

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

TUESDAY, OCTOBER 26, 1982

AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Killea at 8:44 a.m. The meeting was recessed by Deputy Mayor Killea at 8:53 a.m. to convene as the Redevelopment Agency. The meeting was reconvened by Chairperson Mitchell at 10:03 a.m. with Council Members Cleator, Williams, Killea and Mayor Wilson not present. The meeting was recessed by Chairperson Mitchell at 12:18 p.m. to reconvene at 2:00 p.m. The meeting was reconvened by Chairperson Mitchell at 3:14 p.m. with Mayor Wilson, Deputy Mayor Killea and Council Members Williams and Struiksma not present. Chairperson Mitchell adjourned the meeting at 4:05 p.m. into Closed Session in the Twelfth Floor Conference Room on pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Wilson-excused by R-257400 (vacation).
 - (1) Council Member Mitchell-present.
 - (2) Council Member Cleator-present.
 - (3) Council Member Golding-present.
 - (4) Council Member Williams-present.
 - (5) Council Member Struiksma-excused by R-257401 (City business.)
 - (6) Council Member Gotch-present.
 - (7) Council Member Murphy-present.
 - (8) Council Member Killea-present.
- Clerk-Abdelnour (jb a.m.; bb p.m.)

ITEM-300: ROLL CALL

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

ITEM-208: (R-83-571) ADOPTED AS RESOLUTION R-257396

Authorizing the execution of an agreement with the San Diego Regional Employment and Training Consortium (RETC) to accept \$130,859 to operate a Private Sector Youth Initiative Training Program under Title IV of the Comprehensive Training Act (CETA).

(See City Manager Report CMR-82-345.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: F550-590).

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

ITEM-209: (R-83-608) ADOPTED AS RESOLUTION R-257397

Approving Change Orders Nos. 3 and 4, dated July 28, 1982, issued in connection with the contract between the City of San Diego and J.W. Mitchell Company, Inc.; approving said change orders amounting to a net increase in the contract price of \$307,471.50; authorizing the City Auditor to transfer \$141,192 from the Capital Outlay Reserve to Sunset Cliffs Shoreline Protection Projection Fund 79290 for the above purpose; authorizing the execution of a fourth amendment to agreement with Woodward-Clyde Consultants for additional design work, for the Sunset Cliffs Shoreline Protection Project; said amendment will result in a net increase in the contract of (See City Manager Report CMR-82-434. Ocean Beach Planning Area. District- 2.)

FILE LOCATION: STRT - D 2233-3

COUNCIL ACTION: (Tape location: F591-G030).

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

present, Struiksma-not present, Gotch-yea, Murphy-yea,
Killea-not
present, Mayor Wilson-not present.

ITEM-212: (O-83-78) CONTINUED TO NOVEMBER 1, 1982, 2:00 P.M.

(Continued from the meeting of October 12, 1982 due to lack of time.)

Introduction of an Ordinance amending Chapter II, Article 3 of the San Diego Municipal Code by adding Division 18 (Rule XVII of the Civil Service Commission Rules), Section 23.1801 relating to Review of Contracts for Services as follows:

DIVISION 18

CONTRACTS FOR SERVICES

SEC. 23.1801 Review of Contracts for Services (Rule XVII of the Rules of the Civil Service Commission.)

All contracts for services shall be reviewed by the Civil Service Commission prior to execution to ensure compliance with the personnel-related provisions of the City Charter, Municipal Code, and Civil Service Commission Rules and Regulations.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: G031-039).

MOTION BY CLEATOR TO CONTINUE TO NOVEMBER 1, 1982, 2:00 P.M. AT COUNCIL MEMBER STRUIKSMA'S REQUEST. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Killea-not present, Mayor Wilson-not present.

ITEM-310: WELCOMED BY THE COUNCIL

Welcome to new employees.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A010-022).

ITEM-311:

19821026

Two actions relative to authorizing suggestion awards and making a presentation to the following employees:

Subitem-A: (R-83-613) ADOPTED AS RESOLUTION R-257389

Max J. Saska - Water Utilities Department - \$5,000.

Donald W. Pio - Park & Recreation Department - \$2,480.

Thelma Shuker - City Attorney - \$550.
Subitem-B: (R-83-614) ADOPTED AS RESOLUTION R-257390

George M. Harkleroad and Bill Pontsler - General Services
Department - \$535.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A-023-094).

