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CITY OF SAN DIEGO COUNCIL DOCKET



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COUNCIL PRESIDENT PRO TEM

Sherri Lightner • First District

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Kevin Faulconer • Second District

Myrtle Cole • Fourth District

Mark Kersey • Fifth District

Lorie Zapf • Sixth District

Scott Sherman • Seventh District

David Alvarez • Eighth District

Marti Emerald • Ninth District

**Andrea Tevlin
Independent
Budget Analyst**

**Jan Goldsmith
City Attorney**

**Liz Maland
City Clerk**

Council Chambers, 12th Floor, City Administration Building

Tuesday, March 18, 2014

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
TUESDAY, MARCH 18, 2014, 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, ranging from five business days to two weeks. 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.

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.

OTHER LEGISLATIVE MEETINGS

The **SAN DIEGO HOUSING AUTHORITY** is scheduled to meet today in the Council Chambers. A separate agenda is published for it, and is available in the Office of the City Clerk. For more information, please contact the Housing Authority Secretary at (619) 578-7564. Internet access to the agenda is available at:
<http://www.sdhc.org/Media-Center/SDHC-Meetings/Housing-Authority-Meetings/>

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:

02/10/2014 - Special Meeting
02/10/2014
02/11/2014 - Adjourned
02/17/2014 - Adjourned
02/18/2014 - Adjourned

PROCLAMATIONS/CEREMONIAL ITEMS

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

ITEM-30: SeaWorld San Diego 50th Anniversary Month.

PRESENTED BY MAYOR FAULCONER AND COUNCILMEMBER ZAPF:

Proclaiming March of 2014, to be "SeaWorld San Diego 50th Anniversary Month" in the City of San Diego.

ITEM-31: Deer Canyon Robotics Force Day.

PRESENTED BY COUNCILMEMBER KERSEY:

Proclaiming March 18, 2014, to be "Deer Canyon Robotics Force Day" in the City of San Diego.

ITEM-32: Just In Time for Foster Youth's Walk the Talk Day.

PRESENTED BY COUNCILMEMBER ZAPF:

Proclaiming March 22, 2014, to be "Just In Time for Foster Youth's Walk the Talk Day" in the City of San Diego.

ITEM-33: Eliseo Nuñez Day.

PRESENTED BY COUNCILMEMBER EMERALD:

Proclaiming March 18, 2014, to be "Eliseo Nuñez Day" in the City of San Diego, and recognizing and commending Eliseo Nuñez for being a role model to youth and other San Diegans who labor to improve themselves and their communities.

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

ITEM-34: Calvary Baptist Church Day.

**COUNCIL PRESIDENT GLORIA'S, COUNCILMEMBER COLE'S, AND
COUNCILMEMBER ALVAREZ'S RECOMMENDATION:**

Proclaiming March 16, 2014, to be "Calvary Baptist Church Day" in the City of San Diego.

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.

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, of the San Diego Municipal Code, comments are limited to three minutes per speaker, and three minutes per subject regardless of the number of people requesting to speak on that subject

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

- * ITEM-50: Amendments to the Municipal Code and Local Coastal Program Related to Mobile Food Trucks. (Citywide.)

ITEM DESCRIPTION:

Approval of an ordinance to establish new regulations for mobile food trucks that will clarify where mobile food trucks are allowed to operate, what land use regulations apply, and what permit is required, if any. The ordinance is intended to apply citywide.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 3/3/2014, Item S400. (Council voted 8-0. District 2-vacant):

(O-2014-91 Rev. Copy)

Amending Chapter 5, Article 4, Division 1, of the San Diego Municipal Code by amending Section 54.0122; amending Chapter 12, Article 3, by adding new Division 6, titled "Mobile Food Truck Permit," Sections 123.0601, 123.0602, 123.0603, 123.0604, 123.0605, and 123.0606; amending Chapter 13, Article 1, Division 2, by amending Section 131.0222, Table 131-02B; amending Chapter 13, Article 1, Division 3, by amending Section 131.0322, Table 131-03B; amending Chapter 13, Article 1, Division 4, by amending Section 131.0422, Table 131-04B; amending Chapter 13, Article 1, Division 5, by amending Section 131.0522, Table 131-05B; amending Chapter 13, Article 1, Division 6, by amending Section 131.0622, Table 131-06B; amending Chapter 14, Article 1, Division 6, by adding Section 141.0612; amending Chapter 15, Article 6, Division 3, by amending Sections 156.0302 and 156.0308, Table 156-0308-A; amending Chapter 15, Article 7, Division 3, by amending Section 157.0304, all relating to regulation of mobile food trucks.

* ITEM-51: Daily Disposal Services, Inc., Non-Exclusive Solid Waste Collection Franchise Amendment.

ITEM DESCRIPTION:

Adopt an ordinance authorizing execution of the Fourth Amendment to the Class I Non-Exclusive Franchise Agreement for Solid Waste Management Services between the City and Daily Disposal Services, Inc. (Daily). This Amendment will extend the term of the franchise and amend certain franchise provisions.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 3/4/2014, Item 50. (Council voted 8-0. District 2-vacant):

(O-2014-92)

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, the Fourth Amendment to the Class I Non-Exclusive Franchise Agreement for Solid Waste Management Services between the City and Daily Disposal Services, Inc., under the terms and conditions set forth in the Fourth Amendment.

NOTE: 6 votes required pursuant to Section 103 of the City Charter.

- * ITEM-52: Action by Council on Referendary Petitions to Repeal or Place on Ballot: Ordinance O-20333 and Resolution R-308648. (Relating to the Housing Impact Fees.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 3/4/2014, Item S500, Subitem A. (Council voted 8-0, District 2-vacant):

(O-2014-93 Cor. Copy)

Granting a Referendary Petition against Ordinance No. O-20333 and Resolution No. R-308648, relating to San Diego Municipal Code amendments associated with Housing Impact Fees for nonresidential development within the City of San Diego, repealing Ordinance No. O-20333 and rescinding Resolution No. R-308648.

ADOPTION AGENDA, CONSENT ITEMS

RESOLUTIONS:

- * ITEM-100: Hudson Safe-T Lite - Authorization to Exceed \$1 Million in Contract Awards.
(Citywide.)

ITEM DESCRIPTION:

This action is to increase the funding authorization for the City's contract with Hudson Safe-T Lite. This contract provides for the as-needed rental of traffic control and safety equipment used for operations in the Public Utilities Department and Transportation and Storm Water Department.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2014-533)

Authorizing the Mayor, or his designee, to exercise all remaining options to renew the contract with Hudson Safe-T Lite for the as-needed rental of traffic control and safety equipment for the benefit of the Public Utilities Department and Transportation and Storm Water Department, Bid No. 10017684-12-W, Contract No. 4600000890 (Contract) for additional one-year periods;

Authorizing the Chief Financial Officer to expend an amount not to exceed an additional \$328,000 in each of the FY 2015 and FY 2016 Public Utilities Department operating budgets for as-needed rentals under the Contract, contingent upon adoption of the FY 2015 and FY 2016 Appropriations Ordinances, and provided that the Chief Financial Officer furnishes one or more certificates demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury;

Authorizing the Chief Financial Officer to expend an amount not to exceed an additional \$40,000 in each of the FY 2015 and FY 2016 Transportation and Storm Water Department operating budgets for as-needed rentals under the Contract, contingent upon adoption of the FY 2015 and FY 2016 Appropriations Ordinances, and provided that the Chief Financial Officer furnishes one or more certificates demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

Funding required for future years will be included in the Public Utilities Department's and Transportation and Storm Water Department's annual budget requests for Fiscal Years 2015 and 2016.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Committee on the Environment on February 5, 2014 and forwarded to the full Council.

ACTION: Motion by Councilmember Emerald, second by Councilmember Sherman.

