

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
SUPPLEMENTAL DOCKET NUMBER 2  
FOR THE REGULAR MEETING OF  
TUESDAY, JULY 1, 2014  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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

**ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS**

**The following item will be considered in the afternoon session which is scheduled to begin at 2:00 pm.**

ITEM-S500: City Auditor's Performance Audit of the Police Patrol Operations.

(Continued from the meeting of June 16, 2014, Item 150, last continued from the meeting of June 24, 2014, Item S500, at the request of Councilmember Emerald, to accommodate the schedule of staff.)

**CITY AUDITOR'S RECOMMENDATION:**

Receive the City Auditor's Performance Audit on the Police Patrol Operations.

**SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:** N/A

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

- The report was presented to the Audit Committee on November 4, 2013.

**ACTION:** Motion by Councilmember Sherman, second by Chair Faulconer, to accept the report and forward to the full Council.

**VOTE:** 5-0; Faulconer-yea, Sherman-yea, Schreiner-yea, Valdivia-yea, Hebrank-yea.

- No changes have been made to the report since it was presented to the Committee.

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ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

RESOLUTIONS:

**The following item will be considered in the afternoon session which is scheduled to begin at 2:00 pm.**

ITEM-S501: Fiscal Year 2015 Annual Levy and Annual Update of Assessment Engineer’s Reports for Park and Recreation Department Maintenance Assessment Districts (MADs) and Name Change of the Eastgate Technology Park MAD. (Citywide.)

**ITEM DESCRIPTION:**

Authorize actions needed for the operation of the Park and Recreation Department-managed Maintenance Assessment Districts. Specific actions include: authorize levy and collection of assessments for Fiscal Year 2015; approve annual update to property owner-approved Assessment Engineer’s Report for each district, authorize the appropriation and expenditure of district funds, including administrative fund, district operating funds, district capital funds, and developer deposit funds associated with new assessment district formations.

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2014-836)

Adoption of a Resolution approving a change in the name of Eastgate Technology Park Maintenance Assessment District to Eastgate Maintenance Assessment District commencing on July 1, 2014.

Subitem-B: (R-2014-818)

Declaring that the Reports submitted in connection with the City-managed Assessment Districts and filed in the Office of the City Clerk as follows are hereby preliminarily approved as filed:

<b><u>Maintenance Assessment District</u></b>	<b><u>Document Number</u></b>
Bay Terraces – Honey Drive	RR-_____
Bay Terraces – Parkside	RR-_____
Bird Rock	RR-_____
Black Mountain Ranch North	RR-_____
Black Mountain Ranch South	RR-_____
Calle Cristobal	RR-_____
Camino Santa Fe	RR-_____
Campus Point	RR-_____

Carmel Mountain Ranch	RR-_____
Carmel Valley	RR-_____
Carmel Valley Neighborhood 10	RR-_____
Civita	RR-_____
Coral Gate	RR-_____
Coronado View	RR-_____
Del Mar Terraces	RR-_____
Eastgate	RR-_____
El Cajon Boulevard	RR-_____
First San Diego River Improvement Project	RR-_____
Gateway Center East	RR-_____
Genesee/North Torrey Pines Road	RR-_____
Hillcrest	RR-_____
Kings Row	RR-_____
La Jolla Village Drive	RR-_____
Liberty Station	RR-_____
Linda Vista	RR-_____
Mira Mesa	RR-_____
Miramar Ranch North	RR-_____
Mission Boulevard	RR-_____
Mission Hills	RR-_____
North Park	RR-_____
Ocean View Hills	RR-_____
Otay International Center	RR-_____
Pacific Highlands Ranch	RR-_____
Park Village	RR-_____
Peñasquitos East	RR-_____
Rancho Bernardo	RR-_____
Rancho Encantada	RR-_____
Remington Hills	RR-_____
Robinhood Ridge	RR-_____
Sabre Springs	RR-_____
Scripps – Miramar Ranch	RR-_____
Stonecrest	RR-_____
Streetlight District No. 1	RR-_____
Talmadge	RR-_____
Tierrasanta	RR-_____
Torrey Highlands	RR-_____
Torrey Hills	RR-_____
University Heights	RR-_____
Washington Street	RR-_____
Webster/Federal Boulevard	RR-_____

Subitem-C: (R-2014-832)

Adoption of a Resolution declaring the Council's intention to continue the levy and collection of annual assessments within each of the specified City-managed Maintenance Assessment Districts (MADs) for Fiscal Year 2015 and noticing the public hearing;

Declaring the improvements and activities within these MADs generally consist of construction and maintenance of landscaped and paved medians, landscaped right-of-ways and slopes, open space, parks, ponds, flood control channels, monuments, decorative street lighting, decorative gates, community signage, banners, curbs and gutters, and sidewalks, as well as the provision of security services;

Declaring each City-managed MAD is generally located in the following Community Planning Area (CPA):

- Bay Terraces – Honey Drive MAD is located in the Skyline – Paradise Hills CPA
- Bay Terraces – Parkside MAD is located in the Skyline – Paradise Hills CPA
- Bird Rock MAD is located in the La Jolla CPA
- Black Mountain Ranch North MAD is located in the Black Mountain Ranch CPA
- Black Mountain Ranch South MAD is located in the Black Mountain Ranch CPA
- Calle Cristobal MAD is located in the Mira Mesa CPA
- Campus Point MAD is located in the University CPA
- Camino Santa Fe MAD is located in the Mira Mesa CPA
- Carmel Mountain Ranch MAD is located in the Carmel Mountain Ranch CPA
- Carmel Valley MAD is located in the Carmel Valley CPA
- Carmel Valley Neighborhood 10 MAD is located in the Carmel Valley CPA
- Civita MAD is located in the Mission Valley CPA
- Coral Gate MAD is located in the San Ysidro CPA
- Coronado View MAD is located in the Encanto Neighborhoods CPA
- Del Mar Terrace MAD is located in the Torrey Pines CPA
- Eastgate MAD is located in the University CPA
- El Cajon Boulevard MAD is located in the Mid-City CPA
- First San Diego River Improvement Project MAD is located in the Mission Valley CPA
- Gateway Center East MAD is located in the Southeastern San Diego CPA
- Genesee/North Torrey Pines Road MAD is located in the University CPA
- Hillcrest MAD is located in the Uptown CPA
- Kings Row MAD is located in the Encanto Neighborhoods CPA

- La Jolla Village Drive MAD is located in the University CPA
- Liberty Station MAD is located in the Peninsula CPA
- Linda Vista MAD is located in the Linda Vista CPA
- Mira Mesa MAD is located in the Mira Mesa CPA
- Miramar Ranch North MAD is located in the Miramar Ranch North CPA
- Mission Boulevard MAD is located in the Mission Beach CPA
- Mission Hills MAD is located in the Uptown CPA
- North Park MAD is located in the Greater North Park CPA
- Ocean View Hills MAD is located in the Otay Mesa CPA
- Otay International Center MAD is located in the Otay Mesa CPA
- Pacific Highlands Ranch MAD is located in the Pacific Highlands Ranch CPA
- Park Village MAD is located in the Rancho Peñasquitos CPA
- Peñasquitos East MAD is located in the Rancho Peñasquitos CPA
- Rancho Bernardo MAD is located in the Rancho Bernardo CPA
- Rancho Encantada MAD is located in the Rancho Encantada CPA
- Remington Hills MAD is located in the Otay Mesa CPA
- Robinhood Ridge MAD is located in the Otay Mesa CPA

Declaring that a full and detailed descriptions of the improvements, the boundaries, and any zones therein, and the proposed assessments upon assessable lots and parcels of land within each of the MADs are available in the Engineer's Reports, on file with the City Clerk;

Proposing the assessments for the following City-managed MADs are to be suspended for Fiscal Year 2015:

- Black Mountain Ranch North
- Genesee/North Torrey Pines Road
- Liberty Station/NTC
- Mission Hills Historic Street Lighting
- Rancho Encantada

Proposing the assessments for the following City-managed MADs are to be adjusted upward, but not by more than the formula specified in the original Engineer's Report allows:

- Bay Terraces – Parkside
- Bird Rock
- Black Mountain Ranch South
- Calle Cristobal
- Camino Santa Fe
- Carmel Mountain Ranch
- Carmel Valley Neighborhood 10
- Coronado View
- El Cajon Boulevard
- First San Diego River Improvement Project
- Gateway Center East
- Hillcrest
- Kings Row
- La Jolla Village Drive
- Linda Vista Community
- North Park
- Otay International Center
- Pacific Highlands Ranch
- Peñasquitos East
- Remington Hills
- Robinhood Ridge
- Scripps Miramar Ranch
- Tierrasanta
- Torrey Highlands
- University Heights
- Washington Street

Proposing that the assessments for the remaining City-managed MADs are to remain the same as in Fiscal Year 2014;

Notice is hereby given that July 29, 2014, at 2:00 p.m., or as soon thereafter as it may be heard, in the Council Chambers of the City Administration Building, located at 202 "C" Street, 12<sup>th</sup> Floor, San Diego California, is fixed as the time and place when and where any all interested persons having a desire to be heard may appear and state their views, and/or submit written protests in compliance with California Streets and Highways Code Section 22628;

Directing the City Clerk to give notice of such public hearing by publication, pursuant to California Streets and Highway Code Section 22626.

**STAFF SUPPORTING INFORMATION:****FISCAL CONSIDERATIONS:**

The Proposed Fiscal Year 2015 Assessment for all 50 Park and Recreation MADs totals \$13,798,030. The Proposed Fiscal Year 2015 Budget includes City Contributions to MADs for the General Benefit: Environmental Growth Fund for open space maintenance: \$284,723; Gas Tax Fund for street median maintenance: \$1,148,863; General Fund for park maintenance: \$764,537; General Fund for library grounds maintenance: \$26,396; and General Fund for fire station grounds maintenance: \$12,271 for a total of \$2,236,790 in City contributions to MADs. The Proposed Fiscal Year 2015 Budget also contains funding for assessments on City parcels (budgeted in Citywide Program Expenditures) in the amount of \$150,800. In addition, there is an estimated General Fund impact of approximately \$1,143,869 for External General Benefits as a result of the ongoing MAD general benefit study as necessitated by the City's efforts to improve all MADs to meet the requirements of the Golden Hill MAD lawsuit and to help improve the City's position with ongoing litigation.

