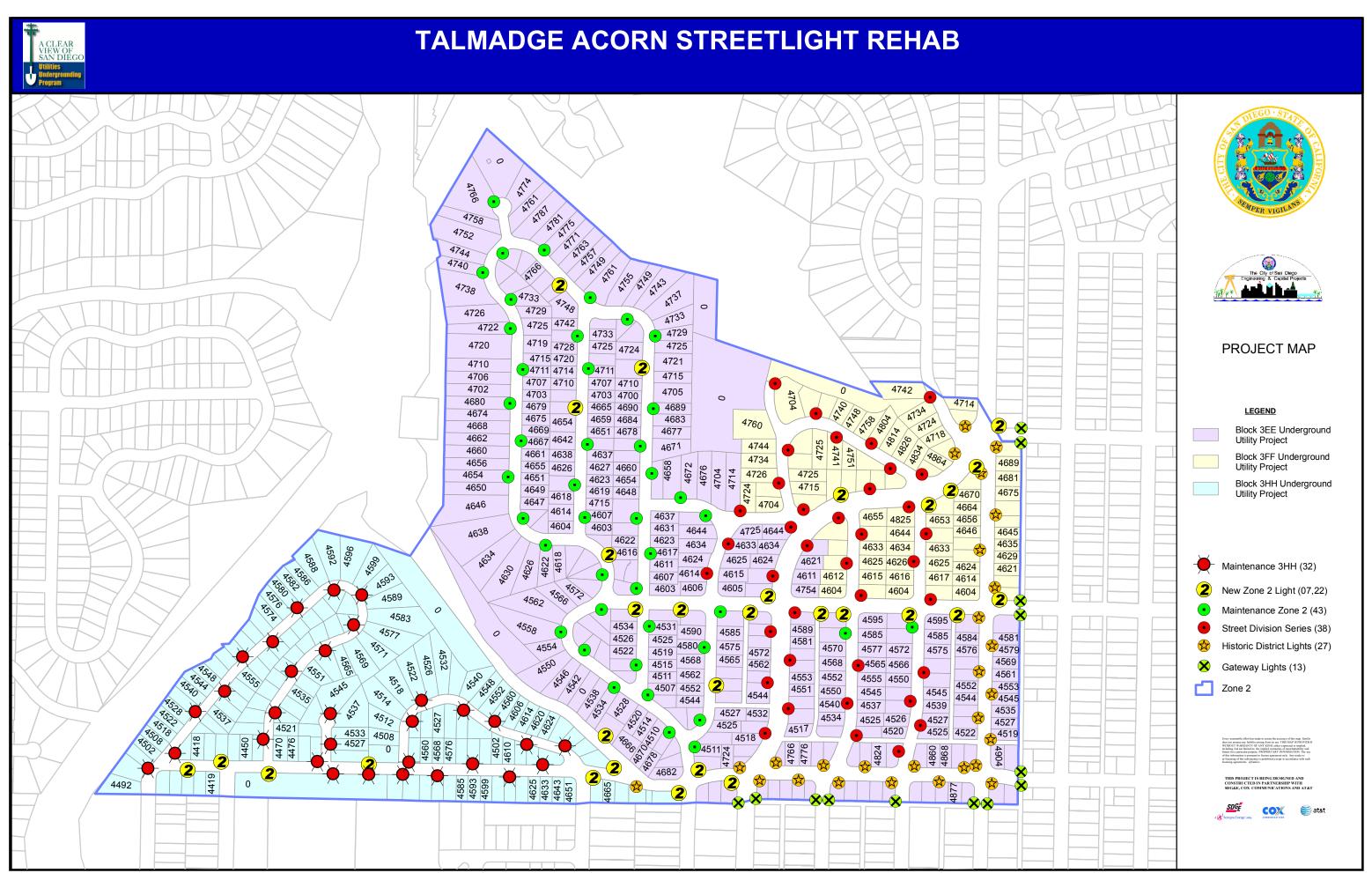
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APPENDIX H

PROJECT MAPS





APPENDIX I

HISTORICAL RESOURCES BOARD SPECIFICATIONS

APPENDIX I

HISTORICAL RESOURCES BOARD SPECIFICATIONS

"Rehabilitation of 27 existing, decorative acorn, Aegean style street lights within and adjacent to the Talmadge Gates Designated Historic District and any work on the decorative gates within the District shall be conducted by a licensed D64 street lighting restoration contractor or subcontractor with demonstrable experience in the restoration/rehabilitation of historic street lights or the work shall be directed by a Qualified Architectural Historian or Preservation Architect in consultation with the City. The Qualified Architectural Historian or Preservation Architect must meet the U.S. Secretary of the Interior's Professional Qualifications and demonstrate successful experience in the restoration/rehabilitation of historic street lights or similar historically significant objects or structures. Prior to any work requiring rehabilitation or restoration of existing street lights or gates, the City shall approve if the proposed contractor or subcontractor, and any qualified Architectural Historian or Preservation Architect, meets these required qualifications. The Qualified street lighting restoration contractor or subcontractor, Architectural Historian or Preservation Architect shall ensure that all work within and adjacent to the historic district is consistent with the U. S. Secretary of the Interior's Standards for the Treatment of Historic Properties. The work shall be photodocumented before, during and upon completion of the rehabilitation. Qualifications shall be demonstrated by submittal of a professional resume that highlights qualifications by education, experience and related project examples that were successfully completed."

