

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, AUGUST 23, 1982
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Killea at 2:13 p.m. Deputy Mayor Killea and the City Council welcomed two exchange students from Yokohama, Japan who were accompanied by Mr. Ted Gavett of San Diego. Deputy Mayor Killea adjourned the meeting at 5:15 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Wilson-not present.
 - (1) Council Member Mitchell-excused by R-257051 (vacation).
 - (2) Council Member Cleator-present.
 - (3) Council Member Golding-present.
 - (4) Council Member Williams-excused by R-256930 (vacation).
 - (5) Council Member Struiksma-present.
 - (6) Council Member Gotch-present.
 - (7) Council Member Murphy-present.
 - (8) Council Member Killea-present.
- Clerk-Abdelnour (jb)

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:
Mayor Wilson-not present.
Council Member Mitchell-not present.
Council Member Cleator-present.
Council Member Golding-present.
Council Member Williams-not present.
Council Member Struiksma-present.
Council Member Gotch-present.
Council Member Murphy-present.
Council Member Killea-present.

ITEM-10: INVOCATION

Invocation was given by City Manager Ray T. Blair, Jr.
FILE LOCATION:
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Cleator.
FILE LOCATION:
MINUTES

ITEM-30: WELCOMED BY THE COUNCIL

(This group will arrive at approximately 2:00 p.m.)
Introducing members of a delegation from Aichi Prefecture
Mayors' Association, Japan. This group of 17 is led by Mr.
Takashi Nishiyama, Mayor of Toyota City, and includes six
Deputy Mayors and five Treasurers from the various cities
within the Aichi Prefecture.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A031-087).

ITEM-31: GRANTED HEARING.

Matter of the request of the Clairemont Coalition for Safe
and Planned Development, by Ram Hawley, for a hearing of an
appeal from the decision of the Planning Commission in
approving Planned Residential Development PRD-20-256-0 which
proposes a 192-dwelling unit subdivision on 15.8 acres. The
subject property is located on the east side of Genesee Avenue
between Balboa Avenue and Marlesta Drive, in the R-1-5
(proposed R-2A) Zone, within the boundaries of the
Clairemont Mesa Community Plan and is more particularly
described as Lots 332 through 403, Cambridge Colony Unit No. 1,
Map-9260, and a portion of Pueblo Lot 1212, Miscellaneous Map
No. 36.

(PRD-20-256-0 and END-81-10-06. District-5.)

Today's action is a motion granting or denying the request for a
hearing of the appeal.

FILE LOCATION:

PERM PRD-20-256-0

COUNCIL ACTION: (Tape location: A133-202).

MOTION BY STRUIKSMA TO GRANT THE REQUEST FOR A HEARING OF THE
APPEAL AND SET THE HEARING DATE FOR SEPTEMBER 20, 1982 AT 2:30 P.M.
TIME CERTAIN. Second by Murphy. Passed by the following vote:
Mitchell-not present, Cleator-yea, Golding-yea, Williams-not
present, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor
Wilson-not present.

* ITEM-50: (O-83-27 Rev. 2) ADOPTED AS ORDINANCE O-15806 (New Series)

Incorporating portions of Sections 16, 20, 21 and 22,

Township 14 South, Range 2 West, S.B.B.M. and a portion of Rancho De Los Penasquitos, into CA, CA-RR, CO, CN, R-2, R-2-A, R-3, R-1-5, R-1-6, R-1-8, M-LI, M-IP, Hillside Review Overlay and MobileHome Park Overlay Zones, as defined by Sections 101.0428.1, 101.0427.1, 101.0423, 101.0426, 101.0409, 101.0410, 101.0411, 101.0407, 101.0407, 101.0407, 101.0454, 101.1000, of the Municipal Code.

(District-5.)

(Introduced as amended on 8/10/82. Council voted 6-0.

Districts 4, 6 and Mayor not present.)

FILE LOCATION:

ZONE 8/23/82; CASE-82-0284

COUNCIL ACTION: (Tape location: A670-680)

CONSENT MOTION BY CLEATOR TO DISPENSE WITH THE READING AND ADOPT.