VOTE: 3-0-1; Alvarez-yea, Sherman-yea, Zapf-absent, Emerald-yea.

Griffin/LoMedico

Primary Contact\Phone: Mike Rosenberg\858-654-4132, MS 902

Secondary Contact\Phone: Martin Kane \858-654-4489, MS 902

City Attorney Contact: Jung, Jeremy A.

* ITEM-101: Liquid Chlorine Disinfectant Chemical with JCI Jones Chemicals, Inc. (Bid No. 10025736-12C) for the Otay, Alvarado, and Miramar Water Treatment Plants, Funding to exceed \$1 million. (Citywide.)

ITEM DESCRIPTION:

This action is to extend for four additional years the Agreement with JCI Jones Chemical, Inc., to provide for the purchase of an estimated 4,251 tons of Liquid Chlorine chemicals, for an estimated total of \$2,584,641, for the Otay, Alvarado, and Miramar Water Treatment Plants for the purpose of providing disinfected, potable water to the public.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2014-537)

Authorizing the Mayor, or his designee, to execute the four one-year contract extension options with Jones Chemicals, Inc., for liquid chlorine used in disinfection of water at the Alvarado, Miramar and Otay Water Treatment Plants pursuant to Contract No. 4600001365/RFB No. 10025736-12-C (Contract), contingent upon adoption of the Annual Appropriation Ordinance for the applicable fiscal year and provided that the Chief Financial Officer first furnishes one or more certificates demonstrating that the funds are, or will be, on deposit with the City Treasurer;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$2,952,901 over four fiscal years from the Water Utility Operating Fund 700011 (\$690,370 in Fiscal Year 2014; \$703,760 in Fiscal Year 2015; \$753,024 in Fiscal Year 2016; and \$805,747 in Fiscal Year 2017) for the purpose of funding the above Contract, provided that the Chief Financial Officer first furnishes one or more certificates demonstrating that the funds are, or will be, on deposit with the City Treasurer.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The total not to exceed amount for the first option year in Fiscal Year 2014 is \$690,370, of which \$368,260 is already encumbered in Fiscal Year 2014 PO's, leaving a balance of \$322,110 and is available in Water Utility Operating Fund 700011. Funding for the remaining three option years, in the amount of \$2,262,531, will be available in Water Utility Operating Fund 700011 contingent upon adoption of the Annual Appropriation Ordinance for the applicable fiscal year, and provided that the City Comptroller first issues a Comptroller's Certificate certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Committee on the Environment on February 5, 2014 and forwarded to the full Council with a recommendation to approve.

ACTION: Motion by Councilmember Emerald, second by Councilmember Sherman.

VOTE: 3-0-1; Alvarez-yea, Sherman-yea, Zapf-absent, Emerald-yea.

Sasaki/Chadwick

Primary Contact\Phone: Michael Williams\619-668-3233, MS 85A

Secondary Contact\Phone: Carmen Garcia-Romo\619-527-3491, MS 43

City Attorney Contact: Jung, Jeremy A.

* ITEM-102: Increase CIP B-14022 Fire Station 9. (La Jolla and surrounding area. District 1.)

ITEM DESCRIPTION:

The Firefighter's Relief Fund has donated \$89,930.98 for CIP B-41022 Fire Station 9 "remodel" and to "improve the living conditions and facility". The funds were deposited within Fund 400264 - Donation Fire Station 9. This request is to increase CIP B-14022 - Fire Station 9 by \$89,930.98. The new CIP total will be \$339,930.98. The Fire Station is located at 7870 Ardath Road in La Jolla.

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2014-540)

Authorizing the Chief Financial Officer to accept, appropriate, and expend an amount not to exceed \$89,930.98 in donations from the Firefighters' Relief Fund in the form of two funds that are restricted to Fire Station Nine: First, the "Kind to Nine" fund, amounting to \$58,094.74 for the remodeling of Fire Station Nine, and second, the "Station 9 Fund," amounting to \$39,836.24 to be used to improve facilities and living conditions at Fire Station Nine;

Authorizing the Chief Financial Officer to increase the Capital Improvements Program Budget in CIP.ABT-00001, City Facility Improvements (B-14022, Fire Station 9), and to appropriate and expend \$89,930.98 from Fund 400264, Private and Other Contributions, for the purpose of remodeling and improving living conditions and facilities at Fire Station Nine, 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.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

There is no impact on the General Fund. This request is to increase the CIP B-14022 Fire Station 9 by \$89,930.98; \$58,094.74 from the "Kind to Nine" donation and \$31,836.24 from the "Station 9 Fund" donation.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Public Safety and Livable Neighborhoods on January 29, 2014, and forwarded to the full Council with a recommendation to approve.

ACTION: Motion by Councilmember Cole, second by Councilmember Zapf, to approve.

VOTE: 3-0-1; Emerald-yea, Zapf-yea, Cole-yea, Kersey-absent.

Mainar/Chadwick

Primary Contact\Phone: Ken Barnes\619-533-4402, MS 604

Secondary Contact\Phone: Brian Hojnacki\619-533-4368, MS 604

City Attorney Contact: Brazier, Noah J.

* ITEM-103: Agreement with RBF Consulting for the Linda Vista Comprehensive Active Transportation Strategy. (Linda Vista Community Area. District 7.)

ITEM DESCRIPTION:

Approval of a Consultant Agreement in the amount of \$275,245 with RBF Consulting for the Linda Vista Comprehensive Active Transportation Strategy.

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2014-431)

Authorizing the Mayor, or his designee, to execute, for and on behalf of the City, an Agreement with RBF Consulting for the preparation of the Linda Vista Comprehensive Active Transportation Strategy (Project), in an amount not to exceed \$275,245;

Authorizing the Chief Financial Officer to appropriate and expend an amount not to exceed \$275,245 from Fund 600001, Grant 1000406-2013 to provide funds for the Agreement with RBF Consulting to conduct a Comprehensive Active Transportation Strategy in the Linda Vista Community, contingent upon the Chief Operating Officer certifying that the funds necessary for the expenditure are, or will be, available.

Subitem-B: (R-2014-433)

Declaring that the Project is exempt from California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15262.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

SANDAG grant funds will be used for the total cost of the Linda Vista Comprehensive Active Transportation Strategy.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

- On July 10, 2012, the City Council authorized the filing of the grant application with SANDAG and the execution of the Grant Agreement.

- On February 12, 2014, the Smart Growth and Land Use Committee approved the report regarding the Agreement with RBF for the Linda Vista Comprehensive Active Transportation Strategy.

ACTION: Motion by Councilmember Lightner, second by Councilmember Cole, to approve.

VOTE: 3-0-1; Zapf-yea, Cole-yea, Lightner-yea, Sherman-absent.

Westlake/Villa

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

Secondary Contact\Phone: George Ghossain\619-236-7258, MS 413

City Attorney Contact: Neuffer, Corrine L.

* ITEM-104: Arts, Culture and Community Festivals Funding Allocation to the Asian Pacific Islander Coalition for The Convoy Night Market. (District 6.)

ITEM DESCRIPTION:

Approval of the Funding Allocation from Council District 6, along with the authorization from the City Council, are requested to allow the Mayor, or his designee, to enter into an Agreement with Asian Pacific Islander Coalition for an amount not to exceed \$2,000, for The Convoy Night Market.

COUNCILMEMBER ZAPF'S RECOMMENDATION::

Adopt the following resolution:

(R-2014-459 Cor. Copy)

Declaring that the allocation described herein will assist Asian Pacific American Coalition San Diego (APAC) in producing the Project;

Waiving Section 3(g) of Council Policy 100-23;

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, an Agreement with APAC in an amount not to exceed \$2,000, so that APAC may produce the Project in accordance with the terms and conditions set forth in the Agreement;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$2,000 from the Transient Occupancy Tax Fund No. 200205, Cost Center 141411217, to provide funds for the above-referenced Agreement, contingent upon the City Comptroller first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

\$2,000 in Arts, Culture and Community Festivals Funding from fund No. 200205, Cost Center No. 141411217 will be used for The Convoy Night Market.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Nelson

Primary Contact\Phone: Kenneth Nakayam, 619-236-7053
City Attorney Contact: Bartolotta, Bret A.

