

FILE: MINUTES

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING

OF

TUESDAY, OCTOBER 14, 1980

AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING: The meeting was called to order by Mayor Wilson at 9:08 a.m. The meeting was immediately recessed into executive session by Mayor Wilson. The meeting was reconvened by Mayor Wilson at 9:56 a.m. with Councilmembers Cleator and Lowery not present. The meeting was recessed by Chairperson Williams at 11:13 a.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Wilson at 2:12 p.m. with Councilmembers Mitchell, Cleator, Schnaubelt and Stirling not present. The meeting was recessed at 3:08 p.m. to meet as the Adjourned Joint Special Meeting with the Redevelopment Agency. The meeting was reconvened by Mayor Wilson at 4:36 p.m. with Councilmembers Cleator and Stirling not present. The meeting was adjourned by Mayor Wilson at 4:47 p.m.<sup>31</sup>

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

(1) Councilmember Mitchell-present.

(2) Councilmember Cleator-excused by R-252757 (for vacation).

(3) Councilmember Lowery-present.

(4) Councilmember Williams-present.

(5) Councilmember Schnaubelt-present.

(6) Councilmember Gotch-present.

(7) Councilmember Stirling-present.

(8) Councilmember Killea-present.

Clerk-Abdelnour (mp/eb)

Oct-14-1980 ITEM-300:

FILE: MINUTES

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-present.

Councilmember Mitchell-present.

Councilmember Cleator-not present.

Councilmember Lowery-not present.

Councilmember Williams-present.

Councilmember Schnaubelt-present.

Councilmember Gotch-present.

Councilmember Stirling-not present.

Councilmember Killea-present.

Oct-14-1980 ITEM-S407:

FILE:

DESCRIPTION:

(O-81-81) INTRODUCTION of an ORDINANCE amending Chapter III, Article 5, of the San Diego Municipal Code by AMENDING SECTION 35.0116B relating to UTILIZATION OF REVENUES. (See City Manager Report CMR-80-572.)

COUNCIL ACTION: (Tape location: G180).

Introduced, to be adopted October 28, 1980.

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

Oct-14-1980 ITEM-330:

FILE: MEET

DESCRIPTION:

(R-81-204) FINDINGS MUST BE MADE PRIOR TO COUNCIL ADOPTION.

Determining and declaring that the public interest, convenience and necessity of the City require the construction, operation and maintenance of a storm drain or drains and appurtenances thereto in a portion of LOT 43, SIERRA VISTA, according to MAP-1295; and that the public interest, convenience and necessity demand the acquisition of an easement in said property for said drain or drains and appurtenances thereto; and declaring the intention of the City to acquire said easement under EMINENT DOMAIN PROCEEDINGS; and directing the CITY ATTORNEY to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of CONDEMNING and ACQUIRING said easement. (See City Manager Report CMR-80-560. DISTRICT-4.)

COUNCIL ACTION: (Tape location: B04-360; B444-558).

Reconsider item, waive Council Policy, renote, and place on future docket as soon as possible.

Hearing began at 9:56 a.m. and halted at 10:23 a.m.

Hearing reopened at 10:28 a.m. and halted at 10:34 a.m. Testimony in opposition by Jeff C. Campbell.

Motion by Williams to direct staff to negotiate a settlement satisfactory to Mr. Campbell and bring back; not to adopt the resolution. Second by Mitchell.

Failed by the following vote: Yeas-1,4,5,6. Nays-7,8,M. Not present-2,3.

Motion by Stirling to adopt the resolution with instructions to staff to continue negotiation. Second by Killea. Failed by the following vote:

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

MOTION BY WILLIAMS TO RECONSIDER ITEM, WAIVE COUNCIL POLICY, RENOTE, AND

PLACE ON FUTURE DOCKET AS SOON AS POSSIBLE. Second by Mitchell. Passed by the following vote: Mitchell-yea. Cleator-not present. Lowery-not present.

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

Oct-14-1980 ITEM-331:

FILE: ZONE 10/14/80

DESCRIPTION:

REZONING a portion of LOT 1, COLUSA PARK, MAP-6855 (approximately .68 acres), located on the west side of Colusa Street between Friars Road and Gaines Street, in the Kearny Vista Community Plan Area, from ZONE R-3 to ZONE CO. (DISTRICT-5.) (CASE-5-80-059)

Subitem-A: (R-81-556)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-06-81 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.

Subitem-B: (O-81-68)

INTRODUCTION of an ORDINANCE for CO Zoning.

COUNCIL ACTION: (Tape location: B361-411).

Subitem-A adopted as Resolution R-252884.

Subitem-B introduced, to be adopted on October 27, 1980.

Hearing began at 10:23 a.m. and halted at 10:27 a.m.

MOTION BY SCHNAUBELT TO ADOPT THE RESOLUTION, CLOSE THE HEARING, AND INTRODUCE

THE ORDINANCE. Second by Killea. Passed by the following vote:

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

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

Oct-14-1980 ITEM-332:

FILE: STRT D-02193

DESCRIPTION:

(R-81- ) PAVING and otherwise improving the ALLEY in BLOCK 16, CENTER ADDITION TO LA JOLLA PARK - on Assessment Roll No. 3949. (1911 Street Improvement Act.) (DISTRICT-1.) Today's action is ADOPTION of a RESOLUTION CONFIRMING THE ASSESSMENT.

COUNCIL ACTION: (Tape location: B415-444).

Adopted as Resolution R-252885.

Hearing began at 10:27 a.m. and halted at 10:28 a.m.

MOTION BY KILLEA TO ADOPT THE RESOLUTION AND CLOSE THE HEARING.

Second by

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

Oct-14-1980 ITEM-333:

FILE: MEET

DESCRIPTION:

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 1982 BUDGET.

NOTE: This is the first of two public hearings scheduled to provide citizens an opportunity to assist in these tasks. The second hearing will be held on 10/28/80 at 2:00 p.m.

COUNCIL ACTION: (Tape location: B596-C336).

Heard.

Hearing began at 10:36 a.m. and halted at 11:08 a.m.

Oct-14-1980 ITEM-334:

FILE: MEET

DESCRIPTION:

Two Items relative to the LA JOLLA PARKING AND BUSINESS IMPROVEMENT ASSOCIATION, INC.:

Subitem-A: (O-81-66 Rev.)

Introduction of an Ordinance Amending Chapter II, Article 6 of the San Diego Municipal Code by REPEALING SECTION 26.20 relating to the LA JOLLA PARKING AND BUSINESS IMPROVEMENT ADVISORY BOARD.

Subitem-B: (R-81-534 Rev.)

Recognizing the above Association as the ADVISORY BODY for the La Jolla Improvement Area; authorizing the execution of an AGREEMENT with the above Association for the preparation of REPORTS and PLANS for the improvements in the area; approving the Association's PROJECT BUDGET. (See City Manager Report CMR-80-541. DISTRICT-1.)

COMMITTEE ACTION:

Reviewed by RULES on 9/29/80. Recommendation to INTRODUCE the Ordinance and ADOPT the Resolution. Districts 3, 4, 5, 7 and Mayor voted yea.

COUNCIL ACTION: (Tape location: B559-586).

Subitem-A introduced, to be adopted October 27, 1980.

Subitem-B adopted as Resolution R-252886.

MOTION BY MITCHELL TO INTRODUCE THE ORDINANCE AND ADOPT THE RESOLUTION. Second

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

Oct-14-1980 ITEM-336:

FILE: MEET

DESCRIPTION:

(R-81-554) Authorizing the CITY MANAGER to accept a tapestry entitled "MARTIN LUTHER KING, JR." from Mr. J. Spencer Lake for display in the main Public Library; COMMENDING Mr. J. Spencer Lake for this act of civil generosity.

COUNCIL ACTION: (Tape location: C338-352).

Adopted as Resolution R-252887.

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

Oct-14-1980 ITEM-337:

FILE: MEET

DESCRIPTION:

(R-81-648) Approving the concept of INCREASING the City's commitment to NEW ECONOMICAL DEVELOPMENT in the Southeast San Diego area; authorizing the ESTABLISHMENT of the Southeast Economic Development Corporation, Inc., to promote ECONOMIC DEVELOPMENT in the above area; authorizing the CITY MANAGER to execute the NECESSARY DOCUMENTS of INCORPORATION and directing the CITY ATTORNEY to FILE all documents necessary for the FORMATION of the nonprofit corporation; approving in concept a FISCAL YEAR (1981) ADMINISTRATIVE BUDGET for the corporation in the amount of \$175,400; declaring that the proposed corporation's AREA OF OPERATION is hereby designated. (DISTRICT-4.) (See City Manager Report CMR-80-550.)

COUNCIL ACTION: (Tape location: D014-650).

Adopted as Resolution R-252889.

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

Oct-14-1980 ITEM-S500:

FILE: A-00144

DESCRIPTION:

(R-81-612) INVITING BIDS for the CONSTRUCTION OF BANDY CANYON BRIDGE AT SANTA

MARIA CREEK (STORM DAMAGE REPAIR) on Specifications Document No. A-00144; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE, not to exceed \$462,750 from STORM DAMAGE FUND 30300 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves. BID-3663 (San Pasqual Community Area. DISTRICT-1.)

COUNCIL ACTION: (Tape location: C371-380).

Adopted as Resolution R-252888.

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

Oct-14-1980 ITEM-UC-1:

FILE:

DESCRIPTION:

(R-81-701) A Resolution presented to the City Council with UNANIMOUS CONSENT:

Accepting the Series V Regional Growth Forecasts for the City and its six major statistical areas for the year 2000; authorizing the use of said forecasts by the Comprehensive Planning Organization in the Areawide Water Quality Management Plan, Air Quality Maintenance Plan, Clearinghouse Review Procedures, regional transportation and housing planning, and other regional studies described in the approved CPO FY 1981-83 Overall Work Program; authorizing the City's representative to CPO to support the adoption of the Series V Regional Growth Forecasts as an element of the Regional Comprehensive Plan.

COUNCIL ACTION: (Tape location: G297).

Adopted as Resolution R-252891.

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

Oct-14-1980 ADJOURNMENT:

FILE: Minutes File

COUNCIL ACTION:

MOTION BY KILLEA TO ADJOURN IN MEMORY OF FORREST L. GANTZ. Second by Williams. Passed by the following vote: Mitchell-not present. Cleator-not present. Lowery-yea. Williams-yea. Schnaubelt-not present. Gotch-yea.

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

FILE: MEET

DESCRIPTION:

(O-81-49) Introduction of an Ordinance Amending Chapter VI, Article 3, of the San Diego Municipal Code by AMENDING SECTION 63.03 relating to PERMIT FEES.

COMMITTEE ACTION:

Reviewed by PFR on 9/25/80. Recommendation to INTRODUCE the Ordinance.

Districts 1, 2, and 7 voted yea. District 6 nay. District 8 not present.

COUNCIL ACTION: (Tape location: C353-362, G224).

Continued to October 28, 1980, for full Council.

Trailed from morning to afternoon meeting at Councilperson Stirling's request.

MOTION BY LOWERY TO CONTINUE TO OCTOBER 28, 1980, FOR FULL COUNCIL.

Second

by Killea. Passed by the following vote: Mitchell-not present.

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

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

FILE: MEET

DESCRIPTION:

(R-81-681) Authorizing the CITY MANAGER to WAIVE the normal \$500 FEE for the use of STARLIGHT BOWL for the JUNIOR GANTZ CHARITY BENEFIT, to be held on October 26, 1980 under the conditions that the group sponsoring the event, the Junior Gantz Trust Fund, agree to provide all CLEAN-UP of the BOWL AREA before and after the charity event and that a CASH BOND in the amount of \$500 be POSTED with the City Manager to guarantee such clean-up. (See City Manager Report CMR-80-566.)

COMMITTEE ACTION:

Initiated by PFR on 10/9/80. Recommendation to ADOPT the Resolution and place on a supplemental docket. Districts 1, 6, 7, and 8 voted yea.

District 2 voted nay.

COUNCIL ACTION: (Tape location: G241).

Adopted as Resolution R-252890.

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

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

Killea-yea. Mayor Wilson-yea.