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

* ITEM-100: (R-83-192) ADOPTED AS RESOLUTION R-257027

Awarding a contract to Worthington Group, McGraw-Edison Company for the purchase of parts for Worthington vertical pumps for a total cost including tax of \$200,827.60. BID-4678L

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-101: (R-83-194) ADOPTED AS RESOLUTION R-257028

Awarding a contract to RFL, Inc. for the San Vicente Reservoir Parking Lot Rehabilitation; authorizing the City Auditor and Comptroller to transfer \$9,153.00 within the Water Revenue Fund 41502 from the Unallocated Reserve to CIP-73-231, San Vicente Reservoir Parking Lot Rehabilitation; granting the expenditure, not to exceed \$9,153.00 from Water Revenue Fund 41502 to supplement funds previously authorized by Resolution R-256386, adopted on May 17, 1982. BID-4557

(County of San Diego.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-102: (R-83-198) ADOPTED AS RESOLUTION R-257029

Approving the assignment of contractual rights from Carson Supply Co. to Major Irrigation Supply to furnish Gear Driven Rotary Sprinkler Heads and Sprinkler Repair Parts as may be required for a period ending July 31, 1982 with an option to renew the contract for an additional one year period as set forth in Resolution R-254574, adopted on July 6, 1981; authorizing the City Manager to execute a consent agreement to said assignment.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-103:

19820823

Two actions relative to the construction of South Las Chollas Creek Flood Control - Project IIA:

(Southeast San Diego Community Area. District-4.)
Subitem-A: (R-83-195) ADOPTED AS RESOLUTION R-257030

Inviting bids on Specifications Document No. 118025; authorizing a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer \$72,715.00 from Fund 18516, Dept. 5965, Org. 6511 to Fund 18516, Dept. 5965, Org. 6520; authorizing the expenditure, not to exceed \$242,250.00 from Fund 18517, Dept. 5988, Org. 8816; \$72,715.00 from Fund 18516, Dept. 5965, Org. 6511; \$50,000.00 from Fund 18518, Dept. 5613, Org. 1303; and \$9,060.00 from Capital Outlay Fund 30245, CIP-58-007, overhead and other City costs for projects funded by Federal Grants, a combined total not to exceed \$374,025.00, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering

department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-4675
Subitem-B: (R-83-196) ADOPTED AS RESOLUTION R-257031

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-81-01-02C has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and the National Environmental Policy Act, and that said declaration has been reviewed and considered by this Council.

FILE LOCATION: W. O. 118025

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-104: (R-83-197) ADOPTED AS RESOLUTION R-257032

Inviting bids for Mission Bay Park General Improvements FY 82/83 on Specifications Document No. 118078; authorizing a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$6,895.27 from the 1966 Bond Fund, uncommitted balance, to CIP-22-039, Mission Bay Park General Improvements; authorizing the expenditure of \$228,162.27 from CIP-22-039, Mission Bay Park General Improvements, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller upon advise from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-4680

(Mission Bay Community Area. District-6.)

FILE LOCATION:

W. O. 118078

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-105: (R-83-239) ADOPTED AS RESOLUTION R-257033

Approving the final subdivision map of Winona Towers and acknowledging receipt of subdivider's assurance of compliance with the Affirmative Marketing Program, a one-lot subdivision located northwesterly of Monroe Avenue and Winona Avenue.

(Mid City Community Area. District-3.)

FILE LOCATION:

SUBD Winona Towers

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-106: (R-83-185) ADOPTED AS RESOLUTION R-257034

Authorizing the execution of a deed conveying to San Diego Gas and Electric Company, an easement for underground and aboveground electrical facilities affecting a portion of the Northeast Quarter of the Southeast Quarter of Section 32, Township 14 South, Range 2 West, S.B.B.M. - Miramar Dam Pump Station.

(Located on Scripps Lake Drive east of Scripps Ranch Boulevard. Scripps Miramar Ranch Community Area. District-5.)

FILE LOCATION:

DEED F-1577

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-107: (R-83-248) ADOPTED AS RESOLUTION R-257035

Appointing Council representatives and liaison and their alternates to various organizations for calendar year 1982 by amending Resolution R-255613 adopted on January 5, 1982, as it relates to the Regional Employment and Training Consortium (RETC) by appointing Councilman Ed Struiksma as alternate to Mayor Pete Wilson and Councilman Dick Murphy as alternate to Councilman Leon Williams.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-108: (R-83-274 Rev.) ADOPTED AS RESOLUTION R-257036

Authorizing the transfer of \$28,660 from CDBG Contingency Fund 18517, Dept. 5994, Org. 9401 to CDBG Funded South Las Chollas Flood Protection Project IIB, Fund 18517, Dept. 5988, Org. 8817; authorizing the expenditure of \$28,660 from Fund 18517, Dept. 5988, Org. 8817, as payment for construction Change Order No. 3, and approving said Change Order.

