

FILE: MINUTES

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, APRIL 28, 1981
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 8:49 a.m. The meeting was recessed by Mayor Wilson at 9:02 a.m. to convene as the Redevelopment Agency. The Redevelopment Agency was recessed by Mayor Wilson at 9:12 a.m. to convene as the Housing Authority. The Housing Authority was adjourned by Mayor Wilson at 9:29 a.m. to reconvene as the Council with Councilmembers Mitchell and Schnaubelt not present. The meeting was recessed by Mayor Wilson at 9:35 a.m. The meeting was reconvened by Mayor Wilson at 10:14 a.m. with Councilmember Mitchell not present. The meeting was recessed by Mayor Wilson at 10:18 a.m. to reconvene as the Redevelopment Agency. The Redevelopment Agency was adjourned by Mayor Wilson at 11:10 a.m. to reconvene as the Council with Councilmember Mitchell not present. The meeting was recessed by Mayor Wilson at 11:33 a.m. to reconvene at 2:00 p.m. Students from Lewis Junior High School were introduced and welcomed by the Council.

The meeting was reconvened by Mayor Wilson at 2:10 p.m. with Councilmembers Mitchell, Cleator, Golding and Killea not present. The meeting was recessed by Mayor Wilson at 2:12 p.m. into Closed Session in the Twelfth Floor Council Conference Room on personnel matters. The meeting was reconvened by Mayor Wilson at 3:05 p.m. with Councilmember Mitchell not present. The meeting was adjourned by Chairperson Williams at 5:03 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

(1) Councilmember Mitchell-excused by R-254075 (vacation).

(2) Councilmember Cleator-present.

(3) Councilmember Golding-present.

(4) Councilmember Williams-present.

(5) Councilmember Schnaubelt-present.

(6) Councilmember Gotch-present.

(7) Councilmember Murphy-present.

(8) Councilmember Killea-present.

Clerk-Mutascio (bb/jb)

Apr-28-1981 ITEM-300:

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DESCRIPTION:

Clerk Mutascio called the roll:
Mayor Wilson-present.
Councilmember Mitchell-not present.
Councilmember Cleator-present.
Councilmember Golding-present.
Councilmember Williams-not present.
Councilmember Schnaubelt-not present.
Councilmember Gotch-present.
Councilmember Murphy-present.
Councilmember Killea-present.

Apr-28-1981 ITEM-310:

DESCRIPTION: (R-81-1809) Authorizing SUGGESTION AWARDS and making a PRESENTATION to the following employees: Maureen Whelan and Paul Michalek - General Services Department - \$1,900. Robert L. Dodge - Police Department - \$1,000. Jonathan T. Harker and Joe A. Rametta - Engineering and Development - \$500.

FILE: MEET

COUNCIL ACTION:

(Tape location: A013-105).

Adopted as amended as Resolution R-254077.

MOTION BY GOTCH TO ADOPT AS AMEND TO RETURN ROBERT L. DODGE'S SUGGESTION AWARD TO THE CITY MANAGER AT CITY MANAGER BLAIR'S REQUEST. Second by Killea. Passed

by the following vote: Mitchell-not present. Cleator-yea. Golding-yea. Williams-not present. Schnaubelt-not present. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Apr-28-1981 ITEM-311:

DESCRIPTION: Three Resolutions relative to authorizing SUGGESTION AWARDS to the following employees:

Subitem-A: (R-81-1810)

Eldon D. Smith - Police Department - \$325. Guthrie Riley - General Services Department - \$250. Nathaniel W. Kaufman - Police Department - \$230. Rae Ann Harper - Police Department - \$210. Daniel Karsh - Police Department - \$180.

Subitem-B: (R-81-1811)

Florencia V. Santos - Building Inspection Department - \$135. Edna Gonzales - Police Department - \$130. Robert P. Cruz - Police Department - \$80. Diane P. Gould - Water Utilities Department - \$75. Robert C. Nightingale - Planning Department - \$60.

Subitem-C: (R-81-1812)

Robert C. Nightingale - Planning Department - \$55. Ronald D. Willimann - Fire Department - \$50. Barbara Center-Amy - Building Inspection - \$20. Rufino Yaptangco - Police Department - \$20. Delorese J. Shafer - Risk Management - \$15.

FILE: MEET

COUNCIL ACTION:

(Tape location: A013-105)

Subitem-A adopted as Resolution R-254078.

Subitem-B adopted as Resolution R-254079.

