

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
MONDAY, NOVEMBER 13, 2006 AT 2:00 P.M.
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

OTHER LEGISLATIVE MEETINGS

A Special Meeting of the **SAN DIEGO REDEVELOPMENT AGENCY** 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 Redevelopment Agency Secretary at (619) 533-5432. Internet access to the agenda is available at:
<http://www.sandiego.gov/redevelopment-agency/index.shtml>

- ITEM-1: ROLL CALL.
- ITEM-10: INVOCATION.
- ITEM-20: PLEDGE OF ALLEGIANCE.

NON-AGENDA PUBLIC COMMENT

Non-agenda public comment is taken on Tuesday pursuant to the San Diego Municipal Code Section 22.0101.5.

MAYOR, COUNCIL, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY COMMENT

UPDATES ON PENDING LEGISLATION (MAYOR’S OFFICE)

REQUESTS FOR CONTINUANCE

The Council will now consider requests to continue specific items.

=== LEGISLATIVE SCHEDULE ===

Adoption Agenda, Discussion, Committee Items

ITEM-150:

Amendments to the Ethics Commission's Investigative and Enforcement Procedures.

RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS COMMITTEE'S RECOMMENDATION: On 9/20/2006, Rules voted 5 to 0 to forward all of the recommendations made by the Ethics Commission to the full City Council, with the following amendments:

1. Add language to specifically exclude from appointment to the Commission a person who is a former opponent, or a campaign staff member to a former opponent, of a current elected official;
2. Add language that Commissioners shall not participate in a campaign supporting or opposing a City ballot measure, unless that ballot measure is sponsored by the Ethics Commission; and
3. Add language allowing Commissioners to be selected from registered voters in the County, not just in the City, and provide options with regard to whether at least one Commissioner must have held an elective governmental office.

=== **LEGISLATIVE SCHEDULE (Continued)** ===

Adoption Agenda, Discussion, Other Legislative Items

- ITEM-200: Selection of a Council President for the 2007 Annual Year.
COUNCIL PRESIDENT PETERS' RECOMMENDATION: Adopt the resolution.
- ITEM-201: Appointments to the Commission on Gang Prevention and Intervention.
MAYOR SANDERS' RECOMMENDATION: Adopt the resolution.
- ITEM-202: Extension of San Diego Auto Connection's Lease at Qualcomm Stadium.
(District 6.)
STAFF'S RECOMMENDATION: Adopt the resolution.
- ITEM-203: Two actions related to Otay Mesa FY 2007 Public Facilities Financing Plan and Facilities Benefit Assessment. (Otay Mesa Community Area. District 8.)
STAFF'S RECOMMENDATION: Adopt the resolutions.

Noticed Hearings, Discussion

- ITEM-204: Three actions related to the Carmel Valley FY 2007 Public Facilities Financing Plan and Facilities Benefit Assessment. (Carmel Valley Community Area. District 1.)
STAFF'S RECOMMENDATION: Adopt the resolutions.

CLOSED SESSION NOTICES, DISCLOSURE, AND PUBLIC COMMENT

In accordance with the San Diego City Council Permanent Rule for Noticing and Conduct of Closed Session Meeting, adopted on February 28, 2005, this portion of the agenda is reserved for City Attorney comment, public comment, and City Council discussion of the content of the Closed Session Agenda. Public testimony on Closed Session items is taken in Open Session on Monday's, except when there is no Monday meeting. Public testimony on Closed Session items is always taken prior to the actual Closed Session. Closed Session may take place any time after public testimony, but is typically held on Tuesdays at 9:00 a.m. The Closed Session Agenda is separately available in the Office of the City Clerk and also posted at the same locations as the Open Session Agenda, including the City internet address.

NOTE: Members of the public wishing to address the City Council on any item on the Closed Session Agenda should reference the closed session item number from the Closed Session Docket on the speaker slip. Speakers may speak "in favor" or "in opposition" to the subject.

Information Item - No Action Required - The City Council shall:

1) Consider any oral report from the City Attorney or City negotiators; 2) Accept testimony from any member of the public wishing to address the City Council on any item appearing on the Closed Session Agenda; 3) Questions and discussion by Council Members, limited to the facts as disclosed by the City Attorney or City negotiators and the basis or justification for consideration of the matter in closed session 4) Refer matters discussed to closed session.