(Southeast San Diego Community Area. District-4.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-109: (R-83-186) ADOPTED AS RESOLUTION R-257037

Approving the Transportation and Land Use Committee recommendations, at its meeting of May 24, 1982, recommending uses of certain City-owned vacant land, sites numbered 59, 599 and 858; declaring that by making the above designation, the Council in no way intends to bind itself to utilize the property in accordance with said designation, and that Council specifically intends to be able to change the designation at any time or utilize the property for any purpose determined to be in the best interest of the City at the sole discretion of the Council; said designation to serve simply and exclusively as a tentative guide to the City staff with regard to potential use of vacant City-owned land and that it is the Council's intent that this designation and past designations of this nature have no legal or binding effect whatsoever beyond serving as a tentative guide to such staff.

(See City Manager Report CMR-82-171.)

COMMITTEE ACTION: Initiated by TLU on 5/24/82. Recommendation to adopt the Resolution. Districts 4, 5 and 7 voted yea. Districts 1 and 3 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-110: (R-83-210) ADOPTED AS RESOLUTION R-257038

Establishing a parking time limit of two hours between the

hours of 8:00 a.m. and 2:00 p.m., Sundays and certain holidays excepted, on the north side of Kellogg Street between San Elijo and San Fernando Streets; the north side of Lawrence Street between Rosecrans and San Elijo Streets; the west side of Rosecrans Street between Lawrence and Nichols Streets; the east side of Rosecrans Street between McCall and Nichols Streets; the west side of San Elijo Street between Jenkins and Kellogg Streets; the west side of San Elijo Street between Lawrence and McCall Streets; the west side of Rosecrans Street between Navy Gate and Kellogg Street; authorizing the installation of necessary signs and markings, with the regulations hereinabove imposed to become effective upon the installation of such signs.

(Peninsula Community Area. District-2.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-111: (R-83-218) ADOPTED AS RESOLUTION R-257039

Authorizing the execution of an agreement with the United States Department of the Interior Geological Survey to continue the City's cooperative agreement for the investigation of water resources of the Santa Ysabel Creek near Ramona, California, for the period from October 1, 1982, through September 30, 1983, for the sum of \$5,800.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-112: (R-83-167) ADOPTED AS RESOLUTION R-257040

Authorizing the execution of an amendment to agreement with Pekarek, Inc., for the preparation of a policy guideline plan for the San Dieguito River Basin; authorizing the expenditure in the sum of \$18,289.00 from Water Operating Fund 41500, Engineering Services (70646) for this program; authorizing the City Auditor and Comptroller to transfer the sum of \$18,289.00

from Water Revenue Fund 41502 Unallocated Reserve (70679) to Water Operating Fund 41500, Engineering Services (70646), for the above purpose.

(San Dieguito River Basin Community Area. District-1.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-113: (R-83-213) ADOPTED AS RESOLUTION R-257041

Authorizing the execution of a First Amendment to the agreement with Kawasaki, Theilacker and Associates for professional services in connection with the design and construction of the Martin Luther King Community Park Additional Improvements; authorizing the expenditure of \$1,750 from CIP-29-479, PSD Fund No. 11680, for the above services.

(Southeast San Diego Community Area. District-4.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

* ITEM-114: (R-83-243) ADOPTED AS RESOLUTION R-257042

Authorizing the execution of a Second Amendment to an agreement with the San Diego Local Development Corporation (LDC) for three months with 1982 (Eight Year) CDBG funds for professional, financial and management services; authorizing the expenditure of \$99,432 from Eighth Year CDBG funds, Fund 18518, Dept. 5617, Org. 1701 for the above program.

(City-wide area.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A681-B020).

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

ITEM-150: (O-82-260 Rev.) INTRODUCED, TO BE ADOPTED SEPTEMBER 13, 1982

Introduction of an Ordinance amending Chapter IX, Article 7 of the San Diego Municipal Code by amending Section 97.0203, relating to applications for approval of facilities for financing under the City of San Diego Economic Development Revenue Bond Law.

(See City Manager Report CMR-82-255.)

COMMITTEE ACTION: Reviewed by RULES on 8/2/82. Recommendation to introduce the Ordinance. Districts 8, 2 and Mayor voted yea. Districts 3 and 4 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D050-075).

MOTION BY CLEATOR TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, Golding-yea, Williams-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-151: (R-83-245) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Affirming support by the City of San Diego of the Enterprise Zone Legislation that does not unduly penalize California cities, pursuant to the information and recommendation contained in the July 27, 1982 report of the Director of Intergovernmental Relations Department to the Rules Committee, entitled "Enterprise Zone Legislation", to provide jobs in depressed urban areas through economic development by forgiving certain taxes and removing regulations; the legislation is now pending in both Washington, D. C., and Sacramento.

(See Memorandum to Rules from Director of IRD, dated 7/27/82.)

COMMITTEE ACTION: Reviewed by RULES on 8/2/82. Recommendation to reaffirm support. Districts 2, 8, and M voted yea. Districts 3 and 4 not present.

FILE LOCATION:

MEET

ITEM-152: (R-83-246) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Directing the Intergovernmental Relations Department to contact members of the Senate Labor and Education Committee and/or the Conference Committee for the purpose of indicating Council's support for inclusion of work experience as a core element of youth training program.

COMMITTEE ACTION: Reviewed by RULES on 8/2/82. Recommendation to adopt the Resolution. Districts 2, 8, and Mayor voted yea. Districts 3 and 4 not

present.

FILE LOCATION:

MEET

ITEM-153: (R-83-247) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Declaring support for the Tax Equity and Fiscal
Responsibility Act of 1982 so long as the exemption of the
Sander project from the new IDB controls is retained therein.

COMMITTEE ACTION: Reviewed by RULES on 8/2/82. Recommendation to adopt the
Resolution. Districts 2, 8, and Mayor voted yea. Districts 3 and 4 not
present.

FILE LOCATION:

MEET

ITEM-154:

19820823

Two actions relative to City refuse disposal facilities:
(See City Manager Reports CMR-82-321 and CMR-82-235.
City-Wide.)

Subitem-A: (O-82-264) INTRODUCED, TO BE ADOPTED SEPTEMBER 13,
1982

Introduction of an Ordinance amending Chapter VI, Article 6
of the San Diego Municipal Code by amending Sections 66.0107,
66.0115, 66.0120, 66.0124, 66.0125, 66.0126 and 66.0127,
relating to collection, transportation and disposal of refuse.

COMMITTEE ACTION: Reviewed by PSS on 8/11/82. Recommendation to
introduce the Ordinance. Districts 1, 6, 7 and 8 voted yea. District 5 not
present.

Subitem-B: (R-82-2292 Rev.) ADOPTED AS AMENDED AS RESOLUTION
R-257043

Authorizing the City Manager to revise the regulations and
fee schedule for use of City Landfills, effective November 1,
1982, as set forth in the schedule marked Exhibit "A" which is
attached hereto and made a part hereof; that it is the City's
policy that the revenue produced by these fees will not exceed
the costs to construct and operate City refuse disposal
facilities.

COMMITTEE ACTION: Reviewed by PSS on 8/11/82. Recommendation to adopt
the Resolution. Districts 1, 6, 7 and 8 voted yea. District 5 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C563-D045).

MOTION BY GOTCH TO INTRODUCE SUBITEM A AND ADOPT SUBITEM B AS AMENDED BY SETTING THE EFFECTIVE DATE FOR DECEMBER 1, 1982.

Second

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

ITEM-155: (R-83-223) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Authorizing the execution of an amendment to the agreement with Tetra Tech, Inc. for engineering consultant services for Mission Bay Water Quality Project; authorizing the expenditure in the sum of \$4,250 from CIP-12-037 Tecolote Creek Settling Basin and \$4,250 from CIP-12-038, Rose Creek Settling Basin, for the purpose of providing funds for the above project.

(See City Manager Report CMR-82-220. Mission Bay Park Community Area. District-6.)

COMMITTEE ACTION: Reviewed by PFR on 6/9/82. Recommendation to adopt the Resolution. Districts 1, 2, 5, 6 and 7 voted yea.