Subitem-C adopted as Resolution R-254080.

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

Apr-28-1981 ITEM-312:

DESCRIPTION:

Welcome to New Employees.

FILE: MEET

COUNCIL ACTION:

(Tape location: A105-282).

Welcomed.

Apr-28-1981 ITEM-330:

FILE:

DESCRIPTION:

(Continued from the Meetings of February 2, and March 2, 16 and 30, 1981; last continued at Henry Bookspan's request.) Matter of CONFIRMATION of WEED ABATEMENT

ASSESSMENT for parcel owner, Henry Bookspan, Parcel No. 638-080-49.

FILE: MEET

COUNCIL ACTION:

(Tape location: A205-580).

Adopted as Resolution R-254081.

Motion by Williams to approve the City Manager's recommendation. No second.

MOTION BY KILLEA TO WAIVE MR. BOOKSPAN'S APPEAL AND HAVE HIS ASSESSMENT OF

\$5,714.10 CUT TO HALF (\$2,857.05). Second by Schnaubelt. Passed by the following vote: Mitchell-not present. Cleator-not present.

Golding-
yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea.
Mayor Wilson-yea.

Apr-28-1981 ITEM-331:

DESCRIPTION: (O-81-212) Proposal to extend a HEIGHT LIMITATION ZONE, where there has been a height limit for the past eight years, limiting the maximum height of all future buildings and structures in the WEST CLAIREMONT AREA. The area is generally bounded by Huerfano Avenue on the north, Moraga Avenue, Clairemont Drive and Deer Park Drive on the east, Tecolote Road on the south and the San Diego Freeway (I-5) on the west. (DISTRICT-6.) Today's action is INTRODUCTION of an ORDINANCE amending Section 101.0452.5 of the San Diego Municipal Code relating to the height limitation zone in the West Clairemont Area.

FILE: MEET

COUNCIL ACTION:

(Tape location: F226-350).

Introduced to be adopted on May 11, 1981.

The Hearing began 4:44 p.m. and halted at 4:52 p.m.

MOTION BY GOTCH TO CLOSE HEARING AND INTRODUCE FOR ADOPTION ON
MAY 11, 1981

AND TO CONTINUE THE HEIGHT LIMITATION OVER THE ENTIRE AREA FOR A
THREE- YEAR

PERIOD OR UNTIL THERE IS AN UPDATE OF THE COMMUNITY PLAN, WHICHEVER
COMES

FIRST. Second by Killea. Passed by the following vote: Mitchell-not
present. Cleator-yea. Golding-yea. Williams-yea. Schnaubelt-yea.
Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

DESCRIPTION:

(R-81-1443) (Continued from the Meetings of March 2 and 9 and April 7, 1981;
last continued at Councilman Murphy's request.) Authorizing the execution of a
GRANT DEED conveying all the City's interest in City-owned property consisting
of approximately 45 acres, located in the area of West Point Loma and Nimitz
Boulevards, to the Housing Authority of the City, for the purpose of utilizing
said property for the DEVELOPMENT and OPERATION of HOUSING UNITS, a portion of
which are to be available to persons and families of LOW and MODERATE INCOME;
the conveyance is subject to an express condition that any portions of the
parcel which were acquired with the proceeds of park bonds be either utilized
for public park and recreation purposes or that such portions be leased or
conveyed for not less than their full fair market value and the proceeds of
any such lease or sale are required to be deposited into the appropriate park
bond fund. SITE-17

FILE: DEED F-841

COUNCIL ACTION: (Tape location: D038-F200).

Noted and Filed.

Motion by Williams to close hearing and take no additional testimony other than questions from Council. Second by Killea. Motion defeated for lack of five affirmative votes as follows: Yeas-M, 4, 5, 8. Nays-2, 3, 6, 7. Not present-1.

Motion by Murphy that testimony be limited to those people who have not been heard before on the matter. Second by Gotch. Passed by the following vote: Yeas-2, 3, 4, 5, 6, 7, 8. Nays-None. Not present-M, 1.

Motion by Cleator to note and file. Second by Schnaubelt. Motion defeated for a lack of five affirmative votes as follows: Yeas-2, 5, 6, 7. Nays-3, 4, 8. Not present-M, 1.

Motion by Murphy to continue the hearing to a Council meeting after June 8, 1981. Withdrawn.

Motion by Gotch to continue the hearing to June 16, 1981. Second by Murphy. Withdrawn.

Motion by Schnaubelt to reconsider the motion to note and file. Second by Golding. Passed by the following vote: Yeas-2, 3, 4, 5, 6, 7, 8.

Nays-None. Not present-M, 1.

MOTION BY MURPHY TO NOTE AND FILE. Second by Schnaubelt. Passed by the following vote: Mitchell-not present. Cleator-yea. Golding-yea.

Williams-nay. Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-nay. Mayor Wilson-not present.

Apr-28-1981 ITEM-333:

DESCRIPTION: (O-81-205) Proposal to amend Chapter X, Article 1, Division 1 of the San Diego Municipal Code by adding SECTION 101.0429 creating the CA-RR (Area Shopping Center-Restricted Residential) ZONE. When applied, the CA-RR Zone would restrict residential development on a commercial property to only that allowed by an approved Planned Commercial Development Permit. (Initiated by the T&LU COMMITTEE on 3/9/81. Recommendation to INTRODUCE. Districts 3, 4 and 7 voted yea. Districts 1 and 5 not present.) Today's action is INTRODUCTION of an ORDINANCE amending the Municipal Code.

FILE: MEET

COUNCIL ACTION:

(Tape location: F351-440).

Introduced, to be adopted on May 11, 1981.

Hearing began at 4:53 p.m. and halted at 4:58 p.m.

MOTION BY GOTCH TO INTRODUCE. Second by Killea. Passed by the following vote: Mitchell-not present. Cleator-yea. Golding-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.40

Apr-28-1981 ITEM-334:

DESCRIPTION: Three Resolutions relative to ROWENA STREET STABILIZATION ASSESSMENT DISTRICT: (See City Manager Report CMR-81-162. San Carlos Community Area. DISTRICT-7.)

Subitem-A: (R-81-1901)

Declaring the City's INTENTION TO PARTICIPATE in the financing of certain work and improvements for earth stabilization purposes, within the City pursuant to the San Diego Improvement District Procedural Ordinance; describing the district to be benefited by the work and improvements and to be ASSESS to pay a portion of the cost and expense thereof; determining and declaring that BONDS shall be issued under the Improvement Act of 1911 to represent unpaid assessments; providing for contributions by the City; providing for the use of any surplus amount remaining in the improvement fund after completion of the improvement; and referring the proposed improvement to the City Engineer to make and file a written report.

Subitem-B: (R-81-1902)

APPROVING A REPORT prepared pursuant to the San Diego Improvement District Procedural Ordinance; FIXING THE TIME AND PLACE for hearing protests and objections to the improvements, diagram and assessment described and contained in the report, and whether public convenience and necessity require such improvements and giving NOTICE thereof.

Subitem-C: (R-81-1903)

Directing the CITY CLERK to GIVE NOTICE inviting SEAL BIDS for the PURCHASE OF IMPROVEMENT BONDS.

FILE: STRT D-2232

COUNCIL ACTION:

(Tape location: F441-499)

Subitem-A adopted as Resolution R-254083.

Subitem-B adopted as Resolution R-254084.

Subitem-C adopted as Resolution R-254085.

MOTION BY MURPHY TO ADOPT. Second by Killea. Passed by the following vote:

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

Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

Apr-28-1981 ITEM-S500:

DESCRIPTION: (R-81-1933) Accepting the PROPOSAL of the Wyatt Company and authorizing the execution of an AGREEMENT for the DESIGN and IMPLEMENTATION of a LONG TERM DISABILITY PROGRAM for CITY EMPLOYEES for PHASE I for a sum not

to

exceed \$11,500.

FILE: MEET

COUNCIL ACTION:

(Tape location: F500-531).

Adopted as Resolution R-254086.

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

Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

DESCRIPTION: (R-81-2032)SPECIAL ORDER OF BUSINESS:

DESCRIPTION: During consideration of the regular business item, the following resolution was adopted. (To reference the regular item, see R-81-0000) To have Councilmember Killea reimbursed from SANDER funds for her trip to Europe regarding disposition of solid waste.

COMMITTEE ACTION: CITY_

COUNCIL ACTION: (Tape location: A585-B075).

Adopted as Resolution R-254082.

MOTION BY WILLIAMS TO ADOPT. Second by Gotch. Passed by the following vote:

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

Schnaubelt-not present. Gotch-yea. Murphy-yea. Killea-ineligible. Mayor Wilson-yea.

Apr-28-1981 ADJOURNMENT:

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DESCRIPTION:

By common consent, Chairperson Williams adjourned the meeting at 5:03 p.m.