

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

OF

TUESDAY, AUGUST 5, 1986

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:04 a.m. Mayor O'Connor welcomed a Council member from the City of Oshawa, Canada, who was here to extend greetings from the mayor of that city. Council Member Martinez introduced and welcomed participants of a program called "Starting Point".

The meeting was recessed by Mayor O'Connor at 10:54 a.m. to convene the Redevelopment Agency meeting. The meeting was reconvened by Mayor O'Connor at 11:36 a.m. with Council Members Cleator and Struiksma not present. Mayor O'Connor adjourned the meeting at 11:42 a.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Cleator-present
 - (3) Council Member McColl-present
 - (4) Council Member Jones-present
 - (5) Council Member Struiksma-excused by R-266195
(vacation)
 - (6) Council Member Gotch-present
 - (7) Council Member McCarty-present
 - (8) Council Member Martinez-present
- Clerk-Abdelnour (mp)

FILE: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-not present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Martinez-present

ITEM-330: (R-87-66 Rev. 1) CONTINUED TO AUGUST 19, 1986,
2:00 P.M.

(Continued from the meeting of July 22, 1986, Item 330, at
Council Member Martinez's request.)

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 construction, improvement, operation and maintenance of
a public street or streets and incidents, including street
right-of-way, slope or slope easements and right-of-way for
earth embankment or excavation, in portions of the former
right-of-way of San Diego Southeastern Railway Company,
formerly the National City and Otay Railway Company, and a
portion of Landers Road right-of-way, and that the public
interest, convenience and necessity demand the acquisition
of fee title, and easements to said property for
improvements to San Ysidro Boulevard; declaring the
intention of the City of San Diego to acquire said property
under eminent domain proceedings; directing the City
Attorney of the City of San Diego 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-86-332. San Ysidro Community
Area. District-8.)

NOTE: Six votes required.

FILE: - -

COUNCIL ACTION: (Tape location: A075-154.)

MOTION BY MARTINEZ TO CONTINUE FOR TWO WEEKS AT THE REQUEST OF
THE REPRESENTATIVE OF THE SAN YSIDRO BUSINESS ASSOCIATION FOR
TIME TO RETAIN LEGAL COUNSEL. Second by McColl. Passed by the
following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea,
Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor O'Connor-yea.

ITEM-331:

Three actions relative to the Tierrasanta Facilities
Benefit Assessment:

(See City Manager Report CMR-86-299. Tierrasanta Community
Area. District-7.)

Subitem-A: (R-86-2570) ADOPTED AS RESOLUTION R-266343
Adoption of a Resolution designating an area of benefit in

Tierrasanta under Resolution of Intention R-266204, adopted on July 14, 1986; confirming the description of public facilities projects and the amount of the facilities benefit assessments charged to each parcel; ordering the proposed public facilities project.

Subitem-B: (R-86-2571) ADOPTED AS RESOLUTION R-266344
Authorizing the City Auditor and Comptroller to establish the Tierrasanta Facilities Benefit Assessment Fund (Fund No. 79005).

Subitem-C: (O-86-232) INTRODUCED, TO BE ADOPTED AUGUST 18, 1986

Introduction of an Ordinance amending Chapter X, Article 2, Division 4, of the San Diego Municipal Code, by repealing Section 102.0406.06.3, relating to Park Fees in the Tierrasanta Community Plan Area.

FILE: STRT FB-10

COUNCIL ACTION: (Tape location: A165-376.)

Hearing began at 10:18 a.m. and halted at 10:32 a.m.

MOTION BY McCARTY TO CLOSE THE HEARING, ADOPT THE RESOLUTIONS, INTRODUCE THE ORDINANCE AND SET A HEARING IN SIXTY DAYS TO CONSIDER AMENDMENTS TO THE TIERRASANTA FACILITIES BENEFIT ASSESSMENT PLAN TO ALLOW RESIDENTS IN THE COMMUNITY TO HAVE AN INPUT IN THE SCHEDULING AND PRIORITIZING OF PROJECTS. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-332: (R-87-10 Rev.1) ADOPTED AS AMENDED AS RESOLUTION R-266345

19860805

Considering the protests and determining that it is in the public interest to acquire 8.24 acres of Lexington Canyon for the San Diego Open Space Park Facilities District No. 1, under Resolution of Intention R-266257, adopted on July 21, 1986; authorizing the expenditure of not to exceed \$525,000 as payment for said property and related costs from the Open Space park District Bond Fund 79103; authorizing the City Manager to accept the deed to said property without further Council action.

(Mid-City Community Area. District-8.)

CITY MANAGER REPORT: Lexington Canyon is a Mid-City Canyon which extends northeasterly from Interstate 805 just north of the junction with Interstate 15 (Wabash Boulevard). On

Council's adopted Open Space Retention List, where it is referred to as Mid-City Addition BF, it is ranked number 35, in Category B. City Manager Report CMR-85-426, "Opportunity to Acquire Lexington Canyon Open Space," dated September 6, 1985, brought to Council's attention that key parcels in this canyon were for sale. On October 28, 1985, Council approved funds to have this property appraised for purposes of acquisition as open space. This request is for \$525,000 to purchase 32 parcels, totalling 8.24 acres, at fair market value plus funds to cover title, escrow, and other miscellaneous costs.

Aud. Cert. 869068.

FILE: STRT OS-1

COUNCIL ACTION: (Tape location: A378-623.)

Hearing began at 10:32 a.m. and halted at 10:46 a.m.

MOTION BY MARTINEZ TO ADOPT AS AMENDED BY DELETING THE FINGER-CANYON LOT PLUS THE SEVEN LOTS NORTH OF IT AND CONTINUING THAT DELETED PORTION TO THE COUNCIL MEETING OF AUGUST 19, 1986, AT 2:00 P.M. TO ALLOW THE MAYOR AND COUNCIL MEMBERS TIME TO VIEW THE SITES. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-333: (O-85-106) CONTINUED TO AUGUST 12, 1986, 10:00 A.M.

(Continued from the meeting of July 22, 1986, Item 337, at Council Member Jones' request.)

Rezoning Lot 805, Bay Terraces No. 7, Map-6910 (approximately 9.37 acres), located on the south side of Paradise Valley Road between Woodman and Potomac Streets, in the South Bay Terraces Community Plan area, from Zone CA-RR to Zone CA.

(Case-84-0346. District-4.)

Introduction of an Ordinance for CA Zoning.

FILE: --

COUNCIL ACTION: (Tape location: A155-164.)

MOTION BY JONES TO CONTINUE FOR ONE WEEK AT STEVE QUINN'S REQUEST FOR TIME TO WORK WITH THE PLANNING DEPARTMENT TO ARRIVE AT AN ALTERNATE SOLUTION. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-334: (R-87-107) ADOPTED AS RESOLUTION R-266346

(Continued from the meeting of July 22, 1986, Item 342, at Council Member Jones' request.)

Adopting the administrative budget for FY 1987 for the Southeast Economic Development Corporation (SEDC); authorizing the City Auditor and Comptroller to establish the necessary accounts and to appropriate and allot all monies available in each project fund up to the amount budgeted and to record the expenditure of funds and the recovery of all accrued costs subject to the amount of revenues available in each project fund; authorizing SEDC's Executive Vice President, or his designee, to make budgetary transfers between the budgeted line items in accordance with Section 1.07 of the Operating Agreement between the City and SEDC.

(See memorandum from SEDC Executive Vice President dated 7/15/86.)

FILE: MEET

COUNCIL ACTION: (Tape location: B108-C130.)

MOTION BY JONES TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S500: (R-86-2589) ADOPTED AS RESOLUTION R-266347

(Continued from the meeting of July 29, 1986, Item 330, at Council Member Wolfsheimer's request.)

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Eastgate Technology Park Landscape Maintenance District.

(University Community Area. District-1.)

CITY MANAGER REPORT: This action establishes the assessments for the maintenance of medians, streetscapes and open space in the Eastgate Technology Park Landscape Maintenance District for the last half of Fiscal Year 1987. The developer of the subdivision will continue to provide all necessary maintenance through the first half of the Fiscal Year 1987. The proposed maintenance costs for the district for the last half of the Fiscal Year 1987 are as follows:

Maintenance:	
(medians, streetscapes and open space)	\$43,400
Incidentals	4,340
Total Expense	\$47,740

Reserve	4,774
Total	\$52,514
Less Carry-over and Interest	
-0-Less City Contribution	\$ 1,770
Assessed to District	\$50,744

Assessments are based on the net pad sizes of the lots within the district which for the last half of the Fiscal Year 1987 corresponds to approximately \$420 per acre. The City currently owns all of the parcels in the district and will fund parcel assessments until each is sold.

FILE: STRT M-122

COUNCIL ACTION: (Tape location: B024-100.)

Hearing began at 10:46 a.m. and halted at 10:52 a.m.

MOTION BY WOLFSHEIMER TO CLOSE THE HEARING, ADOPT THE RESOLUTION, AND REFER TO T&LU COMMITTEE THE MATTER OF REVIEWING THE CITY'S LAND DEVELOPMENT POLICIES, WITH EMPHASIS ON EXPENSES AND REVENUES GENERATED. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S501: (R-86-2458) ADOPTED AS RESOLUTION R-266348

(Continued from the meeting of July 29, 1986, Item 332, at Council Member Wolfsheimer's request.)

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Campus Point Landscape Maintenance District.

(University Community Area. District-1.)

CITY MANAGER REPORT: This action establishes the annual assessment for the Campus Point Landscape Maintenance District.

The district provides for the maintenance of 25 acres of open space. The Fiscal Year 1986 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$11,008
Water and Electrical Service	4,034
Incidentals	8,663
Total Expenses	\$23,705
Reserve	12,371
Total	\$36,076
Less Carry-over and Interest	26,000
Less City Contribution	625
Assessed to District	\$ 9,451

The proposed amount to be assessed to the district in Fiscal

Year 1987 is approximately \$165 per acre, 45 percent less than the amount in Fiscal Year 1986. The nine parcels in the district range in size from 31. acres to 14.6 acres. The decrease in the assessment amount for Fiscal Year 1987 is due to a larger carry-over from Fiscal Year 1986.

FILE: STRT M-118

COUNCIL ACTION: (Tape location: B101-106.)

Hearing began at 10:52 a.m. and halted at 10:53 a.m.

MOTION BY WOLFSHEIMER TO CLOSE THE HEARING AND ADOPT THE RESOLUTION. Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-S502: (R-87-219) ADOPTED AS RESOLUTION R-266349

Rescinding that portion of Resolution R-257526, adopted on November 23, 1982, and that portion of Resolution R-261940, adopted November 13, 1984, that require Gateway Center land sale proceeds to be deposited in the Capital Outlay Fund; acknowledging and directing that the debt of \$4 million, created by the transfer of City-owned land to the Redevelopment Agency for use in Gateway Center and as established by Resolution R-266150, adopted July 1, 1986, shall be repaid by the Agency to the City's Capital Outlay Fund via tax increment revenues.

(See memorandum from Southeast Economic Development Corporation dated 7/31/86. Southeast San Diego Community Area. District-4.)

FILE: MEET

COUNCIL ACTION: (Tape location: C137-205.)

MOTION BY JONES TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ITEM-UC-1: (R-87-266) ADOPTED AS RESOLUTION R-266350
19860805

A Resolution presented to the City Council with UNANIMOUS CONSENT:

That the City amend its contract with Genstar to bring it into conformance with R-266319 to dedicate the 291 acres it receives under this contract for park purposes and to allocate the cash it receives under this contract for

maintenance and beautification of this park.

FILE: MEET

COUNCIL ACTION: (Tape location: C206-215.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-not present, Gotch-yea, McCarty-yea, Martinez-yea, Mayor O'Connor-yea.

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor O'Connor at 11:42 a.m.

FILE: MEET

COUNCIL ACTION: (Tape location: C215).