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

ITEM-312:

19821026

Five actions relative to authorizing suggestion awards to
the following employees:

Subitem-A: (R-83-615) ADOPTED AS RESOLUTION R-257391

Paula A. Lundmark - City Auditor - \$475.

Kathleen A. Avery - Fire Department - \$415.

Ruth E. Klauer - City Clerk - \$315.

Florencia V. Santos - Building Inspection Department - \$310.

Subitem-B: (R-83-616) ADOPTED AS RESOLUTION R-257392

Norval L. Brewer - Fire Department - \$275.

Eustis Nikas and Robert Snowden - General Services
Department - \$270.

Barbara Center-Amy - Personnel Department - \$220.

James H. Kline - Fire Department - \$150.

Subitem-C: (R-83-617) ADOPTED AS RESOLUTION R-257393

George R. Ikeda - General Services Department - \$140.

Marian J. Avila - Library - \$75.

Jeanne D. Hammon and Linda L. Loveland - Park & Recreation
Department - \$50.

Mary F. Labiak - Park & Recreation Department - \$30.

Subitem-D: (R-83-618) ADOPTED AS RESOLUTION R-257394

Nicholas J. Lanning - Water Utilities Department - \$25.

John T. Mulvey - City Clerk - \$25.

Jack A. Mead - Park & Recreation Department - \$25.

Bill Pontsler - General Services Department - \$20.

Subitem-E: (R-83-619) ADOPTED AS RESOLUTION R-257395

Virginia R. Edwards - City Attorney - \$15.

Rolando B. Pritchard - Police Department - \$15.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A095-108).

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

ITEM-330: CONTINUED TO NOVEMBER 23, 1982, 2:00 P.M., TIME CERTAIN

19821026

Matters of:

1) Proposed amendment to the Navajo Community Plan. The proposed amendment would include incorporating the Mission Trails Regional Park; the Mission Trails Design District controls on development; updating open space designations to reflect the application of the HR regulations and acquisitions and deletions of open space; designating more specific density ranges for inclusion into the residential element text and map; updating designations for school and park sites and sand and gravel areas; incorporating the Mission Gorge annexation, the Mobilehome Park Overlay Zone for application to existing mobilehome parks, text and maps, current data necessary to bring various elements up to date (commercial, industrial, circulation and community facilities) and the Geologic Hazard Overlay category, adopted by City Council Resolution R-254954 on August 31, 1981.

2) Proposal to amend the Progress Guide and General Plan for the City of San Diego to amend the map concerning those portions covered by the Navajo Community Plan.

3) Rezoning a portion of Lot 70, Rancho Mission (approximately 17.8 acres), located east of Robles Drive and north of Highwood Drive, from Zone A1-10 (portions Hillside Review) to Zone R-2.

4) Two appeals of Navajo Community Planners, Inc., by Henry Wilson, from the decision of the Planning Commission in approving: 1) Planned Residential Development PRD-82-0002, an amendment to PRD-20-141-0 to add 146 units; and 2) Tentative Map TM-82-0002, which proposes a 12-lot subdivision (Cowles Mountain Village Units 4 through 7) on the above described real property.

(Case 82-0002, PRD-82-0002 and TM-82-0002. District-7.)

Subitem-A: (R-83-504)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-82-0002 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-83-503)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declarations END-73-3-19C and END-80-03-33 have been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declarations have been reviewed and considered by the Council.

Subitem-C: (R-83-502)

Adoption of a Resolution approving the community plan, to be effective when the amendment to the General Plan Map is adopted after a hearing on or about November 23, 1982.

Subitem-D: (O-83-77)

Introduction of an Ordinance for R-2 Zoning.

Subitem-E: (R-83-)

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.

Subitem-F: (R-83-)

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

Subitem-G: (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-82-0002.

FILE LOCATION: Subitem-A PERM PRD-82-0002;

Subitem-B, C and G LAND Navajo Community Plan;

Subitem-D ZONE 10/26/82; Subitem-E PERM PRD-82-0002;

Subitem-F SUBD Cowles Mtn. Village Units 4-7

COUNCIL ACTION: (Tape location: B344-E500).

Hearing began at 10:03 a.m. and halted at 12:18 p.m.

Testimony in favor of Julie Dillon, Sam Safino, Ross Sutherland,

James McIntyre and Paul O'Neal.

Testimony in opposition by Gerry Braun, Fred Thomas, Richard Mellien, Kenneth Smith, Jack Mones, Robert Simmons, Richard Wharton and Brina-Rae Schuchman.

Council Member Williams entered at 10:24 a.m.

Council Member Cleator entered at 10:30 a.m.

Council Member Williams left at 11:05 a.m.

Council Member Williams entered at 11:56 a.m.

Motion by Murphy to suspend the rules and extend the time to 25 minutes for testimony. Second by Gotch. Passed. Yeas: 1,3,5,6,7. Not present: 2,4,8,M.

Motion by Murphy to adopt the Community Plan with three modifications. No second.

Motion by Murphy to designate the Pasatiempo East park site as a future study area. Also, direct the City Attorney and Planning Department to examine the issue of this site to determine if there were any conditions attached in the sale of the land by the School District to the City, and report back to the Council on whether the School District has the right to re-acquire the land if the City does not use it for park purposes. Second by Gotch. Passed. Yeas: 1,2,3,5,6,7, Not present: 4,8,M.

Motion by Murphy to modify the language to specify "up to 12 ballfields" for the Lake Murray Community Park. Second by Struiksma. Passed. Yeas: 1,2,3,5,6,7. Not present: 4,8,M.

Motion by Murphy to designate the density for Cowles Mountain Village to allow for 5 to 9 dwelling units per acre which is equivalent to R-1-5 zoning. No second.

MOTION BY MURPHY TO CONTINUE TO NOVEMBER 23, 1982, AT 2:00 P.M. TIME CERTAIN, AT COUNCIL MEMBER CLEATOR'S REQUEST. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Killea-not present, Mayor Wilson-not present.

ITEM-331: (O-83-68) INTRODUCED, TO BE ADOPTED NOVEMBER 8, 1982

Introduction of an Ordinance amending Chapter X, Article 1, Division 3 of the San Diego Municipal Code by amending Section 101.0210 regarding limitation on time for action attacking administrative determination.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: F516-550).

Hearing began at 3:50 p.m. and halted at 3:51 p.m.

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

Killea-not present, Mayor Wilson-not present.

ITEM-332: CONTINUED TO NOVEMBER 2, 1982, 10:00 A.M.

19821026

Matter of rezoning a portion of Lot 2, Section 10, Township 15 South, Range 3 West, S.B.B.M. (a 6.4 acre site), located on the southwest corner of Miramar Road and the AT&SF Railroad right-of-way, in the University Community Plan Area, from Zone A1-10 to Zone M-1B.

(Case-82-0272. District-5.)

Subitem-A: (R-83-553)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-82-0272 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-83-81)

Introduction of an Ordinance for M-1B Zoning.

FILE LOCATION: ZONE 10/26/82

COUNCIL ACTION: (Tape location: F046-400).

Hearing began at 3:18 p.m. and halted at 3:43 p.m.

Testimony in favor by Albert Frost, Jr.

MOTION BY MURPHY TO CONTINUE TO NOVEMBER 2, 1982, 10:00 A.M. AT COUNCIL MEMBER STRUIKSMA'S REQUEST. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Killea-not present, Mayor Wilson-not present.

ITEM-333: CONTINUED TO NOVEMBER 1, 1982, 3:30 P.M. TIME CERTAIN

19821026

(This item is a portion of Item S500 continued from the meeting of August 10, 1982 at Council Member Struiksma's request.)

Matter of a proposal to amend the Sabre Springs Community Plan to expand the Northridge Industrial area. The area is located southeast of I-15 and Poway Road in the southwest corner of Sabre Springs and rezoning 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,

located approximately 1500 feet south of Poway Road, east of I-15, from Zone A-1-10 to Zone M-IP.

(Case-82-0284. District-5.)

Subitem-A: (R-83-)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-82-01-07 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 approving the amendment to the Community Plan, to be effective when the amendment to the General Plan Map is adopted after a hearing on or about November 23, 1982.

Subitem-C: (O-83-89)

Introduction of an Ordinance for M-IP Zoning.

Subitem-D: (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-82-01-07.

FILE LOCATION: LAND Sabre Springs Community Plan

COUNCIL ACTION: (Tape location: F006-020).

Hearing began at 3:15 and halted at 3:16 p.m.

MOTION BY CLEATOR TO CONTINUE TO NOVEMBER 1, 1982, 3:30 P.M.

TIME CERTAIN AT CITY MANAGER BLAIR'S REQUEST. Second by Golding.

Passed by the following vote: Mitchell-yea, Cleator-yea,

Golding-yea, Williams-not present, Struiksmas-not present,

Gotch-yea, Murphy-yea, Killea-not present Mayor Wilson-not

present.

ADDITIONAL BUSINESS:

The Council considered the following item concerning PRD-258

Two appeals of Webster Community Council, by Kitty Reed, from the decision of the Planning Commission in approving:

1) Planned Residential Development No. 20-258-0 to construct 60 dwelling units on 5.56 acres.

(PRD NO. 20-258-0)

2) Tentative Map No. 02-276-0 which proposes a one-lot subdivision.

(T.M. 02-276-0)

The subject property is located on the southwest side of

Euclid Avenue, north of Fir Street and east of Dafter Drive, in the R-1-5 Zone and within the boundaries of the Mid-City Community Plan and is more particularly described as a portion of Lot 1, Horton's Purchase, Ex-Mission Lands of San Diego, Map No. 283. END No. 81-12-05.

MOTION BY GOLDING TO CONTINUE FROM NOVEMBER 8, 1982, TO NOVEMBER 15, 1982, 2:30 P.M. AT COUNCIL MEMBER WILLIAMS' REQUEST. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-not present, Struiksmas-not present, Gotch-yea, Murphy-yea, Killea-not present, Mayor Wilson-not present.

ITEM-334:

19821026

Matters of:

1) Proposed amendment to the University Community Plan to reflect "commercial office" uses (from Low Density Residential to Commercial).

2) Proposal to amend the Progress Guide and General Plan for the City of San Diego to amend the map concerning those portions covered by the University Community Plan.

3) Rezone Case-82-0106.

(District-1.)

Subitem-A: (R-83-) ADOPTED AS RESOLUTION R-257398

Approving the community plan, to be effective when the amendment to the General Plan Map is adopted after a hearing on or about November 23, 1982.

Subitem-B: (O-83-64) ADOPTED AS ORDINANCE O-15847 (New Series)

Incorporating a portion of Pueblo Lots 1274 and 1276 into CO Zone, as defined by section 101.0423 of the San Diego Municipal Code.

(Introduced on 10/5/82. Council voted 8-0. Mayor not present.)

FILE LOCATION: Subitem-A LAND University Comm. Plan;

Subitem-B ZONE 10/26/82

COUNCIL ACTION: (Tape location: F401-470).

Hearing began at 3:43 p.m. and halted at 3:47 p.m.

MOTION BY CLEATOR TO CLOSE HEARING, ADOPT SUBITEMS A AND B.

Second by Golding. Passed by the following vote: Mitchell-yea, Cleator-yea, Golding-yea, Williams-not present, Struiksmas-not

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

ITEM-335:

19821026

Matter of rezoning Lot 2 of Holly Hills Center, Map-4553 (an 11,000 square foot site), located at 2130 Saipan Drive, in the Skyline/Paradise Hills Community Plan Area, from Zone R-3A to Zone CO.

(Case-82-0377. District-4.)

Subitem-A: (R-83-557) ADOPTED AS RESOLUTION R-257399

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-82-0377 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-83-82) INTRODUCED, TO BE ADOPTED NOVEMBER 8, 1982

Introduction of an Ordinance for CO Zoning.

FILE LOCATION: ZONE 10/26/82

COUNCIL ACTION: (Tape location: F471-515).

Hearing began at 3:47 p.m. and halted at 3:50 p.m.

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

ITEM-UC-1: (R-82-0000) ADOPTED AS RESOLUTION R-257400

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Mayor Peter Wilson from the Council Meeting of Tuesday, October 26, 1982, for the purpose of vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: G039-043).

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

ITEM-UC-2: (R-82-0000) ADOPTED AS RESOLUTION R-257401

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Ed Struiksma from the afternoon session of the City Council meeting of Tuesday, October 26, 1982, for the purpose of conducting city business.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: G039-043).

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

ITEM-UC-3: (R-82-0000) ADOPTED AS RESOLUTION R-257402

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Deputy Mayor Lucy Killea from the afternoon session of the City Council meeting of October 26, 1982, for the purpose of vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: G039-043).

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

ADJOURNMENT:

By common consent the meeting was adjourned at 4:04 p.m. into Closed Session in the Twelfth Floor Conference Room on pending litigation.