FILE LOCATION:

MEET

ITEM-200: CONTINUED TO SEPTEMBER 28, 1982

19820823

Two actions relative to amending Municipal Code:

Subitem-A: (O-83-35)

Introduction of an Ordinance amending Chapter X, Article 1, Division 2 of the San Diego Municipal Code by adding Section 101.0205.3 regarding procedures for zoning commencement in planned urbanizing areas.

Subitem-B: (O-83-36)

Introduction of an Ordinance amending Chapter X, Article 2, Division 3 of the San Diego Municipal Code by amending Sections 102.0301 and 102.0311 relating to tentative and final maps.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A203-220).

MOTION BY MURPHY TO CONTINUE TO SEPTEMBER 28, 1982 AT PLANNING DEPARTMENT'S REQUEST. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, Golding-yea, Williams-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-201: (O-83-48) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Amending Ordinance O-15750 (New Series) entitled, "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1982-83," by exempting the position of Investment Officer from the classified service and declaring it to be in the Unclassified Service; amending Exhibit C of said Ordinance to establish and reflect said position designation; and establishing a rate of compensation therefor.

FILE LOCATION:

MEET

ITEM-202: (O-83-45) CONTINUED TO SEPTEMBER 13, 1982

Introduction of an Ordinance declaring those portions of Alley, Block 256, University Heights Map No. 558, abutting Lots 26 through 35 to be a public nuisance as an obstruction to the free use of the alley and a hazard to public health and safety; approving plans for the reconstruction of said Alley; abating said public nuisance in accordance with the approved plans including but not limited to demanding that Sunrise Terrace II, Great Western Mortgage Company, the Effinger Company or their successors in interest fulfill their obligations to the City and demanding compensation from the original owners of Sunrise Terraces, the Effinger Co. or their successors for any costs the City incurs in abating this nuisance; attaching a lien against the property described for expenses the City may incur in abating said nuisance; making the cost of abatement of the nuisance a special assessment against the aforementioned subject to collection at the same time and in the same manner as ordinary municipal taxes.

(North Park Community Area. District-3.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D220-478).

MOTION BY GOLDING TO CONTINUE TO SEPTEMBER 13, 1982 WITH THE CONDITIONS RECOMMENDED BY THE CITY MANAGER. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, Golding-yea, Williams-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-203: TRAILED TO TUESDAY AS UNFINISHED BUSINESS

19820823

Two actions relative to Sunset Cliffs Shoreline
Stabilization Assessment District:
(Ocean Beach Community Area. District-2.)
Subitem-A: (R-83-260)

Determining unpaid assessment and the manner of payment
thereof and listing bonds issued on the security thereof.
Subitem-B: (R-83-261)

Issuing bonds under the San Diego Improvement District
procedure Ordinance of 1982 and portions of Improvement Bond
Act of 1915 incorporated by reference therein.

FILE LOCATION: STRT D-2233

ITEM-204: (R-83-100) ADOPTED AS RESOLUTION R-257069, DENYING THE STREET
VACATION

(Continued from the meeting of August 2, 1982 at Council
Member Cleator's request.)

Vacating portions of Banning, San Clemente, Xenophon and
Yonge Streets; Famosa Boulevard adjacent to Blocks 1, 1A, 7, 8
and 9; and a portion of Alley, Block 9, all within Loma Alta
No. 1, Map-1078 and within the Woodland apartments subdivision
boundaries, under the procedure for the summary vacation of
streets where for a period of five consecutive years the
streets to be vacated have been impassable for vehicular travel
and during such period no public money has been expended for
maintenance; declaring that this resolution shall not become
effective unless and until the Woodland Apartments Subdivision
Map, subdividing the land adjacent to the right-of-way, has
been approved by Council action; declaring that in the event
the above condition cannot be met, this resolution shall become
void and of no further effect; declaring that the City Engineer
shall advise the City Clerk of approval of the aforementioned
Subdivision Map.

(A subdivision map is involved. Peninsula Community Plan
Area. District- 2.)

FILE LOCATION:

STRT J-2441 and DEED F-1578

COUNCIL ACTION: (Tape location: B024-490).

MOTION BY CLEATOR TO DENY THE STREET VACATION. Second by Murphy.
Passed by the following vote: Mitchell-not present, Cleator-yea,
Golding-yea, Williams- not present, Struiksma-yea, Gotch-yea,
Murphy-yea, Killea-nay, Mayor Wilson-not present.

