

19850806

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, AUGUST 6, 1985  
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 10:07 a.m.

Mayor Hedgecock adjourned the meeting at 10:56 a.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
- (5) Council Member Struiksmma-excused by R-263819  
(vacation)
- (6) Council Member Gotch-present
- (7) Vacant
- (8) Council Member Martinez-present  
Clerk-Abdelnour (bb a.m.)

FILE: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Hedgecock-present
- (1) Council Member Mitchell-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksmma-not present
- (6) Council Member Gotch-present
- (7) Vacant
- (8) Council Member Martinez-present

ITEM-330: CONTINUED TO AUGUST 12, 1985, AT 2:00 P.M.

Five actions relative to the improvement of Alley Block B,  
Teralta Heights, under the provisions of the San Diego  
Municipal Code and the Improvement Act of 1911:  
(Mid-City Community Area. District-3.)

Subitem-A: (R-85-2532)

Resolution of feasibility for the improvement of Alley Block B, Teralta Heights.

Subitem-B: (R-85-2535)

Ordering the work for the improvement of Alley Block B, Teralta Heights.

Subitem-C: (R-85-2533)

Adopting plans and specifications for the improvement of Alley Block B, Teralta Heights.

Subitem-D: (R-85-2536)

Approving the City Engineer's report submitted in connection with the improvement of Alley Block B, Teralta Heights.

Subitem-E: (R-85-2534)

Inviting sealed proposals for bids for the improvement of Alley Block B, Teralta Heights.

CITY MANAGER REPORT: The project was initiated by owners of 73 percent of the property involved. The petition was accepted by Council on October 1, 1984, per Resolution R-261627. The alley to be improved is located between Monroe Avenue and Meade Avenue and between Wilson Avenue and 36th Street. The improvements consist of grading and paving as a 15-foot alley section.

FILE: --

COUNCIL ACTION: (Tape location: A067-074.)

Hearing began at 10:20 a.m. and halted at 10:21 a.m.

MOTION BY McCOLL TO CONTINUE TO AUGUST 12, 1985, AT 2:00 P.M.

DUE TO THE FACT THAT 8 VOTES ARE REQUIRED ON SUBITEM A AND ONLY 7 COUNCIL MEMBERS ARE PRESENT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-331:

Two actions relative to the establishment of the San Ysidro Boulevard Underground Utility District:  
(San Ysidro Community Area. District-8.)

Subitem-A: (R-85-2520) ADOPTED AS RESOLUTION R-263820

Establishing an Underground Utility District to be known and denominated as the San Ysidro Boulevard (Sunset Lane to

150' N. of Sunset Lane and 450' N. of Averil Road to Smythe Avenue) Underground Utility District.

Subitem-B: (R-85-2521) ADOPTED AS RESOLUTION R-263821

Authorizing the expenditure of an amount not to exceed \$7,000 from CIP-37-028, Federal Revenue Sharing Fund 18013 for the purpose of administering the Underground Utility District, minor City Force work and other related work.

CITY MANAGER REPORT: The proposed district will underground the overhead utility facilities in San Ysidro Boulevard between Sunset Lane and a point 150 feet north of Sunset Lane and between a point 450 feet north of Averil Road and Smythe Avenue.

This is a scheduled project in the Calendar Year 1986 Capital Improvements Program. The formation of this district will require the affected property owners to underground the portion of their utilities on their parcel prior to removal of the overhead utilities. The total number of affected properties in this district is 18, of which 16 are single family residential properties and 2 are commercial or multi-family properties. A typical cost range for a licensed contractor to perform this conversion work on residential private property is \$600 to \$1,000. Conversion costs on commercial private properties may vary from \$600 to several thousand dollars or more due to differences in service size and location. A future resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion.

Aud. Cert. 859157.

FILE: STRT - K-148

COUNCIL ACTION: (Tape location: A086-094.)

Hearing began at 10:22 a.m. and halted at 10:24 a.m.

MOTION BY MARTINEZ TO CLOSE THE HEARING AND ADOPT SUBITEMS A AND B. Second by McColl. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-332: CONTINUED TO SEPTEMBER 16, 1985, AT 2:00 P.M.

Matter of:

A proposed rezoning of the Hillside Review Overlay Zone areas, in the Uptown Community, to R1-40000 (1 dwelling unit per net residential acre) through an interim ordinance. The interim ordinance would be in effect for one year or until the ordinance to the Open Space and Recreation Element of the Uptown Plan has been approved.

(Districts-2 and 8.)

(O-86-4)

Introduction of an interim ordinance.

FILE: --

COUNCIL ACTION: (Tape location: A008-066)

Hearing began at 10:15 a.m. and halted at 10:20 a.m.

Testimony in favor by Michael McDade and John Lomac.

MOTION BY CLEATOR TO CONTINUE TO SEPTEMBER 16, 1985, AT 2:00 P.M. AT THE WRITTEN REQUESTS OF DISTRICT 2 CONSTITUENTS. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-333: (O-85-229) INTRODUCED, TO BE ADOPTED AUGUST 19, 1985

Introduction of an Ordinance amending Ordinance O-12486 (New Series), which imposed business license fees in the Business Improvement Area of La Jolla, by deleting all provisions for the collection of additional taxes for the area.

(See City Manager Report CMR-85-345. La Jolla Community Area. District-1.)

NOTE: See Item 334.

FILE: --

COUNCIL ACTION: (Tape location: A078-085.)

Hearing began at 10:21 a.m. and halted at 10:22 a.m.

MOTION BY MITCHELL TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-334: (R-86-159) ADOPTED AS RESOLUTION R-263822

Authorizing the execution of an agreement with the La Jolla Parking and Business Improvement Association for 6 months ending December 31, 1985 for operation of the La Jolla Improvement Area; authorizing the expenditure of an amount not to exceed \$85,951 from Department No. 10560, Account No. 4222 for the purpose of providing funds for the above project.

(See City Manager Report CMR-85-345. La Jolla Community Area. District-1.)

CITY MANAGER REPORT: The operating agreement with the La Jolla Parking and Business Improvement Association for the operation of the La Jolla Improvement Area is currently up for renewal. The terms of the agreement, as directed by Council during budget review hearings, will be limited to six months

ending December 31, 1985, and only half of the remaining \$85,000 account balance will be directly available to the Association. A maximum of \$23,995 may be spent on administrative and office expenses and a maximum of \$18,985 may be expended for projects. The remaining balance is to be held in reserve. If any reserve funds are required by the Association, they must return to Council for approval of the purpose and amount of said funds requested. The disbursement of any unencumbered funds remaining after termination of this agreement will be decided at a later date. Renewal of the agreement with the La Jolla Parking and Business Improvement Association for the operation of the La Jolla Improvement Area until December 31, 1985 is recommended. Aud. Cert. 86116.

NOTE: See Item 333.

FILE: STRT - L-2 CONTFY86-1

COUNCIL ACTION: (Tape location: A078-085.)

MOTION BY MITCHELL TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksm-a-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-335: (R-85-2564) CONTINUED TO AUGUST 20, 1985, AT 10:00 A.M.

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION

Determining and declaring that the public interest, convenience and necessity of the City of San Diego requires the development of open space for use as public pedestrian access to Tecolote Canyon National Park; and that the public interest, convenience and necessity demand the acquisition of fee title to said property for said open space for use as public pedestrian access to Tecolote Canyon National Park; declaring the intention of the City to acquire said property under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property.

(See City Manager Report CMR-85-383. Clairemont Community Area. District-6.)

Aud. Cert. 86079.

FILE: --

COUNCIL ACTION: (Tape location: A095-343.)

Hearing began at 10:23 a.m. and halted at 10:43 a.m.

Testimony in favor of expanding public pedestrian access by Rita Haun.

MOTION BY GOTCH TO CLOSE THE HEARING AND CONTINUE TO AUGUST 20, 1985, AT 10:00 A.M. WITH STAFF TO GIVE A SLIDE PRESENTATION ON MS. HAUN'S PROPERTY THAT HAS BEEN DESIGNATED AS PUBLIC ACCESS.

Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

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ITEM-336: (R-86-374) ADOPTED AS RESOLUTION R-263823

Matter of the appeal of John F. Shoemaker, from the decision of the Board of Zoning Appeals in denying the request to amend a variance to maintain approximately 59'-5" of maximum 6'-4" solid wall observing at the closest point a 0'-0" front yard (portion of the wall encroaches 1'-0" into the public right-of-way); but approving maximum 4'-8" solid wall at the southern property line; the remaining portion of the wall to be 4'-0" in height.

The subject property is located at 849 Rosecrans Street in Zone R1-5000, in the Peninsula Community Plan area, and is further described as Lot 25, Yacht Club Terrace, Map-2224. (Case C-17187. District-2.)

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

FILE: ZONE - Zoning Appeals Case C-17187

COUNCIL ACTION: (Tape location: A344-567.)

Hearing began at 10:44 a.m. and halted at 10:50 a.m.

Testimony in favor by Katherine So.

MOTION BY CLEATOR TO CLOSE THE HEARING AND GRANT THE APPEAL AND THE AMENDED VARIANCE. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S500: (O-86-22) INTRODUCED, READING DISPENSED WITH AND ADOPTED AS ORDINANCE O-16489 (New Series)

Introduction and adoption of an Ordinance amending Ordinance O-16475 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1985-86 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. OO-16475-1, as amended and adopted therein, by amending the personnel authorization of the Mayor's office, Department 011, Executive Services Department, in General

Fund 100, by adding one Council Representative II position; exempting said position from the Classified Service and establishing a salary rate therefor.

NOTE: The first public hearing was held on Monday, August 5, 1985.

See Item S405.

FILE: MEET

COUNCIL ACTION: (Tape location: A568-579.)

MOTION BY MARTINEZ TO INTRODUCE, DISPENSE WITH THE READING, AND ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 10:56 a.m.

FILE: MEET

COUNCIL ACTION: (Tape location: A580-603).

MOTION BY MITCHELL TO ADJOURN IN HONOR OF THE MEMORY OF J. STERLING WILSON. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

MOTION BY GOTCH TO ADJOURN IN HONOR OF THE MEMORY OF WILLIAM L. TRAVIS. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.