=== **LEGISLATIVE SCHEDULE (Continued)** ===

Public Notices

- ITEM-250: **Notice** of Pending Final Map Approval – 1617 Brookes Avenue Condominiums.
- ITEM-251: **Notice** of Pending Final Map Approval – 3659 Van Dyke Avenue.
- ITEM-252: **Notice** of Pending Final Map Approval – Marlborough Villas.
- ITEM-253: **Notice** of Pending Final Map Approval – 4157 - 4163 Mississippi Street Condominiums.
- ITEM-254: **Notice** of Pending Final Map Approval – California Terraces 13 & 14.
- ITEM-255: **Notice** of Pending Final Map Approval – Southgate Condominiums.

Non-Docket Items

Adjournment in Honor of Appropriate Parties

Adjournment

=== EXPANDED CITY COUNCIL AGENDA ===

ADOPTION AGENDA, DISCUSSION, COMMITTEE ITEMS

COMMITTEE ON RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL
RELATIONS, ORDINANCES TO BE INTRODUCED:

ITEM-150: Amendments to the Ethics Commission's Investigative and Enforcement
Procedures.

(See memorandum from Stacey Fulhorst dated 8/17/2006, with attachment.)

TODAY'S ACTION IS:

Introduce the following ordinance:

(O-2007-39)

Introduction of an Ordinance amending Chapter 2, Article 6, Division 4 of the
San Diego Municipal Code by amending Sections 26.0402, 26.0404, 26.0406,
26.0407, 26.0408, 26.0411, 26.0413, 26.0414, 26.0415, 26.0421, 26.0422,
26.0431, 26.0445, and 26.0450, all relating to the establishment of the Ethics
Commission and to the Ethics Commission's Investigation and Enforcement
Procedures.

**RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL RELATIONS
COMMITTEE'S RECOMMENDATION:**

On 9/20/2006, Rules voted 5 to 0 to forward all of the recommendations made by the Ethics
Commission to the full City Council, with the following amendments:

4. Add language to specifically exclude from appointment to the Commission a person who
is a former opponent, or a campaign staff member to a former opponent, of a current
elected official;
5. Add language that Commissioners shall not participate in a campaign supporting or
opposing a City ballot measure, unless that ballot measure is sponsored by the Ethics
Commission; and
6. Add language allowing Commissioners to be selected from registered voters in the
County, not just in the City, and provide options with regard to whether at least one
Commissioner must have held an elective governmental office.

ADOPTION AGENDA, DISCUSSION, COMMITTEE ITEMS (Continued)

COMMITTEE ON RULES, OPEN GOVERNMENT, AND INTERGOVERNMENTAL
RELATIONS, ORDINANCES TO BE INTRODUCED: (Continued)

ITEM-150: (Continued)

In addition, direct the Ethics Commission to:

1. Work with the State of California to advance legislation that would allow local candidates to open Legal Defense Funds independent of their campaign committees, which would have the effect of not forcing officeholders to keep their committees open during their entire term; and
2. Provide information on City Charter requirements for equal representation within Council Districts on the Commission.

(Council President Peters, Council President Pro Tem Young, Councilmembers Maienschein, Frye, and Madaffer voted yea.)

SUPPORTING INFORMATION:

See attached memo from Ethics Commission Executive Director Stacey Fulhorst.

FISCAL CONSIDERATIONS: None.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

Approved by Rules Committee on September 20, 2006.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

Public discussion at Ethics Commission meetings on June 8, 2006 and July 13, 2006.

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

City Officials, persons who participate in City election activities, and lobbyists as they are subject to the Commission's jurisdiction and the amendments would enable the Commission to initiate its own investigations without receipt of a complaint from an outside party. In addition, Ethics Commissioners, because the amendments would affect the appointment process as well as prohibited activities for Commissioners.

Fulhorst

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

RESOLUTIONS:

ITEM-200: Selection of a Council President for the 2007 Annual Year.

(See memorandum from Council President Peters dated 11/1/2006.)

COUNCIL PRESIDENT PETERS' RECOMMENDATION:

Adopt the following resolution:

(R-2007-528)

Selecting, after full discussion and deliberation by the City Council,
Councilmember _____ as the Council President-elect to begin a one
year term commencing on January 1, 2007, as Council President.

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

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-201: Appointments to the Commission on Gang Prevention and Intervention.

(See memorandum from Mayor Sanders dated 10/30/2006.)

MAYOR SANDERS' RECOMMENDATION:

Adopt the following resolution:

(R-2007-438)

Confirming the following appointments by the Mayor of the City of San Diego, to serve as members of the City of San Diego Commission on Gang Prevention and Intervention, for terms ending as indicated:

<u>NAME</u>	<u>CATEGORY</u>	<u>TERM ENDING</u>
Marilyn Stewart (University City)	District 1 Member	July 1, 2007
Michael J. Sise, M.D.	District 2 Member	July 1, 2007
Elias Vazquez (Chula Vista)	District 3 Member	July 1, 2007
Reverend Harry Cooper, Jr. (Spring Valley)	Chairperson District 4	July 1, 2007
Alicia DeLeon Torres (South Park)	District 5 Member	July 1, 2007
Rosemary Ortega (Linda Vista)	District 6 Member	July 1, 2007
Eugene Johnson (Skyline)	District 7 Member	July 1, 2007
Christopher Yanov (Golden Hill)	District 8 Member	July 1, 2007

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-201: (Continued)

Vince Iaria	At Large Member	July 1, 2008
Carl Cohn, PhD (Kensington)	K-12 Education Member	July 1, 2008
Benita Page (Serra Mesa)	Community Based Organization Member	July 1, 2008
Steve Eldred (City of Oceanside)	Public Health Member	July 1, 2008
Kevin Henderson (Mt. Hope)	Social Services Member	July 1, 2008
Conrad Harris (Southcrest)	Reformed Gang Member	July 1, 2008
Gary Gallegos (Tierrasanta)	San Diego Association of Governments (SANDAG)	July 1, 2008
Chief William Landsdowne	Law Enforcement Member	July 1, 2008
Larry Fitch	San Diego Workforce Partnership, Inc. Member	July 1, 2008

Stating that pursuant to Council Policy 000-13, for purposes of deliberation and consideration of appointments, it is determined that Reverend Harry Cooper, Jr., Elias Vazquez and Steve Eldred are residents of San Diego County, but not the City of San Diego, and have unique qualifications to serve as members of the Commission, therefore, conscious exceptions to Council Policy 000-13 are hereby declared.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-202: Extension of San Diego Auto Connection's Lease at Qualcomm Stadium.

(See Report to the City Council No. 06-162. District 6.)

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2007-241)

Authorizing the Mayor, or his designee, to execute, for and on behalf of the City of San Diego, a contract granting to San Diego Auto Connection, Inc., a California corporation, exclusive rights for two (2) years commencing January 1, 2007, to conduct a total of nine (9) automobile sales events per year on the Qualcomm Stadium parking lot, located in San Diego, California, under the terms and conditions set forth in that "Amended and Restated Agreement for Use of the Qualcomm Stadium Parking Lot between the City of San Diego and San Diego Auto Connection."

STAFF SUPPORTING INFORMATION:

San Diego Auto Connection (SDAC) has the exclusive right to conduct two new and five used car sales events in the Qualcomm Stadium parking lot and the right to conduct additional events on an availability basis. As consideration for this exclusive right, SDAC pays the City a flat fee of \$391,000 each year during the term of the Contract. The term of the Contract is a three-year period from January 1, 2004 through December 31, 2006, with a two-year option. The granting of the two-year option is at the sole discretion of the City.

In order to solidify long term business planning, SDAC requested that the City exercise the two-year option well in advance of the contract expiration date. In considering the extension, stadium management and the Stadium Advisory Board renegotiated the contract to include the following:

1. The contractually allowable number of events was changed from 7 to 9. In return, the City received the right to charge additional rent for all events over the 9 events in the contract. SDAC's current projection is to have 15 events per year, which will generate additional rental fees exceeding \$100,000 annually.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-202: (Continued)

STAFF SUPPORTING INFORMATION: (Continued)

2. The number of days required for notification to SDAC by stadium management regarding the scheduling of a large scale special event that would impact SDAC's event was revised from 45 to 30 days. This change has given the stadium greater flexibility in scheduling events. It also mitigates potential damages to both parties by redefining the scheduling process.

FISCAL CONSIDERATIONS:

The stadium currently receives an annual rental fee of \$391,000. By renegotiating and extending the contract, the City will now receive an estimated annual rental fee of \$500,000. The City also receives substantial income from sales tax on all new and used car sales at Qualcomm Stadium. Sales tax estimates are not available, but extending the contract and increasing the number of sales events will clearly have a positive impact on total sales tax receipts.

Stover/Waring

Staff: Erik Stover - (619) 641-3102
Brock Ladewig - Deputy City Attorney

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-203: Two actions related to Otay Mesa FY 2007 Public Facilities Financing Plan and Facilities Benefit Assessment.

(See Report to the City Council No. 06-160. Otay Mesa Public Facilities Financing Plan and Facilities Benefit Assessment Fiscal Year 2007, October 18, 2006 Draft. Otay Mesa Community Area. District 8.)

STAFF'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-2007-444)

Resolution approving the Otay Mesa Public Facilities Financing Plan and Facilities Benefit Assessment.

Subitem-B: (R-2007-445)

Resolution declaring its intention to designate an area of benefit in Otay Mesa and setting the time and place for holding a public hearing thereon.

STAFF SUPPORTING INFORMATION:

The Public Facilities Financing Plan details the public facilities that will be needed through the ultimate development of Otay Mesa. Otay Mesa is an area in the earlier stage of development where significant infrastructure construction is yet to occur. This plan revises and updates the Fiscal Year 2005 Plan (R-299535 dated August 3, 2004). The objective of the FBA is to insure that funds will be available in sufficient amounts to provide community facilities when needed. The FBA will be collected at the building permit issuance stage of development and deposited into two separate special interest earning funds for Otay Mesa.

The proposed FY 2007 Otay Mesa Public Facilities Financing Plan identifies significant cost increases to the remaining projects to be funded by the FBA. The cost increases necessitate a revision in the rate of the assessment resulting in an increase of 52%.

Should the City Council not approve the proposed Otay Mesa Public Facilities Financing Plan, Fiscal Year 2007, then the existing fees would remain in place and new development would not be contributing its proportional share for new facilities identified in the Otay Mesa Community Plan. Alternative funding sources would have to be identified to fund the share of the identified facilities attributable to new development.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-203: (Continued)

STAFF SUPPORTING INFORMATION: (Continued)

The proposed assessments for Fiscal Year 2007 are as follows:

<u>LAND USE</u>	<u>CURRENT ASSESSMENT</u>	<u>PROPOSED ASSESSMENT per UNIT/ACRE in FY 2007</u>
SINGLE-FAMILY UNIT	\$13,610	\$20,687
MULTI-FAMILY UNIT	\$9,527	\$14,481
WEST COMMERCIAL ACRE	\$78,260	\$118,954
WEST INDUSTRIAL ACRE	\$27,220	\$41,374
EAST COMMERCIAL ACRE	\$82,217	\$124,970
EAST INDUSTRIAL ACRE	\$27,132	\$41,240
OTAY INTERNATIONAL CENTER (INDUSTRIAL)	\$27,132	\$41,240
OTAY INTERNATIONAL CENTER (BUSINESS)	\$79,749	\$121,218
OTAY INTERNATIONAL CENTER (COMMERCIAL)	\$106,060	\$161,211

FISCAL CONSIDERATION:

Adoption of this revised Public Facilities Financing Plan will continue to provide a funding source for the public facilities identified in Otay Mesa.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

None.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

On October 18, 2006, the Otay Mesa Community Planning Group considered the Otay Mesa Public Facilities Financing Plan for Fiscal Year 2007. The planning group voted unanimously to support the financing plan and the increased assessment.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-203: (Continued)

STAFF SUPPORTING INFORMATION: (Continued)

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

All property owners with remaining new development are listed on the Otay Mesa Public Facilities Financing Plan, Fiscal Year 2007 Assessment roll, starting on page 249 and will have received notice and a copy of this document in the mail. These property owners will have liens placed on their property and will be required to pay Facility Benefit Assessments upon any building permit issuance when developing their property. Any redevelopment, which increases the intensity of existing uses, may be subject to an impact fee per Attachment 2.

NOTE: This plan is a financing measure and is exempt from CEQA pursuant to State CEQA Guidelines Section 15060(c)(3).

Waring/Anderson/FVJ

Staff: Frank January – (619) 533-3699
David E. Miller – Deputy City Attorney

ADOPTION AGENDA, DISCUSSION, HEARINGS

NOTICED HEARINGS:

ITEM-204: Three actions related to the Carmel Valley FY 2007 Public Facilities Financing Plan and Facilities Benefit Assessment.

(See Report to the City Council No. 06-134. Carmel Valley Public Facilities Financing Plan and Facilities Benefit Assessment, Fiscal Year 2007. Carmel Valley Community Area. District 1.)

NOTE: First Public Hearing was held on October 10, 2006, Item 333.

TODAY'S ACTIONS ARE:

Adopt the following resolutions:

Subitem-A: (R-2007-325)

Designating an area of benefit in Carmel Valley and the boundaries thereof, confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to Public Facilities Projects, the method for apportioning the costs of the Public Facilities Projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each such parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments, and proceeding thereto, and ordering of proposed Public Facilities Projects in the matter of one Facilities Benefit Assessment Area.

Subitem-B: (R-2007-327)

Approving the Development Impact Fee (DIF) schedule for properties within Carmel Valley.

Subitem-C: (R2007-341)

Authorizing the Auditor and Comptroller to modify the individual CIP Program Project Budgets to conform with the adopted Carmel Valley Public Facilities Financing Plan and Facilities Benefit Assessments.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On September 27, 2006, LU&H voted 4-0 to approve the Staff's recommendation. (Councilmembers Faulconer, Atkins, Madaffer, and Hueso voted yea.)

ADOPTION AGENDA, DISCUSSION, HEARINGS (Continued)

NOTICED HEARINGS: (Continued)

ITEM-204: (Continued)

SUPPORTING INFORMATION:

The Public Facilities Financing Plan details the public facilities that will be needed through the ultimate development of Carmel Valley. Carmel Valley is an area in the later stages of development where significant infrastructure construction has occurred. This plan revises and updates the Fiscal Year 2006 Plan (R-300501 dated June 7, 2005). The objective of the FBA is to insure that funds will be available in sufficient amounts to provide community facilities when needed. The FBA will be collected at the building permit issuance stage of development and deposited into a two, interest earning accounts for Carmel Valley.

It is anticipated that the current assessment schedule will provide sufficient funding for the remaining facilities in Carmel Valley, therefore no change to the current assessment schedule is proposed. The assessments for Fiscal Year 2007 in both Carmel Valley North and Carmel Valley South are as follows:

<u>LAND USE</u>	<u>CURRENT ASSESSMENT</u>	<u>PROPOSED ASSESSMENT per UNIT/ACRE in FY 2007</u>
SINGLE-FAMILY UNIT	\$20,364	\$20,364
MULTI-FAMILY UNIT	\$14,255	\$14,255
COMMERCIAL ACRE	\$75,550	\$75,550
INDUSTRIAL ACRE	\$70,256	\$70,256
INSTITUTIONAL ACRE	\$72,699	\$72,699

There is one new project, the Carmel Valley Skate Park, proposed for addition into the financing plan. Also adjustments have been made to project costs to allow for inflation and updated estimates.

FISCAL CONSIDERATION:

Adoption of this revised Public Facilities Financing Plan will continue to provide a funding source for the public facilities identified in the Carmel Valley Plan.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

None.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

The Carmel Valley Planning Group (CVPG) voted (11-0) to approve the draft Fiscal Year 2007 Carmel Valley Public Facilities Financing Plan and Facilities Benefit Assessment at its meeting of July 11, 2006.