ATTACHMENT F

INTENTIONALLY LEFT BLANK

City of San Diego

CITY CONTACT: <u>Damian Singleton, Contract Specialist, Email: Dsingleton@sandiego.gov</u> Phone No. (619) 533-3482, Fax No. (619) 533-3633

ADDENDUM "A"





RESTORATION AND PAINTING OF TALMADGE **ACORN STREETLIGHTS**

BID NO.:	L-14-1187-DBB-1
SAP NO. (WBS/IO/CC):	S-00978
CLIENT DEPARTMENT:	1714
COUNCIL DISTRICT:	9
PROJECT TYPE:	IH

BID DUE DATE:

1:30 PM **JULY 29, 2014 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:

Registered Engineer

7/14/2014



A. CHANGES TO CONTRACT DOCUMENTS

The following changes to the Contract Documents are hereby made effective as though originally issued with the bid package. Bidders are reminded that all previous requirements to this solicitation remain in full force and effect.

B. CLARIFICATIONS

1. All Streetlights are to be painted black and the following products shall be used to rehabilitate and paint the streetlights:

Patching: Amercoat 114A Epoxy Filler or Equal Prime: Amerlock 2 High Solids Epoxy or Equal

Paint: PSX 700 Polysiloxan or Equal

The Prime is to be applied to the entire surface of each streetlight pole.

- 2. At the pre-bid meeting it was incorrectly stated that the contractor rehabbing the poles in the Historical Corridor would need to have a D64 license. As stated in Appendix I of the Contract Documents the contractor rehabilitating the streetlights in the Historical Corridor will not need a D64 license if other conditions are met.
- 3. The Historical District of the 3HH area of Talmadge is defined by the public right of way of Monroe Avenue from 44th Street to Aldine Drive. Of the 31 streetlights shown on the Project Map to be rehabilitated in the 3HH area of Talmadge, 11 are in the Historical District. They can be identified as MHH-1, MHH-2, MHH-15, MHH-18, MHH-19, MHH-20, MHH-21, MHH-28, MHH-29, MHH-30, AND MHH-31.

C. VOLUME 1

1. To the SUPPLEMENTARY SPECIAL PROVISIONS, SECTION 7, RESPONSABILITIES OF THE CONTRACTOR, **ADD** the following:

7-20 ELECTRONIC COMMUNICATION. ADD the following:

Virtual Project Manager will be used on this contract.

D. VOLUME 2

- 1. To the BIDDING DOCUMENTS, pages 9 through 12, Proposal (BID), DELETE in their entirety and SUBSTITUTE with pages 4 through 7 of this Addendum.
- 2. To the BIDDING DOCUMENTS, pages 13 and 15, Forms AA35 List of Subcontractors and AA 45 Subcontractors Additive/Deductive Alternate, **DELETE** in their entirety and **SUBSTITUTE** with page 8 through 9 of this Addendum.

James Nagelvoort, Director Public Works Department

Dated: July 15, 2014

San Diego, California

JN/RT/ls

PROPOSAL (BID)

The Bidder agrees to the construction of **Restoration and Painting of Talmadge Acorn Streetlights**, for the City of San Diego, in accordance with these contract documents for the prices listed below. 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 to Award of the Contract. 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 e.g., bond and insurance.

Item	Quantity	Unit	NAICS	Payment Reference	Description	Unit Price	Extension		
	BASE BID								
1	83	EA	238210	307-2	Lead Abatement & Restoration of Acorn Streetlight outside the Historic District of 3EE and 3FF	\$	\$		
2	27	EA	238210	307-2	Lead Abatement & Restoration of Acorn Streetlight in the Historic District of 3EE and 3FF	\$	\$		
3	30	EA	238210	307-2	Furnish Brackets and Remount Neighborhood Watch Signs on Rehabbed Poles	\$	\$		
4	110	EA	238210	307-2	Furnish and Install Black Aluminum Access Door with Marbelite Stamp Added by Manufacturer	\$	\$		
5	1	LS	237310	7-10.2.7	Lane Closure Traffic Blockading (style C: Parking Lane Only)		\$		
6	1	LS	524126	2-4.1	Bonds		\$		
7	1	LS	541330	701-13.9.5	Water Pollution Control Program Development		\$		
8	1	LS	237990	701-13.9.5	Water Pollution Control Program Implementation		\$		
9	1	AL		9-3.5	Field Orders - Type II		\$8,190.00		
ESTIMATED TOTAL BASE BID:							\$		

Item	Quantity	Unit	NAICS	Payment Reference	Description	Unit Price	Extension
					ADDITIVE ALTERNATE "A"		
1	20	EA	238210	307-2	Restoration of Acorn Streetlight Pole Outside the Historical District of 3HH	\$	\$
2	11	EA	238210	307-2	Restoration of Acorn Streetlight Pole in the Historical District of 3HH	\$	\$
3	31	EA	238210	307	Furnish and Install Black Aluminum Access Door with Marbelite Stamp Added by Manufacturer	\$	\$
4	1	LS	237310	7-10.2.7	Lane Closures Traffic Blockading (Style C: Parking Lane Only)		\$
5	1	LS	524126	2-4.1	Bonds		\$
6	1	LS	237990	801-8.4	Water Pollution Control Program		\$
7	1	AL		9-3.5	Field Orders - Type II		\$2,355.00
ESTIMATED TOTAL FOR ADDITIVE ALTERNATE A:						\$	
					ESTIMATED TOTAL BASE BID PLUS ADDITIVE A	LTERNATE A:	\$

TOTAL BID PRICE FOR BID (Items 1 through 9, PLUS Additive Alternate A, items 1 through7 inclusive) amount written in words:

The Bid shall contain an acknowledgment of receipt of all addenda, the numbers of which shall be filled in on the Bid form. If an addendum or addenda has been issued by the City and not noted as being received by the Bidder, this proposal shall be rejected as being **non-responsive**. The following addenda have been received and are acknowledged in this bid:

July 15, 2014

BIDDING DOCUMENTS The names of all persons interested in the foregoing proposal as principals are as follows: IMPORTANT NOTICE: If Bidder or other interested person is a corporation, state secretary, treasurer, and manager thereof; if a co-partnership, state true name of firm, also names of all individual co-partners composing firm; if Bidder or other interested person is an individual, state first and last names in full. Bidder:____ Business Address: Place of Business: Place of Residence:

ADDENDUM "A" July 15, 2014

Signature:

NOTES:

- A. The City shall determine the low Bid based on the Base Bid plus the following Additive or Deductive Alternate "A".
- B. After the low Bid has been determined, the City may award the Contract for the Base Bid alone or if applicable, for the Base Bid plus any combination of alternates selected in the City's sole discretion.
- C. Prices and notations shall be in ink or typewritten. All corrections (which have been initiated by the Bidder using erasures, strike out, line out, or "white-out") shall be typed or written in with ink adjacent thereto, and shall be initialed in ink by the person signing the bid proposal.
- D. Failure to initial all corrections made in the bidding documents may cause the Bid to be rejected as **non-responsive** and ineligible for further consideration.
- E. Blank spaces must be filled in, using figures. Bidder's failure to submit a price for any Bid item that requires the Bidder to submit a price shall render the Bid **non-responsive** and shall be cause for its rejection.
- F. Unit prices shall be entered for all unit price items. Unit prices shall not exceed two (2) decimal places. If the Unit prices entered exceed two (2) decimal places, the City will only use the first two digits after the decimal points without rounding up or down.
- G. All extensions of the unit prices bid will be subject to verification by the City. In the case of inconsistency or conflict between the product of the Quantity x Unit Price and the Extension, the product shall govern.
- H. In the case of inconsistency or conflict, between the sums of the Extensions with the estimated total Bid, the sum of the Extensions shall govern.
- I. Bids shall not contain any recapitulation of the Work. Conditional Bids will be rejected as being **non-responsive**. Alternative proposals will not be considered unless called for.
- J. NEW AS OF JULY 1ST 2014: Subcontractors' License Number must be filled in. Failure to provide the information specified may deem the bidder **non-responsive**.

LIST OF SUBCONTRACTORS

In accordance with the requirements provided in the "Subletting and Subcontracting Fair Practices Act", Division 2, Part 1, Chapter 4 of the Public Contract Code, the Bidder shall list below the name and address of each Subcontractor who will perform work, labor, render services or 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 list below the portion of the work which will be done 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 shall 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 that Bidders are seeking recognition towards achieving any mandatory, voluntary, or both subcontracting participation percentages.

Subcontractors' License Number must be filled in. Failure to provide the information specified may deem the bidder non-responsive.

NAME, ADDRESS AND TELEPHONE NUMBER OF SUBCONTRACTOR	CONSTRUCTOR OR DESIGNER	SUBCONTRACTOR LICENSE NUMBER	TYPE OF WORK	DOLLAR VALUE OF SUBCONTRACT (MUST BE FILLED \OUT)	MBE, WBE, DBE, DVBE, OBE, ELBE, SLBE, SDB, WoSB, HUBZone, OR SDVOSB®	WHERE CERTIFIED ②	CHECK IF JOINT VENTURE PARTNERSHIP
Name:	_						
Address:							
City: State: Zip: Phone:	_						
Zip: Phone:							
Email:	_						
Name:							
Address:	_						
City: State: Zip: Phone:	_						
Zip: Phone:	_						
Email:	_						
As appropriate, Bidder shall identify Sub		following and shall incl	-		_	l ELBE):	
Certified Minority Business Enterprise		MBE		n Business Enterprise			/BE
Certified Disadvantaged Business Ente	erprise	DBE OBE		led Veteran Business ging Local Business E			/BE LBE
Other Business Enterprise Certified Small Local Business Enterp	rise	SLBE	Small Disadvan		merprise		SDB
Woman-Owned Small Business	1130	WoSB	HUBZone Busi			HUBZ	
Service-Disabled Veteran Owned Sma	ll Business	SDVOSB					
② As appropriate, Bidder shall indicate if S	ubcontractor is certified	by:					
City of San Diego California Public Utilities Commission State of California's Department of Ge		CITY CPUC CADoGS		nia Department of Tra onal Minority Supplic geles	er Diversity Council	CALTRA SRMS	· · ·

The Bidder will not receive any subcontracting participation percentages if the Bidder fails to submit the required proof of certification.

U.S. Small Business Administration

SBA

CA

Form AA 35 – List of Subcontractors

State of California

SUBCONTRACTORS ADDITIVE/DEDUCTIVE ALTERNATE (USE ONLY WHEN ADDITIVE ALTERNATES ARE REQUIRED)

Bidder shall list all Subcontractors described in the Bidder's *Base Bid* whose percentage of work will increase or decrease if alternates are selected for award. Bidder shall also list additional Subcontractors not described in the Bidder's *Base Bid* who, as a result of the alternates, will perform work or labor, or render services, or specially fabricate and install a portion [type] of work or improvements in an amount in excess of 0.5%.. The Bidder shall list all SLBE, ELBE, DBE, DVBE, MBE, WBE, OBE, SDB, WoSB, HUBZone, and SDVOSB Subcontractors that Bidders are seeking recognition towards achieving any mandatory, voluntary, or both subcontracting participation percentages.

Subcontractors' License Number must be filled in. Failure to provide the information specified may deem the bidder non-responsive.

ADDITIVE/ DEDUCTIVE ALTERNATE	NAME, ADDRESS AND TELEPHONE NUMBER OF SUBCONTRACTOR	CONSTRUCTOR OR DESIGNER	SUBCONTRACTOR LICENSE NUMBER	TYPE OF WORK	DOLLAR VALUE OF SUBCONTRACT (MUST BE FILLED \OUT)	MBE, WBE, DBE, DVBE, OBE, ELBE, SLBE, SDB, WoSB, HUBZone, OR SDVOSB①	WHERE CERTIFIED②	CHECK IF JOINT VENTURE PARTNERSHIP
	Name:							
	Address:							
	Address:							
	Zip: Phone:							
	Email:							
	Name:							
	Address:							
	City: State: Zip: Phone:							
	Zip: Phone:							
	Email:							
	propriate, Bidder shall identify Subcontractor as one of the fo	_	_		_	d ELBE):		
	tified Minority Business Enterprise tified Disadvantaged Business Enterprise	MBE DBE		oman Busine isabled Vetera	ss Enterprise an Business Enterprise		WB DVB	_
	Other Business Enterprise Certified Small Local Business Enterprise Woman-Owned Small Business		Certified E	Certified Emerging Local Business Enterprise Small Disadvantaged Business			ELBE SDB	
Wo			HUBZone		siness		HUBZon	
Ser	vice-Disabled Veteran Owned Small Business	SDVOSB	1					
② As app	propriate, Bidder shall indicate if Subcontractor is certified by	y:						
	y of San Diego ifornia Public Utilities Commission	CITY CPUC			tment of Transportation ority Supplier Diversit		CALTRAN SRMSD	~
Star	te of California's Department of General Services	CADoGS	City of Los	Angeles		, council	L	A
Star	te of California	CA	U.S. Small	U.S. Small Business Administration			SBA	

The Bidder will not receive any subcontracting participations percentages if the Bidder fails to submit the required proof of certification.

Form AA 45 – Subcontractors Additive/Deductive Alternate

City of San Diego

CONTRACTOR'S I	NAME: CTF INC.	
ADDRESS: 9991	Possum Creek Lh. El Cajon CA 92021	
TELEPHONE NO.:	619-73-6761 FAXNO: 619-501-7686	
CITY CONTACT:_	Damian Singleton, Contract Specialist, Email: Dsingleton@sandiego.gov	
	Phone No. (619) 533-3482, Fax No. (619) 533-3633	
	FI asaga / R.Taleghani / Is	

CONTRACT DOCUMENTS

FOR



RESTORATION AND PAINTING OF TALMADGE ACORN STREETLIGHTS

VOLUME 2 OF 2

BID NO.:	L-14-1187-DBB-1	
SAP NO. (WBS/IO/CC):	S-00978	
CLIENT DEPARTMENT:	1714	
COUNCIL DISTRICT:	9	
PROJECT TYPE:	IH	

THIS CONTRACT IS SUBJECT TO THE FOLLOWING:

- > THE CITY'S SUBCONTRACTING PARTICIPATION REQUIREMENTS FOR SLBE PROGRAM.
- ➤ COMPETITION RESTRICTED TO: SLBE-ELBE ☐ or ELBE FIRMS ONLY ☒
- ➤ PREVAILING WAGE RATES: STATE ☐ FEDERAL ☐

THIS BIDDING DOCUMENT TO BE SUBMITTED IN ITS ENTIRETY REFER TO VOLUME I COVER PAGE FOR TIME, DATE, AND LOCATION

Volume 2 - Bidding Documents

The following forms must be completed in their entirety and submitted with the Bid. Include the form(s) even if the information does not apply. Where the information does not apply write in N/A. Failure to include any of the forms may cause the Bid to be deemed **non-responsive**. If you are uncertain or have any questions about any required information, contact the City no later than 14 days prior to Bid due date.

1.	Bid/Proposal	3
	Non-Collusion Affidavit to be executed by Bidder and Submitted with Bid under 23 USC 112 and PCC 7106	
3.	Contractors Certification of Pending Actions	7
4.	Equal Benefits Ordinance Certification of Compliance	8
5.	Proposal (Bid)	9
6.	Form AA35 - List of Subcontractors	. 13
7.	Form AA40 - Named Equipment/Material Supplier List	. 14
	Form AA45 - Subcontractors Additive/Deductive Alternate	

PROPOSAL

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, 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.

IF A SOLE OWNER OR SOLE CONTRACTOR SIGN HERE:

(1) Name under which business is conducted		The state of the s
(2) Signature (Given and surname) of proprietor _		
(3) Place of Business (Street & Number)		
(4) City and State		Zip Code
(5) Telephone No.	Facsimile No	
(6) Email Address		
IF A PARTNERSHIP, SIGN HERE:		
(1) Name under which business is conducted		

(2)	Name of each member of partnership, indicate character of each partner, general or special (limited):
(3)	Signature (Note: Signature must be made by a general partner)
	Full Name and Character of partner
	Place of Business (Street & Number)
	City and State Zip Code
(6)	Telephone No Facsimile No
(1)	Name under which business is conducted CTE inc. Signature, with official title of officer authorized to sign for the corporation:
	William Clayle
	(Printed Name) (Printed Name) (Title of Officer)
	(Impress Corporate Seal Here)
	Incorporated under the laws of the State of
	Place of Business (Street & Number) Possum Creek Lane
	City and State Flagon, CA Zip Code 92021
(6)	Telephone No. 619-733-6791 Facsimile No. 619-561-7686
(7)	Email Address Trifa @CTE-CA.com

THE FOLLOWING SECTIONS MUST BE FILLED IN BY ALL PROPOSERS:

In accordance with the "NOTICE INVITING BIDS", the bidder holds a California State Contractor's license for the following classification(s) to perform the work described in these specifications:

LICENSE CLASSIFICATION

LICENSE NO. 786048

EXPIRES <u>6/3</u>0/2016

This license classification must also be shown on the front of the bid envelope. Failure to show license classification on the bid envelope may cause return of the bid unopened.

TAX IDENTIFICATION NUMBER (TIN)

Email Address: Info @CTE-CA. Com

THIS PROPOSAL MUST BE NOTARIZED BELOW:

I certify, under penalty of perjury, that the representations made herein regarding my State Contractor's license number, classification and expiration date are true and correct.

Signature Williams /

SUBSCRIBED AND SWORN TO BEFORE ME, THIS ZE DAY OF July, 2014.

Notary Public in and for the County of San Diego, State of California

(NOTARIAL SEAL)

JASON COMPHER OTARY PUBLIC - CALIFORNIA SAN DIEGO COUNTY MY COMM. EXP. OCT. 28, 2014

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)		
) ss.		
County of San Dies			
William	Clark	t '	ing first duly sworn, deposes and
says that he or she is	Presidev	of of	the party making the foregoing
bid that the bid is not mad	e in the interest of, or	on behalf of, any	undisclosed person, partnership,
company, association, organ	nization, or corporation	n; that the bid is ge	enuine and not collusive or sham;
that the bidder has not direct	ctly or indirectly induc	ed or solicited any	y other bidder to put in a false or
sham bid, and has not direc	tly or indirectly colluc	led, conspired, con	nived, or agreed with any bidder
or anyone else to put in a sl	nam bid, or that anyon	e shall refrain fron	n bidding; that the bidder has not
in any manner, directly of	indirectly, sought b	y agreement, com	munication, 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 b	idder, or to secure	any advantage against the public
body awarding the contra	ct of anyone interest	ed in the propose	ed contract; that all statements
contained in the bid are true	; and further, that the	bidder has not, dir	rectly or indirectly, submitted his
or her bid price or any bre	akdown thereof, or the	e contents thereof,	or divulged information or data
relative thereto, or paid,	and will not pay, ar	y fee to any con	rporation, partnership, company
association, organization, b	id depository, or to an	y member or agent	t thereof to effectuate a collusive
or sham bid.			
Sig	ned: Wyllynn e: Presiden		
6	0 1	0	
Titl	e: <u>Vresider</u>	 	AND THE RESIDENCE OF THE PROPERTY OF THE PROPE
Sul	scribed and sworn to be	efore me this	28 day of July ,2014
540	bollood and swoll to o		
		Notary Publi	С умалалалалалалалалалалалалалалалалалалал
		(SEAL)	JASON COMPHER
		(SEAL)	NOTARY PUBLIC - CALIFORNIA SAN DIEGO COUNTY
			MY COMM. EXP. OCT. 28, 2014

CONTRACTORS 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 O	NE BOX ONL	<u>Y.</u>										
X	subject of	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.										
	subject of that Bidd A descrip	ersigned certifies that wif f a complaint or pending a er discriminated against its otion of the status or reso ten and the applicable date	ction in a legal s employees, s lution of that	l administra ubcontract complaint	ative proceeding alleging ors, vendors or suppliers.							
DATE OF CLAIM	LOCATION	DESCRIPTION OF CLAIM	LITIGATION (Y/N)	STATUS	RESOLUTION/REMEDIAL ACTION TAKEN							
				Anna Anna Anna Anna Anna Anna Anna Anna								
Contractor	Name:	TE inc.										
Certified B	y	TEine. Villiam Cla Name	ark	Title	President							
	ľ.	Valle ///		Data -	President							

USE ADDITIONAL FORMS AS NECESSARY

Signature

EQUAL BENEFITS ORDINANCE CERTIFICATION OF COMPLIANCE



For additional information, contact:

CITY OF SAN DIEGO EQUAL BENEFITS PROGRAM

202 C Street, MS 9A, San Diego, CA 92101 Phone (619) 533-3948 Fax (619) 533-3220

		COMPANY INFOR	MATION	
Company Name:	TE inc.		Contact Name: 1	leggie Clark
Company Address		reek Lan	Contact Phone:	19-733-6791
r)	Cajon, CA 90	2021		CARCACTE-CACON
		ONTRACT INFOR		
Contract Title:	storation and Paintin	gof Talmada	· Acom Streetlights	Start Date: 780
	(if no number, state location):		J	End Date: TOD
	SUMMARY OF EQU	AL BENEFITS OR	DINANCE REQUIREME	
maintain equal ber Contractor sha Benefits inc travel/reloc: Any benefit Contractor sha enrollment p	all allow City access to records, vall submit <i>EBO Certification of C</i> mary is provided for convenie	ance; pension/401(k) plance programs; credit uniouse, is not required to be enefits policy in the workhen requested, to confict the compliance, signed under the compliance and the compliance.	ne contract. To comply: exployees with domestic partners exployees with domestic partners exployees must be a seen and partners exployees at the compliance with EBO require exployees with the complex to the complex the com	al leave; discounts, child care; enefit. a domestic partner. time of hire and during open rements. ard of contract.
	CONTRACTOR EQU	JAL BENEFITS OF	DINANCE CERTIFICAT	TION
Please indicate you	r firm's compliance status with t	the EBO. The City may	request supporting documentation	on.
囡	I affirm compliance with the EB	O because my firm (cor	ntractor must <u>select one</u> reason)	:
	☐ Provides equal benefits t	to spouses and domestic	partners.	
	Provides no benefits to s	spouses or domestic part	ners.	
	☐ Has no employees.☐ Has collective bargainin expired.	g agreement(s) in place	prior to January 1, 2011, that ha	as not been renewed or
	I request the City's approval to p made a reasonable effort but is n the availability of a cash equival- every reasonable effort to extend	ot able to provide equal ent for benefits available	benefits upon contract award. I e to spouses but not domestic pa	agree to notify employees of
	any contractor to knowingly su execution, award, amendment, o			
firm understands t	erjury under laws of the State of the requirements of the Equal Be ash equivalent if authorized by the	nefits Ordinance and w	ill provide and maintain equal l	
Na	me/Title of Signatory		Signature	Date
	FOI	R OFFICIAL CITY	USE ONLY	
Receipt Date:	EBO Analyst:	□ Approved	\square Not Approved – Reason:	

(Rev 02/15/2011)

PROPOSAL (BID)

The Bidder agrees to the construction of **Restoration and Painting of Talmadge Acorn Streetlights**, for the City of San Diego, in accordance with these contract documents for the prices listed below. 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 to Award of the Contract. 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 e.g., bond and insurance.

Item	Quantity	Unit	NAICS	Payment Reference	Description	Unit Price	Extension
					BASE BID		
1	83	EA	238210	307-2	Lead Abatement & Restoration of Acorn Streetlight outside the Historic District of 3EE and 3FF	\$1,200,00	\$99,600; 22
2	27	EA	238210	307-2	Lead Abatement & Restoration of Acorn Streetlight in the Historic District of 3EE and 3FF	\$1,300.20	\$.35.100,500
3	30	EA	238210	307-2	Furnish Brackets and Remount Neighborhood Watch Signs on Rehabbed Poles	\$ 340.eq	\$ 10,200. ⁵⁰
4	110	EA	238210	307-2	Furnish and Install Black Aluminum Access Door with Marbelite Stamp Added by Manufacturer	\$ 225.2	\$ 24.750,==
5	1	LS	237310	7-10.2.7	Lane Closure Traffic Blockading (style C: Parking Lane Only)		\$9,600.=
6	1	LS	524126	2-4.1	Bonds		\$5.850.00
7	1	LS	541330	701-13.9.5	Water Pollution Control Program Development		\$ 500.00
8	1	LS	237990	701-13.9.5	Water Pollution Control Program Implementation		\$1,000.00
9	1	AL		9-3.5	Field Orders - Type II		\$8,190.00
		-			ESTIMATED TO	TAL BASE BID:	\$ 194 7009

Item	Quantity	Unit	NAICS	Payment Reference	Description	Unit Price	Extension
					ADDITIVE ALTERNATE "A"		
1	20	EA	238210	307-2	Restoration of Acorn Streetlight Pole Outside the Historical District of 3HH	\$1,200,=	\$ Z4.000. 2
2	11	EA	238210	307-2	Restoration of Acorn Streetlight Pole in the Historical District of 3HH	\$1,500,500	\$ Z4,000.= \$6,500.=
3	31	EA	238210	307	Furnish and Install Black Aluminum Access Door with Marbelite Stamp Added by Manufacturer	\$ 150, 22	\$4,650. 00
4	1	LS	237310	7-10.2.7	Lane Closures Traffic Blockading (Style C: Parking Lane Only)		\$1,500.5
5	1	LS	524126	2-4.1	Bonds		\$1,530,00
6	1	LS	237990	801-8.4	Water Pollution Control Program		\$ 500.00
7	1	AL		9-3.5	Field Orders - Type II		\$2,355.00
		·			ESTIMATED TOTAL FOR ADDITIVE A	LTERNATE A:	\$51.035.20
					ESTIMATED TOTAL BASE BID PLUS ADDITIVE A	LTERNATE A:	\$245,825.9

TOTAL BID PRICE FOR BID (Items 1 through 9, PLUS Additive Alternate A, items 1 through 7 inclusive) amount written in words:

Ino-Hundred and Fancty-Fire Thousand Eight-Hundred and Twanty-Five

The Bid shall contain an acknowledgment of receipt of all addenda, the numbers of which shall be filled in on the Bid form. If an addendum or addenda has been issued by the City and not noted as being received by the Bidder, this proposal shall be rejected as being **non-responsive**. The following addenda have been received and are acknowledged in this bid:

NOTES:

- A. The City shall determine the low Bid based on the Base Bid plus the following Additive or Deductive Alternate "A".
- B. After the low Bid has been determined, the City may award the Contract for the Base Bid alone or if applicable, for the Base Bid plus any combination of alternates selected in the City's sole discretion.
- C. Prices and notations shall be in ink or typewritten. All corrections (which have been initiated by the Bidder using erasures, strike out, line out, or "white-out") shall be typed or written in with ink adjacent thereto, and shall be initialed in ink by the person signing the bid proposal.
- D. Failure to initial all corrections made in the bidding documents may cause the Bid to be rejected as **non-responsive** and ineligible for further consideration.
- E. Blank spaces must be filled in, using figures. Bidder's failure to submit a price for any Bid item that requires the Bidder to submit a price shall render the Bid **non-responsive** and shall be cause for its rejection.
- F. Unit prices shall be entered for all unit price items. Unit prices shall not exceed two (2) decimal places. If the Unit prices entered exceed two (2) decimal places, the City will only use the first two digits after the decimal points without rounding up or down.
- G. All extensions of the unit prices bid will be subject to verification by the City. In the case of inconsistency or conflict between the product of the Quantity x Unit Price and the Extension, the product shall govern.
- H. In the case of inconsistency or conflict, between the sums of the Extensions with the estimated total Bid, the sum of the Extensions shall govern.
- I. Bids shall not contain any recapitulation of the Work. Conditional Bids will be rejected as being **non-responsive**. Alternative proposals will not be considered unless called for.
- J. NEW AS OF JULY 1ST 2014: Subcontractors' License Number must be filled in. Failure to provide the information specified may deem the bidder **non-responsive**.

LIST OF SUBCONTRACTORS

1ef 2

In accordance with the requirements provided in the "Subletting and Subcontracting Fair Practices Act", Division 2, Part 1, Chapter 4 of the Public Contract Code, the Bidder shall list below the name and address of each Subcontractor who will perform work, labor, render services or 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 list below the portion of the work which will be done by each subcontractor under this Contract. The Contractor shall list only one Subcontractor for each portion of the Work. The **POLLAR VALUE** of the total Bid to be performed shall be stated for all subcontractors listed. Failure to comply with this requirement shall 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 that Bidders are seeking recognition towards achieving any mandatory, voluntary, or both subcontracting participation percentages.

Subcontractors' License Number must be filled in. Failure to provide the information specified may deem the bidder non-responsive.

NAME, ADDRESS AND TELEPHONE NUMBER OF SUBCONTRACTOR	CONSTRUCTOR OR DESIGNER	SUBCONTRACTOR LICENSE NUMBER	TYPE OF WORK	DOLLAR VALUE OF SUBCONTRACT (MUST BE FILLED \OUT)	MBE, WBE, DBE, DVBE, OBE, ELBE, SLBE, SDB, WoSB, HUBZone, OR SDVOSB®	WHERE CERTIFIED 2	CHECK IF JOINT VENTURE PARTNERSHIP
Name Street Light Restoration, Inc. Address: 7189 Walnut Canun Rd. City: Mar Park State: CA Zip: 93021 Phone: 805-368-6580 Email: Streetlicht restoration abstraction	Construction	DE4 1811227	S/L Restaution	93,140,2	None	Mone	
Name: IS Architecture Address: SCHA La John Blvd City: La John State: CA Zip: 97037 Phone: 858 456-3555 Email: Int. @ ISarchitecture.com	Historical Monitoring and/Design	N/A	Historical Monitoring		SBE SLBE DBE SLBE	City CADEGS CA	

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	San Diego Regional Minority Supplier Diversity Council	SRMSDC
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.

Form AA 35 – List of Subcontractors

LIST OF SUBCONTRACTORS

Zof Z

In accordance with the requirements provided in the "Subletting and Subcontracting Fair Practices Act", Division 2, Part 1, Chapter 4 of the Public Contract Code, the Bidder shall list below the name and address of each Subcontractor who will perform work, labor, render services or 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 list below the portion of the work which will be done 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 shall 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 that Bidders are seeking recognition towards achieving any mandatory, voluntary, or both subcontracting participation percentages.

Subcontractors' License Number must be filled in. Failure to provide the information specified may deem the bidder non-responsive.

NAME, ADDRESS AND TELEPHONE NUMBER OF SUBCONTRACTOR	CONSTRUCTOR OR DESIGNER	SUBCONTRACTOR LICENSE NUMBER	TYPE OF WORK	DOLLAR VALUE OF SUBCONTRACT (MUST BE FILLED \OUT)	MBE, WBE, DBE, DVBE, OBE, ELBE, SLBE, SDB, WoSB, HUBZone, OR SDVOSBO	WHERE CERTIFIED ©	CHECK IF JOINT VENTURE PARTNERSHIP
Name: Enviro-Grand, Hazardershiete Address: 1226 Abaheim 1867. City: Anaheim State: CA Zip: 92805 Phone: 74-215-2923 Email: Enrice 332710 Gmail var	Const.	N/A	Hazasdous Material Turnsports and Disposal	1,40	none	hane	
Name:							

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	San Diego Regional Minority Supplier Diversity Council	SRMSDC
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.

