

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

TUESDAY, NOVEMBER 16, 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 8:49 a.m. No quorum was present. A quorum was present at 8:50 a.m. The meeting was recessed by Deputy Mayor at 9:17 a.m. The meeting was reconvened by Deputy Mayor Killea at 9:20 a.m. with Council Members Cleator, Williams and Struiksma and Mayor Wilson not present. Deputy Mayor Killea recessed the meeting at 10:29 a.m. The meeting was reconvened by Mayor Wilson at 10:45 a.m. with Council Member Williams not present. The meeting was recessed at 10:48 a.m. to convene as the Housing Authority. During the Special meeting of the City Council, Deputy Mayor Killea commended Lisa Nichols, a seventh-grade student from Montgomery Jr. High School, for winning the City's Women's Opportunities Week poster contest. The meeting was reconvened at 11:55 a.m. by Mayor Wilson with Council Member Williams and Deputy Mayor Killea not present, and was immediately recessed to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Wilson at 2:11 p.m. with Council Members Mitchell, Williams and Killea not present. The meeting was recessed by Mayor Wilson at 3:50 p.m. The meeting was reconvened by Mayor Wilson at 4:16 p.m. with Council Members Williams and Killea not present. Mayor Wilson adjourned the meeting at 4:30 p.m. into Closed Session in the Twelfth Floor Conference Room on pending litigation and into Closed Session on Monday, November 22, 1982 at 10:30 a.m. regarding personnel matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Wilson-present.
 - (1) Council Member Mitchell-present.
 - (2) Council Member Cleator-present.
 - (3) Council Member Golding-present.
 - (4) Council Member Williams-excused by R-257493 (attend annual Conference of Co. Supervisors Assn. of CA).
 - (5) Council Member Struiksma-present.
 - (6) Council Member Gotch-present.
 - (7) Council Member Murphy-present.
 - (8) Council Member Killea-present.
- Clerk-Abdelnour (mp a.m.; jb p.m.)

ITEM-300: 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-330:

19821116

(Continued from the meetings of August 23 and October 12, 1982; last continued at Council Member Murphy's request.)

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) DEEMED DENIED

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-) DEEMED DENIED

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

Subitem-C: (R-83-) DEEMED DENIED

Adoption of a Resolution granting or denying the appeal and the map with appropriate findings to support Council action.
Subitem-D: (O-83-37) DEEMED DENIED

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

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 11/16/82
COUNCIL ACTION: (Tape location: A023-C050).

Hearing reopened at 9:27 a.m. and halted at 10:29 a.m.

Council Members Cleator and Struiksma entered at 9:29 a.m.

Testimony in favor by James Milch.

Testimony in opposition by Betsy Betraun and P. R. Kedward.

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

MOTION BY GOLDING TO UPHOLD THE APPEAL. (This motion declared unnecessary by City Attorney Witt.) Second by Struiksma. Failed by the following vote: Mitchell-nay, Cleator-nay, Golding-nay, Williams-not present, Struiksma-nay, Gotch-nay, Murphy-yea, Killea-nay, Mayor Wilson-not present.

ITEM-331:

19821116

Matter of rezoning Parcel 1 of Parcel Map PM-11145 (approximately 1.89 acres), located west of Kearny Villa Road, north of I-805 and south of Aero Drive, in the Serra Mesa Community Plan Area, from Zone M-IP to Zone CO.

(Case-82-0473. District-5.)

Subitem-A: (R-83-648) ADOPTED AS RESOLUTION R-257494

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-82-0473 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-83-88) INTRODUCED, TO BE ADOPTED DECEMBER 6,
1982

Introduction of an Ordinance for CO Zoning.
FILE LOCATION: ZONE 11/16/82
COUNCIL ACTION: (Tape location: E020-045).

Hearing began at 2:12 p.m. and halted at 2:14 p.m.

MOTION BY STRUIKSMA TO CLOSE THE HEARING, ADOPT SUBITEM-A AND
INTRODUCE SUBITEM-B. 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-not present,
Mayor Wilson-yea.