- * ITEM-105: Community Projects, Programs and Services Funding Allocation to Alpha Project for the Homeless for renewing and expanding its Homeless Outreach Program. (Citywide. Districts 2 and 3.)

ITEM DESCRIPTION:

Approval of the funding allocation from Council Districts 2 and 3, along with authorization from the City Council are requested to allow the Mayor ,or his designee, to enter into an Agreement with Alpha Project for the Homeless for an amount not to exceed \$15,000 from District 2 and District 3 CPPS funds renewing and expanding its homeless Outreach Program.

COUNCIL PRESIDENT GLORIA'S RECOMMENDATION:

Adopt the following resolution:

(R-2014-470 Cor. Copy)

Declaring that the allocation described herein is made for a public purpose;

Waiving Council Policy 100-06, 3(g), which provides: “An organization may not apply to receive funding for an event or program which has already occurred, nor any capital improvement, goods, supplies, materials, or equipment which have already been purchased;”

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, an Agreement with Alpha Project for the Homeless in an amount not to exceed \$15,000 for the project described herein, under the terms and conditions set forth in the Agreement;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$15,000 from the Community Projects, Programs and Services Budget Fund No. 100000, as follows: \$7,500 from Cost Center 1102110002, and \$7,500 from Cost Center 1103110003, to provide funds for the above-referenced Agreement, 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 in the City Treasury.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

\$7,500 in Council District 2 Community Programs, Projects, and Services Fund from Fund No. 100000, Cost Center No. 1102110002 and \$7,500 in Council District 3 Funds from Fund No. 100000, Cost Center No. 1103110003 to fund a Homeless Outreach Program.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Fox

Primary Contact\Phone: Courtney Thomson\619-236-6633, MS 10A

Secondary Contact\Phone: Lori Witzel\619-236-6440, MS 10A

City Attorney Contact: Bradley, Catherine M.

* ITEM-106: Community Projects, Programs and Services Funding Allocation to Zeta Sigma Lambda Foundation Inc., for the 16th Annual Sheila R. Hardin San Diego Multi-Cultural Festival. (Districts 2, 3, and 4.)

ITEM DESCRIPTION:

Approval of the funding allocation from Council District 4, Council District 2, and Council District 3, along with authorization from the City Council, are requested to allow the Mayor, or his designee, to enter into an Agreement with Zeta Sigma Lambda Foundation Inc., for an amount not to exceed \$20,000, for the 16th Annual Sheila R. Hardin San Diego Multi-Cultural Festival.

COUNCILMEMBER COLE'S RECOMMENDATION:

Adopt the following resolution:

(R-2014-548)

Declaring that the allocation described herein is made for a public purpose;

Waiving Council Policy 100-06, 3(g), which provides: "An organization may not apply to receive funding for an event or program which has already occurred, nor any capital improvement, goods, supplies, materials, or equipment which have already been purchased;"

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, an Agreement with the Zeta Sigma Lambda Foundation Inc., in an amount not to exceed \$20,000 for the project described herein, under the terms and conditions set forth in the Agreement;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$20,000 from the Community Projects, Programs and Services Budget Fund No. 100000, as follows: \$2,500 from Cost Center 1102110002; \$2,500 from Cost Center 1103110003; and \$15,000 from Cost Center 1104110004, to provide funds for the above referenced Agreement, 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 in the City Treasury.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

\$15,000 in Council Community Projects, Programs, and Services Funding from Fund No. 100000, Cost Center No. 1104110004; \$2,500 in Council Community Projects, Programs, and Services Funding from Fund No. 100000, Cost Center No. 1102110002; and \$2,500 in Council Community Projects, Programs, and Services Funding from Fund No. 100000, Cost Center No. 1103110003, will be used for the 16th Annual Sheila R. Hardin San Diego Multi-Cultural Festival.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Jimmie Slack

Primary Contact\Phone: Liezl Mangonon\619-236-7179

Secondary Contact\Phone: Jimmie Slack\619-236-7015

City Attorney Contact: Bradley, Catherine M.

