

Jun-3-1980

FILE: Minutes File

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, JUNE 3, 1980
AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Chairperson Stirling at 8:40 a.m. The meeting was recessed by Chairperson Stirling at 10:03 a.m. The meeting was reconvened by Chairperson Stirling at 10:16 p.m. with Councilmembers Lowery, Williams, and Mayor Wilson not present. The meeting was recessed by Chairperson Stirling at 11:50 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Wilson at 2:18 p.m, with Councilmembers Lowery, Williams, and Schnaubelt not present. The meeting was adjourned by Mayor Wilson at 2:33 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

- (1) Councilmember Mitchell-present.
 - (2) Councilmember Cleator-present.
 - (3) Councilmember Lowery-not present.
 - (4) Councilmember Williams-present.
 - (5) Councilmember Schnaubelt-present.
 - (6) Councilmember Gotch-present.
 - (7) Councilmember Stirling-present.
 - (8) Councilmember Killea-present.
- Clerk-Abdelnour (bb/ra)

Jun-3-1980 ITEM-300:

FILE: Minutes File

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-not present.

Councilmember Mitchell-present.

Councilmember Cleator-not present.

Councilmember Lowery-not present.

Councilmember Williams-not present.

Councilmember Schnaubelt-present.

Councilmember Gotch-present.

Councilmember Stirling-present.

Councilmember Killea-present.

Jun-3-1980 * ITEM-109:

FILE: MEET

DESCRIPTION:

(R-80-2241) Authorizing the execution of an AGREEMENT with William E. Peach and Associates for LANDSCAPE ARCHITECTURAL SERVICES for the DESIGN of Martin Luther King Neighborhood Park No. 2; authorizing the EXPENDITURE of \$23,000 from PARK SERVICE DISTRICT FUND 11682, PROGRAM ELEMENT 11682 for the above services. (DISTRICT-4)

NOTE: See City Manager Report CMR-80-303.

COUNCIL ACTION: (Tape location: C530-676).

Adopted as Resolution R-251953.

MOTION BY WILLIAMS TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Jun-3-1980 ITEM-202:

FILE: MEET

DESCRIPTION:

(R-80-2150) Authorizing the execution of an AGREEMENT with the San Diego Housing Commission to TRANSFER the RESPONSIBILITY of the Housing Rehabilitation Program for San Ysidro and Golden Hill, as of August, 1979, from the City to the Housing Commission; authorizing the TRANSFER of \$131,821 from FUND 18514, DEPT. 7330, Org. 7331, HOUSING REHAB., SAN YSIDRO-CITY, to FUND 18514, DEPT. 7330, ORG. 7338, HOUSING REHAB., SAN YSIDRO-HOUSING COMMISSION, and \$561,972 from FUND 18514, DEPT. 7330, ORG. 7332, HOUSING REHAB., GOLDEN HILL-CITY, to FUND 18514, DEPT. 7330, ORG. 7339, HOUSING REHAB., GOLDEN HILL-HOUSING COMMISSION; authorizing the EXPENDITURE of such

funds, totaling \$693,793, in accordance with the AGREEMENT, work program and budget. (DISTRICT-4.)

COUNCIL ACTION: (Tape location: C676-D069).

Adopted as Resolution R-251955.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-ye

Jun-3-1980 ITEM-203:

FILE: MEET

DESCRIPTION:

(R-80-2151) Authorizing the execution of an AGREEMENT with the San Diego

Housing Commission to ADMINISTER the Housing Rehabilitation Program in the HOUSING IMPROVEMENT AREA #1, SOUTHCREST-OCEANVIEW; authorizing the allocation and EXPENDITURE of not to exceed \$3,070,913 from 5TH YEAR (1979) CDBG FUND 18515, DEPT. 5910, ORG. 5911, subject to the environmental clearance and release of funds by the Department of Housing and Urban Development; this authorization supercedes authorization granted by Council Resolution No.

R-

250266, adopted on September 19, 1979. (DISTRICT-4)

COUNCIL ACTION: (Tape location: D069-106).

Adopted as Resolution R-251956.

MOTION BY CLEATOR TO ADOPT. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-

not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

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Jun-3-1980 ITEM-204:

FILE: MEET

DESCRIPTION:

(R-80-2258) Adopting Council Policy 700-12 entitled "LEASES TO NONPROFIT ORGANIZATIONS OUTSIDE OF BALBOA PARK AND MISSION BAY PARK."

NOTE: See City Manager Report CMR-80-305.

COUNCIL ACTION: (Tape location: D224-250).

Adopted as Resolution R-251957.

MOTION BY STIRLING TO ADOPT. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-ye

Jun-3-1980 ITEM-205:

FILE: MEET

DESCRIPTION:

Three Resolutions relative to the EXTENSION of MIRA MESA BOULEVARD from Parkdale Avenue to I-805:

Subitem-A: (R-80-2270)

Approving the conceptual plan for the above; authorizing the CITY MANAGER to submit an application to the Coastal Commission for said extension.

Subitem-B: (R-80-2271)

Certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-78-03-17C has been completed in compliance with the California Environmental

Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council; and

Subitem-C: (R-80-)

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-78-03-17C. (DISTRICT-1.)

NOTE: See City Manager Report CMR-80-304.

COUNCIL ACTION: (Tape location: D250-330).

Subitem-A adopted as Resolution R-251958.

Subitem-B adopted as Resolution R-251959.

Subitem-C adopted as Resolution R-251960.

MOTION BY CLEATOR TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-3-1980 ITEM-330:

FILE: STRT D-2210

DESCRIPTION:

Two Resolutions relative to IMPROVING THE ALLEY IN BLOCK 1, TURNERS SEA SHELL PARK, and contiguous to Lot 450, Crown Point, on Resolution of Intention No. R-251542: (1911 Street Improvement Act)

Subitem-A: (R-80-1695)

Adoption of a RESOLUTION ORDERING WORK and directing NOTICE INVITING BIDS.

Subitem-B: (R-80-)

Adoption of a RESOLUTION OF FEASIBILITY. (DISTRICT-6.)

COUNCIL ACTION: (Tape location: A035-536).

Subitem-A adopted as Resolution R-251961.

Subitem-B adopted as Resolution R-251962.

Hearing began at 8:52 a.m. Hearing halted at 9:27 a.m.

Testimony in favor by Wanda Devin, and Pat Hodex.

Testimony in opposition by Chester Adams, Mary Egarr, Betty Gurmont, Betty Jean Bedlion, and Billie York.

MOTION BY GOTCH TO CLOSE THE HEARING, AND ADOPT (A) AND (B). Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-not present.

Jun-3-1980 ITEM-332:

FILE: SUBD TM-80-56 & PERM CCP-101

DESCRIPTION:

(R-80-) APPEAL of SPORTS ARENAS PROPERTIES, INC., KOPLAR ENTERPRISES, INC.

and CHASE HOTELS, INC. by Ed Pasquale, from the decision of the PLANNING COMMISSION in DENYING CONDOMINIUM CONVERSION PERMIT NO. CCP-101 and TENTATIVE

SUBDIVISION MAP TM-80-56, which proposes the conversion of 542 existing apartment units (UNIVERSITY CITY VILLAGE) to condominiums. The subject property is located on the west side of Governor Drive and east and west of Gullstrand Street in the R-1-5 ZONE, within the boundaries of the University Community Plan, and is more particularly described as LOTS 1 through 4, UNIVERSITY CITY UNIT NO. 9, MAP- 5100. (DISTRICT-1) (TM-80-56) (CCP-101) Today's action is adoption of a RESOLUTION granting or denying the appeal, the tentative map and the permit with appropriate findings to support Council action.

COUNCIL ACTION: (Tape location: A536-C200).

Adopted as Resolution R-251963.

Hearing began at 9:27 a.m. Hearing halted at 10:45 a.m.

Testimony in favor by Dwight Worden.

Testimony in opposition by Bruce Ray.

Motion by Cleator to extend time 10 minutes for proponents/opponents. Second by Killea. Passed by the following vote: Yeas-2, 5, 6, 7, 8. Nays-1. Not present-3, 4, M.

MOTION BY MITCHELL TO CLOSE HEARING, DENY THE APPEAL, TENTATIVE MAP AND

PERMIT. Second by Gotch. Passed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea.

Stirling-yea. Killea-yea. Mayor Wilson-not present.

Jun-3-1980 ITEM-333:

FILE: PERM CCP-25-114-0

DESCRIPTION:

(R-80-) APPEAL of K. W. ALLEN from the decision of the PLANNING COMMISSION in APPROVING CONDOMINIUM CONVERSION PERMIT NO. CCP-25-114-0 which proposes the

conversion of 20 existing apartment units (APACHE VILLAGE) to condominiums.

The subject property is located on the east side of Apache Avenue between Blackfoot Avenue and Calle Neil, in the R-2 ZONE, within the boundaries of the Clairemont Mesa Community Plan and is more particularly described as PARCEL 1, PARCEL MAP PM- 7756. (DISTRICT-6) (CCP-25-114-0)

Today's action is adoption of a RESOLUTION granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council action.

COUNCIL ACTION: (Tape location: C200-530).

Due to the lack of 5 affirmative votes, the appeal is deemed denied and Planning Department's recommendation to approve the permit is upheld.

Hearing began at 10:45 a.m. Hearing halted at 11:06 a.m.

Testimony in favor by Bud Allen, and Woodward Bailey.

Testimony in opposition by Margurite Vogel.

MOTION BY GOTCH TO GRANT THE APPEAL AND DENY THE PERMIT. Second by Mitchell.

Defeated by the following vote: Mitchell-yea. Cleator-nay. Lowery-not present. Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-nay.

Killea-nay. Mayor Wilson-not present.

Jun-3-1980 ITEM-S402:

FILE: MEET

DESCRIPTION:

(R-80-2010) Authorizing the TRANSPORTATION of CITY EMPLOYEES and SCHOOL SAFETY

PATROL MEMBERS under the following conditions: City is obligated to SHARE EQUALLY with the San Diego Unified School District LIABILITY IN EXCESS of School District's insurance policy limits of \$15,000,000 arising out of the negligent acts of City employees or Safety Patrol students while the foregoing are being transported on School District buses to and from SUMMER CAMP at the Palomar Mountain School Camp during the period June 16, 1980 through July 4, 1980.

NOTE: See City Manager Report CMR-80-316.

COUNCIL ACTION: (Tape location: F141-156).

Adopted as Resolution R-251966.

MOTION BY STIRLING TO ADOPT. Second by Williams. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present.

Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-3-1980 ITEM-S500:

FILE: MEET

DESCRIPTION:

Matter of a report from the CITY MANAGER on the PROGRESS of the VERNAL POOL PRESERVATION PROGRAM. (The hearing portion of this item was continued from the meeting of May 20, 1980 to June 16, 1980 at the Manager's request for further testimony at that time.)

COUNCIL ACTION: (Tape location: F157-213).

Report accepted.

MOTION BY MITCHELL TO ACCEPT THE REPORT. Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present.

Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-3-1980 ADJOURNMENT:

FILE: Minutes File

COUNCIL ACTION:

Motion by Mitchell to adjourn. Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-3-1980

ITEM-S400:

FILE: ANNEX Area 5 & Area 6

DESCRIPTION:

(R-80-2220) (Continued from the Meeting of May 27, 1980 at Councilman Stirling's request.) Declaring that the Council SUPPORTS the DETACHMENT of certain areas of the City of San Diego in conjunction with the proposed incorporation of the City of Santee. These areas are identified as AREA 5 and AREA 6 in City Manager Report CMR-80-262.

NOTE: See City Manager Report CMR-80-262.

COMMITTEE ACTION:

Initiated by TRANSPORTATION AND LAND USE COMMITTEE (TLU) on 4/30/80.

Recommendation to ADOPT the Resolution. Districts 2, 4, 5, 6 and 8 voted yea.

District 4 voted nay on Area 6.

COUNCIL ACTION: (Tape location: F032-090).

Adopted as amended as Resolution R-251964.

MOTION BY STIRLING TO ADOPT AREA 5 AND REJECT AREA 6, WITH DIRECTION TO CITY

MANAGER TO PREPARE A PLAT PLAN TO REVIEW THE ROUTE 52 ALIGNMENT AND REFER TO

APPROPRIATE COMMITTEE WITH PROPOSALS FOR USE OF THE LAND. Second by Killea.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-not present. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

FILE: MEET

DESCRIPTION:

(R-80-2242) Authorizing the City Manager to establish City-wide TENNIS FEES through the IMPLEMENTATION of a PERMIT SYSTEM which shall be effective on all City owned tennis courts except the Pacific Beach and La

Jolla Tennis Clubs; authorizing the CITY MANAGER to establish an ENTERPRISE FUND for tennis effective July 1, 1980.

COMMITTEE ACTION:

Initiated by PUBLIC FACILITIES AND RECREATION COMMITTEE (PFR) on 4/24/80. Recommendation to ADOPT the Resolution. Districts 1, 2, 6, 7 and 8 voted yea.

COUNCIL ACTION: (Tape location: D106-224 & D330-700).

Adopted as Resolution R-251954.

MOTION BY STIRLING TO ADOPT AS AMENDED TO CHANGE ANNUAL NON-CITY RESIDENT

FEES. Second by Gotch. Passed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-not present.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

FILE: MEET

DESCRIPTION:

(R-80-2307) Approving the APPLICATION for COASTAL CONSERVANCY GRANT for LA JOLLA SHORELINE ACCESS PROJECT and OCEAN BEACH SHORELINE ACCESS PROJECT. NOTE: See City Manager Report CMR-80-312.

COMMITTEE ACTION:

Initiated by PUBLIC FACILITIES AND RECREATION COMMITTEE (PFR) on 5/29/80. Recommendation to ADOPT the Resolution. Districts 1, 2, 6, 7 and 8 voted yea.

COUNCIL ACTION: (Tape location: D700-E015 & F091-141).

Adopted as Resolution R-251965.

Motion by Stirling to adopt. Second by Killea. No vote.

Item was trailed to 2:00 p.m.

MOTION BY STIRLING TO ADOPT AND INCLUDE ARDATH ROAD AS PART OF THE LA

JOLLA SUBMITTAL. Second by Killea. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-not present. Gotch-yea. Stirling-yea. Killea-yea. Mayor

Wilson-yea.

ITEM-331:

19800603

Six Resolutions relative to the IMPROVEMENT OF CAMINO DEL RIO SOUTH, (Texas Street to I-805) ASSESSMENT DISTRICT under the provisions of the IMPROVEMENT ACT OF 1913, Resolution of Intention No. R-251692:

(DISTRICT-5.)

Subitem-A: (R-80-1910)

Adoption of a RESOLUTION MAKING FINDINGS AND OVERRULING PROTESTS AND OBJECTIONS, CONFIRMING DIAGRAM AND ASSESSMENT

AND

ORDERING IMPROVEMENTS.

Subitem-B: (R-80-1911)

Adoption of a RESOLUTION FINDING AND DETERMINING THAT PUBLIC CONVENIENCE AND NECESSITY REQUIRE CERTAIN IMPROVEMENTS.

Subitem-C: (R-80-1912)

Adoption of a RESOLUTION AWARDING IMPROVEMENT BONDS.

Subitem-D: (R-80-1913)

Adoption of a RESOLUTION AWARDING CONTRACT.

Subitem-E: (R-80-1914)

Adoption of a Resolution establishing an UNDERGROUND UTILITY DISTRICT to be known and denominated as the CAMINO DEL RIO SOUTH (Texas Street to I-805) UNDERGROUND UTILITY DISTRICT.

Subitem-F: (R-80-2118)

Adoption of a Resolution authorizing the execution of an AGREEMENT with San Diego Gas & Electric Co. for the CONSTRUCTION and INSTALLATION of UNDERGROUND ELECTRIC FACILITIES in connection with the above project.

CITY

COUNCIL ACTION: (Tape location: A031-035).

Referred to City Manager, Proceedings abandoned by Resolution R-252892.

MOTION BY KILLEA TO REFER TO THE CITY MANAGER AT HIS REQUEST.

Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, Lowery-not present, Williams-not present, Schnaubelt-yea, Gotch-yea, Stirling-yea, Killea-yea, Mayor Wilson-not present.