ITEM-332:

19821116

Matters of:

- 1) Approving the Development Agreement for the First San Diego River Improvement Project, which will provide pursuant to an agreement with The City of San Diego and certain owners for flood control, improvements including realignment of the San Diego River and private development including residential, office, hotel and other commercial facilities and uses.
- 2) Approving the Specific Plan for the First San Diego River Improvement Project as provided for by the Development Agreement.
- 3) Approving an amendment to the Progress Guide and General Plan to incorporate the Specific Plan.
- 4) Certifying Environmental Impact Report EIR-80-03-41 and adopting Findings pursuant to the California Environmental Quality Act.

The First San Diego River Improvement Project Development Agreement and Specific Plan area consists of 220 acres in Mission Valley, generally bounded by State Route 163 on the west, Camino de la Reina and Camino del Rio North on the south, and Friars Road on the north. The easterly boundary of the Specific Plan area is approximately 700 feet east of I-805.

(District-5.)

Subitem-A: (R-83-790) ADOPTED AS RESOLUTION R-257495

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-80-03-41 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-83-789) ADOPTED AS RESOLUTION R-257496

Adoption of a Resolution approving the Specific Plan, to be effective when the amendment to the General Plan Map is adopted after a hearing on or about December 7, 1982.

(O-83-104) ORDINANCE INTRODUCED, TO BE ADOPTED
DECEMBER 6, 1982

Introduction of an ordinance rescinding the FW and FPF Zones for the area.

(R-83-791) ADOPTED AS RESOLUTION R-257497

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-80-03-41.

FILE LOCATION: LAND First San Diego River Specific Plan
COUNCIL ACTION: (Tape location: E050-F140).

Motion by Struiksma to suspend the rules and extend the time to 35 minutes per side for testimony. Second by Murphy. Passed.
Yeas: 1,2,3,5,6,7,M. Not present: 4,8.

Hearing began at 2:15 p.m. and halted at 3:50 p.m.

Council Member Mitchell entered at 2:28 p.m.

Testimony in favor by Paul Peterson, Bruce Hazard and Homer Delawie.

Testimony in opposition by Russell Grant.

MOTION BY STRUIKSMA TO CLOSE THE HEARING, ADOPT SUBITEMS-A, B,

D,

AND INCLUDE THE ERRATA SHEETS DATED NOVEMBER 16, 1982, AND
INTRODUCE

SUBITEM-C. DIRECT THE CITY MANAGER TO RESOLVE WITH THE PARK AND RECREATION BOARD THE ISSUE OF THE UTILIZATION OF THE PARK FEES

AND

RECOMMEND TO THE COUNCIL WITHIN A YEAR HOW TO OFFSET THE COSTS
FOR

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

ITEM-S500: CONTINUED TO NOVEMBER 23, 1982, AT 3:30 P.M., TIME CERTAIN

Matter of the appeal of Sharon and Clayton Haven, et al., from the decision of the Public Facilities and Recreation Committee of the City Council, which upheld the decision of the City Engineer to issue Permit No. W25301 authorizing improvements for the extension of Goldfinch Street between its

southerly termination to a point 350 feet southerly.
(See City Manager Report CMR-82-436 and PFR Committee
Consultant Analysis PFR-82-30.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: G148-305).

Testimony by Jeffrey Issac in oppositon to the request for
continuance.

MOTION BY GOTCH TO CONTINUE TO NOVEMBER 23, 1982, AT 3:30 P.M.
TIME CERTAIN, AT SHARON HAVEN'S REQUEST. Second by Murphy. Passed
by the following vote: Mitchell-yea, Cleator-yea, Golding-yea,
Williams-not present, Struiksma-yea, Gotch-yea, Murphy-yea,
Killea-not present, Mayor Wilson-yea.

ITEM-UC-1: (R-83-808) ADOPTED AS RESOLUTION R-257493

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Excusing Council Member Williams from attending City Council
meeting on November 16, 1982, for the purpose of attending
County Supervisors Association of California Annual Conference
in Los Angeles, California.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C051-060).

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

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor Wilson
at 4:30 p.m.

FILE LOCATION:

MINUTES