

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

TUESDAY, AUGUST 2, 1983

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 10:03 a.m. The meeting was recessed by Mayor Hedgecock at 11:23 a.m. to reconvene at 2:00 p.m. The meeting was reconvened by Mayor Hedgecock at 2:09 p.m. with Council Members Mitchell, Jones, Struiksmas, and Martinez not present. Mayor Hedgecock adjourned the meeting at 3:42 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present.
- (1) Council Member Mitchell-present.
- (2) Council Member Cleator-present.
- (3) Council Member McColl-present.
- (4) Council Member Jones-present (excused after 10:00 a.m. by R-259014-City business).
- (5) Council Member Struiksmas-excused by R-259013 (vacation)
- (6) Council Member Gotch-present.
- (7) Council Member Murphy-present.
- (8) Council Member Martinez-present.
Clerk-Abdelnour (bb a.m.; mp p.m.)

FILE LOCATION:

MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:
Mayor Hedgecock-present.
Council Member Mitchell-not present.
Council Member Cleator-present.
Council Member McColl-present.
Council Member Jones-present.
Council Member Struiksmas-not present.
Council Member Gotch-present.
Council Member Murphy-present.
Council Member Martinez-present.

ITEM-113: (R-84-95) ADOPTED AS RESOLUTION R-259001

Expressing opposition to the concept of a local sales tax option as presently being proposed in the California

Legislature.

(See Intergovernmental Relations Department Report
IRD-83-51.)

COMMITTEE ACTION: Reviewed by RULES on 7/18/83. Recommendation to adopt the
Resolution. Districts 2, 5, 6, 7 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B099-130).

MOTION BY GOTCH TO ADOPT. Second by Murphy. Passed by the
following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not
present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea,
Mayor Hedgecock-yea.

ITEM-114: (R-84-123) CONTINUED TO AUGUST 8, 1983

Authorizing the sale by negotiation of a portion of Lot 6,
Block 7 of the subdivision of Lots "H" and "O" of Rancho El
Cajon, Map-817, for the sum of \$4,425 to David B. Martin,
Ottavio Belvedere and Leonard Belvedere; authorizing the
execution of a grant deed, granting to David B. Martin, Ottavio
Belvedere and Leonard Belvedere said property; determining that
no broker's commission shall be paid by the City on said
negotiated sale.

(Located northerly of the existing Graves Avenue north of
Prospect Avenue in the City of Santee.)

CITY MANAGER REPORT:

The adjacent developer has requested the purchase of this parcel,
located easterly of Highway 67 in the City of Santee, to extend a
portion of Graves Avenue through this site to his proposed
development. The extension of Graves Avenue is a condition imposed
by the City of Santee for the completion of the subdivision map. An
easement for the existing El Monte Pipeline is a requirement of this
sale and will be reserved over the entire parcel.

WU-PR-84-001.

FILE LOCATION:

DEED F-2005

COUNCIL ACTION: (Tape location: B131-364 and B378-385).

Motion by Murphy to sell land for \$8,850. Second by Martinez.

No vote.

MOTION BY MURPHY TO CONTINUE TO AUGUST 8, 1983, AT HIS REQUEST,
AND 1) DENY THE SALE OF THE PROPERTY AT THE NEGOTIATED PRICE OF
\$4,425; 2) DIRECT THE CITY MANAGER TO RENEGOTIATE THE SALE FOR A
HIGHER PRICE; AND 3) GIVE A FULL COST ACCOUNTING (IN LETTER FORM)

OF

WHAT IT WILL COST THE TAXPAYERS TO REVIEW THIS ITEM WITH
ACCOUNTING

TO INCLUDE ALL RELATED DEPARTMENTS. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-nay, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-nay.

NOTE: DIRECTIVE BY COUNCIL MEMBER MARTINEZ TO REVIEW HOW MUCH THE CITY HAS LOST ON CITY PROPERTY OVER THE YEARS REGARDING NEGOTIATED SALES.

ITEM-150: (R-84-97) CONTINUED TO AUGUST 8, 1983

Approving the recommendation in Intergovernmental Relations Department Report IRD-83-49 and expressing opposition to the proposed IRS rule change (LR- 82-82) regarding government borrowing; referring the question of the need for a general policy on tax-exempt municipal borrowing to the City Manager and City Auditor and Comptroller.

(See Intergovernmental Relations Department Report IRD-83-49.)

COMMITTEE ACTION: Reviewed by RULES on 7/18/83. Recommendation to adopt the Resolution. Districts 2, 5 and 7 voted yea. District 6 and Mayor voted nay.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A526-B098).

Motion by Murphy to support IRS rule change. Second by McColl. Failed. Yeas: 6,M. Nays: 1,2,3,7. Not present: 4,5,8.

MOTION BY MURPHY TO CONTINUE TO AUGUST 8, 1983, AT HIS REQUEST, AND DIRECT RULES COMMITTEE STAFF TO OBTAIN INFORMATION FROM THE

INTERNAL REVENUE SERVICE REGARDING IMPACT OF RULE CHANGE IN CAPITAL

MARKETS. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-not present, Mayor Hedgecock-yea.

ITEM-200: (R-84-68) ADOPTED AS RESOLUTION R-259002

Inviting bids for the construction of San Diego Jack Murphy Stadium Expansion on Work Order No. 121054; authorizing the execution of a contract with the lowest responsible and reliable bidder, subject to the successful sale of Stadium Authority Revenue Bonds; authorizing the expenditure of not to exceed \$8,930,200 from Stadium Authority Revenue Bond proceeds for said project and related costs, subject to the successful sale of Stadium Authority Revenue Bond proceeds; authorizing the Auditor and Comptroller, upon advice from the administering

department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5190

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT:

On March 21, 1983, Council approved funds for the Hope Consulting Group to prepare construction documents for the expansion of San Diego Jack Murphy Stadium. Plans and specifications are now complete and ready to advertise for bids.

The proposed stadium expansion will provide a net increased seating capacity of about 7,800 seats, bringing the total capacity to above 60,000. This will be accomplished by closing the plaza level to a full bowl, replacing the 3,000 temporary bleacher seats with about 6,300 permanent seats on an at-grade structure. Behind these seats and flanking the scoreboard, two above-grade structures will provide an additional 2,700 seats in what is termed "extended plaza level" seating. The existing Loge and Press levels will be extended on each side to provide additional seating and 30 new "skyboxes," fully furnished and outfitted. Additions at these levels provide about 1,800 new seats. An additional 14 skyboxes will be constructed in existing available spaces on the Press level and on the Loge level. Additional public toilets will be constructed on the Loge level and beneath the extended Plaza level seating where additional concession facilities will also be provided. Additional office area of about 9,000 square feet will be provided beneath the extended Loge level. Other ancillary elements will be constructed as necessary to accommodate the expansion. These elements may include, but are not necessarily limited to: remodeled restaurant spaces, pantries, and converted or remodeled restrooms.

FILE LOCATION:

W. O. 121054

COUNCIL ACTION: (Tape location: B365-388).

MOTION BY GOTCH TO ADOPT. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-202:
19830802

Four actions relative to Water Utilities in-lieu taxes:

(See City Manager Report CMR-83-305.)

Subitem-A: (R-84-106) ADOPTED AS RESOLUTION R-259003

Electing to pay out of Municipal Funds 100 percent of an amount in lieu of taxes which would otherwise be levied upon

property within the City by the Metropolitan Water District of Southern California for the Fiscal Year beginning July 1, 1983, and ending June 30, 1984, and appropriating such in- lieu amount.

Subitem-B: (R-84-107) ADOPTED AS RESOLUTION R-259004

Electing to pay out of Municipal Funds 100 percent of an amount in lieu of taxes which would otherwise be levied upon property within the City by the San Diego County Water Authority for the Fiscal Year beginning July 1, 1983, and ending June 30, 1984.