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

The City Council approved the current Fiscal Year 2014 Assessment Engineer's Reports and annual levy of assessments for all existing Park and Recreation MADs. Budgets for each MAD were presented as part of the Mayor's Fiscal Year 2015 Proposed Annual Budget for next fiscal year.

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City Attorney Contact: Skogen, Daphne Z.

**The following item will be considered in the afternoon session which is scheduled to begin at 2:00 pm.**

ITEM-S502: Fiscal Year 2015 Annual Levy and Annual Update of Assessment Engineer’s Reports for Economic Development Maintenance Assessment Districts. (Barrio Logan, Downtown/Centre City, College Area, City Heights, North Park, Ocean Beach, Southeastern and Uptown Community Plan Areas. Districts 2, 3, 8, and 9.)

**ITEM DESCRIPTION:**

As required by state and local law, this City Council action is to authorize actions needed for the operation of the Maintenance Assessment Districts managed by the Economic Development Department. The specific actions include: authorize the continued levy and collection of assessments within previously established districts for Fiscal Year 2015; approve the annual update to the property owner-approved Assessment Engineer’s Report for each district; and authorize the appropriation and expenditure of district funds for Fiscal Year 2015.

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2014-819)

Adoption of a Resolution approving the updates o the Assessment Engineer's Reports submitted in connection with the self-managed Maintenance Assessment Districts (MADs) for Fiscal Year 2015;

Approving the Engineer’s Reports submitted in connection with the self-managed MADs and filed in the Office of the City Clerk as follows:

Maintenance Assessment District	Document Number
Adams Avenue	RR-_____
Barrio Logan	RR-_____
Central Commercial	RR-_____
City Heights	RR-_____
College Heights	RR-_____
Hillcrest Commercial Core	RR-_____
Little Italy	RR-_____
Newport Avenue	RR-_____

Subitem-B: (R-2014-831)

Adoption of a Resolution declaring the Council's intention to levy and collect assessments within each of the above-referenced self-managed Maintenance Assessment Districts (MADs) in the City for Fiscal Year 2015;

The improvements and activities within these MADs generally consist of construction and maintenance of landscaped and paved medians, landscaped right-of-ways and slopes, open space, parks, ponds, flood control channels, monuments, decorative street lighting, decorative gates, community signage, banners, curbs and gutters, and sidewalks, as well as the provision of security services;

Each self-managed MAD is generally located in the following Community Planning Area (CPA):

- Adams Avenue MAD is located in the Normal Heights CPA
- Barrio Logan MAD is located in the Barrio Logan CPA
- Central Commercial MAD is located in the Southeastern San Diego CPA
- City Heights MAD is located in the City Heights CPA
- College Heights MAD is located in the College Area CPA
- Hillcrest Commercial Core MAD is located in the Uptown CPA
- Little Italy MAD is located in the Downtown/Centre City CPA
- Newport Avenue MAD is located in the Ocean Beach CPA.

Full and detailed descriptions of the improvements, the boundaries, and any zones therein, and the proposed assessments upon assessable lots and parcels of land within each of the MADs are available in the Engineer's Reports, on file with the City Clerk;

The assessments for the following self-managed MADs are proposed to be adjusted upward, but not by more than the formula specified in the original Engineer's Report allows: College Heights and Newport Avenue;

The assessments for the remaining self-managed MADs are proposed to remain the same as in Fiscal Year 2014;

Notice is hereby given that July 29, 2014, at 2:00 p.m., or as soon thereafter as it may be heard, in the Council Chambers of the City Administration Building, located at 202 "C" Street, 12th Floor, San Diego, California, is fixed as the time and place when and where any and all interested persons having a desire to be heard may appear and state their views, and/or submit written protests in compliance with California Streets and Highways Code Section 22628;

Directing the City Clerk to give notice of such public hearing by publication, pursuant to California Streets and Highways Code section 22626.

**STAFF SUPPORTING INFORMATION:**

**FISCAL CONSIDERATIONS:**

The Proposed Fiscal Year 2015 Assessment for all 8 Economic Development MADs totals \$2,242,456. The Proposed Fiscal Year 2015 budget includes estimated city contribution to MADs of \$178,387 for the general benefit portion as well as \$10,862 from the Gas Tax Fund (Medians). The Proposed Fiscal Year 2015 Budget also contains funding for assessments on City parcels (budgeted in Citywide Program Expenditures) in the amount of \$76,892. The City will receive \$92,125 from the MAD districts for administrative costs.

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

The City Council approved the Fiscal Year 2014 Assessment Engineer's Reports and annual levy and collection of assessments for all existing Economic Development MADs on July 16, 2013, (Resolution R-308363).

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