

CITY OF SAN DIEGO COUNCIL DOCKET



COUNCIL PRESIDENT

Sherrri 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, May 24, 2016

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
TUESDAY, MAY 24, 2016, 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 9:00 a.m. for public comment on Closed Session items. 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:

04/11/2016
04/12/2016
04/18/2016 - Adjourned
04/19/2016

ADOPTION AGENDA, CONSENT ITEMS

The Consent items listed are considered to be routine, and the environmental documents 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 from prior to the start of the meeting.

ADOPTION AGENDA, CONSENT ITEMS

ORDINANCES TO BE INTRODUCED:

- * ITEM-50: Request to exempt five Program Coordinator positions in the Risk Management Department from the Classified Service.

ITEM DESCRIPTION:

This action is to exempt five Program Coordinator positions from the Classified Service in the Risk Management Department. These positions will be responsible for the operation of Citywide programs and policies administered within the Risk Management Department.

STAFF'S RECOMMENDATION:

Introduce the following ordinance:

(O-2016-120)

Introduction of an Ordinance receiving and reviewing a memorandum from Personnel Director Hadi Dehghani, dated April 13, 2016, which documents that, on April 7, 2016, the City's Civil Service Commission reviewed and favorably commented on a proposal from the Department to exempt five Program Coordinator positions from the Classified Service. One Program Coordinator position will be responsible for overseeing and supporting IT activities and providing overall leadership and policy direction for IT projects, and the other four Program Coordinator positions will be responsible for managing and overseeing operational functions in the Workers' Compensation Division;

Declaring that pursuant to Charter Section 117(a)(17), with the Civil Service Commission's review and approval, the Council now exempts from the Classified Service and declares to be in the Unclassified Service of the City five Program Coordinator positions, performing the duties set forth in the April 13, 2016, memorandum from Personnel Director Hadi Dehghani to the Honorable Council President and Council, and in this ordinance.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Canizal/Lewis

Primary Contact\Phone: Julio Canizal\619-236-6651, MS 51B

Secondary Contact\Phone: Estella Montoya\619-533-6107, MS 51B

City Attorney Contact: Dawson, Joan F.

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

- * ITEM-51: Proposed Amendments to the Municipal Code for Maintenance Assessment Districts. (Citywide.)

ITEM DESCRIPTION:

Amend the existing language in San Diego Municipal Code Chapter 6 (Public Works and Property), Article 5, Division 2, regarding Maintenance Assessment Districts to create a local enabling (procedural) ordinance for establishing Maintenance Assessment Districts.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 4/25/2016, Item 200. (Council voted 7-1. Councilmember Lightner-nay. Councilmember Emerald-not present):

(O-2016-88)

Amending Chapter 6, Article 5, Division 2 of the San Diego Municipal Code by amending Sections 65.0201, 65.0202, and 65.0203; repealing current Section 65.0204 and adding new Section 65.0204; repealing current Section 65.0205 and adding new Section 65.0205; repealing current Section 65.0206 and adding new Section 65.0206; repealing current Section 65.0207 and adding new Section 65.0207; adding new Section 65.0208; repealing current Section 65.0209 and adding new Section 65.0209; repealing current Section 65.0210 and adding new Section 65.0210; repealing current Section 65.0211 and adding new Section 65.0211; repealing current Section 65.0212 and adding new Section 65.0212; repealing current Section 65.0213 and adding new Section 65.0213; repealing current Section 65.0214 and adding new Section 65.0214; adding new Sections 65.0215, 65.0216, 65.0217 and 65.0218; repealing current Section 65.0219 and adding new Section 65.0219; repealing current Section 65.0220 and adding new Section 65.0220; repealing current Section 65.0221 and adding new Section 65.0221; repealing current Section 65.0222 and adding new Section 65.0222; repealing current Sections 65.0223, 65.0224, 65.0225, 65.0226, 65.0227, and 65.0234 all relating to Maintenance Assessment Districts.

ADOPTION AGENDA, CONSENT ITEMS

RESOLUTIONS:

* ITEM-100: Proposed City Participation of AllianceNRG and Energy Efficient Equity to join the Property Assessed Clean Energy (PACE) Program.

ITEM DESCRIPTION:

“Property Assessed Clean Energy” (PACE) Programs allow property owners to finance energy, water conservation projects through a special tax assessment on their property. Currently, there are four PACE Programs authorized in the City of San Diego, CaliforniaFIRST, FigTree, HERO, and Ygrene. This item requests authorization to allow both AllianceNRG and Energy Efficiency Equity (E3) to offer their PACE Programs to eligible San Diego property owners.

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2016-657) (Rev. 5/18/16)

Finding and declaring that the foregoing recitals are true and correct and incorporated herein;

Finding and declaring that properties in the territory of the City will benefit from the availability of the Program within the territory of the City and, pursuant thereto, the conduct of special assessment proceedings by the Authority pursuant to Chapter 29 and the issuance of bonds to finance or refinance Improvements;

Declaring that in connection with the Program, the City hereby consents to the conduct of special assessment proceedings by the Authority pursuant to Chapter 29 on any property within the territory of the City and the issuance of bonds to finance or refinance Improvements; provided, that

(1) The Participating Property Owners, who shall be the legal owners of such property, execute a contract pursuant to Chapter 29 and comply with other applicable provisions of California law in order to accomplish the valid levy of assessments; and

(2) The City will not be responsible for the conduct of any assessment proceedings; the levy of assessments; any required remedial action in the case of delinquencies in such assessment payments; or the issuance, sale, administration, repayment or guarantee of any bonds issued in connection with the Program;

Authorizing and directing the appropriate officials and staff of the City to make applications for the Program available to all property owners who wish to finance or refinance Improvements; provided, that the Authority shall be responsible for providing such applications and related materials at its own expense. The following staff persons, together with any other staff persons chosen by the Mayor or City Manager of the City from time to time, are hereby designated as the contact persons for the Authority in connection with the Program: Environmental Services Director, or designee;

Authorizing and directing the appropriate officials and staff of the City to execute and deliver such certificates, requisitions, agreements and related documents as are reasonably required by the Authority to implement the Program;

Finding that adoption of this Resolution is not a "Project" under the California Environmental Quality Act, because the Resolution does not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment, as contemplated by Title 14, California Code of Regulations, Section 15378(b)(4);

Declaring that this Resolution shall take effect immediately upon its adoption.
Authorizing and directing the City Clerk to transmit a certified copy of this resolution to the Financial of the Authority at: California Municipal Finance Authority, 2111 Palomar Airport Road, Suite 320, Carlsbad, California 92011, Attn: Anthony Stubbs.

Subitem-B: (R-2016-656)

Consenting to the inclusion of properties within the territory of the City of San Diego in the California Statewide Communities Development Authority (CSCDA) Open Property Assessed Clean Energy (PACE) Programs; authorizing the CSCDA to accept applications from property owners, conduct contractual assessment proceeding and levy contractual assessments within the territory of the City; and authorizing related actions.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

There is no negative fiscal impact by consenting to the inclusion of properties within the City limits in California Statewide Communities Development Authority (CSCDA) Open PACE and California Municipal Finance Authority (CMFA). All CSCDA Open PACE and CMFA administrative costs are covered through an initial administrative fee included in the property owner's voluntary contractual assessment and an annual administrative fee, which is also collected on the property owner's tax bill.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

On April 8, 2014, the HERO and Figtree PACE Financing Programs were approved by the City Council to provide their programs to San Diego property owners.

On September 16, 2014, CaliforniaFIRST was approved and on June 9, 2015, Ygrene Energy was approved by City Council to offer their PACE Program to San Diego residents and businesses.

This item was heard at the Environment Committee on March 17, 2016.

ACTION: Motion by Councilmember Gloria, second by Chair Alvarez, to recommend Council adopt the resolutions.

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

Sierra/Gomez

Primary Contact\Phone: Lorie Cosio-Azar\858-627-3352, MS 1101B

Secondary Contact\Phone: Darren Greenhalgh\858-573-1214, MS 1102A

City Attorney Contact: Ortlieb, Frederick M.

- * ITEM-101: Bureau of Reclamation Bay-Delta Restoration Program: CALFED Water Use Efficiency Grant application for the Advanced Metering Infrastructure (AMI) Project.

ITEM DESCRIPTION:

This action will adopt a resolution that will authorize the application, acceptance and expenditure of grant funds from the Bureau of Reclamation Bay-Delta Restoration Program: CALFED Water Use Efficiency Grant Program for the Advanced Metering Infrastructure (AMI) Project.

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2016-660)

Authorizing the Mayor, and/or designee, to apply for, accept, and execute a grant application to the U.S. Bureau of Reclamation under the Bay-Delta Restoration Program: CALFED Water Use Efficiency Grants for Fiscal Year 2016 for funding of the Advanced Metering Infrastructure (AMI) Project in an amount not to exceed \$750,000;

Authorizing the Chief Financial Officer to accept, appropriate and expend \$750,000 from the U.S. Bureau of Reclamation Bay-Delta Restoration Program: CALFED Water Use Efficiency Grant for the AMI Project if grant funding is secured;

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

Authorizing the City Auditor and City Comptroller, upon advice from the administering department, to transfer excess funds, if any, to the appropriate reserves.

Subitem-B: (R-2016-661)

Determining that the Project is categorically exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(b), and that an exception to the exemption does not apply.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The estimated total cost of the Citywide Advanced Metering Infrastructure (AMI) Project is \$60,046,060. In addition to this grant request, a low-interest loan is being requested from the State Water Board Clean Water State Revolving Fund Program (SRF) in the amount of \$42,032,242 and will be repaid through the Water Utility CIP Fund 700010. The remaining costs will be paid through the Municipal Sewer CIP Fund 700008 (\$18,013,818).

This action will adopt a resolution that will authorize the application, acceptance and expenditure of \$750,000 in grant funds from the Bureau of Reclamation, which if awarded, would offset the AMI Project costs and be proportionately allocated between the Water Utility CIP Fund 700010 and the Municipal Sewer CIP Fund 700008 (no matching requirement).

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

On November 28, 2012, the City Council adopted Resolution R-307885, which authorized an Agreement with Itron Incorporated for the installation of the initial AMI system. Subsequently, City Council adopted Resolution R-310263, on March 2, 2016, which authorized a Third Amendment to the contract with Itron Incorporated, for work related to the installation of the initial AMI system. The First Amendment (C-16281) and the Second Amendment (C-16392) were no-cost Amendments and approved by Mayoral Action.

Jones-Santos/Gomez

Primary Contact\Phone: Seth Gates\858-614-4030, MS 901
Secondary Contact\Phone: Carmel Wong\858-614-5755, MS 901
City Attorney Contact: Palmucci, Raymond C.

* ITEM-102: Establishment of overtime eligibility, employee representation units, and adoption of cafeteria plan for eligible employees.

ITEM DESCRIPTION:

This item establishes overtime eligibility of job classifications; adopts employee representation units, and authorizes the Cafeteria Benefits Plan and Flexible Benefit credits for eligible employees for Fiscal Year 2017. (Rev. 5/20/17)

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2016-565 Cor. Copy)

Approving the Job Classifications in the City of San Diego that are eligible for premium or regular rate overtime, effective July 1, 2016, through June 30, 2017, in accordance with Sections 4 and 10.1 of the Fiscal Year 2017 Salary Ordinance. (Rev. 5/20/16)

Subitem-B: (R-2016-564)

Declaring that Attachment A to this Resolution sets forth the assignment of employee classifications to employee representation units for Fiscal Year 2017.

Subitem-C: (R-2016-563)

Adopting the Flexible Benefits Plan, which is Attachment A to this Resolution, for all designated eligible employees for Fiscal Year 2017, pursuant to Section 20 of the Fiscal Year 2017 Salary Ordinance;

Authorizing the Mayor to execute agreements with the appropriate organizations providing the benefits designated in the Flexible Benefits Plan;

Declaring that the funds appropriated for the Flexible Benefits Plan are as set forth in the Annual Appropriation Ordinance.

Subitem-D: (R-2016-647)

Adopting the Plan allotments or credits, set forth in Attachment B to this Resolution, for eligible employees in the San Diego Municipal Employees Association, the San Diego Police Officers Association, and the San Diego City Firefighters, International Association of Firefighters, Local 145, and for eligible unrepresented employees for Fiscal Year 2017, pursuant to Section 20 of the Fiscal Year 2017 Salary Ordinance;

Adopting the Plan allotments or credits, set forth in Attachment B to this Resolution, for eligible employees represented by California Teamsters, Local 911 (Local 911), contingent upon and subject to Council's final determination and approval of the City's Agreement with Local 911 at a future date;

Adopting the Plan allotments or credits, set forth in Attachment B to this Resolution, for eligible employees represented by Deputy City Attorneys Association (DCAA), contingent upon and subject to Council's final determination and approval of the City's Agreement with DCAA at a future date;

Adopting the Plan allotments or credits, set forth in Attachment B to this Resolution, for eligible employees represented by American Federation of State, County, and Municipal Employees, AFL-CIO (Local 127), contingent upon and subject to Council's final determination and approval of the City's Agreement with Local 127 at a future date;

Declaring that if the Council does not approve the Negotiated Agreement between the City and Local 911, DCAA, or Local 127, then the Council requests that the Plan allotments for employees represented by that employee organization be returned to the Council for reconsideration;

Declaring that the funds appropriated for the Plan credits are as set forth in the Annual Appropriation Ordinance.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:
O-20642, Fiscal Year 2017 Salary Ordinance (April 26, 2016).

DeCrescenzo/Villa

Primary Contact\Phone: Karen DeCrescenzo\619-235-5802

Secondary Contact\Phone: Judy von Kalinowski\619-236-6313

City Attorney Contact: Story Parks, Roxanne

* ITEM-103: Settlement of inverse condemnation claim of Gustavo and Paula Pimental resulting from a broken water main pipe, Risk Management File No. 10031.

ITEM DESCRIPTION:

This is a claim for damages suffered by Gustavo and Paula Pimental as the result of the damage to their property following the break of a City water main pipe on September 3, 2014. The proposed settlement would resolve all claims brought by Gustavo and Paula Pimental.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-550)

Authorizing the sum of \$75,000 to be paid 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 the City, its agents and employees, arising from the September 3, 2014, incident that is the subject of Gustavo and Paula Pimental's claim. The City has already advanced \$2,500 to claimants, thus the total outstanding settlement amount is \$72,500;

Authorizing the Chief Financial Officer to appropriate and expend \$72,500 from the 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 for \$72,500 made payable to the Aguirre & Severson LLP Client Trust Account.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

Settlement will be paid from the Water Utility Operating Fund 700011.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The item was approved in Closed Session on April 12, 2016.

Bamberg

Primary Contact\City Attorney Contact\Phone: Christina M. Milligan\619-235-5895, MS 59
Secondary Contact\Phone: Ginger Botha\619-533-6372, MS 59

- * ITEM-104: Excusing Councilmember David Alvarez from attending the regularly scheduled Closed Session and City Council meeting on April 19, 2016, due to his attendance to the San Diego Regional Chamber's California-Mexico Trade Initiative delegation.

COUNCILMEMBER ALVAREZ'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-566)

Excusing Councilmember Alvarez from attending the regularly scheduled Closed Session and City Council meetings on April 19, 2016, due to his attendance as part of a delegation to the San Diego Regional Chamber's California-Mexico Trade Initiative meeting.

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

- * ITEM-105: Resolution excusing Councilmember Emerald from the Council Meetings: March 15, 2016, April 19, 2016, April 25, 2016, and April 26, 2016; Infrastructure Committee: March 16, 2016; and Budget Committee: May 4, 2016 and May 5, 2016, due to neck surgery.

COUNCILMEMBER EMERALD'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-646)

Excusing Councilmember Emerald from the Council Meetings: March 15, 2016, April 19, 2016, April 25, 2016, and April 26, 2016; Infrastructure Committee: March 16, 2016; and Budget Committee: May 4, 2016 and May 5, 2016, due to neck surgery.

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

* ITEM-106: Declaring a Continued State of Emergency Regarding the Discharge of Raw Sewage from Tijuana, Mexico.

TODAY'S ACTION IS:

Adopt the following resolution:

(R-2016-465)

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.

PROCLAMATIONS/CEREMONIAL ITEMS

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

ITEM-30: Water Awareness Month.

PRESENTED BY MAYOR FAULCONER AND COUNCIL PRESIDENT LIGHTNER:

Proclaiming May 2016, to be "Water Awareness Month" in the City of San Diego, and does hereby support the efforts of the Public Utilities Department to ensure the quality, reliability and sustainability of San Diego's water services.

ITEM-31: Andy Nicholas Day.

PRESENTED BY COUNCILMEMBER KERSEY:

Proclaiming May 24, 2016, to be "Andy Nicholas Day" in the City of San Diego.

ITEM-32: Eritrea 25th Independence Day.

PRESENTED BY COUNCILMEMBER ALVAREZ:

Proclaiming May 24, 2016, to be "Eritrea 25th Independence 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: Lorin Stewart Day.

MAYOR FAULCONER'S AND COUNCIL PRESIDENT LIGHTNER'S RECOMMENDATION:

Proclaiming May 5, 2016, to be "Lorin Stewart Day" in the City of San Diego.

ITEM-34: San Diego Zoo Year.

**MAYOR FAULCONER'S AND COUNCILMEMBER GLORIA'S
RECOMMENDATION:**

Proclaiming 2016, to be "San Diego Zoo Year" in the City of San Diego.

ITEM-35: Top Tech Exec Day.

**MAYOR FAULCONER'S AND COUNCILMEMBER KERSEY'S
RECOMMENDATION:**

Proclaiming May 19, 2016, to be "Top Tech Exec Day" in the City of San Diego.

ITEM-36: Craig Blower Day.

**MAYOR FAULCONER'S AND COUNCILMEMBER KERSEY'S
RECOMMENDATION:**

Proclaiming May 1, 2016, to be "Craig Blower Day" in the City of San Diego.

ITEM-37: Seventh Annual Asian Cultural Festival Day.

MAYOR FAULCONER AND COUNCILMEMBER CATE'S RECOMMENDATION:

Proclaiming May 7, 2016, to be "The Seventh Annual Asian Cultural Festival Day" in the City of San Diego.

ITEM-38: Norway Day.

**MAYOR FAULCONER'S AND COUNCILMEMBER SHERMAN'S
RECOMMENDATION:**

Proclaiming May 21, 2016, to be "Norway Day" in the City of San Diego.

ITEM-39: Phil Konstantin Day.

MAYOR FAULCONER'S AND COUNCIL PRESIDENT PRO TEM EMERALD'S RECOMMENDATION:

Proclaiming April 6, 2016, to be "Phil Konstantin Day" in the City of San Diego.

ITEM-40: Mt. Soledad Veterans Memorial Observance Day.

COUNCIL PRESIDENT LIGHTNER'S RECOMMENDATION:

Proclaiming May 30, 2016, to be "Mt. Soledad Veterans Memorial Observance Day" in the City of San Diego.

ITEM-41: Older Americans Month.

COUNCILMEMBER COLE'S RECOMMENDATION:

Proclaiming May 2016, to be "Older Americans Month" in the City of San Diego.

ITEM-42: San Diego Mesa College Fashion Department Day.

COUNCILMEMBER CATE'S RECOMMENDATION:

Proclaiming May 6, 2016, to be "San Diego Mesa College Fashion Department Day" in the City of San Diego.

ITEM-43: Yelp Day.

COUNCILMEMBER CATE'S RECOMMENDATION:

Proclaiming May 13, 2016, to be "Yelp Day" in the City of San Diego.

ITEM-44: Southwestern Yacht Club Day.

COUNCILMEMBER SHERMAN'S RECOMMENDATION:

Proclaiming May 15, 2016, to be "Southwestern Yacht Club Day" in the City of San Diego.

ITEM-45: John Pilch Day.

COUNCILMEMBER SHERMAN'S RECOMMENDATION:

Proclaiming April 14, 2016, to be "John Pilch Day" in the City of San Diego.

ITEM-46: Peace Officers Memorial Day.

COUNCIL PRESIDENT PRO TEM EMERALD'S RECOMMENDATION:

Proclaiming May 17, 2016, to be "Peace Officers Memorial Day" in the City of San Diego.

SPECIAL ORDERS OF BUSINESS

None.

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)

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, DISCUSSION, HEARINGS

NOTICED HEARINGS:

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

ITEM-330: Castle Rock SDG&E Public Right-of-Way Vacation, Project No. 432398. (East Elliot Community Plan Area. District 7.)

ITEM DESCRIPTION:

A public Right-of-Way Vacation to vacate a portion of an unimproved public Right of Way located north of Mast Boulevard, west of Pecan Valley Drive and within the RS-1-8 Zone within the East Elliott Community Plan Area.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2016-525)

Adoption of a Resolution vacating a portion of unnamed street Right-of-Way Vacation No. 1663301 for Castle Rock SDG&E, Project No. 432398, as more particularly described in the legal description marked as Exhibit "A," and shown on Drawing No. 38998-1-B, marked as Exhibit "B," which are by this reference incorporated herein and made a part hereof;

Directing Development Services Department to record a certified copy of this Resolution with attached exhibits, attested by the City Clerk under seal, in the Office of the County Recorder.

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

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: None with this action.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: None with this action.

Vacchi/Graham/md

Primary Contact\Phone: Morris Dye\619-446-5201, MS 301

City Attorney Contact: Thomas, Shannon

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT