

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO
FOR THE REGULAR MEETING OF TUESDAY, NOVEMBER 21, 1978
IN THE CHAMBERS OF THE COUNCIL AT 8:30 A.M.

ATTENDANCE: Present-Mitchell (1), Lowery (3), Williams (4), Schnaubelt (5), Gade (6), Stirling (7), Killea (8).
Absent-O'Connor (2), Mayor (M).
Clerk-Abdelnour.

Meeting called to order at 8:44 a.m. by Acting Mayor Williams.

Meeting recessed at 9:16 a.m. by Acting Mayor Williams.

Meeting reconvened at 10:30 a.m. with Councilwoman O'Connor and Mayor Wilson not present.

ITEM 300

Roll call.

Present-Mitchell, Lowery, Williams, Stirling, Killea.
Not Present-O'Connor, Schnaubelt, Gade, Mayor Wilson.

ITEM 330:

Continued to January 23, 1979.

(Continued from the Meeting of November 7, 1978 for City Manager Report on alternative method of payment.)

Establishing an UNDERGROUND UTILITY DISTRICT to be known and denominated as the SUNSET CLIFFS BOULEVARD (Nimitz Boulevard to Coronado Avenue) UNDERGROUND UTILITY DISTRICT.

(R-78-1535) Today's action is adoption of a RESOLUTION declaring the area an Underground Utility District.

Hearing began 8:45 a.m.

Hearing halted 8:49 a.m.

Testimony given by Madeline Perry.

Motion by Lowery to continue to January 23, 1979 at City Manager's request.

Second by Stirling.

Passed-Unanimously. Not present 2,5,6,M.

ITEM 331: (Continued from the Meetings of November 8, 1977 and November 7, 1978 at Planning Department's request.) Proposal to apply the HR (HILLSIDE REVIEW) OVERLAY ZONE to the whole or any part of the following in the MIRA MESA COMMUNITY/SCRIPPS RANCH AREA:

Subitem a: Introduced, to be adopted 12/4/78.

Those hillsides east of I-805 and west of the easterly boundary of Section 33, Township 14 South, Range 3 West, and between the southerly boundary of Section 29, Township 14 South, Range 3 West on the north and the southerly boundary of Sections 4 and 5, Township 15 South, Range 3 West on the south.

(CASE NO. 60-77-1 - SORRENTO VALLEY EAST - City-initiated - Drawing No. C-532.)

(O-79-99) Today's action is INTRODUCTION of an ORDINANCE for HR OVERLAY ZONING.

Subitem b: Introduced, to be adopted 12/4/78.

Those hillsides east of I-805 and west of the easterly boundary of Section 4, Township 15 South, Range 3 West, and between the southerly boundary of Section 33, Township 14 South, Range 3 West on the north and the Atchison Topeka and Santa Fe Railroad right-of-way on the south.

(CASE NO. 60-77-2 - CARROLL CANYON WEST - City-initiated - Drawing No. C-533.1.)

(O-78-100) Today's action is INTRODUCTION of an ORDINANCE for HR OVERLAY ZONING.

Subitem c: Introduced, to be adopted 12/4/78.

Those hillsides east of the westerly boundary, extended, of Section 27, Township 14 South, Range 3 West, and west of Camino Ruiz, and between Los Penasquitos Canyon on the north and New Salem Street on the south.

(CASE NO. 60-77-3 - PENASQUITOS CANYON SOUTH - City-initiated - Drawing No. C-534.1.)

O-78-101) Today's action is INTRODUCTION of an ORDINANCE for HR OVERLAY ZONING.

ITEM 331 CONTINUED:

Subitem d: Introduced, to be adopted 12/4/78.

Those hillsides east of the westerly boundary of Section 34, Township 14 South, Range 3 West and west of Avenida Del Gato, and between Los Penasquitos Canyon on the north and the southerly boundary of Section 34, Township 14 South, Range 3 West on the south.

(CASE NO. 60-77-4 - LOPEZ CANYON - City-initiated - Drawing No. C-535.1.)

(0-78-102) Today's action is INTRODUCTION of an ORDINANCE for HR OVERLAY ZONING.

Subitem e: Introduced, to be adopted 12/4/78.

Those hillsides east of the westerly boundary of Section 3, Towhship 15 South, Range 3 West and west of Camino Ruiz, and between the westerly extension of Mira Mesa Boulevard on the north and the northerly boundary of Sections 10 and 11, Township 15 South, Range 3 West on the south.

(CASE NO. 60-77-5 - EL CAMINO EAST - City-initiated - Drawing No. C-536.1.)

(0-78-103) Today's action is INTRODUCTION of an ORDINANCE for HR OVERLAY ZONING.

Subitem f: Introduced, to be adopted 12/4/78.

Those hillsides east of the easterly boundary of Section 9, Township 15 South, Range 3 West and west of Cabot Drive, and between the northerly boundary of Sections 1, 2, and 3, Township 15 South, Range 3 West on the north and the Atchison, Topeka and Santa Fe Railroad right-of-way and Miramar Road on the south.

(CASE NO. 60-77-6. CARROLL CANYON - City-initiated - Drawing No. C-537.1.)

(0-78-104) Today's action is INTRODUCTION of an ORDINANCE for HR OVERLAY ZONING.

ITEM 331 CONTINUED:

Subitem g: Introduced, to be adopted 12/4/78.

Those hillsides east of Camino Ruiz and west of Interstate 15, and between Los Penasquitos Canyon on the north, and Capricorn Way, extended easterly on the south.

(CASE NO. 60-77-7 - MESA NORTHEAST - City-initiated - Drawing No. C-538.1.)

(0-78-105) Today's action is INTRODUCTION of an ORDINANCE for HR OVERLAY ZONING.

Subitem h: Introduced, to be adopted 12/4/78.

Those hillsides east of Camino Ruiz and Cabot Drive and west of Interstate 15, and between Jade Coast Drive on the north and Miramar Road on the south.

(CASE NO. 60-77-8 - JADE COAST SOUTH - City-initiated - Drawing No. C-539.1.)

(0-78-106) Today's action is INTRODUCTION of an ORDINANCE for HR OVERLAY ZONING.

Hearing began 8:52 a.m.
Hearing halted 8:59 a.m.

Motion by Lowery to introduce.
Second by Stirling.
Passed Unanimously. Not present 2,M.

ITEM 332:

Matter of REZONING a portion of LOT 18, HORTON'S PURCHASE, MAP NO. 283; LOT 2, BROADCAST CITY RESUBDIVISION NO. 1, MAP NO. 4853; and RECORD OF SURVEY NO. 811(approximately 2.29 acres), located on the west side of 47th Street between Federal Boulevard and Beech Street, in the Mid-City Community Plan area, from ZONES C, R-1-5 and R-3 to ZONE M-1A.

(CASE NO. 27-78-3)

ITEM 332 CONTINUED:

Subitem a: Adopted as Resolution 222278.

(R-79-890) Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION NO. 78-07-17, as amended, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration, as amended, has been reviewed and considered by the Council; and

Subitem b: Introduced, to be adopted 12/4/78.

(O-79-132) INTRODUCTION of an ORDINANCE for M-1A Zoning.

Hearing began 8:59 a.m.
Hearing halted 9:06 a.m.

Motion by Stirling to close hearing, adopt 332-a and introduce 332-b.
Second by Lowery.
Passed Unanimously. Not present 2, M. Ineligible 8.

ITEM 333: Matter of REZONING LOTS 1 AND 2, MIDWAY ESTATES UNIT NO. 1, MAP NO. 3937 (approximately 2.15 acres), located on the southwest side of Midway Drive between Fordham Street and Kemper Street, in the Midway Community Plan area, from ZONES C and CP to ZONE C-1.

(CASE NO. 23-78-1)

Subitem a: Adopted as Resolution 222279.

(R-79-791) Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION NO. 78-07-66 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council; and

Subitem b: Introduced, to be adopted 12/4/78.

(O-79-117) INTRODUCTION of an ORDINANCE for C-1 Zoning.

Hearing began 9:06 a.m.
Hearing halted 9:08 a.m.

Motion by Lowery to close hearing, adopt 333-a and introduce 333-b.
Second by Stirling.
Passed-Unanimously. Not present 2, M. Ineligible 8.

ITEM 334: Matter of REZONING a portion of LOT 2, TIBBETTS TRACT, MAP NO. 659 (approximately 1.19 acres), located on the east side of Hollister Street between Grove Avenue and Hemlock Avenue, in the proposed Otay-Nestor Community Plan area, from ZONE R-1-5 to ZONE R-2.

(CASE NO. 48-78-15)

Subitem a: Adopted as Resolution 222280.

(R-79-790) Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION NO. 78-07-55 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council; and

Subitem b: Introduced, to be adopted 12/4/78.

(0-79-116) INTRODUCTION of an ORDINANCE for R-2 Zoning.

Hearing began 9:08 a.m.
Hearing halted 9:10 a.m.

Motion by Lowery to close hearing, adopt 334-a and introduce 334-b.

Second by Stirling.

Passed Unanimously. Not present 2, M. Ineligible

ITEM 335: Matter of REZONING LOTS 1 THROUGH 24, BLOCK 7; LOTS 1 THROUGH 48, BLOCK 8; and portions of STREETS AND ALLEYS THEREIN VACATED; MAP NO. 562 (approximately 8 acres), located on the north side of Avenida Camiones and east of New York Avenue, in the San Ysidro Community Plan area, from ZONE A-1-1 to ZONE C-1.

(CASE NO. 48-78-16)

Subitem a: Adopted as Resolution 222281.

(R-79-789) Adoption of a RESOLUTION certifying that the information contained in the SECOND AMENDMENT to ENVIRONMENTAL NEGATIVE DECLARATION NO. 76-06-03 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said second amendment has been reviewed and considered by the Council; and

ITEM 335 CONTINUED:

Subitem b: Introduced, to be adopted 12/4/78.

(O-79-115) INTRODUCTION of an ORDINANCE for C-1 Zoning.

Hearing began 9:10 a.m.
Hearing halted 9:13 a.m.

Motion by Mitchell to close hearing, adopt 335-a and
introduce 335-b.

Second by Stirling.

Passed Unanimously. Not present 2,M. Ineligible 8.

ITEM 336: Adopted as Resolution 222282.

VACATING a portion of the ALLEY within CLAIREMONT UNIT NO. 7,
MAP NO. 2872 - on Resolution of Intention No. 222116.

(R-79-716) Today's action is adoption of a RESOLUTION OF
VACATION.

Hearing began 10:43 a.m.
Hearing halted 10:53 a.m.

Testimony given in opposition by Merlin Osterhaus.

Motion by Schnaubelt to close hearing and adopt.

Second by Lowery.

Passed Unanimously. Not present 2,M.

ITEM 337: Adopted as Resolution 222283.

VACATING a portion of BEECH STREET between 38th Street and the
Alley in Blocks 31 and 28 of Map No. 517 - on Resolution of
Intention No. 222117.

(R-79-720) Today's action is adoption of a RESOLUTION OF
VACATION.

Hearing began 10:53 a.m.
Hearing halted 10:55 a.m.

Motion by Stirling to close hearing and adopt.

Second by Gade.

Passed Unanimously. Not present 2,M. Ineligible 8.

ITEM 338: Adopted as Resolution 222284.

VACATING a portion of BERNARDO CENTER DRIVE in Bernardo Greens West Unit No. 4 - on Resolution of Intention No. 222118.

(R-79-724) Today's action is adoption of a RESOLUTION OF VACATION.

Hearing began 10:55 a.m.
Hearing halted 10:58 a.m.

Motion by Mitchell to close hearing and adopt.
Second by Gade.
Passed-Unanimously. Not present 2,M.

ITEM 339: Continued to December 5, 1978, 10:30 a.m. time certain.

Matter of REZONING portions of PARCEL MAP 5404 (RANCHO SAN BERNARDO) and of FRACTIONAL SECTIONS 34 AND 35, TOWNSHIP 13 SOUTH, RANGE 2 WEST, S.B.B.M. (approximately 243 acres), located west of Pomerado Road and southerly of Lomica Drive, in the Rancho Bernardo Community Plan area, from ZONES R-1-5 and A-1-10 to ZONES R-2, R-1-5 and CN.

(CASE NO. 45-78-6)

(O-79-114) Today's action is INTRODUCTION of an ORDINANCE for R-2, R-1-5 and CN Zoning.

Hearing began 10:58 a.m.
Hearing halted 10:30 a.m.

Testimony given for continuance by Forest Dickinson, and Milton Fredman.

Motion by Gade to continue to December 5, 1978 for parties to mitigate their differences and for full Council.

Second by Schnaubelt.
Passed Unanimously. Not present 2,M. Ineligible 8.

ITEM S-500: Adopted as Resolution 222285.

(Continued from the Meeting of November 14, 1978 for full Council.) APPEAL of AMERICAN BUSINESS COLLEGE, from the decision of the PLANNING COMMISSION in DENYING an application for a CONDITIONAL USE PERMIT to convert an existing one-story structure into a private vocational school, consisting of 1,200 square feet of floor space, with parking on a 6,250 square feet parcel in the R-3 ZONE. The property is located on the east side of Esther Street between El Cajon Boulevard and Madison Avenue, and is more particularly described as a portion of LOT 13, BLOCK 5, EL CERRITO HEIGHTS, MAP NO. 1940.

(CUP NO. 552-PC)

(R-79-) Today's action is adoption of a RESOLUTION granting or denying the appeal and the permit with appropriate findings to support Council action.

Hearing began 11:21 a.m.
Hearing halted 12:08 a.m.

Testimony in favor given by Frank Holler and Don Goss.
Testimony in opposition given by John F. Meyer.

Motion by Stirling to grant the appeal with condition that there be no parking after 6:00 p.m.
Second by Gade.
No vote.

Motion by Stirling to grant appeal with no conditions.
Second by Lowery.
No vote.

Motion by Stirling to grant appeal with condition that no organized classes be held after 9:00 p.m. including week-ends.
Second by Lowery.
Passed. Yeas-3,4,5,6,7. Nay-1. Not present-2,8,M.

Motion by Stirling to refer to the City Manager the parking problem in front of Mr. Meyer's home.
Second by Gade.
Passed-Unanimously. Not present 1,2,8,M.

UNANIMOUS
CONSENT:

Adopted as Resolution 222286.

(R-79-) Declaring that November 20, 1978 through December 20, 1978 to "Operation Sweep" month in the City of San Diego.

Motion by Killea to adopt.
Second by Stirling.
Passed-Unanimously. Not present 5,6,M.

UNANIMOUS
CONSENT:

Adopted as Resolution 222287.

(R-79-) Excusing Councilman Larry Stirling from the Council Meeting of November 20, 1978 for the purpose of attending the C.P.O. Meeting.

Motion by Gade to adopt.
Second by Stirling.
Passed-Unanimously. Not present 2,M.

UNANIMOUS
CONSENT:

Adopted as Resolution 222288.

(R-79-) Excusing Councilman Leon Williams from the Council Meetings of November 14, 1978 and November 20, 1978, and the Transportation and Land Use Committee meeting of November 15, 1978, due to illness.

Motion by Gade to adopt.
Second by Stirling.
Passed-Unanimously. Not present 2,M.

Meeting recessed at 12:08 p.m. to reconvene at 2:00 p.m.

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO
FOR THE REGULAR MEETING OF TUESDAY, NOVEMBER 21, 1978
IN THE CHAMBERS OF THE COUNCIL AT 2:00 P.M.

ATTENDANCE:

Present-Councilmen Mitchell (1), Lowery (3), Williams (4), Schnaubelt (5), Gade (6), Stirling (7) and Killea (8).
Absent--Councilwoman O'Connor and Mayor Wilson.
Clerk---Osborne.

Meeting reconvened at 2:20 p.m. by Acting Mayor Williams.

Roll call.

Present Mitchell, Lowery, Williams, Schnaubelt, Gade and Stirling.
Absent--O'Connor, Killea and Mayor Wilson.

Meeting recessed at 3:37 p.m. by Acting Mayor Williams.

Meeting reconvened at 4:03 p.m. with O'Connor, Lowery, Schnaubelt and Mayor Wilson absent.

Motion by Stirling to suspend the rules to extend the time of the Council Meeting 5 minutes after the reconvention following the Housing Authority Meeting.

Second by Lowery.

Passed unanimously. Not present-2,M.

Meeting recessed at 5:35 p.m. by Acting Mayor Williams.

Meeting reconvened at 5:49 p.m. with Mitchell, O'Connor and Mayor Wilson absent.

ITEM 340: Continued to December 4, 1978.

(Continued from the Meetings of October 17 and 24, 1978.)
Matter of ANNUAL COUNCIL PROGRAMMING for the purpose of DEFINING CITY-WIDE GOALS and OBJECTIVES, DEVELOPING PROGRAM CONTENT and BUDGETS, REVIEWING PROGRAM EFFECTIVENESS, and PRIORITIZING COMMUNITY NEEDS FOR THE FISCAL YEAR 1980 BUDGET.

ITEM 340 - Continued:

Hearing began 2:23 p.m.
Hearing halted 4:29 p.m.

Testimony by Dr. Lester Tokiars, Murray Duberstein, Adrienne Roth, Avis Stone, Dorothy Lazenby, John Workman, Sherry Scott, Virginia Grizzle, Joe Stern, Jeanne Wulbern, Mary Mills, Margaret Persson, Jack Sanders, Lillie Pollard, Harry Bowman, Connie Mann, Kosciusko Harris, Jerry Newport, Mary Gorham, Marvin Carpenter, Phillip Quetschke, Kasimu Thabiti, Lowell Waxman, Johannah Varlan, Joe Bradley, Elaine Brantingham, Joe Lemmon, Marion Phillips, Ms. Gonzales and Don Baker.

Motion by Stirling to refer Mr. Harris' request to review boundaries for housing rehabilitation in Logan Heights area to the City Manager.

Second by Gade.

Passed unanimously. Not present-2,3,M.

Motion by Stirling to close the hearing and continue to December 4, 1978 for discussion.

Second by Mitchell.

Passed unanimously. Not present-2,3,5, M.

ITEM S-404: Adopted as Resolution 222289.

(Continued from the Meeting of November 13, 1978.)

(R-79-834) Authorizing a FIRST MODIFICATION to current AGREEMENT with the San Diego Regional Employment and Training Consortium (RETC) to CONTINUE the SAN DIEGO REGIONAL YOUTH EMPLOYMENT PROGRAM (REGY) under Title 1 of the Comprehensive Employment and Training Act (CETA).

Motion by Killea to adopt and include in the motion to direct the City Manager to report back to Council in December on the possibility of utilizing positions, after training, in City departments where needed and bring back to Council the option to extend contract to September 30 at that time.

Second by Mitchell.

Passed. Yeas-1,3,4,7,8. Nays-5,6. Not present-2,M.

ITEM S-404 - Continued:

Motion by Stirling to amend to reduce salaries of 3 positions in the program's administration below \$20,000.

Second by Gade.

Defeated. Yeas-6,7. Nays-1,3,4,5,8. Not present-2,M.

Motion by Stirling to direct the City Manager to review the administrative positions of the program.

Second by Gade.

Passed unanimously. Not present-2,M.

UNANIMOUS
CONSENT:

Adopted as Resolution 222290.

(R-79-804) AWARDING CONTRACTS:

(1) Bell & Howell Co., (2) Acme Visible Records, Inc., (3) Bell & Howell, for purchase of microfilm equipment, supplies etc. for a total cost, including tax, terms & freight for \$65,277.78.

Motion by Stirling to adopt.

Second by Lowery.

Passed unanimously. Not present-1,2,M.

ADJOURNMENT:

Motion by Stirling to adjourn the Regular Meeting at 5:53 p.m. in memory of Albert William Crosthwaite and Dr. Harvey J. Urban,

Second by Killea.

Passed unanimously. Not present-1,2,M.



City Clerk of The City of San Diego, California