

**AGENDA FOR THE  
REGULAR COUNCIL MEETING OF  
MONDAY, JANUARY 28, 2008 AT 2:00 P.M.  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**  
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**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) 236-6256. 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 consider requests for continuance in the morning or afternoon, based on when the item was noticed to be heard.

**=== LEGISLATIVE SCHEDULE ===**

Adoption Agenda, Discussion, Other Legislative Items

ITEM-200: Variable Rate Debt and Derivatives Workshop for the City Council.  
(Citywide.)

STAFF'S RECOMMENDATION: Adopt the resolution.

ITEM-201: City Council Budget Priorities for Fiscal Year 2009.

INDEPENDENT BUDGET ANALYST'S RECOMMENDATION:  
Adopt the resolution.

**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 – City Villas.

ITEM-251:           **Notice** of Pending Final Map Approval – The Billboard Lofts.

ITEM-252:           Submission of Ballot Proposals

Non-Docket Items

Adjournment in Honor of Appropriate Parties

Adjournment

**=== EXPANDED CITY COUNCIL AGENDA ===**

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

RESOLUTIONS:

ITEM-200: Variable Rate Debt and Derivatives Workshop for the City Council. (Citywide.)

[▶ View referenced exhibit back-up material.](#)

**STAFF'S RECOMMENDATION:**

Adopt the following resolution:

(R-2008-595)

Authorizing and directing the Mayor, or his designee, to develop or cause to be developed a Variable Rate Debt and Derivative Policy;

Directing the Mayor, or his designee, to return to the Council for consideration of such policy as soon as practical.

**STAFF SUPPORTING INFORMATION:**

On November 6, 2007, the City Council adopted Resolution R-803152 formally adopting the City of San Diego Debt Policy ("Debt Policy"). Said Resolution also required that the Mayor shall, by the end of Fiscal Year 2008 cause a Variable Rate Debt and Derivatives Policy to be brought forward to the Budget and Finance Committee for inclusion as an appendix to the Debt Policy. This Variable Rate and Derivatives Workshop will enable the City Council to understand the use of variable rate method and derivative instruments for City bond issuances, and mechanics and operational considerations in developing and implementing an effective variable rate program. This workshop will be conducted at 2:00 p.m. on January 28, 2008. This workshop will be conducted by Jim Bemis of Montague, DeRose and Associates (MDA) and City Debt Management staff. MDA, having served as the Financial Advisor on various City financing transactions, has extensive experience in assisting municipalities in managing variable rate debt and derivatives activities.

If the City Council consents, an action item is herewith recommended that the City Council authorize the Mayor and/or his designee to develop the City of San Diego Variable Rate and Derivatives Policy to govern future implementation of such instruments. Upon completion, said policy will be presented to the City Council by the end of Fiscal Year 2008, in accordance with Resolution R-803152, for inclusion as an appendix to the City's Debt Policy.

**FISCAL CONSIDERATIONS:**

No fiscal impact.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-200: (Continued)

**STAFF SUPPORTING INFORMATION:** (Continued)

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

The City Council adopted Resolution R-803152 formally adopting the City of San Diego Debt Policy.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

Not Applicable.

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

Not Applicable.

Kommi/Lewis

Staff: Lakshmi Kommi - (619) 236-6928

Mark D. Blake – Chief Deputy City Attorney

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-201: City Council Budget Priorities for Fiscal Year 2009.

[▶ View referenced exhibit back-up material.](#)

(See Independent Budget Analyst Report No. 08-7.)

**INDEPENDENT BUDGET ANALYST'S RECOMMENDATION:**

Adopt the following resolution:

(R-2008-599)

Accepting the report of the Independent Budget Analyst No. 08-7, dated January 17, 2008 (Report) concerning budget priorities for the Fiscal Year 2008-2009 Budget, and directing Independent Budget Analyst to deliver the Report, together with each Councilmember's Fiscal Year 2009 Budget Priorities, by February 1, 2008 to the Mayor for his consideration.

**SUPPORTING INFORMATION:**

Prior to the presentation of the Mayor's Proposed Budget, the City Council annually adopts by resolution its budgetary priorities for submission to the Mayor by February 1, 2008. This year, Councilmembers were requested to submit their priorities for the Fiscal Year 2009 Budget by January 9, 2008 to Budget and Finance Committee Chair Toni Atkins. These budget priorities are scheduled to be discussed by the full City Council at its meeting the week of January 28, 2008, and will then be submitted to the Mayor.

On January 9, 2008, the Budget and Finance Committee discussed criteria for the format of the upcoming budget hearings, and committee members made suggestions for additional information to be included.

The purpose of this action is to convey to the Mayor the Fiscal Year 2009 budget priorities established by each City Councilmember via their memorandum; and to convey the expectations of the City Council for the upcoming budget hearing presentations.



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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 – City Villas.

[▶ View referenced exhibit back-up material.](#)

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 “City Villas” (T.M. No. 207858/PTS No. 110127), located on the southeast corner of 16<sup>th</sup> Street and E Street in the Centre City Community Plan Area in Council District 2, 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 Anne Hoppe at (619) 446-5290.

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 – The Billboard Lofts.

[▶ View referenced exhibit back-up material.](#)

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 “The Billboard Lofts” (T.M. No. 217288/PTS No. 119369), located on the northwest corner of Ash Street and Union Street in the Centre City Community Plan Area in Council District 2, 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 Anne Hoppe at (619) 446-5290.

PUBLIC NOTICES: (Continued)

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## ITEM-252: SUBMISSION OF BALLOT PROPOSALS

[▶ View referenced exhibit back-up material.](#)

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 the Rules 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 Rules Committee review.

**Therefore, the City Clerk's Office has established the following administrative guidelines for the June 3, 2008 election:**

<u>DAY</u>	<u>DATE</u>	<u>DAYS BEFORE ELECTION</u>	<u>EVENT</u>
Friday	1/18/08	137	LAST DATE (10:00 a.m.) for public, departments and agencies to submit ballot proposals to City Clerk for review by Rules Committee
Wednesday	1/23/08	132	Rules Committee review
Monday	<b>1/28/08</b>	127	Council Docket (PUBLIC NOTICE) lists proposals referred by Rules Committee
Monday	<b>2/4/08</b>	120	Council adopts propositions for ballot; directs City Attorney to prepare ordinances
Monday	2/25/08	99	Council adopts ordinances prepared by City Attorney
Friday	3/7/08	88	Last day for City Clerk to file with Registrar of Voters all elections material
Thursday	3/20/08	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.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT