

19850924

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, SEPTEMBER 24, 1985
AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Mitchell at 10:05 a.m. Council Member Jones introduced Governor Joseph Yakum-Ntaw of the North Province of Garova, Cameroon. Deputy Mayor Mitchell adjourned the meeting at 11:50 a.m. to meet as the Redevelopment Agency.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-excused by R-264180 (vacation)
- (1) Council Member Mitchell-present
- (2) Council Member Cleator-excused by R-264181 (vacation)
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksmma-present
- (6) Council Member Gotch-present
- (7) Vacant
- (8) Council Member Martinez-present
Clerk-Abdelnour (eb)

FILE: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

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

* ITEM-115: (R-86-343) CONTINUED TO SEPTEMBER 30, 1985

Authorizing the City Manager to accept the amount of \$11,908 from Gibbs Flying Service, Inc. in full settlement of the rent deficiency owed to the City.

(See City Manager Report CMR-85-422. Kearny Mesa Community Area. District-5.)

COMMITTEE ACTION: Reviewed by PFR on 9/11/85. Recommendation to waive a portion of audit deficiency for Gibbs Flying Service, Inc. Districts 2, 3, 4 and 5 voted yea.

FILE: --

COUNCIL ACTION: (Tape location: A026-045.)

MOTION BY STRUIKSMA TO CONTINUE TO SEPTEMBER 30, 1985, AT HIS REQUEST. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-not present.

ITEM-310: (R-86-495) ADOPTED AS RESOLUTION R-264129

Authorizing suggestion awards and making a presentation to the following employees:

Vincent DeLeva - General Services Department - \$1,695.

Burness Gipson - Water Utilities Department - \$680.

FILE: MEET

COUNCIL ACTION: (Tape location: B248-309.)

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

ITEM-311: (R-86-496) ADOPTED AS RESOLUTION R-264130

Authorizing suggestion awards to the following employees:

David Lindmeier, Clyde Kirkpatrick and Richard Vargas - General Services Department - \$75.

Robert Sherer - Police Department - \$70.

Don Pyke - Water Utilities Department - \$50.

Nancy Lovell - General Services Department - \$20.

FILE: MEET

COUNCIL ACTION: (Tape location: B248-309.)

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

ITEM-330:

(Continued from the meeting of July 30, 1985 at Tamara Matier's request.)

Appeal of Lee Realty and Investment, Inc. (Mr. and Mrs. John Marshall), by Stephen E. Wittman, Esquire, from the

decision of the Planning Commission in denying Tentative Map TM-84-0601 (Dolphin - Bird Rock), which proposes a four-lot tentative parcel map. A variance to lot area and width are being requested.

The subject property is located on the north side of Bird Rock Avenue between Dolphin and Abalone Places in Zone R1-5000, and within the boundaries of the La Jolla Community Plan. The subject property is further described as Lots 1 through 5, Block E of the re-subdivision of a portion of Bird Rock City By The Sea, Map-1138. (TM-84-0601. District-1.)

Subitem-A: (R-86-630) ADOPTED AS RESOLUTION R-264131

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-84-0601 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: (R-86-631) DENIED APPEAL AND MAP ADOPTED AS RESOLUTION R-264132

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

FILE: SUBD Dolphin - Bird Rock

COUNCIL ACTION: (Tape location: A105-B246.)

Hearing began 10:13 a.m. and halted 11:07 a.m.

Testimony in opposition by Jacob Dekema, George Barnes, Chet Tussey, David Brown, George Anderson and James Barry.

Testimony in favor by Steve Wittman.

MOTION BY STRUIKSMA TO DENY THE APPEAL AND DENY THE MAP. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-not present.

ITEM-331: CONTINUED TO SEPTEMBER 30, 1985

Application for a request to amend the Scripps Miramar Ranch Community Plan, Scripps Westview II, to consider an increase in the permitted residential density in the northern portion of Area A of the community plan. This increase would involve a change from medium density (10 to 15 dwelling units per net acre) to high medium density (15

to 29 dwelling units per net acre). In addition, the proposed amendment would result in a recommended maximum unit count in Neighborhood Area A of 608 units. The proposed amendment would only affect development in the Scripps Westview Planned Residential Development. (Case-85-0118. District-5.)

Subitem-A: (R-86-)

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-85-0118 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: (R-86-)

Adoption of a Resolution approving or denying the amendment to the community plan with appropriate findings to support Council action.

FILE: --

COUNCIL ACTION: (Tape location: A026-045.)

MOTION BY STRUIKSMA TO CONTINUE TO SEPTEMBER 30, 1985, AT HIS REQUEST. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-not present.

ITEM-332:

Matter of a request for a Conditional Use Permit to allow a cellular communication site to be located on the roof of the Columbia Centre Building in downtown San Diego, located at 401 West 'A' Street (a 1.38-acre site), between Columbia and State Streets, in the Centre City Community Plan area. The property is further described as Lots 1-12, Block 9, Middletown, Map-1874, in Zone CBD. (CUP-85-0370. District-8.)

Subitem-A: (R-86-) ADOPTED AS RESOLUTION R-264133

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-85-0370 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: (R-86-) GRANTED PERMIT ADOPTED AS
RESOLUTION R-264134

Adoption of a Resolution granting or denying the permit,
with appropriate findings to support Council actions.

FILE: PERM CUP-85-0370

COUNCIL ACTION: (Tape location: B358-581.)

Hearing began 11:16 a.m. and halted 11:28 a.m.

Testimony in favor by Linda Woolcott.

Testimony in opposition by Warren Nielsen.

MOTION BY MARTINEZ TO GRANT THE PERMIT. Second by Struiksma.

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

ITEM-333:

Appeals of Buena Vista Gardens Tenants Association, by Ina
Felczer, and the Housing Coalition of Greater San Diego, by
Hans Jovishoff, from the decision of the Planning
Commission in granting an amendment to previously approved
Tentative Map TM-82-0102 (Villamar). The revised map would
increase the number of subdivision units and lots with
corresponding changes in the phasing of public
improvements. The subject property is located between
Dakota Drive and Iroquois Avenue on the east side of
Clairemont Drive, in the R-1000 and Hillside Review Overlay
Zones, within the boundaries of the Clairemont Mesa
Community Plan, and is more particularly described as
Clairemont Garden Map-2947 and Villamar Unit 1, Map-11804.
(TM-85-0258. District-6.)

Subitem-A: (R-86-) ADOPTED AS RESOLUTION R-264135

Adoption of a Resolution certifying that the information
contained in Environmental Impact Report EIR-85-0258
(Supplemental to EIR-82-0102, SCH No. 82110303) 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-86-) DENIED APPEAL GRANTED MAP ADOPTED
AS RESOLUTION R-264136

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-C: (R-86-) ADOPTED AS RESOLUTION R-264137

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-85-0258 (Supplemental to EIR-82-0102, SCH No. 82110303).

FILE: SUBD Villamar

COUNCIL ACTION: (Tape location: B582-C119.)

Hearing began 11:28 a.m. and halted 11:42 a.m.

Testimony in favor by Hans Jovishoff.

Testimony in opposition by Warren Nielsen and James Milch.

MOTION BY GOTCH TO DENY THE APPEAL. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-not present.

ITEM-334: (R-86-490) ADOPTED AS RESOLUTION R-264138

Designating a survey area incidental to establishing a Redevelopment Project to be known as the College Grove Shopping Center Redevelopment Project, in the area generally bounded by Highway 94 on the south, College Avenue on the east, College Grove Drive on the north, and College Grove Way on the west, and including a portion of Chollas Lake Community Park.

(See City Manager Report CMR-85-461. Mid-City Community Area. District-3.)

FILE: MEET

COUNCIL ACTION: (Tape location: C123-200.)

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

ITEM-UC-5: (R-86-566) ADOPTED AS RESOLUTION R-264140

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Authorizing the City Manager to submit a proposal to the California Conservation Corps to establish a California Conservation Corps nonresidential satellite in San Diego.

FILE: MEET

COUNCIL ACTION: (Tape location: B309-358.)

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

ITEM-UC-6: (R-86-565) ADOPTED AS RESOLUTION R-264139

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Commending and congratulating the Smith Hanna Medical Group for its service to the North Park community.

FILE: MEET

COUNCIL ACTION: (Tape location: C200-211.)

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

ITEM-CS-1: (R-86-542) ADOPTED AS RESOLUTION R-264141

A Resolution adopted by the City Council in Closed Session on September 24, 1985:

Authorizing and empowering the City Manager to pay the total sum of \$9,500 in the settlement of each and every claim against The City of San Diego, its agents and employees, Superior Court Case No. 504678, Henry Maxcy, Jr. v. City of San Diego, et al. resulting from the personal injuries to Henry Maxcy, Jr.; authorizing the City Auditor and Comptroller to issue one check in the amount of \$9,500 made payable to Henry Maxcy, Jr. and William Pabarcus, Attorney, in full settlement of the lawsuit and of all claims.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Mitchell at 11:50 a.m.

FILE: MEET

COUNCIL ACTION: (Tape location: C212).