Subitem-C: (R-84-108) ADOPTED AS RESOLUTION R-259005

Declaring the intention to pay out of Municipal Funds the whole of the amount of taxes to be derived from that area of the Metropolitan Water District of Southern California which is within the City for the Fiscal Year beginning July 1, 1984 in an amount to be fixed in August, 1984 by Resolution of the Board of Directors of the District.

Subitem-D: (R-84-109) ADOPTED AS RESOLUTION R-259006

Declaring the intention to pay out of Municipal Funds the whole of the amount of taxes to be derived from that area of the San Diego County Water Authority which is within the City for the Fiscal Year beginning July 1, 1984 in an amount to be fixed in August, 1984 by Resolution of the Board of Directors of the Authority.

WU-U-83-818.

FILE LOCATION: Subitem-A and C WATER Metropolitan Water District of Southern California, Taxes Payment out of Revenue;

Subitem-B and D WATER San Diego County Water Authority Taxes, Payment out of Revenue

COUNCIL ACTION: (Tape location: B405-412).

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksm-a-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-203: (R-84-58) ADOPTED AS RESOLUTION R-259007

(Continued from the meeting of July 18, 1983 at the City Manager's request.)

Authorizing an agreement with Medevac, Inc. to provide emergency medical services on an as needed basis for special events at San Diego Jack Murphy Stadium from July 1983 to June

1986.

(See City Manager Report CMR-83-303.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B389-404).

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-330:

19830802

Matter of rezoning Lots 1-6, Block 5, Chester Park Addition, Map-1354 (approximately 0.64 acres), located at the southeasterly corner of Menlo Avenue and El Cajon Boulevard in the Mid-City Community Plan area, from Zones R-3A and C to Zone C-1.

(Case-83-0173. District-3.)

Subitem-A: (R-84-64) ADOPTED AS RESOLUTION R-259008

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-83-0173 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-84-6) INTRODUCED, TO BE ADOPTED AUGUST 15, 1983

Introduction of an Ordinance for C-1 Zoning.

FILE LOCATION: Subitem-A ZONE 8/1/83

COUNCIL ACTION: (Tape location: A016-022).

Hearing began at 10:03 a.m. and halted at 10:04 a.m.

MOTION BY McCOLL TO CLOSE HEARING, ADOPT SUBITEM A AND INTRODUCE

SUBITEM B. Second by Gotch. Passed by the following vote:

Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea,

Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-331:

19830802

Matter of rezoning a portion of Section 10, Township 15 South, Range 3 West, SBBM (approximately 25.08 acres), located

west of Commerce Avenue, north of Miramar Road and south of Carroll Road in the Mira Mesa Community Plan area, from Zone A-1-10 (HR) to Zone M-1B.

(Case-83-0239. District-5.)

Subitem-A: (R-84-65) ADOPTED AS RESOLUTION R-259009

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-80-11-02 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: (O-84-7) ORDINANCE INTRODUCED, TO BE ADOPTED AUGUST 15, 1983

Introduction of an Ordinance for M-1B Zoning.

Subitem-C: (R-84-240) ADOPTED AS RESOLUTION R-259010

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-80-11-02.

FILE LOCATION: Subitem-A and C ZONE 8/2/83

COUNCIL ACTION: (Tape location: A023-029).

Hearing began at 10:04 a.m. and halted at 10:05 a.m.

MOTION BY GOTCH TO CLOSE HEARING, ADOPT SUBITEMS A AND C AND INTRODUCE SUBITEM B. Second by Murphy. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksmas-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-332:

Matter of an appeal of John M. Lomac, Jr. from the decision of the Planning Commission in approving Hillside Review Permit HRP-83-0110 with conditions as modified. The permit proposes a 12-unit condominium project supported on columns above grade on a 0.36 acre site. The subject property is located on the south side of Montecito Way between Goldfinch and Falcon Streets in the R-3 (HR) Zone, within the boundaries of the Uptown Community Plan, and is further described as Lots 1-6 and portions of Lots 23 and 24, Block 34, Arnold and Choate's Addition, Map-334.

(HRP-83-0110. District-2.)

(R-84-241) ADOPTED AS RESOLUTION R-259011

Today's action is 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.

FILE LOCATION:

PERM HRP-83-0110

COUNCIL ACTION: (Tape location: A030-525).

Hearing began at 10:05 a.m. and halted at 10:39 a.m.

Testimony in favor of appeal by John M. Lomac, Jr., Jim Kelly-Markham, Charles L. Schmucher, Jill Schmidt, Mr. Rounsley, and Stephanie Nance.

Testimony in opposition of appeal by Robert F. Wiggins, and John Manor, III.

MOTION BY CLEATOR TO CLOSE HEARING, GRANT THE APPEAL AND DENY THE

PERMIT. Second by McColl. Passed by the following vote:

Mitchell-

yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor

Hedgecock-

yea.

ITEM-333: (R-84-134) ADOPTED AS RESOLUTION R-259015

Authorizing the execution of a lease agreement with Video Services, Inc. for a communications facility atop Cowles Mountain, at an initial annual rental of \$150,000.

(See City Manager Report CMR-83-304. Located in a portion of Mission Trails Regional Park. District-7.)

COMMITTEE ACTION: Reviewed by PFR on 7/20/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 7 and 8 voted yea.

FILE LOCATION:

LEAS Video Services, Inc.

COUNCIL ACTION: (Tape location: C006-E047).

MOTION BY MURPHY TO APPROVE THE CITY MANAGER'S RECOMMENDATIONS

THAT THERE BE NO EXPANSION OF THE EXISTING FACILITY, THAT COX CABLE

PAY \$150,000 PER YEAR RENT WHICH WILL BE EARMARKED FOR PARK PURPOSES, THAT THE CITY MANAGER NOT EXECUTE THE LEASE UNTIL POTENTIAL DISAGREEMENTS WITH THE COUNTY OF SAN DIEGO ARE RESOLVED,

THAT THERE BE NO RENT CREDITS, AND THAT AESTHETIC IMPROVEMENTS COME

TO COUNCIL FOR APPROVAL. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea,

Mayor Hedgecock-yea.

ITEM-S403: (O-83-235) INTRODUCED AS AMENDED, TO BE ADOPTED AUGUST 15, 1983

(Continued from the meetings of June 20, 1983, July 18, 1983 and July 25, 1983; last continued at the City Manager's request.)

Introduction of an Ordinance amending Chapter VIII, Article 6, of the San Diego Municipal Code by amending Section 86.11, titled "Parking Meter Zones and Rates - Authority," relating to increasing parking meter fees.

(See City Manager Report CMR-83-180.)

COMMITTEE ACTION: Reviewed by PSS on 6/8/83. Recommendation to introduce the Ordinance. Districts 3, 4, 6 and 8 voted yea. District 1 not present.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B413-469).

MOTION BY MARTINEZ TO INTRODUCE AS AMENDED TO EVALUATE AND REVIEW

IMPACT ON COMMUNITY IN ONE YEAR. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-nay, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S404: (R-83-1991) ADOPTED AS RESOLUTION R-259012

(Continued from the meetings of June 20, 1983, July 18, 1983 and July 25, 1983; last continued at the City Manager's request.)

Awarding a contract to Traffic Appliance Corporation for the purchase of parking meter parts, for an estimated cost of \$13,146.12, including tax and terms. BID-5053

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B470-475).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-1: (R-84-174) ADOPTED AS RESOLUTION R-259013

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Ed Struiksma from the regular Council meetings of August 1 and 2, 1983, for the purpose of

vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B476-487).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-2: (R-84-175) ADOPTED AS RESOLUTION R-259014

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member William Jones from the Council meeting of August 2, 1983, (after 10:00 a.m.) for the purpose of City business.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B488-498).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 3:42 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: E047-069).

MOTION BY MARTINEZ TO ADJOURN IN HONOR OF THE MEMORY OF ROBERT E.

PECK. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.