

CITY OF SAN DIEGO COUNCIL DOCKET



COUNCIL PRESIDENT

Sherrí Lightner • First District

COUNCIL PRESIDENT PRO TEM

Marti Emerald • Ninth District

COUNCILMEMBERS

Lorie Zapf • Second District

Todd Gloria • Third District

Myrtle Cole • Fourth District

Mark Kersey • Fifth District

Chris Cate • Sixth District

Scott Sherman • Seventh District

David Alvarez • Eighth District

**Andrea Tevlin
Independent
Budget Analyst**

**Jan Goldsmith
City Attorney**

**Liz Maland
City Clerk**

Council Chambers, 12th Floor, City Administration Building

Tuesday, September 15, 2015

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
TUESDAY, SEPTEMBER 15, 2015, AT 10:00 AM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

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

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

NOTE: The public portion of the meeting will begin at 10:00 a.m. The City Council will meet in Closed Session this morning from 9:00 a.m. – 10:00 a.m. Copies of the Closed Session agenda are available in the Office of the City Clerk.

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF COUNCIL MINUTES

The Council Minutes of the following meetings will be approved by Unanimous Consent unless pulled for discussion:

07/20/2015 - Adjourned
07/21/2015 - Special
07/21/2015
07/27/2015
07/28/2015

PROCLAMATIONS/CEREMONIAL ITEMS

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

ITEM-30: KAABOO Days.

PRESENTED BY COUNCIL PRESIDENT LIGHTNER:

Proclaiming September 18-20, 2015, to be "KAABOO Days" in the City of San Diego.

ITEM-31: Ovarian Cancer Awareness Month.

PRESENTED BY COUNCIL PRESIDENT LIGHTNER AND COUNCIL PRESIDENT PRO TEM EMERALD:

Proclaiming September 2015, to be "Ovarian Cancer Awareness Month" in the City of San Diego.

ITEM-32: John and Susan Murphy Day.

PRESENTED BY COUNCIL PRESIDENT PRO TEM EMERALD:

Proclaiming September 15, 2015, to be "John and Susan Murphy Day" in the City of San Diego.

NOTE: The following Proclamations will NOT be presented in Council Chambers. They will be approved by Unanimous Consent unless pulled for discussion.

ITEM-33: Don Glover Day.

COUNCILMEMBER KERSEY'S RECOMMENDATION:

Proclaiming June 25, 2015, to be "Don Glover Day" in the City of San Diego.

ITEM-34: Karen Mortimer Day.

COUNCILMEMBER KERSEY'S RECOMMENDATION:

Proclaiming June 13, 2015, to be "Karen Mortimer Day" in the City of San Diego.

ITEM-35: San Diego Business Journal Day.

COUNCILMEMBER CATE'S RECOMMENDATION:

Proclaiming August 20, 2015, to be "San Diego Business Journal Day" in the City of San Diego.

NON-AGENDA PUBLIC COMMENT

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

Per Section 22.0101, Rule 2.6.2, of the San Diego Municipal Code, comments are limited to two minutes per speaker. Speakers may not allocate their time to other speakers. If there are eight (8) or more speakers on a single issue, the maximum time allotted for that issue will be sixteen (16) minutes. Non-Agenda Public Comment is limited to 30 minutes during the Tuesday morning Council session. Any remaining speakers will be given an opportunity to speak after Council concludes the remaining agenda items for that day. Speaker order will generally be decided on a first-come, first-served basis. However, in the event that there are more than 15 Non-Agenda Public Comment speakers on a particular Tuesday, priority may be given to speakers who have not addressed the legislative body during "Non-Agenda Public Comment" at the last regularly scheduled Council meeting.

MAYOR, COUNCIL, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY, CITY CLERK COMMENT

UPDATES ON PENDING LEGISLATION (MAYOR'S OFFICE)

SPECIAL ORDERS OF BUSINESS

None.

ADOPTION AGENDA, CONSENT ITEMS

The Consent items listed beginning on the next page are considered to be routine, and the appropriate Environmental Impact Reports have been considered. These items are indicated on the docket by a preceding asterisk (*). Because these items may be handled quickly, if you wish to be heard submit your Request to Speak form prior to the start of the meeting.

REQUESTS FOR CONTINUANCE

The Council will consider requests for continuance in the morning or afternoon, based on when the item was noticed to be heard.

**ADOPTION AGENDA, CONSENT ITEMS
ORDINANCES TO BE INTRODUCED:**

* ITEM-50: Consideration of the Annual Compensation of the Independent Budget Analyst.

ITEM DESCRIPTION:

Adopt the ordinance and set the Annual Salary and Compensation of the Independent Budget Analyst to \$224,099, plus fringe benefits.

COUNCIL PRESIDENT LIGHTNER'S RECOMMENDATION:

Introduce the following ordinance:

(O-2016-15)

Introduction of an Ordinance declaring that upon the effective date of this Ordinance, the Annual Salary of the Independent Budget Analyst is set at \$224,099, plus fringe benefits, consistent with those benefits received by officers and employees in the Executive IV classification of the Unclassified Service, as established by the Council, by adopting San Diego Ordinance O-20484, on April 21, 2015.

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

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

No fiscal impact. Salary increase will be absorbed within current funding in the adopted Fiscal Year 2016 Budget of the Office of the IBA.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The last time the Independent Budget Analyst's annual compensation was considered on July 29, 2008.