ADOPTION AGENDA, DISCUSSION, HEARINGS (Continued)

NOTICED HEARINGS: (Continued)

ITEM-204: (Continued)

SUPPORTING INFORMATION: (Continued)

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

All property owners with remaining new development are listed on the Carmel Valley Public Facilities Financing Plan, Fiscal Year 2007 Assessment Roll, starting on page 237 and will receive notice and a copy the Plan in the mail. These property owners will have liens placed on their property and will be required to pay Facility Benefit Assessments upon any building permit issuance when developing their property. Any redevelopment, which increases the intensity of existing uses, may be subject to an impact fee per Attachment 2.

Waring/Anderson/FVJ

Staff: Frank January – (619) 533-3699

David E. Miller - Deputy City Attorney

CLOSED SESSION NOTICES, DISCLOSURE, AND PUBLIC COMMENT

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Information Item - No Action Required - The City Council shall:

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PUBLIC NOTICES:

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-250: **Notice** of Pending Final Map Approval – 1617 Brookes Avenue Condominiums.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “1617 Brookes Avenue Condominiums” (T.M. No. 215786/PTS No. 108659), located on the south side of Brookes Avenue between Herbert Street and Park Boulevard in the Uptown Community Plan Area in Council District 3, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 p.m., 10 calendar days from the date of this Notice stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the approval findings or need additional information about the map or your appeal rights, please feel free to contact Deputy City Engineer Lee Hennes at (619) 446-5291.

PUBLIC NOTICES: (Continued)

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-251: **Notice** of Pending Final Map Approval – 3659 Van Dyke Avenue.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “3659 Van Dyke Avenue” (T.M. No. 165610/PTS No. 99577), located on the east side of Van Dyke Avenue between Landis Street and Dwight Street in the Mid-City: City Heights Community Plan Area in Council District 3, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

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PUBLIC NOTICES: (Continued)

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-252: **Notice** of Pending Final Map Approval – Marlborough Villas.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “Marlborough Villas” (T.M. No. 273162/PTS No. 109180), located on the northwest corner of Marlborough Avenue and Polk Avenue in the Mid-City: City Heights Community Plan Area in Council District 3, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 p.m., 10 calendar days from the date of this Notice stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the approval findings or need additional information about the map or your appeal rights, please feel free to contact Deputy City Engineer Lee Hennes at (619) 446-5291.

PUBLIC NOTICES: (Continued)

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-253: **Notice** of Pending Final Map Approval – 4157 - 4163 Mississippi Street Condominiums.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “4157-4163 Mississippi Street Condominiums” (T.M. No. 142975/PTS No. 101056), located on the east side of Mississippi Street between Howard Avenue and Polk Avenue in the Greater North Park Community Plan Area in Council District 3, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 p.m., 10 calendar days from the date of this Notice stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the approval findings or need additional information about the map or your appeal rights, please feel free to contact Deputy City Engineer Lee Hennes at (619) 446-5291.

PUBLIC NOTICES: (Continued)

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-254: **Notice** of Pending Final Map Approval – California Terraces 13 & 14.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “California Terraces 13 & 14” (T.M. No. 6450/PTS No. 100657), located northeasterly of Ocean View Hills Parkway and Otay Mesa Road in the Otay Mesa Community Plan Area in Council District 8, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 p.m., 10 calendar days from the date of this Notice stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the approval findings or need additional information about the map or your appeal rights, please feel free to contact Deputy City Engineer Lee Hennes at (619) 446-5291.

PUBLIC NOTICES: (Continued)

Items are listed under Public Notice as a matter of public record only. These items do not require Council action and there is no public testimony.

ITEM-255: **Notice** of Pending Final Map Approval – Southgate Condominiums.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “Southgate Condominiums” (T.M. No. 106415/PTS No. 92610), located northwesterly of Beyer Way and Coronado Avenue in the Otay Mesa-Nestor Community Plan Area in Council District 8, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.
- (3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 p.m., 10 calendar days from the date of this Notice stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the approval findings or need additional information about the map or your appeal rights, please feel free to contact Deputy City Engineer Lee Hennes at (619) 446-5291.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT