

Oct-28-1980

FILE: MINUTES

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, OCTOBER 28, 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 8:58 a.m. The meeting was recessed by Mayor Wilson at 9:05 a.m. to meet as the Housing Authority. The meeting was reconvened by Mayor Wilson at 9:20 a.m. to consider Item 331 on the docket for the Regular Council Meeting and to meet as the Special Joint Meeting with the Redevelopment Agency and as the Regular Meeting of the Redevelopment Agency in order to combine testimony on Items 331, 601, 602 on the Council dockets and Items 6 and 7 on the Redevelopment Agency docket.

The regular Council meeting was recessed by Mayor Wilson at 12:06 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Wilson at 2:23 p.m. The meeting was recessed by Mayor Wilson at 4:00 p.m. The meeting was reconvened by Mayor Wilson at 4:24 p.m. The meeting was adjourned by Mayor Wilson at 5:29 p.m.

ATTENDANCE DURING THE MEETING:*****

(M) Mayor Wilson-present.

- (1) Councilmember Mitchell-present.
- (2) Councilmember Cleator-present.
- (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 (eb,mp)

Oct-28-1980 ITEM-300:

FILE: MINUTES

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-present.

Councilmember Mitchell-present.

Councilmember Cleator-present.

Councilmember Lowery-not present.

Councilmember Williams-present.

Councilmember Schnaubelt-present.
Councilmember Gotch-present.
Councilmember Stirling-present.
Councilmember Killea-present.

Oct-28-1980 ITEM-202:

FILE: MEET

DESCRIPTION:

(R-81-201) Approving the RECONSTRUCTION of BALBOA STADIUM, together with related improvements; declaring that this approval is CONTINGENT upon the RECONSTRUCTED STADIUM being UTILIZED solely and exclusively for PUBLIC PARK AND RECREATION purposes. (See PF&R Committee Report PF&R-80-21.)

COUNCIL ACTION: (Tape location: H149-I162).

Adopted as Resolution R-253002.

Motion by Williams to set up a joint meeting with the School Board regarding the joint use of this facility. Second by Mitchell. Failed by the following vote: Yeas-1,4. Nays-2,3,5,6,7,8,M. Not present-none.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-nay. Cleator-nay. Lowery-yea. Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-nay.

Oct-28-1980 ITEM-310:

FILE: MEET

DESCRIPTION:

(R-81-704) Authorizing a SUGGESTION AWARD and making a presentation to the following employee: William Kesemann - General Services Department - \$865.

COUNCIL ACTION: (Tape location: A059-090).

Adopted as R-252989.

MOTION BY GOTCH TO ADOPT. Second by Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Oct-28-1980 ITEM-311:

FILE:

MEET

DESCRIPTION:

Eight Resolutions relative to authorizing SUGGESTION AWARDS:

Subitem-A: (R-81-705)

Eldon D. Smith - Police Department - \$385. Eldon D. Smith - Police Department - \$265. Michael J. Berneathy - Purchasing Department - \$240. Gregorio A. Martinez - Water Utilities Department - \$215. Richard L. Hoot and Charles Riggs - Police Department - \$185.

Subitem-B: (R-81-706)

Edward J. Zitter - Police Department - \$160. Lee R. Noorda - Property Department - \$140. Charles L. Mills - Building Inspection Department - \$130. Delmar C. Miller - Park and Recreation Department - \$125. Terri M. Holt - City Clerk - \$120.

Subitem-C: (R-81-707)

Peggy L. Mears - Police Department - \$115. Beatrice Hawley - Police Department - \$110. George R. Ikeda - General Services Department - \$100. Bill Pontsler and George M. Harkleroad - General Services Department - \$100. Douglas J. Eno - Park and Recreation Department - \$100.

Subitem-D: (R-81-708)

Abel Hernandez - Water Utilities Department - \$95. Beverly M. Bacon and Jeanette H. VanLoon - Personnel Department - \$90. Rick Cumming III - Risk Management Department - \$40. Vincent DeLeva - General Services Department - \$30. Aaron T. Foust - Fire Department - \$25.

Subitem-E: (R-81-709)

Aaron T. Foust - Fire Department - \$25. Howard D. Crosby - Fire Department - \$25. David J. Rock - Park and Recreation Department - \$25. Sylvia L. Johnson - Financial Management Department - \$25. Shirley E. LaConta - City Auditor - \$20.

Subitem-F: (R-81-710)

Russell I. Skillman - Building Inspection Department - \$20. Michael D. Shea - Fire Department - \$20. Robert W. Buie - Fire Department - \$20. James L. Burleigh - Fire Department - \$20. Martin J. Desmond - Engineering and Development Department - \$20.

Subitem-G: (R-81-711)

James D. Weatherby - Fire Department - \$20. Roger C. Stinson - Fire Department - \$20. Robert F. Neal - Fire Department - \$20. Phillip S. Hutchinson - Police Department - \$20. E. Lorraine Payne - Risk Management Department - \$10.

Subitem-H: (R-81-712)

E. Lorraine Payne - Risk Management Department - \$10. Leslie M. Nuhn - Police Department - \$10.

COUNCIL ACTION:

(Tape location: A100-312).

Subitem-A adopted as R-252990.

Subitem-B adopted as R-252991.

Subitem-C adopted as R-252992.

Subitem-D adopted as R-252993.

Subitem-E adopted as R-252994.

Subitem-F adopted as R-252995.

Subitem-G adopted as R-252996.

Subitem-H adopted as R-252997.

MOTION BY GOTCH TO ADOPT. Second by Lowery. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

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

Oct-28-1980 ITEM-312:

FILE: MEET

DESCRIPTION: Welcome to New Employees.

COUNCIL ACTION: (Tape location: A105-127).

Welcomed.

Oct-28-1980 ITEM-313:

FILE: MEET

DESCRIPTION:

Matter of a DONATION of \$5,000 to the City Library by FRIENDS OF THE SAN DIEGO PUBLIC LIBRARY. (Not to be taken until 2:00 p.m.)

COUNCIL ACTION: (Tape location: F48-148).

Adopted as Resolution R-253003.

MOTION BY STIRLING TO COMMEND FRIENDS OF THE LIBRARY FOR THEIR EFFORTS AND

CONTINUED SUPPORT. Second by Lowery. Passed by the following vote:

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

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

Oct-28-1980 ITEM-330:

FILE: PERM CUP-10-176-1

DESCRIPTION:

APPEAL of JEROME FEE, by Alan R. Perry, from the decision of the PLANNING COMMISSION in APPROVING, with modifications, an application for a CONDITIONAL USE PERMIT AMENDMENT to add five additional living units and permit rental of off-street parking spaces which may be excess after a revised parking plan is adopted for a residential, retirement facility on 1.60 acres in the R-3 ZONE.

The property is located on the east side of Prospect Street between Ravina Street and La Jolla Boulevard, in the La Jolla Community Plan area, and is more particularly described as portions of LOTS 8 and 12, all of LOTS 9

through 11, and 14 through 16, BLOCK 15, LA JOLLA PARK, MAP-352. (DISTRICT-1.) (CUP-10-176-1)

Subitem-A: (R-81-)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-01-11 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: (R-81-)

Adoption of a RESOLUTION granting or denying the appeal and the amendment to the permit with appropriate findings to support Council action.

COUNCIL ACTION: (Tape location: F150-G107).

Subitem-A adopted as Resolution R-253004.

Subitem-B adopted as Resolution R-253005.

Hearing began at 2:35 p.m. and halted at 3:14 p.m.

Councilmember Stirling out at 2:35 p.m.

Councilmember Lowery out at 2:40 p.m. and in at 2:48 p.m.; out at 2:56 p.m. and in at 3:01 p.m.

Councilmember Cleator out at 3:01 p.m. and in at 3:03 p.m.

Mayor Wilson out at 2:41 p.m. and in at 2:48 p.m.

Testimony in favor by Allen Perry.

Testimony in opposition by C. Neils and G. Troutwine.

MOTION BY MITCHELL TO ADOPT THE RESOLUTION, DENY THE APPEAL AND AMENDMENT,

REQUEST THE CITY ATTORNEY INVESTIGATE THE MATTER OF A VIOLATION BY THE

ORIGINAL OWNER REGARDING THE FIVE EXISTING ADDITIONAL UNITS ILLEGALLY

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

Oct-28-1980 ITEM-331:

FILE: MEET

DESCRIPTION:

(O-81-81) ADOPTION of a Previously Introduced ORDINANCE amending Chapter III, Article 5, of the San Diego Municipal Code by AMENDING SECTION 35.0116B relating to UTILIZATION OF REVENUES. (Introduced on 10/13/80. Council voted 5-2. Districts 5 and 6 voted nay. Districts 2 and 7 not present.)

COUNCIL ACTION: (Tape location: A340-E267).

Adopted as Ordinance O-15374 (New Series).

Motion by Stirling to suspend the rules to permit 35 minutes combined testimony per side for Item 331, Regular Council docket; Items 6 and 7, Redevelopment Agency docket; Items 601 and 602, Special Joint Council and Redevelopment Agency docket. Second by Gotch. Passed by the following vote: Yeas- 1,2,3,4,5,6,7,8,M. Nays-None. Not present-None.

Motion by Schnaubelt to place the issue of the financing and lease agreement for the proposed convention center on the ballot. Second by Gotch. Defeated by the following vote: Yeas-5,6. Nays-1,2,3,4,7,8,M. Not present-None.

477 Motion by Stirling to direct the City Attorney to prepare an ordinance to provide for the excess revenues generated by the proposed New Convention Facility to be placed in Fund 10223 to be available for promotional efforts for the facility. Second by Killea. Passed by the following vote:

Yeas-1,2,3,4,6,7,8,M. Nays-5. Not present-None.

MOTION BY KILLEA TO ADOPT AND DISPENSE WITH THE READING. Second by Killea.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Oct-28-1980 ITEM-332:

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 second of two public hearings scheduled to provide citizens an opportunity to assist in these tasks.

COUNCIL ACTION: (Tape location: G116-H145).

Heard.

Hearing began at 3:12 p.m. and halted at 4:00 p.m.

Councilmember Schnaubelt in at 3:17 p.m.

Testimony by Janice Yelkin, Ken Erhardt, Busara Sadikifu, Nona McClain, Reynaldo Pisamo, Bill Tainter, Terri Baur, JoAnn Bickley, Carol Rowell, Estelle Bussey, Joe Bradley, Jennie Angeletta, Paul J. Blostein, Don King, and Kwabeva Thomas.

Oct-28-1980 ADJOURNMENT:

FILE: Minutes File

DESCRIPTION:

By common consent, Mayor Wilson adjourned the meeting.

Oct-28-1980

ITEM-334:

FILE: LAND North City West

DESCRIPTION:

(R-81-744) Adopting the SCHOOL FACILITIES CRITERIA and utilizing the SCHOOL DISTRICTS' RECOMMENDATIONS by the respective districts to develop a NORTH CITY WEST SCHOOL FACILITY MASTER PLAN (any differences between the Manager's recommended criteria and the School Boards positions to be resolved during the development of the above Master Plan); requesting the DEL MAR and SOLANA BEACH ELEMENTARY DISTRICTS to MODIFY the LOCATION of their COMMON EAST-WEST BOUNDARY

to place at least the portion of North City West north of Carmel Valley in one district; declaring that the FIRST PRIORITY in FINANCING the school facilities for North City West should be given to capital funding support from the State, and therefore, Del Mar, Solana Beach and San Dieguito School Districts are requested to make appropriate application for this support; requesting the Del Mar, Solana Beach and San Diego School Districts to proceed with the development of a funding program in accordance with the developer lien approach as established under Assembly Bill 8 as a "backup" to State capital funding; requesting the major developers to deposit funds necessary for consultant services to implement the funding approach and to complete the Master Plan and commence the architectural/engineering planning of facilities.

(See City Manager Report CMR-80-578 and TLU Committee Consultant Analysis TLU-80-15. DISTRICT-1.)

COMMITTEE ACTION:

Reviewed by TLU on 10/15/80. Recommendation to ADOPT the Resolution.

Districts 4, 5 and 8 voted yea. Districts 2 and 6 not present.

COUNCIL ACTION: (Tape location: I164-402).

Adopted as Resolution R-253006.

MOTION BY KILLEA TO ADOPT. Second by Lowery. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

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

FILE:

DESCRIPTION:

(O-81-49) (Continued from the Meeting of October 14, 1980 for full Council.)

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 voted nay. District 8 not present.

COUNCIL ACTION: (Tape location: I407-493).

Referred.

MOTION BY KILLEA TO REFER TO PUBLIC FACILITIES AND RECREATION

COMMITTEE TO
DISCUSS THE OVERALL EFFECT OF THIS ORDINANCE, ESPECIALLY REGARDING
COST OF
IMPLEMENTATION, ENFORCEMENT VS REVENUE. Second by Gotch. Passed by the
following vote: Mitchell-not present. Cleator-yea. Lowery-yea.
Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-not present.
Killea-yea. Mayor Wilson-yea.