Form AA 35 – List of Subcontractors

NAMED EQUIPMENT/MATERIAL SUPPLIER LIST

The Bidder seeking the recognition of equipment, materials, or supplies obtained from Suppliers towards achieving any mandatory, voluntary, or both subcontracting participation percentages shall list the Supplier(s) on the Named Equipment/Material Supplier List. The Named Equipment/Material Supplier List, at a minimum, shall have the name, locations (City) and the **DOLLAR VALUE** of the Suppliers. The Bidder will be credited up to 60% of the amount to be paid to the Suppliers for such materials and supplies unless vendor manufactures or substantially alters materials and supplies in which case 100% will be credited. The Bidder is to indicate (Yes/No) whether listed firm is a supplier or manufacturer. In calculating the subcontractor participation percentages, vendors/suppliers will receive 60% credit of the listed **DOLLAR VALUE**, whereas manufacturers will receive 100% credit of the listed **DOLLAR VALUE**, whereas manufacturers will receive 60% credit of the listed **DOLLAR VALUE**, whereas manufacturers will receive 100% credit. If no indication provided, listed firm will be credited at 60% of the listed **DOLLAR VALUE** for purposes of calculating the subcontractor participation percentages.

DOLLAR VALUE

NAME, ADDRESS AND TELEPHONE NUMBER OF VENDOR/SUPPLIER	MATERIALS OR SUPPLIES	OF MATERIAL OR SUPPLIES (MUST BE FILLED \OUT)	(Vec/No)	MANUFACTURER (Yes/No)	MBE, WBE, DBE, DVBE, OBE, ELBE, SLBE, SDB, WoSB, HUBZone, OR SDVOSB⊕	WHERE CERTIFIED®
Name:	None"					
Name: Address: City: State: Zip: Phone:	-					
Name:	-					
As appropriate, Bidder shall identify Ver Certified Minority Business Enterprise Certified Disadvantaged Business Enter Other Business Enterprise Certified Small Local Business Enterp Woman-Owned Small Business Service-Disabled Veteran Owned Sma	rprise I	MBE Cert DBE Cert DBE Cert SLBE Sma	ified Woman Bu ified Disabled V	usiness Enterprise Veteran Business Enterpri Local Business Enterpri	rise se	WBE DVBE ELBE SDB JBZone
② As appropriate, Bidder shall indicate if V	endor/Supplier is certified by	:				
City of San Diego California Public Utilities Commission State of California's Department of Ge State of California	neral Services	CPUC San CADoGS City	Diego Regional of Los Angeles	Department of Transport Minority Supplier Dive Administration		TRANS RMSDC LA SBA

The Bidder will not receive any subcontracting participation percentages if the Bidder fails to submit the required proof of certification.

SUBCONTRACTORS ADDITIVE/DEDUCTIVE ALTERNATE (USE ONLY WHEN ADDITIVE ALTERNATES ARE REQUIRED)

Bidder shall list all Subcontractors described in the Bidder's *Base Bid* whose percentage of work will increase or decrease if alternates are selected for award. Bidder shall also list additional Subcontractors not described in the Bidder's *Base Bid* who, as a result of the alternates, will perform work or labor, or render services, or specially fabricate and install a portion [type] of work or improvements in an amount in excess of 0.5%.. The Bidder shall list all SLBE, ELBE, DBE, DVBE, MBE, WBE, OBE, SDB, WoSB, HUBZone, and SDVOSB Subcontractors that Bidders are seeking recognition towards achieving any mandatory, voluntary, or both subcontracting participation percentages.

Subcontractors' License Number must be filled in. Failure to provide the information specified may deem the bidder non-responsive.

ADDITIVE/ DEDUCTIVE ALTERNATE	NAME, ADDRESS AND TELEPHONE NUMBER OF SUBCONTRACTOR	CONSTRUCTOR OR DESIGNER	SUBCONTRACTOR LICENSE NUMBER	TYPE OF WORK	DOLLAR VALUE OF SUBCONTRACT (MUST BE FILLED \OUT)	MBE, WBE, DBE, DVBE, OBE, ELBE, SLBE, SDB, WoSB, HUBZone, OR SDVOSBO	WHERE CERTIFIED®	CHECK IF JOINT VENTURE PARTNERSHIP
"A"	Name: Street light lestoration The Address: 7189 Walnut Cancon la City: Manage State: CA Zip: 9307 Phone: 205-368-680 Email: Street Subject restoration Phones	Const.	DCH #811227	S/L Restoration	22,000,500	None	None	
"A"	Name: IS Architecture Address: SAGNASIIA Blud. City: La Jella State: CA Zip: 92037 Phone: 85-16-855 Email: Inf. @ IScrelitecture. College	Cours).	NA	Historiae) Manitalik	1,980,9	dre angë Sbe 2005	CAD-GS CA	

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 Certified Disadvantaged Business Enterprise Other Business Enterprise Certified Small Local Business Enterprise Woman-Owned Small Business Service Disabled Veteron Owned Small Business	MBE DBE OBE SLBE WoSB	Certified Woman Business Enterprise Certified Disabled Veteran Business Enterprise Certified Emerging Local Business Enterprise Small Disadvantaged Business HUBZone Business	WBE DVBE ELBE SDB HUBZone
Service-Disabled Veteran Owned Small Business	SDVOSB		
		HUBZone Business	HUBZone

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	San Diego Regional Minority Supplier Diversity Council	SRMSDC
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 participations percentages if the Bidder fails to submit the required proof of certification.

Form AA 45 – Subcontractors Additive/Deductive Alternate