* ITEM-107: Community Projects, Programs and Services Funding Allocation to Say San Diego for Say San Diego's Back-to-School drive.

ITEM DESCRIPTION:

Approval of the Funding Allocation from Council District 6, along with the authorization from the City Council, are requested to allow the Mayor, or his designee, to enter into an Agreement with Say San Diego for an amount not to exceed \$3,000, for Say San Diego's Back-to-School drive.

COUNCILMEMBER ZAPF'S RECOMMENDATION:

Adopt the following resolution:

(R-2014-541)

Declaring that the allocation described herein is made for a public purpose;

Waiving Council Policy 100-06, 3(g), which provides: "An organization may not apply to receive funding for an event or program which has already occurred, nor any capital improvement, goods, supplies, materials, or equipment which have already been purchased;"

Authorizing and directing the Mayor, or his designee, to execute, for and on behalf of the City, an Agreement with Say San Diego, Inc., in an amount not to exceed \$3,000 for the project described herein, under the terms and conditions set forth in the Agreement;

Authorizing the Chief Financial Officer to expend an amount not to exceed \$3,000 from the Community Projects, Programs and Services Budget Fund No. 100000, Cost Center 1106110006, to provide funds for the above-referenced Agreement, 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 in the City Treasury.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

\$3,000 in Council Community Projects Programs and Services Funding from Fund No. 100000, Cost Center No. 1106110006, will be used for Say San Diego's Back-to-School drive.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

Nelson

Primary Contact\Phone: Kenneth Nakayama\619-236-7053
City Attorney Contact: Bradley, Catherine M.

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-330: Preliminary Items Pursuant to Issuing Multifamily Housing Revenue Bonds for Willie James Jones Apartments. (District 4.)

ITEM DESCRIPTION:

Take the initial steps to issue Housing Authority of the City of San Diego multifamily housing revenue bonds to fund the land acquisition and development of Willie James Jones Apartments, a 32-unit special needs development located in the Lincoln Park neighborhood. Final issuance of bonds and San Diego Housing Commission financing would require Housing Authority of the City of San Diego approval at a later date.

SAN DIEGO HOUSING COMMISSION'S RECOMMENDATION:

Adopt the following resolution:

(R-2014-531)

Declaring by the City Council of the City of San Diego that this City Council, as the applicable elected representative under Section 147(f) of the Internal Revenue Code of 1986 (Code), approves the issuance by the Housing Authority of the City of San Diego (Authority) of the not to exceed \$10,000,000 aggregate principal amount of multifamily housing revenue bonds (Bonds) to finance the acquisition, construction and equipping of a multifamily rental housing project in the City of San Diego (City);

Declaring that the City does not warrant the creditworthiness of the Bonds or guarantee, in any way, the payment of the Bonds. No moneys of the City will be pledged or applied to the repayment of the Bonds;

Declaring that the development activity is covered under the Final Environmental Impact Report for the Central Imperial Redevelopment Project Area as amended by the "Fifth Amendment to the Central Imperial Redevelopment Project Area Final EIR" in March of 2009, and the Environmental Secondary Study for the Southeastern San Diego Merged Redevelopment Project Area certified by the former Redevelopment Agency on October 27, 2010. Additionally, requirements of the adopted Final Mitigation, Monitoring and Reporting Program (MMRP) for the Final EIR will be applied at the time of Project review and permitting;

Declaring that should HOME Investment Partnerships Program (HOME) funds constitute a portion of the funding for the Project, a final reservation of HOME funds shall occur only upon satisfactory completion of environmental review and receipt by the City of a release of funds from the U.S. Department of Housing and Urban Development (HUD) under 24 CFR Part 58 of the National Environmental Policy Act (NEPA). The provision of any HOME funds to the Project will be conditioned on the City's determination to proceed with, modify or cancel the Project based on the results of the subsequent environmental review under NEPA.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The proposed development activity in this report is covered under the Final Environmental Impact Report for the Central Imperial Redevelopment Project Area as amended by the "Fifth Amendment to the Central Imperial Redevelopment Project Area Final EIR" in March of 2009, and the Environmental Secondary Study for the Southeastern San Diego Merged Redevelopment Project Area certified by the Redevelopment Agency on October 27, 2010. Please refer to staff report for further information.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item is scheduled to be heard at the March 14, 2014, Housing Commission meeting.

Davis/Chadwick

Primary Contact\Phone: Ann Kern\619-578-7582

City Attorney Contact: Bartolotta, Bret A.

NOTE: This is a TEFRA hearing item.

NOTE: See the Housing Authority Agenda of March 18, 2014, for a companion item.

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-331: Meadowood Development - Project No. 317414. (Pacific Highlands Ranch Community Plan Area. District 1.)

ITEM DESCRIPTION:

The Meadowood Development is a request for a Vesting Tentative Map with a Public Right-of-Way Vacation, and Planned Development Permit to subdivide a vacant 2.2 acre site into thirteen lots for the construction of a nine unit residential development. The project will consist of nine two-story, single-family residential units, three open space lots, and one common driveway lot. The Planned Development Permit is requested for the deviation to street frontage requirements for eight of the nine residential lots that have no frontage on a public right-of-way (PROW).

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem A: (R 2014-440)

Adoption of a Resolution with respect to the Meadowood project in compliance with the California Environmental Quality Act of 1970 (CEQA) (California Public Resources Code section 21000 et seq.), as amended, and the State CEQA Guidelines thereto (California Code of Regulations, Title 14, Chapter 3, section 15000 et seq.), that the findings reflect the independent judgment of the City of San Diego as Lead Agency, and that the information contained in MEIR No. 96-7918, the Findings to EIR No. 96-7918, the Initial Study prepared for the Meadowood project, and any comments received during the public review process, has been reviewed and considered by the Council;

Directing the City Clerk to file a Notice of Determination with the Clerk of the Board of Supervisors for the County of San Diego regarding the project.

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

Subitem B: (R 2014-442)

Adopting of a Resolution approving Vesting Tentative Map No. 1213889 and vacating portions of the public right-of-way, Meadowood Development, Project No. 317414;

Granting Vesting Tentative Map No. 1213889 and Public Right-of-Way Vacation No. 1109121 to Three Sided, L.P., based that based on the Findings hereinbefore adopted by the City Council subject to the attached conditions which are made a part of this resolution by this reference.

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

Subitem C: (R 2014-441)

Adoption of a Resolution granting a Planned Development Permit No. 1109069 Meadowood Project;

Granting Planned Development Permit No. 1109069 to Three Sided, L.P., Owner/Permittee, under the terms and conditions set forth in the attached permit which is made a part of this resolution.

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

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

All costs associated with the processing of this project are recovered by a deposit account maintained by the applicant.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: None.

Vacchi/Villa/jt

Primary Contact\Phone: Jeannette Temple \619-557-7908, MS 501
Secondary Contact\Phone: Mike Westlake \619-446-5220, MS 501
City Attorney Contact: Inga B. Lintvedt

ITEM-350: Submission of Ballot Proposals for the June 3, 2014 Ballot. (Rev. 3/13/14)

**SUBMISSION OF BALLOT PROPOSALS
FOR THE JUNE 3, 2014 BALLOT**

City Council Policy 000-21 establishes the procedure for submittal of ballot proposals. The Council Policy states that members of the public shall submit proposals to the City Clerk, who shall then transmit them promptly to Committee for review and comment. The proposals must be submitted in time to allow the City Clerk to list on the Council Docket 127 days prior to the election the ballot proposals which have been referred to Council following Committee review.

Therefore, the City Clerk's Office has established the following administrative guidelines for the June 3, 2014, election*:

<u>DAY</u>	<u>DATE</u>	<u>DAYS BEFORE ELECTION</u>	<u>EVENT</u>
Friday	1/10/14	144	LAST DATE (10:00 a.m.) for public, departments and agencies to submit ballot proposals to City Clerk for review by Committee.
Wednesday	1/15/14	139	Committee review.
Monday	1/27/14	127	Council Docket (PUBLIC NOTICE) lists proposals referred by Committee.
Monday	1/27/14	127	Council adopts propositions for ballot; directs City Attorney to prepare ordinances.
Monday	2/10/14	113	Council adopts ordinances prepared by City Attorney.
Friday	3/7/14	88	Last day for City Clerk to file with Registrar of Voters all elections material.
Thursday	3/20/14	75	Last day to file ballot arguments with City Clerk.

If you have questions, please contact the Office of the City Clerk at (619) 533-4025.

ITEM-351: Arguments Supporting or Opposing Propositions (Rev. 3/13/14)

For propositions approved by the Council for submittal to the qualified voters of the City of San Diego at the Municipal Primary Election to be held on Tuesday, June 3, 2014, the City Clerk has fixed 5:00 p.m. on Thursday, March 20, 2014, as a reasonable date prior to such election after which no arguments for or against City Propositions may be submitted to the Clerk.

Any argument for or against any City proposition shall not exceed 300 words in length and may be filed by the Council, or any member or members of the Council authorized by the Council, or the bona fide sponsors or proponents of the measure, or any bona fide association of citizens or individual voter, or any combination of voters and associations.

All arguments must be accompanied by a statement signed by each author that the argument is true and correct to the best of his/her knowledge and belief. (Forms for this statement are available in the Office of the City Clerk or at <http://www.sandiego.gov/city-clerk/forms/pdf/argumentsigform.pdf>.)

San Diego Municipal Code Section 27.0512 provides the priority for selection if more than one argument is submitted for, or against, any measure.

An argument shall not be accepted unless accompanied by the name or names of the person or persons submitting it, or if submitted on behalf of an organization, the name of the organization and the name of at least one of its principal officers. No more than five signatures shall appear with any argument submitted. In case any argument is signed by more than five persons, the signatures of the first five shall be printed.

Arguments may be changed or withdrawn by their proponents until and including the date fixed by the City Clerk.

Arguments shall be submitted to the City Clerk at the Office of the City Clerk, 2nd Floor, City Administration Building, 202 "C" Street, San Diego, California, 92101.

ITEM-352: Primary Election Public Exam Period. (Rev. 3/13/14)

January 24, 2014

Pursuant to San Diego Municipal Code Section 27.0403, candidate statements, the propositions and related ballot materials for said candidate races and propositions, to be submitted to the voters within the City of San Diego at the election of June 3, 2014, will be available for public examination for ten (10) calendar days prior to being submitted for printing in the sample ballot. During the examination period, any voter registered in the City may seek a writ of mandate or an injunction requiring any or all of the ballot or sample ballot materials be amended or deleted. Please note the following examination periods:

<u>Document</u>	<u>Start Date</u>	<u>End Date</u>
Candidate Statements of Qualification and Designations of Principal Profession or Occupation	March 7, 2014	March 16, 2014
Ordinances calling election and Ordinances placing measures on the ballot	March 10, 2014	March 20, 2014
City Attorney's impartial analysis, ballot title and summary, and Mayor/IBA/City Auditor's fiscal analysis	March 18, 2014	March 27, 2014
Ballot arguments	March 21, 2014	March 30, 2014

For additional information regarding this matter, please contact the Office of the City Clerk at (619) 533-4000.

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