Jurado-Sainz

Primary Contact\Phone: Erin Demorest\619-236-6611

City Attorney Contact: Dugard, Prescilla

ADOPTION AGENDA, CONSENT ITEMS
ORDINANCES INTRODUCED AT A PREVIOUS MEETING, READY FOR DISPENSING
WITH THE READING AND ADOPTION:

- * ITEM-51: Angier Elementary School Park Improvements Joint Use Agreement. (Serra Mesa Community Area. District 7.)

(Continued from the meeting of August 17, 2015, Item 600, at the request of Council President Lightner, for full Council.)

ITEM DESCRIPTION:

This action authorizes the Mayor, or his designee, to approve the Joint Use Agreement for Angier Elementary School. The Agreement will provide for the construction, operation and maintenance of a turf field and recreational facilities at the school.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 8/4/2015, Item 60, Subitem A. (Council voted 8-0. Councilmember Kersey not present):

(O-2016-8)

Authorizing the Mayor, or his designee, to execute, for and on behalf of the City, the lease and joint-use Agreement between the City and the San Diego Unified School District for the construction, operation, and maintenance of a turf field and recreation facilities at Angier Elementary School (Agreement) under the terms and conditions set forth in the document;

Authorizing the Chief Financial Officer, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

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

* ITEM-52: Amendment No. 2 to the Consultant Agreement with AECOM USA, Inc., for the MBC Biosolids Storage Silos (9 & 10) Project. (District 6.)

(Continued from the meeting of August 17, 2015, Item 601, at the request of Council President Lightner, for full Council.)

ITEM DESCRIPTION:

Request Council authorization to execute the Second Amendment to the Agreement (H084253) with AECOM USA, Inc., for engineering design and construction support services for the Metro Biosolids Center (MBC) Biosolids Storage Silos (9 & 10) Project. This amendment provides additional funds to increase the engineering services under the Agreement.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 8/4/2015, Item 61, Subitem A. (Council voted 8-0. Councilmember Kersey not present):

(O-2015-138 Cor. Copy 2)

Authorizing the Mayor, or his designee, to execute the Second Amendment to the Agreement with AECOM USA, Inc., for additional construction support services in CIP-S-00322, MBC Biosolids Storage Silos (9 & 10) Project, Fund 700009, Metro Sewer CIP, in an amount not to exceed \$54,330 contingent upon the adoption of the Fiscal Year 2016 Appropriation Ordinance and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$54,330 from CIP S-00322, MBC Biosolids Storage Silos (9 & 10) Project, Fund 700009, Metro Sewer CIP, for purposes of executing the Second Amendment to the Agreement, contingent upon the adoption of the Fiscal Year 2016 Appropriation Ordinance and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

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

* ITEM-53: First San Diego River Improvement Project - Second Amendment to the Agreement with Dudek and Associates. (Mission Valley Community Area. District 7.)

(Continued from the meeting of August 17, 2015, Item 602, at the request of Council President Lightner, for full Council.)

ITEM DESCRIPTION:

Executing the Second Amendment to the Agreement in the amount of \$95,960, with Dudek & Associates, Inc., for environmental services for the First San Diego River Improvement Dredging Project. These services include submitting applications, providing revisions, and coordinating efforts for mitigation purposes in order to obtain all required permitting with resource agencies.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 7/28/2015, Item 50. (Council voted 8-0. Councilmember Zapf not present):

(O-2016-5)

Authorizing the Mayor, or his designee, to execute, for and on behalf of the City, the Second Amendment to the Agreement, for an amount not to exceed \$95,960, under the terms and conditions set forth in the document;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$95,960 from CIP S-00606, SD River Dredging Qualcomm Way to SR 163, Fund 200054, First San Diego River Improvements, for the purpose of executing the aforementioned Second Amendment to the Agreement, contingent upon the Chief Financial Officer first demonstrating funds necessary for expenditure are, or will be, on deposit with the City Treasury.

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

- * ITEM-54: Contract Amendment No. 7 to the Consultant Agreement with Lee & Ro, Inc. (L&R) for the Point Loma Grit Processing Improvements Project. (Peninsula Community Area. District 2.)

(Continued from the meeting of August 17, 2015, Item 604, at the request of Council President Lightner, for full Council.)

ITEM DESCRIPTION:

Request Council Authorization to execute the Seventh Amendment of the Agreement (H031198) with Lee & Ro, Inc. (L&R) for the engineering design and construction support services for the Point Loma Grit Processing Improvement Project. This Amendment provides additional funds to the construction support tasks portion of the current Agreement. The additional funds will allow L&R to continue with engineering construction support services for the new grit processing facility construction project.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 8/4/2015, Item 51. (Council voted 8-0. Councilmember Kersey not present):

(O-2015-166)

Authorizing the Mayor, or his designee, to execute the Seventh Amendment to the Agreement with Lee & Ro, Inc., for additional design and construction support services in an amount not to exceed \$153,170, for the Point Loma Grit Processing Improvements Project, under the terms and conditions set forth in the Agreement, contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for the expenditures are, or will be, on deposit with the City Treasurer;

Authorizing the Chief Financial Officer to transfer appropriations of \$153,170 from A-BO.00001, Annual Allocation - Metro Treatment Plants, Fund 700009, Metro Sewer CIP, to CIP S-00315, Point Loma Grit Processing Improvements, Fund 700009, Metro Sewer CIP;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$153,170 from CIP S-00315, Point Loma Grit Processing Improvements, Fund 700009, Metro Sewer CIP, for purposes of executing the Amendment to the Agreement contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for the expenditures are, or will be, on deposit with the City Treasurer.

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

ADOPTION AGENDA, CONSENT ITEMS

RESOLUTIONS:

- * ITEM-100: Execute Change Order No. 3 to the contract with Brazos Urethane, Inc., for the Point Loma Digester Roof Systems Replacement and Repairs (K-14-5976-DBB-3-A). (Point Loma Community Area. District 2.)

ITEM DESCRIPTION:

Council authorization to approve Change Order No. 3 for the repair and re-coating of the roofing system on Digester C1 at the Point Loma Wastewater Treatment Plant. This change order work will extend the service life of the digester roof for another 10 to 15 years.

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A (R-2016-78)

Approving Change Order No. 3, dated June 23, 2014, on file with the Office of the City Clerk as Document No. RR-308996, issued in connection with the contract between the City of San Diego and Brazos Urethane, Inc., together with the changes set forth, amounting to a net increase in the contract price of \$61,048 and an extension of time of zero working days;

Authorizing the Chief Financial Officer to transfer an amount not to exceed \$61,048, from Metro Sewer Utility Fund 700001, to provide funds for Change Order No. 3, contingent upon adoption of the Annual Appropriation Ordinance for Fiscal Year 2016, and contingent upon City Comptroller furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

Subitem-B: (R-2016-79)

Determining that the Project is categorically exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15301 and 15302(c), and that an exception to the exemption does not apply;

Determining that an exception to the exemption as set forth in CEQA Guidelines Section 15300.2 does not apply.

STAFF SUPPORTING INFORMATION

FISCAL CONSIDERATIONS:

The total cost for Change Order No. 3 is \$61,048. Funds are, or will be, available in Metro Sewer Utility Fund 700001, contingent upon adoption of the Annual Appropriation Ordinance for Fiscal Year 2016, and contingent upon City Comptroller furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

- On June 23, 2014, Resolution No. R-308996 was filed with the City Clerk Office for a construction contract with Brazos Urethane Inc. (Bid Number K-14-5976-DBB-3-A) for the repair and replacement of the existing roof insulation and coating system on Digesters 7, N1, and N2 and repair the delaminating (bubbles and blisters) roof coating system on Digesters C1 and C2.

- This item was heard at the Environment Committee meeting on August 5, 2015, and forwarded to the full Council with a recommendation to approve.

ACTION: Motion by Councilmember Cate, second by Council President Pro Tem Emerald, to recommend Council adopt the resolution.

VOTE: 4-0; Alvarez-yea, Gloria-yea, Cate-yea, Emerald-yea.

Helminski/Gomez

Primary Contact\Phone: Mike Faramarzi\858-614-4518, MS 901

Secondary Contact\Phone: Rania Amen\858-654-4112, MS 901

City Attorney Contact: Leone, Christine M.

- * ITEM-101: Fourth Amendment to the Consultant Agreement with AECOM Technical Services, Inc., for professional services for the Vernal Pool Habitat Conservation Plan (VPHCP) and application/acceptance/expenditure of a U.S. Fish and Wildlife Service (USFWS) Grant. (Citywide.)

ITEM DESCRIPTION:

Authorization of a Fourth Amendment to the Consultant Agreement with AECOM Technical Services, Inc., for professional services for the Vernal Pool Habitat Conservation Plan (VPHCP) and application/acceptance/expenditure of a U.S. Fish and Wildlife Service (USFWS) Cooperative Agreement Grant. This action would approve the Fourth Amendment and provide authorization to accept, appropriate and expend funds totaling \$178,876.

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2016-88)

Authorizing the Mayor, or his representative, to make application to U.S. Fish and Wildlife Service's (USFWS) CFDA Program 15.657 and to take all necessary actions to secure funding for an amount not to exceed \$34,303 in Certified Local Government funds for completion of the Vernal Pool Habitat Conservation Plan (VPHCP);

Authorizing the Chief Financial Officer to accept, appropriate and expend an amount not to exceed \$34,303 from the USFWS, if grant funding is secured and upon receipt of a fully executed Grant Agreement;

Authorizing the Chief Financial Officer to establish a special interest-bearing account for the grant, if required.

Subitem-B: (R-2016-87)

Authorizing the Mayor, or his designee, to execute a Fourth Amendment to the Agreement with AECOM Technical Services, Inc., for the VPHCP, and to expend an amount not to exceed \$178,876 for purposes of executing the Fourth Amendment, contingent on the Chief Financial Officer furnishing a certificate that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The proposed Fourth Amendment would result in a total cost not to exceed \$178,876. Funding would be provided from a U.S. Fish and Wildlife Service (USFWS) Cooperative Agreement Grant in an amount not to exceed \$34,303, the Vernal Pool Preservation Program Fund (Fund No. 200400) in an amount not to exceed \$25,000, authorized via previous City Council action, and Planning Department General Fund in an amount not to exceed \$119,573 that has been appropriated through the Planning Department FY16 Budget.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

On August 5, 2015, the Environment Committee recommended that City Council adopt the resolution. City Council authorized the application and expenditure of USFWS Section Six grant funding in the amount of \$500,000 for Vernal Pool HCP (R-304745 dated April 1, 2009 and R-305685 dated March 26, 2010).

ACTION: Motion by Councilmember Cate, Council President Pro Tem Emerald, to recommend Council adopt the resolution.

VOTE: 4-0; Alvarez-yea, Gloria-yea, Cate-yea, Emerald-yea.

Tomlinson/Graham

Primary Contact\Phone: Jeanne Krosch\619-236-7225

City Attorney Contact: Thomas, Shannon M.

* ITEM-102: Joint Community Facilities Agreement By and Among Poway Unified School District, City of San Diego, and Black Mountain Ranch LLC. (Black Mountain Ranch Community Area. District 5.)

ITEM DESCRIPTION:

This action is to authorize the execution of the Joint Community Facilities Agreement (JCFA) by and among Poway Unified School District (PUSD), City of San Diego, and Black Mountain Ranch LLC, for the provision of public facilities in Black Mountain Ranch.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-76)

Authorizing and directing the Mayor, to execute, for and on behalf of City, the Joint Community Facilities Agreement (JCFA) by and among Poway Unified School District (PUSD), City of San Diego, and Black Mountain Ranch, LLC, under the terms and conditions set forth in the Agreement.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

This Agreement will help expedite the construction of the public facilities needed in the Black Mountain Ranch Community.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Infrastructure Committee meeting on July 22, 2015, and forwarded to full Council.

ACTION: Motion by Vice Chair Cole, second by Councilmember Zapf, to recommend Council adopt the resolution to approve staff's recommendation.

VOTE: 3-0; Kersey-yea, Zapf-yea, Cole-yea, Emerald-not present.

Tomlinson/Graham

Primary Contact\Phone: Angela Abeyta\619-533-3674
Secondary Contact\Phone: John Tracanna\619-533-3682
City Attorney Contact: Reid, Michael T.

* ITEM-103: Reimbursement Resolution for Water CIP Expenditures.

ITEM DESCRIPTION:

The Reimbursement Resolution would provide funding for capital project expenditures prior to the point in time that future bond or other financing proceeds are available.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-59)

Authorizing the execution of a Reimbursement Agreement for Water CIP Expenditures;

Declaring the City of San Diego's intent to use proceeds of indebtedness to reimburse itself for eligible Water expenditures in accordance with Section 1.150-2 of Treasury Regulations.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: None.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Environment Committee meeting on August 5, 2015, and forwarded to the full Council with a recommendation to approve.

ACTION: Motion by Councilmember Cate, second by Council President Pro Tem Emerald, to recommend Council adopt the resolution.

VOTE: 4-0; Alvarez-yea, Gloria-yea, Cate-yea, Emerald-yea.

Jones-Santos/Gomez

Primary Contact\Phone: Seth Gates\858-614-4030, MS 901A

Secondary Contact\Phone: Jeanne Cole\858-292-6313, MS 901A

City Attorney Contact: Palmucci, Raymond C.

* ITEM-104: Linda Vista Safe Routes to School Project-Department of Transportation Active Transportation Grant Program - Acceptance of Grant Funds. (Linda Vista Community Area. District 7.)

ITEM DESCRIPTION:

Authorization to accept, appropriate and expend grant funding for the Linda Vista Safe Routes to School Program under the Active Transportation Grant Program, administered by California Department of Transportation. Total award is not to exceed \$500,000.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-93)

Authorizing the Mayor, or Deputy Chief Operating Officer, to execute the Program Supplement Agreement No. 0N29 Rev. 000, to Administering Agency-State Master Agreement for State Funded Projects No. 00253S for the Linda Vista Safe Routes to School Project and take all necessary actions to secure funding for an amount not to exceed \$500,000 of State Active Transportation Planning Grant Program Funds;

Authorizing the Chief Financial Officer to accept, appropriate and expend an amount not to exceed \$500,000 for the Linda Vista Safe Routes to School Project;

Authorizing the Chief Financial Officer to establish a Special Interest-Bearing Account for the Grant, if required, contingent upon receipt of a fully executed Grant Agreement.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The total Project cost is \$500,000, and will be funded from Grant Funds. There are no matching requirements.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Tomlinson/Graham

Primary Contact\Phone: Melissa Garcia\619-236-6173

Secondary Contact\Phone: Brian Schoenfisch\619-533-6457

City Attorney Contact: Thomas, Shannon M.

* ITEM-105: Approval of Proposed Increase in Lobbying Fees.

ITEM DESCRIPTION:

Review and approve update to lobbyist registration fees. Proposed new fees:

Annual Lobbyist Registration: \$150

Pro-rated Lobbyist Registration after October 1: \$60

Annual Client Registration: \$30

Pro-rated Client Registration after October 1: \$12

CITY CLERK'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-94)

Approving the Proposed New Fees for lobbyist registration, effective January 1, 2016;

Directing the City Clerk to place the updated lobbyist registration fees in the City Rate Book.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

Consider increasing fees to reflect the cost of administering the lobbyist requirements.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Budget and Government Efficiency Committee on July 15, 2015.

ACTION: Motion by Councilmember Sherman, second by Councilmember Cole, to recommend Council approve the proposed lobbying fees.

VOTE: 5-0; Gloria-yea, Cole-yea, Kersey-yea, Sherman-yea, Alvarez-yea.

Maland

Primary Contact\Phone: Elizabeth Maland, City Clerk\619-533-4080, MS 2A

Secondary Contact\Phone: Bonnie Stone, Deputy Director\619-533-4060, MS 2A

City Attorney Contact: Dugard, Prescilla

* ITEM-106: City Auditor's Performance Audit of the San Diego Fire-Rescue Department, Lifeguard Services Division. (Citywide.)

ITEM DESCRIPTION:

Receive and accept the City Auditor's Performance Audit of the San Diego Fire-Rescue Department, Lifeguard Services Division.

CITY AUDITOR'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-111)

Receiving and accepting the Performance Audit of the San Diego Fire-Rescue Department, Lifeguard Division.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Audit Committee meeting on June 3, 2015.

ACTION: Motion by Committee Member Hebrank, second by Councilmember Zapf, to accept the report and forward to the City Council with direction to the Lifeguard's Division to report back to the Audit Committee in November with a follow-up.

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

Luna

Primary Contact\Phone: Chris Kime\619-533-3030

Secondary Contact\Phone: Kyle Elser\619-533-3007

City Attorney Contact: So, Kenneth R.

* ITEM-107: City Auditor's Performance Audit of Citywide Contract Oversight. (Citywide.)

ITEM DESCRIPTION:

Receive and accept the City Auditor's Performance Audit of Citywide Contract Oversight.

CITY AUDITOR'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-112)

Receiving and accepting the Performance Audit of Citywide Contract Oversight.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The report was presented at the Audit Committee meeting on April 29, 2015.

ACTION: Motion by Councilmember Zapf, second by Committee Member Hebrank, to accept the report and forward to the City Council with direction to the City Auditor to report back to the Audit Committee in 6 months with a follow-up.

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

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

Luna

Primary Contact\Phone: Danielle Knighten\619-533-3032

Secondary Contact\Phone: Kyle Elser \619-533-3007

City Attorney Contact: So, Kenneth R.

* ITEM-108: Adopting a Records Disposition Schedule (RDS) for the Purchasing & Contracting/Living Wage Program.

ITEM DESCRIPTION:

Adopt the Resolution and new Records Disposition Schedule (RDS) as submitted.

CITY CLERK'S RECOMMENDATION:

Adopt the following resolution:

(R-2015-724)

Approving the Records Disposition Schedule (RDS) for the Purchasing & Contracting Department - Living Wage Program.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Maland

Primary Contact\Phone: Elizabeth Maland\619-533-4080, MS 2A

Secondary Contact\Phone: Sheila Beale\619-235-5247, MS 2A

City Attorney Contact: Spivak, Sharon B.

* ITEM-109: Adopting a Records Disposition Schedule (RDS) for the Department of IT and Enterprise Resource Planning.

ITEM DESCRIPTION:

Adopt the Resolution and new Records Disposition Schedule (RDS) as submitted.

CITY CLERK'S RECOMMENDATION:

Adopt the following resolution:

(R-2015-721)

Approving the Records Disposition Schedule (RDS) for the Department of Information Technology.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Maland

Primary Contact\Phone: Elizabeth Maland\619-533-4080, MS 2A

Secondary Contact\Phone: Sheila Beale\619-235-5247

City Attorney Contact: Spivak, Sharon B.

* ITEM-110: Settlement of property damage claim of Tracy Kull, Risk Management Claim No. 10965.

ITEM DESCRIPTION:

This item seeks approval to pay the property damage claim of Tracy Kull as a result of flooding, related to a storm water channel, which occurred on November 1, 2014.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-99)

Authorizing the sum of \$211,181 to be paid from the Public Liability Fund, Fund 720045, in full and final settlement of each and every claim for damages, interest, costs and fees of any type, including attorneys fees, against the City, its agents and employees, arising from the property damage claim of Tracy Kull;

Authorizing the Chief Financial Officer to expend the amount of \$211,181, from the Public Liability Fund, Fund 720045, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the City Comptroller to issue one check in the amount of \$211,181, made payable to Tracy Kull.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

Settlement amount of \$211,181 will be paid from the Public Liability Fund 720045.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The item was approved at Closed Session on July 28, 2015.

Montoya/Lewis

Primary Contact\Phone: James Coldren\619-236-5598, MS 51B

Secondary Contact\City Attorney\Phone: Stacy Plotkin-Wolff\619-236-6486, MS 59

* ITEM-111: Authorizing settlement of personal injury claims of Marjorie Helm and Walter Atkin, Risk Management File No. 6650.

ITEM DESCRIPTION:

This is a complaint for personal injuries suffered by Plaintiffs as a result of a trip and fall. The proposed settlement would resolve all claims brought by Marjorie M. Helm and Walter W. Atkin.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-98)

Authorizing the sum of \$300,000 to be paid from the Public Liability Fund, Fund No. 720045, in settlement of each and every claim for damages, interest, costs and fees of any type, including attorney fees, against the City, its agents and employees, arising from the Litigation;

Authorizing the City Comptroller to issue a check in the amount of \$300,000 payable to Kathryn B. Meadows Client Trust Account fbo Marjorie Helm.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

Settlement of \$300,000 will be paid from the Public Liability Fund, Fund No. 720045.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The item was approved in Closed Session on July 13, 2015.

Bamberg

Primary Contact\City Attorney\Phone: Joe Cordileone\619-533-5854

* ITEM-112: Settlement of property claim of Hartford Casualty Insurance Company, Risk Management File No. 8076.

ITEM DESCRIPTION:

This a complaint for property damage suffered by Hartford Casualty Insurance Company as the result of an incident on June 3, 2013. The proposed settlement would resolve all claims brought by Hartford Casualty Insurance Company.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-97)

Authorizing the Mayor, or his designee, to pay the sum of \$192,500 from the Water Utility Operating Fund 700011, in settlement of each and every claim for damages, interest, costs, and fees of any type, including attorney fees, against City of San Diego, its agents and employees, arising from the property damage claim of *Hartford Casualty v. City of San Diego*, San Diego Superior Court Case No. 37-2014-00026862-CU-PO-CTL;

Authorizing the Chief Financial Officer to expend \$192,500 from Water Utility Operating Fund 700011, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the City Comptroller to issue a check in the amount of \$192,500, made payable to Bauman Loewe Witt & Maxwell Trust Account.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

Settlement amount of \$192,500 will be paid from Water Utility Operating Fund 700011.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The item was approved in Closed Session on July 13, 2015.

Bamberg

Primary Contact\City Attorney\Phone: Charles E. Bell, Jr.\(619-533-5618, MS 59

* ITEM-113: Settlement of claims related to insurance coverage for De Anza Cove Mobile Home Park lawsuits, Risk Management File No. LP08-0130-0903.

ITEM DESCRIPTION:

This action is to settle claims related to the lawsuit filed against the City by Scottsdale Insurance Company. The City will pay \$620,000 towards Scottsdale's claim for reimbursement of defense costs. In exchange for the City's reimbursement payment, Scottsdale Insurance Company will pay to the City the amount of \$1,577,500. Additionally, the City will receive a net payment from Everest Insurance Company in the amount of \$1,200,000.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-2015-518 Cor. Copy) (Rev. 9/9/15)

Authorizing the Mayor, or his designee, to execute the Settlement Agreement between the City of San Diego, Scottsdale Insurance Company ("Scottsdale") and Everest Insurance Company ("Everest");

Authorizing the Mayor, or his designee, to pay the sum of \$620,000, to Scottsdale Insurance Company from the Public Liability Fund No. 720045, in settlement of each and every claim for damages, interest, costs, and fees of any type, including attorney fees, against City of San Diego, its agents and employees, arising from the claims related to the defense and indemnity obligations of Scottsdale and Everest in the lawsuits - *De Anza Cove Homeowners Association, Inc. v. City of San Diego, et al.*, San Diego Superior Court, Case No. GIC821191 and *Aglio v. City of San Diego, et al.*, San Diego Superior Court Case No. 37-2009-81994-CU-EI described and alleged in part in the lawsuit of *Scottsdale Insurance Company v. City of San Diego, et al.*, San Diego County Superior Court Case No. 37-2008-00083941-CU-IC-CTL;

Authorizing the Chief Financial Officer to appropriate and expend \$620,000, from the Public Liability Fund, Fund No. 720045, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer;

Authorizing the City Comptroller to issue one check, in the amount of \$620,000, made payable to Scottsdale Insurance Company.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The net payment to the City from Scottsdale is \$1,577,500. This amount incorporates Scottsdale's payment of its remaining policy limits of \$2,197,500, minus the City's Buss recoupment payment of \$620,000. The net payment to the City from Everest is \$1,200,000. The net total payment to the City from Scottsdale and Everest is \$2,777,500. The settlement amount of \$620,000, payable to Scottsdale Insurance Company will be paid from the Public Liability Fund, Fund No. 720045.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The item was approved in Closed Session on June 2, 2015.

Bamberg

Primary Contact\City Attorney\Phone: John Riley\619-236-7263, MS 59

Secondary Contact\Phone: Shelly Carter\619-533-5869

* ITEM-114: Appointment, Reappointments, and confirmation of the Chair for the Bicycle Advisory Committee.

COUNCIL PRESIDENT LIGHTNER'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-109)

<u>NAME</u>	<u>CATEGORY</u>	<u>TERM ENDING</u>
Nicole Capretz (University Heights, District 3) (Filling the vacancy in the seat previously held by Petr Krysl)	District 1 Representative	July 1, 2017
Michael Brennan (Hillcrest, District 3) (Reappointment)	District 3 Representative	July 1, 2017
Kathleen Keehan (Rancho Bernardo, District 5) (Reappointment)	District 5 Representative	July 1, 2017
Everett Hauser (Normal Heights, District 3) (Reappointment)	District 7 Representative	July 1, 2017
Randy VanVleck (Golden Hill, District 3) (Reappointment)	District 9 Representative	July 1, 2017

Declaring that the reappointment by the Council President of Andrew Hanshaw, to serve as Chair of the Bicycle Advisory Committee for a term ending July 1, 2016, is hereby confirmed.

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

- * ITEM-115: Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

TODAY'S ACTION IS:

Adopt the following resolution:

(R-2015-717)

Declaring a continued state of emergency to persist relative to the escalated discharge of raw sewage from Tijuana, Mexico, pursuant to California Government Code Section 8630;

Authorizing the Mayor, or his designee, to execute all necessary contracts for the diversion, treatment, and disposal of international raw sewage;

Declaring that the measures previously taken in accordance with Resolution Number R-282544 shall continue to have full force and effect.

- * ITEM-116: Declaring a Continued State of Emergency Due to Severe Shortage of Affordable Housing in the City.

TODAY'S ACTION IS:

Adopt the following resolution:

(R-2016-102)

Declaring a continued state of emergency to exist due to severe shortage of affordable housing in the City of San Diego, pursuant to California Government Code Section 8630;

Declaring that the measures previously taken by the City Council in Resolution Number R-296982 shall continue to have full force and effect.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
ORDINANCES TO BE INTRODUCED:

This item may be taken in the morning session if time permits.

ITEM-330: Successor Agency to the Redevelopment Agency of the City of San Diego, Tax Allocation Refunding Bonds, Series 2015A (Tax Exempt) and 2015B (Taxable). (Citywide.)

This item is being presented to the Council in its capacity as the board of the local redevelopment successor agency, officially known as "the City of San Diego, solely in its capacity as the designated successor agency of the Redevelopment Agency of the City of San Diego, a former public body, corporate and politic" (Successor Agency).

ITEM DESCRIPTION:

Authorize the issuance of the Successor Agency to the Redevelopment Agency of the City of San Diego Tax Allocation Refunding Bonds, Series A (Tax Exempt) and Series B (taxable) (the "Series 2015 Bonds"), and the related financing documents to refund various outstanding bonds (as identified in the Staff Report) of the former Redevelopment Agency. Also, authorize the City Attorney to retain Stradling, Yocca, Carlson & Rauth, a Professional Corporation, as Bond and Disclosure Counsel and the Chief Financial Officer to establish special interest-bearing account(s) for the proceeds of the Series 2015 Bonds.

STAFF'S RECOMMENDATION:

Introduce the following ordinance:

(O-2016-14)

Introduction of an Ordinance acting in its capacity as the governing board of the successor agency to the Redevelopment Agency of the City of San Diego, (i) authorizing the issuance and sale of Tax Allocation Refunding Bonds, (ii) approving the Form of an Indenture of Trust, Bond Purchase Contract and related documents, and (iii) authorizing certain related actions.

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

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The pricing and closing of the proposed economic refunding bonds would be subject to market conditions and the fulfillment of the City's net present value savings thresholds for economic refundings. Under current market conditions, the proposed economic refundings would create additional revenue to the General Fund. Costs of issuance are expected to include fees for bond and disclosure counsel, the municipal advisor, fiscal consultant, credit ratings, trustee, disclosure document printing, bond insurance premium, and surety fee and will be paid for from the refunding bond proceeds which is permitted under the bond offering guidelines.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

Per the Budget and Government Efficiency Committee meeting held on May 20, 2015.

ACTION: Motion by Councilmember Alvarez, second by Councilmember Gloria, to forward to City Council and Successor Agency without a recommendation, with direction to staff to return to the Budget and Government Efficiency Committee on June 17, 2015, with a list of projects and expenditure plan for the bond proceeds, and the requested cost information.

VOTE: 4-1; Gloria-yea, Cole-yea, Kersey-yea, Alvarez-yea. Sherman-Nay.

Upon further reviewing the information with the City Attorney and the Committee Office, Item 200, Approval of First Amendment to Agreement Regarding Expenditure of Excess Redevelopment Bond Proceeds, was directly presented and approved at Council (as Successor Agency) on August 3, 2015. Information provided in this item addressed the previous request of the Budget and Government Efficiency Committee.

The Bond Expenditure Agreement as amended has since, also, been approved by the Oversight Board to the Successor Agency on August 17, 2015.

Kommi/Lewis

Primary Contact\Phone: Lakshmi Kommi\619-236-6928, MS 7B

Secondary Contact\Phone: Richard Eyre\619-236-6899, MS 7B

City Attorney Contact: Bartolotta, Bret A.

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 p.m.

ITEM-331: Potable, Fire and Recycled Water Rate Adjustments, Cost of Service Study and Proposition 218 Notice and Hearing. (Citywide.)

ITEM DESCRIPTION:

This item is to update both potable and recycled water rates. For potable rates, this is a 2015 update to the 2013 Cost of Service Study (Updated COSS) to produce a five year rate case. The rate case incorporates the increased cost of purchased water, including contracted purchases from the Carlsbad Desalination Plant and Metropolitan Water District of Southern California (MWD) rate increases; the initial phase of the City's Pure Water Program; revenue recovery due to the drought and the State mandated water use cuts; and recovery of required reserve levels. For recycled rates, a Peer Review of the 2013 Recycled Water Pricing Study (Pricing Study) Report has been completed by Black & Veatch consultants.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-91)

Declaring that the 2015 update to the 2013 Cost of Service Study (Updated COSS) report and the Pricing Study are accepted by the City Council, respectively;

Authorizing the Mayor, or his designee, to notice a public hearing on the following proposed rate adjustments and associated actions, pursuant to Proposition 218:

- a. Proposed water rate adjustments, increasing water system revenues by 9.8%, effective January 1, 2016; 6.9 % effective July 1, 2016; 6.9%, effective July 1, 2017; 5.0% effective July 1, 2018; and 7.0% effective July 1, 2019, including the CWA rate increase impact to City customers projected to be 2.5% in 2017 - 2018 and 3.0% in 2019. In the event that each annual CWA rate increase impact to the City is different than the projected amounts described above for years 2017 through 2019, the City will only pass through the actual San Diego County Water Authority (CWA) rate increase impact to the ratepayer, up to a maximum of 7% for each of these years.
- b. Proposed water base fee and commodity charge adjustments consistent with the Updated COSS.

c. Proposed adjustments to the monthly Private Fire Service charges based on recommendation of the Updated COSS.

d. Proposed recycled water base fee and commodity charge adjustments consistent with the revised Recycled Water Pricing Study.

Declaring that the Report to City Council is received by the City Council and on file in the Office of the City Clerk as Document No. RR-15-077;

Authorizing the Mayor, or his designee, to notice a public hearing with the document "Notice of Public Hearing on", prepared in accordance with the requirements of Proposition 218 and the procedures previously adopted by the City Council in Resolution No. R-302245, except that the notice required by Proposition 218 will be given by separate mailing to the addresses to which the Public Utilities Department customarily mails the regular customer billing statements, pursuant to California Government Code Section 53755;

Declaring that the public hearing for the City Council to consider the proposed water, fire and recycled water rate adjustments will be held during the regularly scheduled City Council meeting of _____ and will be conducted in accordance with Proposition 218 and the procedures previously adopted by the City Council Resolution No. R-302245, except that the notice required by Proposition 218 will be given by separate mailing to the addresses to which the Public Utilities Department customarily mails the regular customer billing statements, pursuant to California Government Code Section 53755.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The cost of printing and mailing the Proposition 218 notice to all customers as requested in this action is approximately \$150,000.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

Presented Cost of Service Study (COSS) Update to the Independent Rates Oversight Committee (IROC) on July 20, 2015 and August 10, 2015.

