

RESOLUTION NUMBER R- 291018

ADOPTED ON DEC 01 1998

A RESOLUTION DECLARING THE RESULTS OF THE
MUNICIPAL ELECTION HELD IN THE CITY OF
SAN DIEGO ON NOVEMBER 3, 1998.

WHEREAS, a municipal election was held in the City of San Diego on Tuesday, November 3, 1998, pursuant to the provisions of Ordinance No. O-18559 (New Series) adopted August 7, 1998, which election was consolidated with the statewide general election for the purpose of submitting ballot propositions to the qualified voters of the City of San Diego; and

WHEREAS, pursuant to ten (10) separate ordinances, ten (10) propositions were placed upon the November 3, 1998 ballot, which propositions are described as follows:

(1) one proposition for the adoption of an ordinance authorizing redevelopment and construction of a ballpark in the City of San Diego was placed on the ballot by Ordinance No. 18565 (N.S.) (adopted August 7, 1998) (Proposition "C");

(2) one proposition relating to an initiative measure to amend People's Ordinance No. 10960 (N.S.) pertaining to the height of buildings in the Coastal Zone in the City of San Diego was placed on the ballot by Ordinance No. 18566 (N.S.) (adopted August 7, 1998) (Proposition "D");

(3) one proposition amending the Charter of The City of San Diego by adding Section 90.3 titled "Voter Approval for Major Public Projects Conferring Significant Private Benefit" was placed on the ballot by Ordinance No. 18560 (N.S.) (adopted August 7, 1998) (Proposition

“E”);

(4) one proposition amending the Charter of The City of San Diego by adding Section 94.2 titled “Design-Build Contracts” was placed on the ballot by Ordinance No. 18561 (N.S.) (adopted August 7, 1998) (Proposition “F”);

(5) one proposition amending the Charter of The City of San Diego by adding Section 94.1 titled “Job Order Contracts” was placed on the ballot by Ordinance No. 18562 (N.S.) (adopted August 7, 1998) (Proposition “G”);

(6) one proposition amending the Charter of The City of San Diego by amending Section 94 to require surety bonds for City contracts that exceed \$100,000 instead of for public works contracts that exceed \$25,000 was placed on the ballot by Ordinance No. 18563 (N.S.) (adopted August 7, 1998) (Proposition “H”);

(7) one proposition amending the Charter of The City of San Diego by adding Section 94.3 titled “Bond Reimbursement Program” was placed on the ballot by Ordinance No. 18564 (N.S.) (adopted August 7, 1998) (Proposition “J”);

(8) one proposition amending the Official Phased Development Map in the City’s Progress Guide and General Plan to change the designation of the 1,410 acres known as Black Mountain Ranch within Subarea I of the North City Future Urbanizing Area from “Future Urbanizing” to “Planned Urbanizing” was placed on the ballot by Ordinance No. 18567 (N.S.) (adopted August 7, 1998) (Proposition “K”);

(9) one proposition amending the Official Phased Development Map in the City’s Progress Guide and General Plan to conditionally change the designation of the 2,102 acres known as Pacific Highlands Ranch within Subarea III of the North City Future Urbanizing Area from “Future Urbanizing” to “Planned Urbanizing” and to conditionally apply related

development restrictions upon land within Neighborhoods 8A and 8C of Carmel Valley was placed on the ballot by Ordinance No. 18568 (N.S.) (adopted August 7, 1998) (Proposition “M”); and

(10) one proposition ratifying an ordinance adopted by the City Council that authorizes the exchange of portions of Pueblo Lots 1304 and 1306 consisting of approximately 30 acres, in return for 47.7 acres of property in the San Dieguito River Valley was placed on the ballot by Ordinance No. 18570 (N.S.) (adopted August 7, 1998) (Proposition “N”); and,

WHEREAS, these propositions read as follows:

<p>PROPOSITION C. AUTHORIZING REDEVELOPMENT AND A BALLPARK.</p> <p>Shall an ordinance be adopted authorizing the City of San Diego to enter into agreements to redevelop an area of downtown, and construct a multiple use ballpark, provided that: 1) the City’s participation requires no new taxes, is capped, and also limited to redevelopment funds and an amount equivalent to certain hotel tax revenue; and 2) the San Diego Padres guarantee substantial private contributions, pay all ballpark construction cost overruns, and play in San Diego until 2024?</p>	<p>YES</p>
	<p>NO</p>

<p>PROPOSITION D. INITIATIVE MEASURE.</p> <p>Shall Ordinance O-18573 (New Series) be adopted amending the 30-foot height limit in the Coastal Zone to allow Sea World to plan and construct exhibits, attractions and educational facilities only upon that land leased from the City, provided:</p> <ul style="list-style-type: none"> • The improvements are subject to City and Coastal Commission approval and do not exceed ½ the height of the existing Sea World Sky Tower, and • No taxpayer funds are spent for any improvements resulting from this initiative? 	<p>YES</p>
	<p>NO</p>

<p>PROPOSITION E. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 90.3, VOTER APPROVAL FOR MAJOR PUBLIC PROJECTS CONFERRING SIGNIFICANT PRIVATE BENEFIT.</p>	<p>YES</p>
<p>Shall the City Charter be amended to require majority voter approval for any major public project conferring “significant private benefit”, as defined in the proposition?</p>	<p>NO</p>