ITEM-205: (R-83-205) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Vacating a portion of Carroll Canyon Road in the Southwest Quarter of Section 3 and Carroll Road in the Northwest Quarter of Section 10, both in Township 15 South, Range 3 West, SBM, within the proposed El Camino Industrial Park Subdivision (TM-82-0073) boundaries, to facilitate development of their property, under the procedure of the summary vacation of streets and public service easements by City Council resolution where the street or highway has been superseded by relocation; the resolution shall not become effective unless and until the El Camino Industrial Park subdivision map has been approved by Council action. In the event that the above conditions cannot be met, this resolution shall become void and of no further effect.

(Mira Mesa Community Area. District-5.)

FILE LOCATION:

STRT J-2446 and DEED F-1579

ITEM-206: (R-83-217) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Amending Council Policy No. 600-27 entitled, Low-and Moderate-Income Affordable Housing Project Permit Processing. (See City Planning Report CPR-82-308.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A203-220).

MOTION BY MURPHY TO TRAILED TO TUESDAY, AT THE REQUEST OF CITY MANAGER BLAIR. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, Golding-yea, Williams-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-207: (R-83-187) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Authorizing the execution of an Amendment to Lease with San Pasqual Vineyards, Inc. for the retail sale of wine and related and incidental items on the premises, at an additional rent varying from 3 to 6 percent of such sales, commencing July 1, 1982.

(See City Manager Report CMR-82-332. San Pasqual Valley Community Area. District-1.)

FILE LOCATION:

LEAS San Pasqual Vineyards, Inc.

ITEM-208: (R-83-224) ADOPTED AS RESOLUTION R-257044

Authorizing the execution of an encroachment agreement with

Great West Life Assurance Company and BHI/GCAF, pursuant to which Great West Life Assurance Company and BHI/GCAF be allowed to encroach into the public right-of-way on portions of "B" Street, Fourth and Fifth Avenues, in those areas as more specifically described in the encroachment agreement.

(Centre City Planning Area. District-8.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E085-100).

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

ITEM-209: CONTINUED TO OCTOBER 12, 1982, AT 2:00 P.M. TIME CERTAIN

19820823

Portions of Pueblo Lots 1237 and 1238 of the Pueblo Lands, Miscellaneous Map-36, (approximately 19.16 acres), located east of Regents Road between Conrad and Ogalala Avenues, in the Clairemont Mesa Community Plan Area. EIR- 81-04-05.

1. Rezoning the above described real property from Zone R-1-15 (Hillside Review) to Zone R-1-8 (Hillside Review). Case-5-81-031.

2. Appeal of Techbilt Construction Corporation, by James Milch, from the decision of the Planning Commission in denying Planned Residential Development PRD-20-231-0 to construct 100 residential units, in the R-1-5 and R-1-15 (Hillside Review) proposed R-1-5 and R-1-8 (Hillside Review) Zones, on the above described real property.

3. Appeal of Techbilt Construction Corporation, by James Milch, from the decision of the Planning Commission in denying Tentative Map TM-02-091-0 (Greenbelt) which proposes a two-lot subdivision of the above described real property.

(District-6.)

Subitem-A: (R-83-156)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-81-04-05 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.

Subitem-B: (R-83-)

Adoption of a Resolution granting or denying the appeal and the permit with appropriate findings to support Council action.
Subitem-C: (R-83-)

Adoption of a Resolution granting or denying the appeal and the map with appropriate findings to support Council action.

Subitem-D: (O-83-37)

Introduction of an Ordinance for R-1-8 Zoning.
Subitem-E: (R-83-)

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-81-04-05.

FILE LOCATION: Subitem-A, B and E PERM PRD-20-231-0;
Subitem-C SUBD Greenbelt;
Subitem-D ZONE 8/23/82

COUNCIL ACTION: (Tape location: A221-668).

Motion by Struiksma to direct the City Manager to look at the resources available and report back to the Transportation and Land Use Committee on how an update of the Clairemont Community Plan can be accomplished. Second by Cleator. Passed. Yeas: 2,3,5,6,7,8. Not present: 1,4,M.

MOTION BY STRUIKSMA TO CONTINUE TO OCTOBER 12, 1982, AT 2:00 P.M. TIME CERTAIN, AT JAMES MILCH'S REQUEST. Second by Cleator. Passed by the following vote: Mitchell-not present, Cleator-yea, Golding-yea, Williams-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-S400: GRANTED HEARING

(Continued from the meeting of August 16, 1982 at Council Member Mitchell's request.)

