

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

TUESDAY, JULY 21, 1987

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 10:12 a.m. The meeting was recessed by Mayor O'Connor at 12:40 p.m. to reconvene at 2:00 p.m. in Golden Hall.

The meeting was reconvened by Mayor O'Connor in Golden Hall at 2:15 p.m. The meeting was recessed by Mayor O'Connor at 3:50 p.m. Mayor O'Connor reconvened the meeting at 4:10 p.m. The meeting was recessed at 7:30 p.m. Mayor O'Connor reconvened the meeting at 7:45 p.m. with Council Member Cleator not present. Mayor O'Connor adjourned the meeting at 11:55 p.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 Struiksmma-present
 - (6) Council Member Gotch-present
 - (7) Council Member McCarty-present
 - (8) Council Member Ballesteros-present
- Clerk-Abdelnour (mp;bb)

FILE LOCATION: 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-not present
- (5) Council Member Struiksmma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Ballesteros-not present

Jul-21-1987

ITEM-310: WELCOMED STUDENTS

Welcoming a group of 15 students from La Jolla YMCA, accompanied by Melanie Tarr, Program Director. This group will arrive at approximately 10:00 a.m.

(District-1.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A019-028.)

ITEM-330: (O-87-218) INTRODUCED, TO BE ADOPTED AUGUST 3, 1987

An amendment of Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by removing the outdoor advertising display relocation provisions from Sections 101.1150 - 101.1159 of Division 11.5. This change would eliminate the present procedure which allows for the limited relocation of billboards.

(City-wide.)

Introduction of an Ordinance amending Chapter X, Article 1, Division 11, of the San Diego Municipal Code relating to advertising displays.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: B143-C164.)

Hearing began at 11:05 a.m. and halted at 11:48 a.m.

Testimony in favor by Ron Roberts.

Testimony in opposition by Donald McGrath, Tom Martin, Dennis O'Neil, and Mike Pack.

MOTION BY GOTCH TO CLOSE THE HEARING AND INTRODUCE THE ORDINANCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-nay, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-331: (R-87-1671) ADOPTED AS RESOLUTION R-268904

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, operation and maintenance of a public street, together with channel or channel easements, storm drain or drainage easements, a temporary working area, and all incidents thereto in a portion of Lot 1, Park Villas South and a portion of Parcel 1, Parcel Map PM-11933, and that the public interest, convenience and necessity demand the acquisition of said property for the San Diego River Flood Control Project; 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 interests.

(See City Manager Report CMR-87-345. Located north of Interstate 8, between Stadium Way and Highway 163. Mission Valley Community Area. District-5.)

Aud. Cert. 8701018.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C188-501.)

Hearing began at 11:50 a.m. and halted at 12:11 p.m.

Testimony in opposition by Lisa Gonzalez, Nancy Cannon, Glenn Darney, Tom Green, and Paul Robinson.

MOTION BY STRUIKSMA TO CLOSE THE HEARING, ADOPT THE RESOLUTION, AND INCLUDE THE FOLLOWING IN THE LANDSCAPE PROGRAM: (1) THAT TREES BE REPLACED WITH BOXED, SPECIMEN TREES WHICH ALREADY HAVE A LARGE, MATURE HEIGHT AND VOLUME; (2) THAT STAFF COORDINATE WITH THE HOMEOWNERS ASSOCIATION WITH RESPECT TO THE SPECIES AND PLACEMENT OF THOSE TREES; AND (3) THAT THE GRASS AREAS BE SODDED RATHER THAN SEEDED. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-332: (O-88-006) TRAILED TO JULY 27, 1987

Introduction and adoption of an Ordinance adopting the Annual Budget for Fiscal Year 1987-88 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year.

NOTE: See Item 204.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: --.)

BY COMMON CONSENT TRAILED TO JULY 27, 1987. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-333: (R-87-2397) ADOPTED AS RESOLUTION R-268905

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

(Rancho Bernardo Community Area. District-1.)

CITY MANAGER REPORT: This action establishes the annual assessment for the Rancho Bernardo Landscape Maintenance

District. The District provides landscape maintenance of streetscapes. The Fiscal Year 1988 proposed maintenance costs for the District are as follows:

Contractual Maintenance	\$91,925
Water and Electric Service	11,861
Incidentals	26,272
Total Expenses	\$130,058
Reserve	43,006
Total	\$173,064
Less Carry-over and Interest	71,000
Less City Contribution	10,767
Assessed to District	\$91,297

The annual assessment for Fiscal Year 1988 will be approximately \$8.30 per dwelling unit as compared to \$7.90 for Fiscal Year 1987.

FILE LOCATION: STRT M-133

COUNCIL ACTION: (Tape location: C656-D085.)

Hearing began at 12:22 p.m. and halted at 12:23 p.m.

MOTION BY STRUIKSMA TO CLOSE THE HEARINGS AND ADOPT ITEM-333, -334, AND -335. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-334: (R-87-2394) ADOPTED AS RESOLUTION R-268906

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Scripps-Miramar Ranch Landscape and Lighting Maintenance District.

(Scripps-Miramar Ranch Community Area. District-5.)

CITY MANAGER REPORT: This action establishes the annual assessment for Scripps-Miramar Ranch Landscape and Lighting Maintenance District. The District provides landscape maintenance for open space and center islands, and maintenance for street light standards. The Fiscal Year 1988 proposed maintenance costs for the District are as follows:

Contractual Maintenance	\$133,804
Water and Electric Service	29,679
Incidentals	52,848
Total Expenses	\$216,331
Reserve	21,633
Total	\$237,964
Less Carry-over and Interest	65,000
Less City Contribution	9,633
Assessed to District	\$163,331

The proposed unit assessment for Fiscal Year 1988 will remain approximately \$34.00, as it was also for the previous Fiscal Year 1987.

FILE LOCATION: STRT - M-134

COUNCIL ACTION: (Tape location: C656-D085.)

Hearing began at 12:22 p.m. and halted at 12:23 p.m.

MOTION BY STRUIKSMA TO CLOSE THE HEARINGS AND ADOPT ITEM-333, -334, AND -335. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-335: (R-87-2418) ADOPTED AS RESOLUTION R-268907

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

(Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT: The Calle Cristobal Landscape and Lighting Maintenance District will provide maintenance of landscaped medians, streetscapes and the street side of the sound attenuator wall along the proposed Calle Cristobal within the District boundaries. It is estimated that landscaping along approximately 3,000 feet of Calle Cristobal will be turned over to the District for maintenance by April 1988. This action establishes the assessments for the District for the last three months of Fiscal Year 1988. The Fiscal Year 1988 proposed maintenance costs for the District are as follows:

Contractual Maintenance	\$3,000
Water Service	1,500
Incidentals	2,000
Total Expenses	\$6,500
Reserve	650
Total	\$7,150
Less Carry-over and Interest	
-0-Less City Contribution	800
Assessed to District	\$6,350

The proposed unit assessment for Fiscal Year 1988 is approximately \$5.25. This is the first year assessments are being levied in this District, which was established in 1987.

FILE LOCATION: STRT - M-137

COUNCIL ACTION: (Tape location: C656-D085.)

Hearing began at 12:22 p.m. and halted at 12:23 p.m.

MOTION BY STRUIKSMA TO CLOSE THE HEARINGS AND ADOPT ITEM-333, -334, AND -335. Second by Wolfsheimer. Passed by the following

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

ITEM-336: (R-87-2444) CONTINUED TO AUGUST 4, 1987

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the North City West Landscape and Lighting Maintenance District.

(North City West Community Area. District-1.)

CITY MANAGER REPORT: The North City West Landscape and Lighting Maintenance District is located east of Interstate 5 and north of Carmel Valley Road. The District was established in 1982. It is estimated that approximately 230 acres of open space in the northerly areas of the District and medians and slopes in the area designated as Neighborhood 5 will be turned over to the District for maintenance by October 1988. This action establishes the assessments for the District for the last nine months of Fiscal Year 1988. The Fiscal Year 1988 proposed maintenance costs for the District are as follows:

Contractual Maintenance	\$30,000
Water and Electric Service	6,375
Incidentals	17,250
Total Expenses	\$53,625
Reserve	5,363
Total	\$58,988
Less Carry-over and Interest	0
Less City Contribution	4,767
Assessed to District	\$54,221

The proposed unit assessment for Fiscal Year 1988 for open space maintenance will be approximately \$3.00. In addition, the units within Zone A are proposed to be assessed approximately \$30 per unit for median landscaping and slope maintenance. This is the first year assessments are being levied in this District.

FILE LOCATION: STRT - M-124

COUNCIL ACTION: (Tape location: D196-245.)

Hearing began at 12:32 p.m. and halted at 12:35 p.m.

Testimony in opposition by Theresa Worsch.

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

ITEM-337: (R-87-2391) ADOPTED AS RESOLUTION R-268908

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

(Mission Beach Community Area. District-6.)

CITY MANAGER REPORT: This action establishes the annual assessment for the Mission Boulevard Landscape Maintenance District. The District provides for the maintenance of 198 trees. The Fiscal Year 1988 proposed maintenance costs for the District are as follows:

Contractual Maintenance (Watering)	\$14,420
Maintenance by City Staff and Administration	24,316
Incidentals	10,641
Total Expenses	\$49,377
Reserve	4,938
Total	\$54,315
Less Carry-over and Interest	3,000
Assessed to District	\$51,315

The annual assessment for Fiscal Year 1988 will be \$11.40, compared to \$10.70 for Fiscal Year 1987.

FILE LOCATION: STRT - M-125

COUNCIL ACTION: (Tape location: D246-274.)

Hearing began at 12:35 p.m. and halted at 12:36 p.m.

MOTION BY GOTCH TO CLOSE THE HEARING AND ADOPT THE RESOLUTION.

Second by McColl. Passed by the following vote:

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

ITEM-338: (O-87-246) INTRODUCED, TO BE ADOPTED AUGUST 3, 1987

Introduction of an Ordinance establishing the City Heights Business Improvement District pursuant to the Parking and Business Improvement Area Law of 1979 and levying an assessment and charge therein for upgrading and promoting the area.

(See City Manager Report CMR-87-213. Mid-City and Park North East Community Areas. District-3.)

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: C645-655.)

Hearing began at 12:18 p.m. and halted at 12:22 p.m.

Testimony in favor by Donald Erwin.

MOTION BY GOTCH TO INTRODUCE THE ORDINANCE. Second by Jones.

Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-339: (O-87-247) INTRODUCED, TO BE ADOPTED AUGUST 3, 1987

Introduction of an Ordinance establishing the El Cajon Boulevard Business Improvement District pursuant to the Parking and Business Improvement Area Law of 1979 and levying an assessment and charge therein for upgrading and promoting the area.

(See City Manager Report CMR-87-280. Mid-City and Park North-East Community Areas. District-3.)

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: C551-643.)

Hearing began at 12:14 p.m. and halted at 12:18 p.m.

Testimony in opposition by Kuno Vogt.

MOTION BY McCOLL TO INTRODUCE THE ORDINANCE. Second by Cleator.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmma-not present, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-340: (R-87-2658) ADOPTED AS RESOLUTION R-268909

Acquiring 4.31 acres of Eugene Place for the San Diego Open Space Park Facilities District No.1, under Resolution of Intention R-268683, adopted on June 29, 1987; authorizing the expenditure of not to exceed \$425,000 as payment for said property and related costs from Open Space Park Facilities District Bond Fund 79104; authorizing the City Manager to accept the deed to said property without further Council action.

(Mid-City Community Area. District-3.)

CITY MANAGER REPORT: Eugene Place is part of Mission Valley Hillside D, priority number 42, in Category B, on the Council's adopted open space retention list. This land, which consists of eight parcels, totalling 4.31 acres, is located at the east end of Eugene Place, west of I-15 and south of I-8. On November 21, 1983, Council adopted Resolution R-259663, approving an acquisition plan which included allotting up to \$5 million for parcels in Council District 3. The specific acquisition plan and funds to appraise this land for purposes of acquisition for open space were approved by the City Council on September 15, 1986. This request is for \$425,000 to purchase these parcels at fair market value plus funds to cover title, escrow and other miscellaneous costs.

Aud. Cert. 8700979.

FILE LOCATION: STRT - OS-15

COUNCIL ACTION: (Tape location: D087-182.)

Hearing began at 12:22 p.m. and halted at 12:30 p.m.

Testimony in favor by Lorenzo Milam and William Kurtz.
MOTION BY McCOLL TO CLOSE THE HEARING AND ADOPT THE RESOLUTION.
Second by Gotch. Passed by the following vote:
Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,
Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor
O'Connor-yea.

ITEM-341: (O-88-002) TRAILED TO JULY 27, 1987

Introduction and adoption of an Ordinance amending Ordinance O-16678 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1986-87 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. O-16678-1, as amended and adopted therein, by amending the personnel authorization of Council District 1 by adding one (1) Council Representative II position; exempting said position from the classified service, and establishing a salary rate therefor.

NOTE: See Item 203 on the docket of 7/20/87 for the first public hearing.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D100.)

BY COMMON CONSENT THE ITEM WAS TRAILED TO JULY 27, 1987, DUE TO LACK OF TIME.

ITEM-342: (O-) NOTED AND FILED

Introduction and adoption of an Emergency Interim Development Ordinance regulating for an interim period development in the Urbanized, Planned Urbanizing and Future Urbanizing Areas of the City, as defined in the Progress Guide and General Plan (adopted on February 26, 1979), in order to allow the City sufficient time to complete an update to the Progress Guide and General Plan and to study and recommend appropriate zoning and other plan implementation policies and regulations without the pressure caused by ongoing development and growth at rates exceeding regional forecasts and the phased buildout of Community Plans and beyond the City's public facility and service capacities; providing the establishment of affected areas; providing the duration of interim regulations; providing the scope of the interim regulations; providing a procedure for development approval during the interim period; providing for the effect of this Ordinance on existing City regulations and Ordinances; providing for

severability; and providing an effective date.

(Six votes required)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E200-215.)

MOTION BY CLEATOR TO NOTE AND FILE. Second by Struiksmā.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmā-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-343: (O-88-252 Rev. 2) ADOPTED AS ORDINANCE O-16908 (New Series)

19870721

Adoption of the Interim Development Ordinance regulating for an interim period development in the Urbanized, Planned Urbanizing and Future Urbanizing Areas of the City, as defined in the Progress Guide and General Plan (adopted on February 26, 1979), in order to allow the City sufficient time to complete an update to the Progress Guide and General Plan and to study and recommend appropriate zoning and other plan implementation policies and regulations without the pressure caused by ongoing development and growth at rates exceeding regional forecasts and the phased buildout of Community Plans and beyond the City's public facility and service capacities; providing the establishment of affected areas; providing the duration of interim regulations; providing the scope of the interim regulations; providing a procedure for development approval during the interim period; providing for the effect of this Ordinance on existing City regulations and Ordinances; providing for severability; and providing an effective date.

(Introduced on 6/22/87. Council voted 8-1. District 2 voted nay.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D070-E200.)

MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Cleator-nay, McColl-nay, Jones-yea, Struiksmā-nay, Gotch-yea, McCarty-nay, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-344: (R-88-364) REFERRED TO CITY ATTORNEY

19870721

The matter of amendments to the Ordinance to be considered for future introduction, and resolutions to be considered for adoption after the effective date of the Ordinance and the administration of the Ordinance as addressed in Planning Department Report PDR-87-364.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E200-L600.)

MOTION BY GOTCH TO APPROVE IN CONCEPT THE RESOURCE PROTECTION OVERLAY ZONE AND APPLY IT TO ALL PERMITS, EXEMPT THE FLOOR OF MISSION VALLEY BECAUSE IT IS ALREADY COVERED BY SIGNIFICANT WETLANDS PROTECTION PROGRAM, INCLUDE UNDISTURBED HILLSIDES OF MISSION VALLEY AND ALL OF UPTOWN. DIRECT THE PLANNING DEPARTMENT TO SET FOR PUBLIC HEARING AND SET FOR A SPECIAL CITY COUNCIL HEARING ON AUGUST 7, 1987, AND REFER TO THE CITIZENS ADVISORY COMMITTEE AND TO THE PLANNING COMMISSION ON AUGUST 6, 1987. Second by Wolfsheimer.

MOTION BY STRUIKSMA TO AMEND THE MOTION TO INCLUDE IN THE MISSION VALLEY AREA THOSE AREAS OUTSIDE THE HILLSIDE REVIEW OVERLAY DISTRICTS AND THOSE AREAS PRESENTLY COVERED BY A

NATURAL

RESOURCES EXTRACTION CONDITIONAL USE PERMIT. Part of the amendment was accepted by Gotch.

The vote was then taken on the motion as restated by Gotch to approve the RPOZ in concept applying it to all permits, to exempt Mission Valley floor because of the existing wetlands management program, include undisturbed hillsides of Mission Valley and those covered by a sand-extraction permit, include all of Uptown. Refer the matter to the Citizens Advisory Committee and the Planning Commission and set it for Council hearing on August 7, 1987. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-nay, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY BALLESTEROS TO APPROVE IN CONCEPT THE FOLLOWING PROVISIONS RELATING TO SAN YSIDRO: 1) DO NOT EXEMPT FROM THE IDO THE TROLLEY CORRIDOR TO SAN YSIDRO, 2) REDUCE THE CAP TO TEN UNITS, 3) BRING PROPOSED PROJECTS TO COUNCIL FOR HEARING, 4) REDUCE TO 20 UNITS FOR TIJUANA RIVER VALLEY AND BRING PROPOSED PROJECTS TO COUNCIL, AND 5) THAT THE BOUNDARY SEPARATION BETWEEN OTAY MESA AND SAN YSIDRO BE, FOR PURPOSES OF THE IDO, THE ADOPTED SAN YSIDRO COMMUNITY PLAN PRESENTLY IN PLACE. Second by Gotch.

MOTION BY MCCOLL TO AMEND TO BRING THE PROPOSED PROJECTS BEFORE THE PLANNING COMMISSION. The amendment was accepted by Ballesteros. The vote was taken on the motion and the amendment which passed by the following vote: Wolfsheimer-yea,

Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea. Motion by Ballesteros to set a time line for community analysis in conjunction with the IDO for San Ysidro and the South Bay area by October. No second. Motion was trailed and withdrawn. Motion by Ballesteros to direct the City Manager to prepare an RFP for a socioeconomic study and bring to Council in 2 or 3 weeks. No second. Motion withdrawn.

MOTION BY BALLESTEROS TO CONTINUE THE MATTER OF THE RFP FOR A SOCIOECONOMIC STUDY TO JULY 28, 1987. Second by McColl.

MOTION BY McCOLL TO AMEND THE MOTION TO ADD FISCAL IMPACT MEASURES AND FACILITIES IMPACT TO THE STUDY. The amendment was accepted by Ballesteros.

MOTION BY McCARTY TO AMEND TO USE THE DATE OF MARCH 31, AS A BASELINE MEASURE. The amendment was accepted by Ballesteros.

The vote was taken on the motion of Ballesteros as amended which passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY BALLESTEROS TO CONTINUE THE MATTER OF A TIME LINE FOR A COMMUNITY ANALYSIS FOR SAN YSIDRO AND SOUTH BAY TO JULY 28, 1987, AT HER REQUEST TO MEET WITH PLANNING DEPARTMENT STAFF.

Second by McColl. Passed by the following vote:

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

MOTION BY McCARTY TO DIRECT THE CITY MANAGER AND CITY ATTORNEY TO DEVELOP AN ENABLING ORDINANCE INCORPORATING THE CITY MANAGER'S RECOMMENDATIONS INCLUDING A WORK PROGRAM SCHEDULE AND STAFFING REQUIREMENTS AND PROCESS MATERIALS THROUGH THE PLANNING

COMMISSION, CITIZENS ADVISORY COMMITTEE, AND THE CITY COUNCIL FOR CONSIDERATION. Second by Struiksma.

MOTION BY STRUIKSMA TO AMEND THE MOTION TO INCLUDE A DETAILED WORK PROGRAM AND COST ESTIMATE RECOMMENDATIONS. The amendment was accepted by McCarty and the vote was taken which passed by the following vote: Wolfsheimer-nay, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO DIRECT THE CITY MANAGER, PLANNING DIRECTOR, AND CITY ATTORNEY TO REPORT BACK TO COUNCIL ON AUGUST 7, 1987, WITH PROPOSALS AND LANGUAGE FOR VESTING AND PIPELINE PROJECTS AND HOW THAT AFFECTS THE IDO. Second by McCarty. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea,

Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO CONTINUE TO AUGUST 7, 1987, THE MATTER OF HARDSHIP CASES AND DIRECT THE CITY MANAGER, PLANNING DIRECTOR, AND CITY ATTORNEY TO REPORT AT THAT TIME ON THE DEFINITION OF HARDSHIP AND REFER THE LETTERS RECEIVED ON THE MATTER TO STAFF.

Second by McColl. Passed by the following vote:

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

MOTION BY McCARTY TO DIRECT THE CITY MANAGER, PLANNING DIRECTOR, AND CITY ATTORNEY TO REPORT BACK TO COUNCIL ON AUGUST 7, 1987, WITH THE PROPER LANGUAGE THAT CAN BE DISCUSSED FOR DISCRETIONARY APPROVALS PRIOR TO APRIL 29 AND FOR WHICH BUILDING PERMITS WERE APPLIED FOR BETWEEN APRIL 29, 1987, AND JUNE 22, 1987, AND HOW

THEY AFFECT THE ALLOCATION. Second by McColl. Passed by the

following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

Motion by McCarty to approve tolling as stated on page 14 of PDR-87-364 and extending permits listed on page 16 and direct staff to report back to Council with an implementing procedure for tolling. Second by Struiksma. No vote.

MOTION BY JONES TO CONTINUE THE MATTER OF TOLLING TO AUGUST 7, 1987, AND DIRECT THE CITY ATTORNEY TO COMMENT ON THE MATTER.

Second by Struiksma. Passed by the following vote:

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

MOTION BY McCARTY TO APPROVE EXTENDING PERMITS AS LISTED ON PAGE 16 OF PDR-87-364. Second by Struiksma. Passed by the following

vote: Wolfsheimer-nay, Cleator-not present, McColl-yea,

Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,

Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO DIRECT STAFF TO PREPARE LANGUAGE FOR CONSIDERATION ON AUGUST 7, 1987, RE ALTERNATIVE A UNDER B, CATEGORY 1 WHICH ALLOWS FOR ESTABLISHING A SERIES OF PREFERENCES FOR ISSUING THE PERMITS ON A QUARTERLY BASIS. Second by

Struiksma. Passed by the following vote: Wolfsheimer-nay,

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

Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

Motion by McCarty to request language for Column C for Schedule

A. Second by Struiksma. No vote.

MOTION BY JONES TO DIRECT STAFF TO PREPARE LANGUAGE FOR CONSIDERATION ON AUGUST 7, 1987, TO REVISE COLUMN B TO REFLECT

THE JUSTIFICATION FOR ANY REDUCTION IN SIZE. Second by

Struiksma. Passed by the following vote: Wolfsheimer-yea,

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

MOTION BY JONES TO DIRECT STAFF TO PREPARE LANGUAGE FOR CONSIDERATION ON AUGUST 7, 1987, REGARDING EXEMPTION FOR PROJECTS OF 10 UNITS OR LESS IN THE SOUTHEAST PLANNING AREA THAT HAVE BEEN APPROVED BY THE SOUTHEAST PLANNING COMMITTEE AND THE SUBDIVISION REVIEW BOARD. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-nay, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY STRUIKSMA TO DIRECT STAFF TO DEVELOP LANGUAGE FOR CONCEPT OF RELEASE PROJECTS EXEMPTION AND BRING BACK TO COUNCIL ON AUGUST 7, 1987. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

Motion by Wolfsheimer to bring back for discussion on August 7, 1987, language for discussion on placing the addition of one unit for owner-occupied property in the hardship category. No second.

MOTION BY McCOLL TO DIRECT STAFF TO BRING BACK LANGUAGE FOR EXEMPTIONS FOR ADDING ONE TO THREE UNITS ON EXISTING SINGLE FAMILY LOT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO DIRECT STAFF TO PREPARE LANGUAGE TO BRING BACK TO COUNCIL ON AUGUST 7, 1987, FOR A DEFINITION OF LOW INCOME HOUSING FOR IMPACTED AREAS PRESENTED BY THE HOUSING COMMISSION. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S403: (R-88-136) ADOPTED AS RESOLUTION R-268914

19870721

Authorizing the City Manager to cause a waiver of the Gann appropriations limit to be placed on the November 1987 ballot; requesting the City Attorney to include such a waiver in the election ordinance to be considered by the Council on July 20, 1987.

(See City Manager Report CMR-87-338.)

COMMITTEE ACTION: Reviewed by RULES on 7/15/87. Recommendation to accept the City Manager's recommendation to forward the item

to the City Council Meeting of July 20, 1987 and to be considered for inclusion in the City's Election Ordinance.

Districts 2, 4, 6 and Mayor voted yea. District 3 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: P345-500.)

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

ITEM-S405: (R-88-78) ADOPTED AS RESOLUTION R-268910

(Continued from the meeting of July 13, 1987, Item S407, at Council Member McCarty's request, for staff to come back with a revised and expanded RFP.)

Confirming the action taken by the Public Services and Safety Committee on July 1, 1987 to seek competitive bids for the provision of services addressing the disease AIDS including the terms and conditions added by the Committee.

(See City Manager Report CMR-87-321.)

COMMITTEE ACTION: Reviewed by PSS on 7/1/87. Recommendation to approve the City Manager's recommendation, with direction to the City Manager to prepare Requests for Proposals for AIDS funding which are directed to those agencies which deal exclusively with the AIDS problem, that the scope of services include assistance toward education, food, transportation, and housing, that the City Manager specifically avoid duplication of services which would result in funding excessive overhead, and that the City Manager present the results of the Request for Proposal to the City Council no later than the end of September 1987. Districts 2, 3, 4, and 7 voted yea. District 1 not present.

CITY MANAGER REPORT: The Public Services and Safety Committee on July 1, 1987 approved the planning strategy contained in City Manager Report CMR-87-321 concerning the provision of services addressing the disease AIDS. That strategy suggested that funds which have been identified (\$150,000) be expended in a timely fashion, in areas not already dominated by other funding sources, through the competitive RFP process, and with the assistance of the Regional Task Force on AIDS. The Committee, in their approval of the planning strategy, indicated that services sought after be limited to housing, transportation, food, and education. The Committee further restricted eligibility of agencies who could compete for City funds to only those agencies who deal exclusively with AIDS. The Committee also requested that the contract(s) for services be before Council for their approval by the end of

September. At the request of the Mayor's Office, this item is being referred to the full Council for their confirmation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A032-336.)

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

ITEM-S406:

(Continued from the meeting of July 13, 1987, Item S405, at the request of Council Member Ballesteros and Council Member Wolfsheimer, for copies of the EIR, and approval of findings, mitigation and appropriate paperwork which were before Council when they were approved.)

Two actions relative to the First San Diego River Improvement Project (FSDRIP):
(Mission Valley Community Area. District-5.)

Subitem-A: (R-88-7) ADOPTED AS RESOLUTION R-268911

Approving the acceptance by the City Manager of those street and drain easement deeds of Russell V. Grant, granting to the City easements for public street and drainage purposes in a portion of Parcel 1 of Parcel Map PM-11933; dedicating said land as and for a public street and naming the same Stadium Way; authorizing the City Manager to execute a Temporary Working Strip Permit with Russell V. Grant and Calmat Co., affecting Parcel 1 of Parcel Map PM-11933, for the purpose of excavating and carrying away material for the First San Diego River Improvement Project; authorizing the execution of a quitclaim deed, quitclaiming to Russell V. Grant, that portion of Stadium Way vacated by Resolution R-268500, adopted June 2, 1987.

Subitem-B: (R-88-8) ADOPTED AS RESOLUTION R-268912

Certifying that the information contained in Environmental Impact Report EIR-80-0341, issued in connection with the First San Diego River Improvement Project, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and that said Report has been reviewed and considered by the Council.

CITY MANAGER REPORT: These actions are requested in connection with the First San Diego River Improvement Project

(FSDRIP) under Resolution R-268496, adopted on June 2, 1987, which established the assessment district and Resolution R-268500 adopted on June 2, 1987, which authorized the vacation of excess right-of-way on Stadium Way in connection with this project.

Aud. Cert. 8800056.

FILE LOCATION: STRT - M-145;

Subitem-A: DEED F-4058

DEEDFY88-1

COUNCIL ACTION: (Tape location: A342-B134.)

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

ITEM-S411: REFERRED TO CITY ATTORNEY TO PREPARE BALLOT LANGUAGE

In the matter of the Ordinance of the City of San Diego, California, ordering, calling, providing for and giving notice of a Special Municipal Election to be held in the City on November 3, 1987.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: P350-Q100.)

MOTION BY McCARTY TO DIRECT THE CITY ATTORNEY TO PREPARE BALLOT LANGUAGE FOR THE BOND ISSUES FOR BALBOA PARK AND MISSION BAY PARK ACCORDING TO THE CITY ATTORNEY'S RECOMMENDATIONS AND TO REQUEST THE COUNTY REGISTRAR OF VOTERS TO DIVIDE THE ISSUES AS "A" AND "B." Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY GOTCH TO WAIVE COUNCIL POLICY TO HAVE CITY DEPARTMENTS' COMMENT ON PROPOSED CHARTER CHANGES DUE TO THE CIRCUMSTANCES FOR IMMEDIATE ACTION AND DIRECT THE CITY ATTORNEY TO PREPARE BALLOT LANGUAGE FOR THE CHARTER AMENDMENT

REGARDING

RESTRICTIONS ON PARK COMMERCIAL DEVELOPMENT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY McCOLL TO DIRECT THE CITY ATTORNEY TO PREPARE BALLOT LANGUAGE REGARDING THE GANN LIMIT ACCORDING TO THE CITY ATTORNEY'S RECOMMENDATIONS. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present,

McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

MOTION BY GOTCH TO REFER THE MATTER OF A PROPOSED CIGARETTE TAX TO RULES COMMITTEE FOR REVIEW TO CONSIDER FOR JUNE, 1988, ELECTION. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S500: (R-88-209) ADOPTED AS RESOLUTION R-268913

19870721

The matter of the selection of the City's Sacramento Legislative Representative.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C505-541.)

MOTION BY CLEATOR TO APPROVE THE SELECTION OF REES AND ASSOCIATES, INC. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

NONE.

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 11:55 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D275, Q116).

MOTION BY COMMON CONSENT TO ADJOURN IN HONOR OF THE MEMORY OF RICHARD PHARES. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.