

ITEM-211: In the matter of "Sufficient Assurances" concerning the Ball Park Project.

FILE LOCATION: MEET (64)

COUNCIL ACTION: (Tape location: D306-G148.)

MOTION BY STALLINGS TO ACCEPT STAFF'S REPORT. Second by Kehoe.
Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea,
Warden-yea, Stallings-not present, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400: Two actions related to La Jolla Children's Pool Beach Management and Water Quality Improvement Project and Certifying Mitigated Negative Declaration LDR-98-0671.

(Continued by Common Consent from the meeting of March 22, 1999, Item 151, due to lack of five affirmative votes.)

(See City Manager Reports CMR-98-99 and CMR-98-29. La Jolla and La Jolla Shores Community Areas. District-1.)

TODAY'S ACTION ARE: REFERRED TO NATURAL RESOURCES AND CULTURE COMMITTEE AND DIRECTIONS TO CITY MANAGER

Adoption of the following resolutions:

Subitem-A: (R-99-958 Cor. Copy)

Authorizing the City Manager to proceed with the project to restore the beach width in La Jolla Children's Pool to that present in 1941 by removing approximately 3,000 cubic yards of sand for disposal at either Marine Street or north La Jolla Shores beach;

Authorizing the City Auditor and Comptroller to expend an amount not to exceed \$40,000 from General Fund 100, Department 442, Park and Recreation Coastal Division.

Subitem-B: (R-99-962 Cor. Copy)

Certifying that the information contained in Mitigated Negative Declaration LDR-98-0671, La Jolla Children's Pool Dredging (Project), has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said declaration reflects the independent judgement of the City, and that said report has been reviewed and considered by the Council.

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

On 5/6/98, NR&C voted 4-1 to approve directing the City Manager to apply for a Coastal Development Permit to remove sand and open the sluiceways at the Children's Pool beach, and to deposit the sand at La Jolla Shores beach. (Councilmembers Mathis, Wear, Kehoe, Warden voted yea. Councilmember Stallings voted nay.)

CITY MANAGER SUPPORTING INFORMATION:

On May 6, 1998, the Natural Resources and Culture Committee considered City Manager's Report No. 98-88 and voted 4:1 to recommend the City Council approve directing the City Manager to apply for a Coastal development permit to remove sand and open the sluiceways at Children's Pool beach, and to deposit the sand at La Jolla Shores beach. Subsequently, environmental analyses have been conducted and a final Mitigated Negative Declaration prepared. The objective of this action is to restore the shared use of Children's Pool by people and harbor seals. Approximately three thousand cubic yards of sand will be removed from Children's Pool beach and deposited either on Marine Street beach or on north La Jolla Shores. This will restore the Children's Pool beach width to its design configuration consisting of a large "pool" of water. The water entry point for public use will be set back from a rip current located at the end of the breakwater making the use of Children's Pool by swimmers safer. The reduced beach width will also increase competition for space between humans and harbor seals which may decrease the number of seals hauling out on Children's Pool beach which could result in sufficiently reducing fecal coliform counts to the point that the prohibition on human contact with the pool waters can be lifted. Consistent with Committee direction, permit applications are in process with the California Coastal Commission, Army Corps of Engineers, and the National Marine Fisheries Service. Work is targeted to be completed by the start of the summer season.

Aud. Cert. 9900942.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B316-C504.)

MOTION BY VARGAS TO NOT DREDGE, NOT SHOO THE SEALS, INSTEAD TO PUT UP A BARRIER TO PROTECT THE HUMANS FROM THE SEALS AND THE SEALS FROM THE HUMANS AND TO SEND IT BACK TO THE NATURAL RESOURCES COMMITTEE FOR AN INDEPTH REVIEW OF ALL THE ISSUES INCLUDING THE LEGALITY AND HOW IT WAS LEFT IN THE WILL. Second by Stallings. Passed by the following vote: Mathis-nay, Wear-nay, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-nay, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 6:44 p.m. in honor of the memory of:

Dr. Philip Baldwin as requested by Council Member kehoe, and
Raye Sara Blumer as requested by Council Member McCarty.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: G154-184).