Matter of the request of La Jollans, Inc. by Daniel D. Drobnis, for a hearing of an appeal from the decision of the Planning Commission in approving Planned Residential Development PRD-82-0243 to construct 2 dwelling units on .95 acres. The subject property is located on the south side of Puente Drive between Castellana and Hillside Roads, in the R-1-8 and HR Zones, within the boundaries of the La Jolla Community Plan and is more particularly described as Parcel B, Division Lot 198 and a portion of Lot 61, La Jolla Hills, Map-1479.

(PRD-82-0243 and END-81-12-27. District-1.)

Today's action is a motion granting or denying the request for a hearing of the appeal.

FILE LOCATION:

PERM - PRD 82-0243

COUNCIL ACTION: (Tape location: D080-218).

MOTION BY GOTCH TO GRANT THE REQUEST FOR A HEARING OF THE APPEAL

AND SCHEDULE THE HEARING FOR SEPTEMBER 28, 1982 AT 2:00 P.M. TIME CERTAIN. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, Golding-yea, Williams-not present, Struiksma-nay, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-S401: TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Matter of simultaneous translation capability in Council Chambers.

(See City Manager Report CMR-82-353.)

FILE LOCATION:

MEET

* ITEM-S402: (R-83-310) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Authorizing the execution of agreements with the Sweetwater Union High School District, and Mount Carmel High School to provide a minimum of two San Diego Police Officers at each regularly scheduled night football game between high schools during the period of September 10 through December 31, 1982.

FILE LOCATION:

MEET

ITEM-S403: (R-83-304) ADOPTED AS RESOLUTION R-257045

Authorizing the execution of a lease agreement with an initial three-year term with options to extend for a total term of 25 years, with Save the Coaster Committee for the purpose of renovation and maintenance of the Mission Beach Roller Coaster and the operation of a museum and souvenir shop on approximately 1.16 acres in Mission Beach Park, for a total rent of \$250.

(See City Manager Report CMR-82-342. Located Southwest of Ventura Place and Mission Boulevard. Mission Beach Community Area. District-6.)

COMMITTEE ACTION: Reviewed by PFR on 8/18/82. Recommendation to adopt the Resolution. Districts 2, 6 and 7 voted yea. Districts 1 and 5 not present.

FILE LOCATION:

LEAS Save the Coaster Committee
COUNCIL ACTION: (Tape location: D480-668).

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

ITEM-S404: (O-83-56) TRAILED TO TUESDAY AS UNFINISHED BUSINESS

Fixing the tax rates and levying taxes for the Fiscal Year 1982-83.

(See City Manager Report CMR-82-350.)

FILE LOCATION:

MEET

ITEM-S405: (R-83-200) CONTINUED TO SEPTEMBER 13, 1982

Inviting bids for the reconstruction of Alley in Block 256, amended map of University Heights; authorizing a contract with the lowest responsible and reliable bidder; authorizing the expenditure, not to exceed \$132,000.00 from CIP-52-309 for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-4698

(North Park Community Area. District-3.)

See Item 202.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: D220-478).

MOTION BY GOLDING TO CONTINUE TO SEPTEMBER 13, 1982. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, Golding-yea, Williams-not present, Struiksmayea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-not present.

ITEM-S406: (R-83-237 Rev.) FAILED

(Continued from the meeting of August 17, 1982 at the Housing Commission's request.)

Authorizing the San Diego Housing Commission to acquire the property at 1962 Euclid Avenue for the construction of HUD-financed rental housing for low- income elderly and families; authorizing the City Manager to release \$512,676 from the Sixth Community Development Block Grant Entitlement Year, Fund 18516, Dept. 5972, Org. 7202 (Low-income Housing Site Acquisition Project), for the purpose of providing funds for

the purchase of the following site: 1962 Euclid Avenue,
\$204,323.

(See Housing Commission Report HCR-82-009CC.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B492-C410).

Motion by Golding to deny authorization of Community Development Block Grant Funds for acquisition of the Euclid Avenue property. Second by Cleator. Failed for lack of 5 affirmative votes as follows: Yeas: 2,3,5,7. Nays: 6,8. Not present: 1,4,M.

