

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

TUESDAY, OCTOBER 29, 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 10:00 a.m. The meeting was recessed by Mayor Hedgecock at 10:05 a.m. The meeting was reconvened by Mayor Hedgecock at 10:33 a.m. with Council Members Cleator, McColl and Struiksma not present. The meeting was recessed by Mayor Hedgecock at 10:39 a.m. to convene in joint session with the Redevelopment Agency. The meeting was reconvened by Mayor Hedgecock at 10:41 a.m. with Council Members Cleator and Struiksma not present. The meeting was recessed by Mayor Hedgecock at 10:44 a.m. The meeting was reconvened by Mayor Hedgecock at 11:07 a.m. with all Council members present. Mayor Hedgecock adjourned the meeting at 11:58 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 Struiksma-present
 - (6) Council Member Gotch-present
 - (7) Vacant
 - (8) Council Member Martinez-present
- Clerk-Abdelnour (bb)

FILE: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

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

ITEM-330: (R-86-467) ADOPTED AS RESOLUTION R-264348

Annexing the area designated as the "Valley Road Reorganization," which area was ordered to be annexed to the City by Resolution R-264108, adopted September 23, 1985, to the San Diego Open Space Park Facilities District No. 1, upon the effective date of the reorganization, pursuant to Section 61.2070 of the San Diego Municipal Code.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT: The Valley Road Reorganization, initiated by the City of National City, included annexation of 3.41 acres to the City of San Diego. On June 3, 1985, a Resolution adopted by the San Diego Local Agency Formation Commission approved the reorganization boundaries, including annexation of 3.41 acres to the City of San Diego. Subsequent to that action, on July 23, 1985, the City Council of the City of National City ordered the Valley Road Reorganization. It is appropriate to annex this territory to the San Diego Open Space Park Facilities District No. 1 as the district's boundaries are coterminous with those of the City of San Diego.

FILE: ANNEX - Valley Road Reorganization

COUNCIL ACTION: (Tape location: A010-029.)

Hearing began at 10:02 p.m. and halted at 10:06 a.m.

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

ITEM-331:

Five actions relative to the Improvement of Logan Heights and Marilou Park Alley, Street and Sewer Replacement - Contract No. 4, under the provisions of the San Diego Municipal Code and the Improvement Act of 1911:
(Southeast San Diego Community Area. District-4.)

Subitem-A: (R-86-448) ADOPTED AS RESOLUTION R-264349
Resolution of Feasibility for the above project.
(Eight votes required.)

Subitem-B: (R-86-492) ADOPTED AS RESOLUTION R-264350
Approving the City Engineer's report submitted in connection with the above project.

Subitem-C: (R-86-446) ADOPTED AS RESOLUTION R-264351

Ordering the work for the above project.

Subitem-D: (R-86-445) ADOPTED AS RESOLUTION R-264352
Adopting plans and specifications for the above project.

Subitem-E: (R-86-447) ADOPTED AS RESOLUTION R-264353
Inviting sealed proposals for bids for the above project.

CITY MANAGER REPORT: The Logan Heights and Marilou Park Alley, Street and Sewer Replacement - Contract No. 4 is the fourth project in the Logan Heights area to be considered by Council under the CDBG Assessment District cost sharing concept. The cost sharing concept is based on CDBG funds being used to finance 50 percent of the alley improvements regardless of the income or residency status of the benefitting property owners. The remaining 50 percent of the alley improvement cost will be assessed to the benefitting parcels with CDBG funds being utilized to pay the assessments for owner-occupants who meet HUD income guidelines. Property owners who do not qualify may pay the remaining 50 percent over a period of ten years. The proposed improvements to the six alleys included in this contract consist of clearing, grubbing, grading, paving, curb, retaining wall, storm drain and sewer main replacement improvements. There are 111 parcels involved and 60 of them are owner-occupied. All property owners have been notified of the proposed improvements and given information regarding the assessment payment program. The cost of the sewer main replacement will be paid from Water Utility Department sewer annual allocation funds.

FILE: STRT D-2255

COUNCIL ACTION: (Tape location: A080-135; B120-190.)

Hearing began at 10:33 a.m. and recessed at 10:34 a.m.

Hearing resumed at 11:42 a.m. and halted at 11:48 a.m.

MOTION BY MARTINEZ TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-332: (R-86-) CONTINUED TO JANUARY 7, 1986 AT 10:00
A.M.

(Continued from the meetings of April 15, 1985, May 14, 1985 and July 30, 1985. Reconsidered at the meeting of October 1, 1985.)

Matter of:

A request for public hearing, pursuant to Section 101.0205.2 of the San Diego Municipal Code, to allow

development of a 16-unit apartment addition to an existing 8-unit apartment development (Greentree Apartment Complex) in the R-1500 Zone without requiring a discretionary permit incorporating design review. The site is located on the east side of 47th Street between Logan Avenue and T Street (811 South 47th).

The subject property is located in the Southeast San Diego Community Plan area and is more particularly described as a portion of Lot 55, Horton's Purchase, Map-283.

This project requests a waiver from Emergency Ordinance O-16332 N.S. which establishes permit processing and design review on all multiple family residentially zoned properties located in the Southeast San Diego community. (Case-85-0269. District-4.)

Adoption of a Resolution granting or denying the waiver from Emergency Ordinance O-16332 N.S.

FILE: --

COUNCIL ACTION: (Tape location: A010-029.)

Hearing began at 10:02 a.m. and halted at 10:05 a.m.

MOTION BY MARTINEZ TO CONTINUE TO JANUARY 7, 1986, AT 10:00 A.M.

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

ITEM-333: (O-86-53) INTRODUCED, TO BE ADOPTED NOVEMBER 12, 1985

Proposal to approve the Carmel Mountain Ranch Development Agreement.

The proposed development agreement would apply to approximately 1,388 acres in the Carmel Mountain Ranch community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The development agreement would assure the owner that the property could be developed in conformance with Carmel Mountain Ranch Community Plan and Master Rezoning (O-16281 N.S.), Tentative Map (TM) and Planned Industrial Development (PID) 84-0489, Tentative Map (TM) and Planned Commercial Development (PCD) 83-0206, Rezoning (O-16066 N.S.), Conditional Use Permits CUP-84-0114 and CUP-84-0114.1, TM-84-0857, Final Map 11112, TM-84-0203,

TM-84-0203.1 and TM-84-0467, Tentative Map (TM) and Planned Residential Development (PRD) 84-0728, 84-0911, 84-0912, 85-0400, 85-0401 and 85-0356 for the 15-year term of the agreement. Additional provisions are included in the draft development agreement.

The property subject to the proposed development agreement is located east of I-15 and south of Rancho Bernardo in the Carmel Ranch community. A brief legal description is as follows: portions of Rancho De Los Penasquitos and Pompeii Farms Subdivision, Map-1738 and a portion of Section 16, Township 14 South, Range 2 West, SBBM. The specific legal description is on file in the City Planning Department. (District-1.)

Introduction of an Ordinance approving the development agreement.

FILE: --

COUNCIL ACTION: (Tape location: A010-029.)

Hearing began at 10:02 a.m. and halted at 10:05 a.m.

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

ITEM-334: (O-86-62) INTRODUCED, READING DISPENSED WITH AND ADOPTED AS ORDINANCE O-16532 (New Series)

Introduction and adoption of an Ordinance amending Ordinance O-16475 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for Fiscal Year 1985-86 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" by amending Document No. 00-16475-1, as amended and adopted therein, relating to the Capital Improvements Program by reducing the amount of sales tax appropriated in the Capital Outlay Fund (30245) by \$60,906.00; authorizing the Auditor and Comptroller to transfer and appropriate \$60,906.00 of sales tax revenues into the General Fund (100), Unallocated Reserve (605), and expend the sum of \$60,906.00 from the General Fund (100), Unallocated Reserve (605), to pay Facility Benefit Assessment Fees due on Lot 5, Campus Point Business Park.

(University Community Area. District-1.)

CITY MANAGER REPORT: On August 20, 1985, the City Council, in Closed Session, decided to transfer \$60,905.99 from the Industrial Development Fund to the Facility Benefit Assessment - North University City Fund in lieu of FBA fees due from Lot 5,

Campus Point Business Park. On September 9, 1985, City Council authorized Resolution R-263985 to cause the transfer of funds. For technical reasons, the City Council is requested to issue an Ordinance to effect the transfer.

Aud. Cert. 86239.

FILE: MEET

COUNCIL ACTION: (Tape location: A030-039.)

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

ITEM-S410: (R-86-768) ADOPTED AS RESOLUTION R-264354

Confirming the appointment by the Mayor of the persons listed below to serve as members of the Citizens Advisory Board on Police/Community Relations, for a term to expire July 1, 1986.

MAYOR'S REPORT: The Ordinance says each council office shall submit three names, i.e. "...the Mayor shall appoint these members of this Board by obtaining three nominations from each Council District and appointing therefrom:..."

COUNCIL DISTRICT	NAME
1	Phil Hart
2	Don Hartley
3	Katherine So
4	Joe Lemon
5	(Only one name submitted by District 5 - will not docket)
6	Henry Sanchez
7	(Being left vacant until Council seat is filled)
8	Andrea Skorepa

CATEGORY	NOMINEE
Police Employee Group	Ty Reid
Human Relations Expert	Murray Galinson
Social Service, Corrections(2)	Ternot Mac Renato Delia Talamantes

FILE: MEET

COUNCIL ACTION: (Tape location: A040-074.)

MOTION BY JONES TO ADOPT. MATTER OF APPOINTMENT OF A JUDGE TO BE CONSIDERED IN ONE WEEK. Second by Martinez. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-not present, Jones-yea, Struiksma-not present, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-2:

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Subitem-A: (R-86-872) ADOPTED AS RESOLUTION R-264357
Opposing the recommendation stated in CMR-85-526 to authorize the City Manager to negotiate a contract for the provision of public safety services and, if appropriate, utility services to the proposed 4-S Ranch.

Subitem-B: (R-86-873) ADOPTED AS RESOLUTION R-264358
Requesting that LAFCO delay any action on this matter until the Sphere of Influence Study is completed.

FILE: MEET

COUNCIL ACTION: (Tape location: A172-195;A217-B119; B191-325.)

Motion by McColl to continue for two weeks. Second by Struiksma. Failed by the following vote: Yeas-3,5.

Nays-1,4,6,8,M. Not present-2. District 7-vacant.

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

ITEM-UC-3: (R-86-874) ADOPTED AS RESOLUTION R-264359

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Confirming a list of appointees to two advisory groups for the Southern California Hazardous Waste Management Authority as noted in the SANDAG memorandum dated October 9, 1985, to Council Member Martinez.

FILE: MEET

COUNCIL ACTION: (Tape location: A196-202.)

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

ITEM-UC-4: (R-86-932) ADOPTED AS RESOLUTION R-264360

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Authorizing airfare from existing funds for two community

persons to travel to Cincinnati to make an All-American City presentation.

FILE: MEET

COUNCIL ACTION: (Tape location: B328-349.)

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

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 11:58 a.m.

FILE: MEET

COUNCIL ACTION: (Tape location: B350.)