<p>PROPOSITION F. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 94.2, DESIGN-BUILD CONTRACTS.</p>	<p>YES</p>
<p>Shall the City Charter be amended to permit the award of public works contracts to the same entity which furnishes both design and construction services for the same project and which must be competitively negotiated? Amendment requires the City Council to enact an ordinance to set guidelines for the use, evaluation and award of such contracts.</p>	<p>NO</p>

<p>PROPOSITION G. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 94.1, JOB ORDER CONTRACTS.</p>	<p>YES</p>
<p>Shall the City Charter be amended to permit public works contracts to be competitively awarded based on a unit cost basis? Amendment requires the City Council to enact by ordinance guidelines for award and use of such contracts to assure that they are competitively bid and appropriately used.</p>	<p>NO</p>

<p>PROPOSITION H. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY AMENDING SECTION 94 ON PUBLIC WORKS CONTRACTS.</p>	<p>YES</p>
<p>Shall the City Charter be amended to require surety bonds for public works contracts that exceed \$100,000 instead of for public works contracts that exceed \$25,000?</p>	<p>NO</p>

<p>PROPOSITION J. AMENDS THE CHARTER OF THE CITY OF SAN DIEGO BY ADDING SECTION 94.3, BOND REIMBURSEMENT PROGRAM.</p>	<p>YES</p>
<p>Shall the San Diego City Charter be amended by adding Section 94.3, allowing the City Council to establish a bond reimbursement program, to reimburse contractors for all or a portion of the premium paid for a surety bond required by the Charter for City contracts?</p>	<p>NO</p>

<p>PROPOSITION K.</p>	<p>YES</p>
<p>Shall the General Plan of The City of San Diego be amended to change the designation of 1,410 acres in Subarea I from "Future Urbanizing" to "Planned Urbanizing" to create a transit-oriented community, provided that 280 additional acres of habitat is permanently conserved for a total of 1,945 acres of open space in the Subarea, and substantial contributions are made by the developer for needed schools, fire stations, roadway improvements to Interstate 15, SR-56 and other regional roadways?</p>	<p>NO</p>

PROPOSITION M. Shall the City of San Diego's General Plan be amended to change the designation of 2,102 acres in Subarea III from "Future Urbanizing" to "Planned Urbanizing" to allow development of a transit-oriented community, provided that 889 acres remains open space, and an additional 150 acres of extremely rare habitat on Carmel Mountain is dedicated to the City, and approximately 90 acres within Subarea III needed for completion of SR-56 is sold to the City at substantially below market value?	YES
	NO

PROPOSITION N. RATIFICATION OF ORDINANCE NO. O-18569 (NEW SERIES). Shall Ordinance No. O-18569 be ratified? This ordinance authorizes the transfer of approximately 30 acres of City-owned land in exchange for 47.7 acres of land within the planning area for the San Dieguito River Park.	YES
	NO

; and

WHEREAS, a copy of the certificate of the Registrar of Voters of San Diego County canvassing the returns of the municipal election, as certified to the City Clerk, has been duly received; and

WHEREAS, a canvass of this election has been completed and the City Clerk has certified the results to the City Council; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Council finds and determines, pursuant to the provisions of Section 27.2206 of the San Diego Municipal Code, as follows:

I

The whole number of votes cast in the City was 344,528.

II

The number of votes cast in the City for and against each of the ten (10) propositions which appeared on the ballot as Propositions C, D, E, F, G, H, J, K, M and N, and the total number of votes cast upon each such proposition, are as follows:

PROPOSITION C

For	195,490
Against	132,272
TOTAL	327,762

Proposition C received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION D

For	154,043
Against	149,636
TOTAL	303,679

Proposition D received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION E

For	180,443
Against	93,429
TOTAL	273,872

Proposition E received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION F

For	180,329
Against	83,952
TOTAL	264,281

Proposition F received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION G

For	203,100
Against	60,521
TOTAL	263,621

Proposition G received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION H

For	168,310
Against	92,716
TOTAL	261,026

Proposition H received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION J

For	138,009
Against	116,889
TOTAL	254,898

Proposition J received the affirmative vote of a majority of the qualified voters voting on

such proposition and is hereby declared to have been approved.

PROPOSITION K

For	148,987
Against	138,712
TOTAL	287,699

Proposition K received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION M

For	154,255
Against	134,991
TOTAL	289,246

Proposition M received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

PROPOSITION N

For	186,098
Against	76,938
TOTAL	263,036

Proposition N received the affirmative vote of a majority of the qualified voters voting on such proposition and is hereby declared to have been approved.

IV

The number of votes cast in each precinct for and against the propositions is recorded in the Election Returns Book, which book is a part of the records of this Council.

V

The City Clerk shall make public the results of the canvass of the municipal election by publication of a copy of this resolution.

APPROVED: CASEY GWINN, City Attorney

By *Cristie C. McGuire*
Cristie C. McGuire
Deputy City Attorney

CCM:jrl
11/24/98
Or.Dept:Clerk
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