MOTION BY GOTCH TO AUTHORIZE COMMUNITY DEVELOPMENT BLOCK GRANT

FUNDS FOR ACQUISITION OF THE EUCLID AVENUE PROPERTY. Second by Struiksmas. Failed for lack of 5 affirmative votes as follows: Mitchell-not present, Cleator-nay, Golding-nay, Williams-not present, Struiksmas-nay, Gotch-yea, Murphy-nay, Killea-yea, Mayor Wilson-not present.

ITEM-S407:

19820823

Two actions relative to the Mission Trails Regional Park Reorganization:

Subitem-A: (R-83-298) ADOPTED AS RESOLUTION R-257046

Authorizing the initiation of reorganization proceedings consisting in the annexation of the territory described in the application to the San Diego County Local Agency Formation Commission (Resolution No. RO82-3) for the detachment of same from Santee Fire Protection District and the San Diego County Flood Control District - Zone 2; and declares that the territory is entitled "Mission Trails Regional Park Reorganization".

Subitem-B: (R-83-299) ADOPTED AS RESOLUTION R-257047

Authorizing transfer of funds from the Unallocated Reserve to cover payment of the State Board of Equalization fee of \$430.00 for costs associated with the "Mission Trails Regional Park Reorganization".

FILE LOCATION: ANNEX - MISSION TRAILS REGIONAL PARK REORGANIZATION

COUNCIL ACTION: (Tape location: E050-083).

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

ITEM-S408: (R-83-289) ADOPTED AS RESOLUTION R-257048

Authorizing the execution of an agreement with the law firm of Stradling, Yocca, Carlson and Rauth to act as Special Bond Counsel for the financing of the construction of the Western Area Police Substation for a sum not to exceed \$20,000 from Fund 10355 for the above purpose.

See Item S409.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E105-125).

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

ITEM-S409: (R-83-288) ADOPTED AS RESOLUTION R-257049

Authorizing the execution of an agreement with the consulting firm of Merrill Lynch White Weld Capital Markets Group to provide consulting services to determine the feasibility of utilizing Certificates of Participation as a funding source to finance the construction of the Western Area Police Station Facility; authorizing the expenditure of \$17,500 out of Fund 10355 for the above purpose.

(See City Manager Report CMR-82-349.)

See Item S408.

COUNCIL ACTION: (Tape location: E125-136).

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

ITEM-S410: (R-83-300) ADOPTED AS RESOLUTION R-257050

Authorizing the execution of a thirty-month permit with the Salk Institute for Biological Studies, San Diego, California (SALK) and through SALK to the University of California at San Diego (UCSD) to operate temporary laboratory facilities on a portion of Pueblo Lot 1324, for a monthly fee of \$2,292, with a specific provision requiring the removal of all said temporary facilities by the Permittee on or before November 26, 1984.

(See City Manager Report CMR-82-352. Located west side of north Torrey Pines Road, south of Torrey Pines Science Drive.

Torrey Pines Community Area. District-1.)
FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E020-048).

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

ITEM-S411: TRAILED TO TUESDAY, AUGUST 24, 1982

19820823

(Continued from the meetings of August 10 and August 17, 1982; last continued at Council Member Murphy's request.)

Matter of rezoning Lot 3, Block 16, College Park No. 2, Map-2218 (6,900 sq. ft.), located at 5721 Lindo Paseo Ave., in the State University Community Plan Area, from Zone R-1-5 to Zone R-3.

(Case-82-0273. District-7.)

Subitem-A: (R-83-133)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-82-0273 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-83-32)

Introduction of an Ordinance for R-3 Zoning.

(Hearing open. No testimony taken on 8/10/82. Hearing open.

Testimony taken on 8/17/82. Districts 1, 4 and 5 not present.)

FILE LOCATION: ZONE

COUNCIL ACTION: (Tape location: C415-562).

Hearing began at 4:15 p.m. and halted at 4:40 p.m.

Testimony in favor by Phillip Arnoff.

ITEM-UC-1: (R-83-234) ADOPTED AS RESOLUTION R-257051

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Bill Mitchell from all Committee and Council meetings from August 23 through 25 for vacation purposes.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E137-150).

MOTION BY STRUIKSMA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma- yea, Gotch-yea, Murphy-yea, Killea-yea, Mayor Wilson-yea.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Killea at 5:15 p.m.

FILE LOCATION:

MINUTES