Presented Cost of Service Study Update to the Environment Committee on August 5, 2015. The Environment Committee forwarded the item to full Council without recommendation and requested additional questions to be answered prior to the Council hearing. The attached memorandum is in response to these questions brought up during the Committee hearing. Additionally, we have provided a Report to City Council to summarize and detail the requested action that was developed subsequent to the Committee hearing.

ACTION: Motion by Council President Pro Tem Emerald, second by Councilmember Gloria, to forward the resolutions to the City Council without a recommendation, and to request responses to Committee member questions below, along with additional analysis of the concerns of the Committee members, including potential adjustments of the proposed rate structure.

1. What specific efforts has the City undertaken with the State to allow rate flexibility for customers who have answered the state's call to conserve?
2. What is the percent of water use per tier versus the percentage of customers in each tier (i.e. 20% of customers are in Tier 1, but use 15% of water).
3. Please provide the specific language of the indemnity clause in the Black & Veatch cost of service study.
4. Breakdown of Table 3 on page 14, to demonstrate usage over the past two rate cases.
5. An actuarial analysis of the cost of the CIP for the past rate case.
6. Currently proposed CIP costs and timelines.
7. Past two rates cases for the Operation and Maintenance expenses on page 16, Table 6.
8. What is the value of the Metropolitan Water District of Southern California-San Diego County Water Authority (MWD-CWA) credits received by the City for the smaller recycled water customers?

VOTE: 4-0; Alvarez-yea, Gloria-yea, Cate-yea, Emerald-yea.

Jones-Santos/Gomez

Primary Contact\Phone: Lee Ann Jones-Santos \858-614-4042, MS 901A

Secondary Contact\Phone: Jeanne Cole \858-292-6313, MS 901A

City Attorney Contact: Palmucci, Ray C.

ADOPTION AGENDA, DISCUSSION, HEARINGS

NOTICED HEARINGS:

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

ITEM-332: Appeal of the Environmental Determination for the Environmental Impact Report No. 277550 (Union Tribune Mixed Use Project). (Mission Valley Community Plan Area. District 7.) (Rev. 9/9/15)

ITEM DESCRIPTION:

Appeal of the Environmental Impact Report for a proposed Planned Development Permit/Site Development Permit/Vesting Tentative Map for a mixed use development. The scope of the subject hearing only includes an appeal of the environmental determination not the Development Permits. The project is located at 350 Camino De La Reina, west of I-163 and north of I-8 in the MV-1 Zone of Mission Valley Planned District within the Mission Valley Community Plan.

TODAY'S ACTION IS:

Take the following actions:

According to San Diego Municipal Code Section 112.0520(d) Power to Act on Appeal. The City Council shall consider the appeal and shall by a majority vote:

(1) By a majority vote deny the appeal and certify the Environmental Impact Report; adopt the Findings and Statement of Overriding Consideration and Mitigation, Monitoring and Reporting Program; or

(2) Grant the appeal and set aside the environmental determination, in accordance with San Diego Municipal Code Section 112.0520(e);

Directing the City Attorney to prepare the appropriate resolutions according to Section 40 of the City Charter;

If the City Council grants the appeal, the lower-decision maker's decision to approve the project shall be held in abeyance. The City Council shall retain jurisdiction to act on the revised environmental document and associated project at a subsequent public hearing.

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

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

None with this action. All cost associated with processing this project are paid by the applicant.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: None.

Vacchi\LoMedico\wz

Primary Contact\Phone: William Zounes\619-687-5942, MS 501

Secondary Contact\Phone: Sandra Teasley\619-446-5271, MS 501

City Attorney Contact: Vonblum, Heidi

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

ITEM-333: Amendment to the Land Development Code and Local Coastal Program for the Rooming House Ordinance. (Citywide.)

ITEM DESCRIPTION:

Approve Amendments to the San Diego Municipal Code Chapter 11, Article 3, Division 1 and amending Chapter 13, Article 1, Divisions 1 and 4 of the San Diego Municipal Code and the City's Local Coastal Program, both relating to the definition of a rooming house.

COUNCIL PRESIDENT PRO TEM EMERALD'S RECOMMENDATION:

Adopt the following resolution and introduce the ordinance:

Subitem-A: (R-2015-351 Cor. Copy)

Adoption of a Resolution determining that the amendments to Sections 113.0103, 131.0112 and 131.0422 of the San Diego Municipal Code, relating to the regulation and definition of rooming houses, are exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3).

Subitem-B: (O-2015-163)

Introduction of an Ordinance amending Chapter 11, Article 3, Division 1 of the San Diego Municipal Code by amending Section 113.0103; by amending Chapter 13, Article 1, Division 1 by amending Section 131.0112; and by amending Chapter 13, Article 1, Division 4 by amending Section 131.0422, relating to the definition and regulation of rooming houses.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: None

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

Passage of the Rooming House Ordinance (RHO), O-19739, received unanimous support from the City Council on April 15, 2008, and was signed by Mayor Sanders April 23, 2008. The Public Safety and Livable Neighborhoods Committee unanimously recommended approval of this Amendment on November 13, 2014; and the Planning Commission unanimously recommended approval on June 25, 2015.

Flores\cp

Primary Contact\Phone: Chris Pearson\619-236-6681, MS 10A
Secondary Contact\Phone: Ricardo Flores\619-236-6699, MS 10A
City Attorney Contact: Thomas, Shannon M.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT