

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

TUESDAY, JANUARY 19, 1988

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. The meeting was recessed by Mayor O'Connor at 11:52 a.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:11 p.m. with Council Member Roberts not present. Mayor O'Connor adjourned the meeting at 2:38 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
  - (1) Council Member Wolfsheimer-present
  - (2) Council Member Roberts-present
  - (3) Council Member McColl-present
  - (4) Council Member Pratt-present
  - (5) Council Member Struiksmma-present
  - (6) Council Member Henderson-present
  - (7) Council Member McCarty-present
  - (8) Council Member Filner-present
- Clerk-Abdelnour (mp;jb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by City Clerk Charles G. Abdelnour.

FILE LOCATION: MINUTES

Jan-19-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Henderson.

FILE LOCATION: MINUTES

ITEM-30: (R-88-1385) ADOPTED AS RESOLUTION R-270153

Authorizing the City Manager to accept the generous donation of \$13,273.43 from Maria Fielding for the purpose of purchasing playground equipment for Chollas Lake Park in memory of Pauline Langston; commending Maria Fielding for her generous donation of \$13,273.43 for the purchase of playground equipment for Chollas Park in memory of Pauline Langston.

(College Grove - Chollas Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: Ms. Maria Fielding, a retiree of the City of San Diego, has made a \$13,273.43 donation to the City for the purchase of playground equipment to be installed at Chollas Lake Community Park, located at 6350 College Grove Drive, San Diego, CA 92105. The donation has been made in memory of Ms. Pauline Langston, also a former employee of the Park and Recreation Department. The donation of the playground equipment will provide a positive enhancement to the heavily used park. There is no playground equipment currently at this site. The Chollas Lake Recreation Council has enthusiastically endorsed the donation. The donation will provide for purchase of the equipment and finance a suitable plaque acknowledging the donation. Installation will be provided by the Chollas Lake Recreation Council.

FILE LOCATION: MEET

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

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-31: (R-88-1378) ADOPTED AS RESOLUTION R-270152

Commending the San Diego-Imperial Counties Labor Council on the occasion of the dedication of its new Administration Center at 4265 Fairmount Avenue on January 22, 1988.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A040-052.)

MOTION BY FILNER TO ADOPT. Second by McColl. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-32: CONTINUED TO JANUARY 25, 1988

(Continued from the meeting of November 30, 1987, Item 31, at the City Manager's request, to gather more information.)  
The matter of a Status Report from the City Manager regarding drug and gang activities.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A053-068.)

MOTION BY ROBERTS TO CONTINUE FOR ONE WEEK AT THE REQUEST OF THE CITY MANAGER. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Jan-19-1988

ITEM-33: APPROVED MINUTES

Approval of Council Minutes for the Meetings of:

11/02/87  
11/03/87 Adjourned  
11/09/87  
11/09/87 Special  
11/10/87  
11/10/87 Special  
11/23/87  
11/24/87  
11/30/87  
12/01/87  
12/07/87 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A069-072.)

MOTION BY HENDERSON TO APPROVE THE MINUTES. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-34: REQUEST WITHDRAWN BY APPELLANT

(Continued from the meetings of May 26, 1987, Item 31; August 11, 1987, Item 311 and November 10, 1987, Item 33; last continued at Jim Milch's request to be heard with Council's consideration of the community plan land use

designation for the block bounded by Rosecrans Boulevard, Locust, Quimby and Russell Streets.)

Matter of the request of L. Donald Taicher, by James Milch, Attorney, for a hearing of an appeal from the decision of the Planning Commission in denying Planned Residential Development Permit PRD-85-0730 and Tentative Map TM-85-0730 (Rosecrans Court), proposing construction of 39 residential condominium units in 9 buildings on a one-lot subdivision on approximately 1.37-acres. The subject property is described as Lots 1 through 12, Block 146, Roseville Map-305, and is located on the block bounded by Rosecrans, Russell, Quimby and Locust Streets, in Zone R1-5000 (proposed R-1500), in the Peninsula Community Plan area. (PRD & TM-85-0730. District-2.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM PRD-85-0730 SUBD Rosecrans Court

COUNCIL ACTION: (Tape location: A073-086;B216-221.)

MOTION BY ROBERTS TO APPROVE THE APPELLANT'S REQUEST TO WITHDRAW HIS REQUEST FOR A HEARING OF THIS APPEAL. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-50: (O-88-104) ADOPTED AS ORDINANCE O-17008 (New Series)

Amending Chapter IX, Article 5, Division 1, of the San Diego Municipal Code by amending Sections 95.0101 and 95.0102, to permit a Demonstration Banner Program along Broadway between 17th Avenue and Harbor Drive in Centre City.

(District-4. Introduced on 1/5/88. Council voted 8-0. Mayor not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A156-161.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-51: (O-88-90) ADOPTED AS ORDINANCE O-17009 (New Series)

Incorporating Parcel 2 of Parcel Map PM-13508 (Westview Project), into R-3000 Zone.

(Case-86-0969. Mira Mesa Community Area. District-5.  
Introduced on 1/5/88. Council voted 7-2. District 1 and  
Mayor voted nay.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A156-161.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND  
ADOPT. Second by Henderson. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-yea.

\* ITEM-52: (O-88-102) ADOPTED AS ORDINANCE O-17010 (New  
Series)

Incorporating a portion of Pompeii Farms per Map-1738, a  
portion of Section 16, Township 14 South, Range 2 West,  
located immediately east of Interstate 15, into CR and  
R-3000 Zones.

(Case-87-0567. Carmel Mountain Ranch Community Area.  
District-1. Introduced on 1/5/88. Council voted 8-0.  
Mayor not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A156-161.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND  
ADOPT. Second by Henderson. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-yea.

\* ITEM-100: (R-88-1030) ADOPTED AS RESOLUTION R-270154

Awarding a contract to Kent Meters, Inc. for the  
purchase of miscellaneous fire hydrant meters, complete,  
as may be required for a period of one year beginning  
November 15, 1987 through November 14, 1988, for an  
estimated annual cost of \$84,500, including tax, with  
options to renew the contract for four additional one  
year periods, with no price increases in the first  
option year, and the price increases for option years 2  
- 4 not to exceed 3 percent of the prices in effect at  
the end of the previous contract year. (BID-9332)

FILE LOCATION: MEET CONFY88-1

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-101: (R-88-1033) ADOPTED AS RESOLUTION R-270155

Awarding contracts for miscellaneous operated construction type equipment rental, as may be required for a period of one year beginning November 15, 1987 through November 14, 1988, for an estimated annual cost of \$50,400, as follows:  
(BID-9347)

1. R. B. Beale Inc. for Item 1;
2. National Plant Services, Inc. for Item 2.

FILE LOCATION: MEET CONTFY88-2

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-102: (R-88-1025) ADOPTED AS RESOLUTION R-270156

Awarding a contract to AV-OX, Inc., for the purchase of 3 heavy duty power rescue tools with accessories (Amkus) for a total cost of \$34,585.68, including tax and terms.  
(BID-9393)

Aud. Cert. 8800608.

FILE LOCATION: MEET CONTFY88-1

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-103: (R-88-1031) ADOPTED AS RESOLUTION R-270157

19880119

Inviting bids for Maintenance Surfacing Various City Streets Group "X" FY 88; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of an amount not to exceed \$5,552,784 (\$5,333,334 from Gas Tax Fund 30219, \$94,050 from Water Utility Operating Fund 41500, and \$125,400 from Sewer Revenue Fund 41506) for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the

appropriate reserves. (BID-9450)

CITY MANAGER SUPPORTING INFORMATION: The proposed contract is for the Annual Street Maintenance Program of Resurfacing Various

City Streets. Under the program standards, asphalt streets should receive this resurfacing treatment every 21 years and concrete streets every 40 years. Specific streets to be resurfaced are selected on the basis of an annual survey using the following criteria: age, oxidation, cracking, amount of patching, nature of use, and avoiding conflict with planned underground utility work. The following is a summary of the miles of streets by neighborhood: Downtown/Hillcrest/North Park/Normal Heights/Logan Heights - 13 miles; East San Diego/Southeast San Diego/Paradise Hills/Encanto - 15 miles; Mission Hills/Old Town/Point Loma/Ocean Beach - 5 miles; Mission Beach/Pacific Beach/La Jolla/Bay Park - 28 miles; Clairemont/Serra Mesa/Tierrasanta - 9 miles; Del Cerro/Allied Gardens/San Carlos - 2 miles; Mira Mesa/Del Mar Heights/Scripps Ranch - 4 miles; and Penasquitos/Rancho Bernardo/San Pasqual - 6 miles. The Utilities Department contributes funds annually to this contract to pay for the raising to the new surface elevation of sewer manhole covers and gate valve covers.

Aud. Cert. 8800599.

WU-G5-88-075.

FILE LOCATION: MEET V.R. Dennis Construction Co. CONFY88-1

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-104:

Six actions relative to the final subdivision map of Mercy Mira Mesa Unit No. 1, a 58-lot subdivision located southwesterly of I-15 and Mercy Road:  
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-88-1348) ADOPTED AS RESOLUTION R-270158

Authorizing the execution of Subdivision Improvement Agreement with American Newland Associates for the installation and completion of certain public improvements.

Subitem-B: (R-88-1347) ADOPTED AS RESOLUTION R-270159  
Approving the final map.

Subitem-C: (R-88-1349) ADOPTED AS RESOLUTION R-270160  
Authorizing the execution of an agreement with American  
Newland Associates for the installation of a traffic signal  
system at Mercy Road and I-15.

Subitem-D: (R-88-1350) ADOPTED AS RESOLUTION R-270161  
Authorizing the execution of a street easement deed of  
American Newland Associates, granting to the City easements  
for public street purposes in a portion of Parcels 1 and 2  
of Parcel Map PM-12296, and in Parcel 1 of Parcel Map  
PM-14491; dedicating said land as and for public streets,  
and naming the same Black Mountain Road, Mercy Road, Kika  
Court, Branicole Lane and Chabola Road.

Subitem-E: (R-88-1351) ADOPTED AS RESOLUTION R-270162  
Approving the acceptance of a grant deed of American  
Newland Associates, granting to the City Lot 1 of Mercy  
Mira Mesa Unit No. 1.

Subitem-F: (R-88-1352) ADOPTED AS RESOLUTION R-270163  
Amending Item 2 of Resolution R-267267, adopted December  
15, 1986, as follows:

"That this Resolution shall not become effective  
unless and until the rededication for the realignment  
of Mercy Road within Mercy Mira Mesa (TM-85-0299) has  
been approved by Council action. In the event that  
the dedication for the realignment of Mercy Road is  
not approved by June 13, 1989, this Resolution shall  
become void and be of no further force or effect."

Authorizing the City Engineer to advise the City Clerk of  
Council approval of the rededication of Mercy Road.

CITY MANAGER SUPPORTING INFORMATION: City Council Resolution  
R-267267 approved the closing of a portion of Black Mountain  
Road and Mercy Road conditioned upon the filing of a final map  
before June 13, 1987. The proposed amendment will extend the  
time in which to file the map an additional year to June 13,  
1988. The additional right of way needed for Black Mountain  
Road and Mercy Road is being provided by separate deeds included  
in this item for Council acceptance.

FILE LOCATION:

Subitem-A,B,C: SUBD Mercy Mira Mesa Unit No.

1;



Subitem-D: DEED F-4229;

Subitem-E: DEED  
F-4230;

Subitem-F: DEED F-3681 STRT -  
J-2635 CONFY88-1 DEEDFY88-2

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed  
by the following vote: Wolfsheimer-yea, Roberts-yea,  
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-105:

Four actions relative to the final subdivision map of Mercy  
Mira Mesa Unit No. 4, a 5-lot subdivision located  
northwesterly of I-15 and Mercy Road:  
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-88-1317) ADOPTED AS RESOLUTION R-270164  
Authorizing the execution of a Subdivision Improvement  
Agreement with American Newland Associates for the  
installation and completion of public improvements.

Subitem-B: (R-88-1316) ADOPTED AS RESOLUTION R-270165  
Approving the final map.

Subitem-C: (R-88-1320) ADOPTED AS RESOLUTION R-270166  
Approving the acceptance of a grant deed of American  
Newland Associates, granting to the City Lot 222 of Mercy  
Mira Mesa Unit No. 4.

Subitem-D: (R-88-1321) ADOPTED AS RESOLUTION R-270167  
Approving the acceptance by the City Manager of a street  
easement deed of American Newland Associates, granting to  
the City an easement for public street purposes in a  
portion of Parcel 2 of Parcel Map PM-14491; dedicating said  
land as and for a public street and naming the same Kika  
Court.

FILE LOCATION:

Subitem-A,B: SUBD Mercy Mira Mesa Unit No.  
4;

Subitem-C: DEED F-4313;

Subitem-D: DEED

F-4314 CONTFY88-1 DEEDFY88-2

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-106: (R-88-1371) ADOPTED AS RESOLUTION R-270168

Authorizing the City Manager to release a portion of the surety issued by National Bank of Fairbanks Ranch for Engineering Permit No. W-32427 (Johnson Parcel Map), in the form of an Instrument of Credit, so that the same is reduced as follows:

1. For faithful performance, to the sum of \$95,595;
2. For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$47,797.50.

(Located northeasterly of Via de la Valle and El Camino Real. Via de la Valle Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On November 14, 1986, the City issued an Engineering Permit to Lee and Carol Johnson for the construction of public improvements to El Camino Real and Via de la Valle. Instrument of Credit, in the amount of \$250,906, issued by National Bank of Fairbanks Ranch, was provided by the subdivider. The permit expired on November 14, 1987, and has been extended to May 14, 1988. Eighty-two and one-half percent of the work has been completed to the satisfaction of the City Engineer, and the subdivider has requested a partial release of surety. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. In accordance with Council Policy 800-11, it is recommended that the surety be reduced by an amount which is 75 percent of the value of the work completed. Therefore, 61.9 percent of the original surety will be released which will reduce the surety to \$95,595.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-107: (R-88-1273) ADOPTED AS RESOLUTION R-270169

Resolution of Intention for the Improvement of Alley  
Block E, University Heights, under the provisions of the  
San Diego Municipal Code and the Improvement Act of 1911.  
(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The project was initiated by owners of 67 percent of the property involved. The petition was accepted by Council on August 18, 1986, per Resolution R-266406. The alley to be improved is located between Adams Avenue and Collier Avenue, and Hamilton Street and Oregon Street. The improvements, including the alley aprons, consist of grading and paving the alley as a 15-foot wide alley section. Small portions of the existing sidewalk and pavement adjacent to the alley aprons on both Adams and Collier Avenues have badly deteriorated over the years and will be reconstructed as part of the alley improvements. The City will pay for the cost of this repair work.

FILE LOCATION: STRT D-2260

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-108:

Three actions relative to the street reservation located within Lots 305-307 of Western Hills Unit 3, Map-3372:  
(Clairemont Mesa Community Area. District-6.)

Subitem-A: (R-88-1342) ADOPTED AS RESOLUTION R-270170

Vacating portions of the street easement reservation within Lots 305-307 of Western Hills Unit No. 3, Map-3372 and located east of September Street under the procedure for the summary vacation of streets where the portions of the street reservation are excess to the City's right-of-way needs and are no longer required for street or highway purposes; declaring that this resolution shall not become effective unless and until the Tentative Parcel Map TM-87-0091 has been recorded in the office of the County Recorder; in the event that the Tentative Parcel Map TM-86-1025 is not recorded by January 25, 1988, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the parcel map pursuant to

TM-87-0091.

Subitem-B: (R-88-1343) ADOPTED AS RESOLUTION R-270171  
Approving the acceptance by the City Manager of the pedestrian and non-motor vehicular access deed of Ingrid Lewin, granting to the City an easement for pedestrian and non-motor vehicular access in a portion of Lot 305 of Western Hills Unit No. 3, Map-3372.

Subitem-C: (R-88-1344) ADOPTED AS RESOLUTION R-270172  
Certifying that the information contained in Environmental Negative Declaration END-81-11-18, issued in connection with the vacation of the street reservation concerning Tentative Parcel Map TM-87-0091, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines thereto, and that said declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The abutting property owners have requested the vacation of a reservation off of September Street to facilitate the filing of a 3-parcel, parcel map. The Tentative Map (TM-87-0091) was originally approved by the Subdivision Board on January 25, 1982, and has been granted two extensions of time with the final extension to expire on January 25, 1988. The subject vacation is situated in the Clairemont Mesa Community Plan Area, within the R1-5000 Zone and adjacent to the Tecolote Canyon Natural park. The vacation consists of 0.443 acres and is being proposed as a part of a resubdivision of adjacent properties. The tentative parcel map proposes to resubdivide two existing lots into 3 parcels varying in size from approximately 7,500 square feet to 11,400 square feet. The vacation is a condition of the tentative parcel map. The Planning Department has no objections to the proposed vacation. The right-of-way is unimproved and was acquired to provide access to property which is now part of Tecolote Canyon Natural Park. Retention of the street reservation is no longer required for street purposes. However, it is needed to provide pedestrian and non-motor vehicular access to Tecolote Canyon. The applicants have agreed to grant a pedestrian non-motor vehicular easement and to construct the walkway improvements. These improvements are a condition of the tentative map. Staff review has indicated that the street reservation is no longer required for present or prospective public use and may be summarily vacated conditioned upon the resubdivision of the property pursuant to Tentative Parcel Map TM-87-0091.

FILE LOCATION:

Subitem-A: STRT J-2675 DEED F-4315;

Subitem-B: DEED F-4316;

Subitem-C: STRT

J-2675 DEEDFY88-2

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-109: (R-88-1361) ADOPTED AS RESOLUTION R-270173

Authorizing the execution of a deed conveying to San Diego Gas and Electric Company an easement for underground electrical facilities and appurtenances, affecting a portion of City-owned Lot 10 of Gateway Center East Unit No. 1.

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

CITY MANAGER SUPPORTING INFORMATION: San Diego Gas and Electric Company requests this 143-square-foot easement for a pad-mounted capacitor previously installed at the extreme northwest corner of undedicated parkland known as Dennis V. Allen Park, located in Southeast San Diego. The capacitor, which regulates voltage to maintain the correct level of power, serves lights and a restroom in the park as well as the entire Gateway Center East commercial/industrial development. Gateway Center East is part of the Mount Hope Redevelopment Project and is built primarily on approximately 50 acres of unneeded cemetery land, which was conveyed by the City to the Redevelopment Agency in 1985. The following year, as a condition of the City approving the subdivision map, the Redevelopment Agency deeded back to the City about 5.6 acres for Dennis V. Allen Park. To meet timing requirements, the capacitor was installed in 1986 under permit from and at the expense of the Redevelopment Agency. The proposed easement is terminable by the City in the event of nonuse or abandonment for a period of one year.

FILE LOCATION: DEED F-4317 DEEDFY88-1

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-110: (R-88-1360) ADOPTED AS RESOLUTION R-270174

Authorizing the execution of a deed conveying to San Diego Gas and Electric Company an easement for overhead and underground electrical facilities and appurtenances, affecting City-owned portion of Lot 1 of Zschockelt's Subdivision.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: For esthetic considerations, the developer of the Centerside II office building in Mission Valley is undergrounding an existing overhead electric distribution system which crosses near the project site. A City-owned Water Utilities parcel located southwest of the stadium is affected by the proposed underground conversion. San Diego Gas and Electric Company (SDG&E) has applied for an easement to place underground conduits and two pad-mounted switches next to the property line on Camino del Rio North. The switches will connect to an existing steel transmission pole on the City's parcel which is not being underground due to its high voltage. Since the proposed easement is of no direct City benefit, the developer of Centerside II will pay the City \$2,525 in compensation for the 1,228 square-foot-easement to SDG&E, plus a \$225 processing fee. The amount of compensation was determined by Lee Johnson, independent fee appraiser, and reviewed and approved by City staff, as of August 3, 1987. The easement entails no expense on the City's part. The proposed easement has been cleared with the Water Utilities Department and the U. S. Fish and Wildlife Service. The latter's approval was necessary since the parcel affected by the easement is subject to an agreement restricting its use to wetlands mitigation.

WU-PR-88-083.

FILE LOCATION: DEED F-4318 DEEDFY88-1

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-111: (R-88-1362) ADOPTED AS RESOLUTION R-270175

Authorizing the execution of a deed conveying to Pacific Bell an easement for underground communication facilities and appurtenances, affecting City-owned Lot 892 of Scripps Ranch Unit No. 11.

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

CITY MANAGER SUPPORTING INFORMATION: Pacific Bell requests this easement to maintain telephone service to a private residential customer in the Scripps Ranch area. Pacific Bell has been unable to secure permanent easement rights across privately owned property to serve this customer, and a temporary service route from which this customer has been served is being revoked. Under rules of the Public Utilities Commission, Pacific Bell is legally obligated to keep the customer in service and seeks to comply by gaining an easement across City-owned property, which Pacific Bell states is the only alternative remaining. The City land to be affected is an undedicated open space canyon. The proposed easement is underground and entails burying a cable across the canyon, a distance of about 350 feet. The Open Space Division of the Park and Recreation Department has no objection to the proposed easement provided Pacific Bell restores any disturbed areas to the department's satisfaction, which Pacific Bell has agreed to do. Since the proposed easement does not benefit either a City Facility or lessee, Pacific Bell will compensate the City at fair market value for the easement rights. Norman Robertson, independent fee appraiser, valued the 1,758-square-foot easement at \$1,075 as of August 25, 1987. This amount has been reviewed and approved by City staff. Pacific Bell will also pay a \$225 processing fee.

FILE LOCATION: DEED F-4319 DEEDFY88-1

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-112: (R-88-1399) ADOPTED AS RESOLUTION R-270176

Excusing Council Member Ed Struiksma from attending the Council meeting of Monday, January 4, 1988, due to personal illness.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-113: (R-88-1372) ADOPTED AS RESOLUTION R-270177

Authorizing the expenditure of an amount not to exceed

\$13,161 from Federal Revenue Sharing Funds, CIP-37-028, Annual Allocation, Undergrounding of City Utilities, as payment to San Diego Gas and Electric Company for the purpose of providing funds for the purchase of 7 new street lights to replace existing pole-mounted street lights in the San Ysidro (Via de San Ysidro Boulevard to Willow Street) Underground Utility District.

(San Ysidro Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: As part of the City's Utility Undergrounding Program, existing pole-mounted street lights must be replaced with new street lights when the overhead utilities are removed. Since the City now owns all street lights, it is necessary for the City to pay this cost. SDG&E has estimated the cost of installing new street lights to be \$13,161 if installed by their undergrounding contractor. While the City has the option of installing the new street lights via a City contract, the SDG&E cost is less than the estimated \$15,044 cost of a City project.

Aud. Cert. 8800618.

FILE LOCATION: STRT K-131

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-114: (R-88-1379) ADOPTED AS RESOLUTION R-270178

Authorizing the expenditure of an amount not to exceed \$4,709 from Federal Revenue Sharing Funds, CIP-37-028, Annual Allocation, Undergrounding of City Utilities, as payment to San Diego Gas and Electric Company for the purpose of providing funds for the purchase of one new street light to replace an existing pole-mounted street light in the Balboa Avenue (Ruffner Street to Mercury Street) Underground Utility District.

(Clairemont Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: As part of the City's Utility Undergrounding Program, existing pole-mounted street lights must be replaced with new street lights when the overhead utilities are removed. Since the City now owns all street lights, it is necessary for the City to pay this cost. SDG&E has estimated the cost of installing a new street light to be \$4,709 if installed by their undergrounding contractor. While the City has the option of installing the new street light via a City contract, the SDG&E cost is less than the estimated \$4,940



cost of a City project.

Aud. Cert. 8800617.

FILE LOCATION: STRT K-176

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-115: (R-88-1282) ADOPTED AS RESOLUTION R-270179

Authorizing the City Manager to submit an application from the California Department of Water Resources for Urban Stream Restoration Grant for two bank stabilization projects in Tecolote Canyon Natural Park per City Manager's Report CMR-87-625; authorizing the City Manager or his representative to perform all necessary acts to secure the funds; authorizing the City Auditor and Comptroller to establish a special fund which will earn its own interest if the grant proposal is funded.

(See City Manager Report CMR-87-625. Linda Vista and Clairemont Community Areas. Districts-5 and 6.)

COMMITTEE ACTION: Reviewed by PFR on 12/9/87. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 6, 7 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-116: (R-88-1358) ADOPTED AS RESOLUTION R-270180

Authorizing the City Manager to accept 10 percent of gross ticket sales (\$33,236.46) from Le Cirque du Soleil, Canadian Theatrical Circus, Montreal, Quebec; establishing a Trust Fund to be entitled "Balboa Park Intrapark Transportation System Demonstration Project" which is to retain interest earnings; declaring that 20 percent or \$6,647.29 derived from Le Cirque du Soleil is to be paid to the Civic Conservatory of Theatre Arts for Youth (San Diego Junior Theatre).

(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On November 24, 1987 the City of San Diego received a check in the amount of \$33,236.46

which accounts for 10 percent of the gross ticket sales, as a condition of the Exclusive Use and Occupancy Permit with Le Cirque du Soleil, Canadian Theatrical Circus, which performed in Balboa Park during the month of October 1987. In accordance with the City Manager's prior recommendation (See City Manager Report CMR-87-411), 80 percent of the funds will be used exclusively for the purpose of providing seed money for "Balboa Park Intrapark Transportation Demonstration Project" in the summer of 1988. All interest derived from this fund is to be used for the demonstration project. Twenty percent of the money will be given to the Civic Conservatory of Theatre Arts for Youth (San Diego Junior Theatre) to support their endeavors since that organization was instrumental in bringing Le Cirque du Soleil to San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-117: (R-88-1391) ADOPTED AS RESOLUTION R-270181

Authorizing the execution of an agreement with Conrad T. Prebys for the replacement of an 8-inch concrete sewer main in an alley west of Dayton Street; authorizing the expenditure of an amount not to exceed \$36,648 from the Sewer Revenue Fund 41506, Capital Improvement Program Annual Allocation for Sewer Main Replacements, CIP-44-001, for the purpose of providing funds for the above project.  
(State University Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: As a condition of issuing a building permit for 4430 Dayton Street, the City is requiring additional improvements in the alley adjacent to and behind the proposed development. Improvements required include the replacement of approximately 350 feet of 8-inch concrete sewer main with an 8-inch PVC sewer main. This sewer main replacement will benefit the City as a whole. After the City acceptance of the facilities, the City will reimburse the Developer for the cost of the design and replacement of the sewer main. The City will reimburse 100 percent of the Developer's cost to install the sewer system improvements, except that cost reimbursement shall not in any case exceed \$36,648.

Aud. Cert. 8800594.

WU-U-88-077.

FILE LOCATION: MEET CONFY88-1

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-118: (R-88-1369) ADOPTED AS RESOLUTION R-270182

Authorizing the execution of an agreement with the Southeast Economic Development Corporation (SEDC) for the administration of the Gateway Center East Business Improvement District.

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

CITY MANAGER SUPPORTING INFORMATION: The Gateway Center East Business Improvement District was established by Ordinance O-16924 adopted on August 10, 1987. The District was established to provide guard service for security of the business establishments in the district. The program is financed by a special assessment upon businesses located within the area and collected annually by the City Treasurer with the Business License Tax. The assessment is based upon the net lot square footage of those businesses located within the Business Improvement District. It is recommended that the City contract with the Southeast Economic Development Corporation (SEDC) to administer the business improvement district. SEDC is an existing nonprofit organization and has been involved with economic improvements in this area for several years. The organization is well qualified and willing to administer the district's programs. In order to allow adequate time to establish operation of the district, it is recommended that this agreement be approved for the period of January 1, 1988 to June 30, 1988.

Aud. Cert. 8800563.

FILE LOCATION: STRT L-10 CONFY88-1

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-119: (R-88-1311) ADOPTED AS RESOLUTION R-270183

19880119

Authorizing the City Manager to submit an application from

the State of California for rehabilitation of the Balboa Park Club in Balboa Park per City Manager's Report CMR-87-629; authorizing the City Manager to use Proposition 43 grant funds for other smaller projects within Balboa Park should the rehabilitation of the Balboa Park Club not require the entire amount of Proposition 43 funds; authorizing the City Auditor and Comptroller to establish a fund entitled "Proposition 43 Funds - Recreation Projects within Balboa Park" and retain all interest earned within this same fund.

(See City Manager Report CMR-87-629. Balboa Park Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 12/9/87. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 6, 7 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (R-88-1029) ADOPTED AS RESOLUTION R-270184

Awarding contracts for the purchase of Miscellaneous Support Vehicles for the Police Department for a total cost of \$144,075.50, including tax and trade-in allowance, as follows: (BID-9358)

1. Kearny Mesa Dodge for Item 1 - one super van (Dodge B250 Maxi Van);
2. De Anza Chevrolet for Item 2 - three 4x4 offroad vehicles (Chevrolet K5 Blazer); Item 3 - one one-half ton pickup (Chevrolet C10); Item 4 - two cargo vans (Chevrolet G10); less trade-in allowances as follows:

Trade-in equipment

1 each 1983 Dodge Ramcharger	\$3,750 (Item 2)
1 each 1980 Chevrolet 1/2 ton pickup	1,850 (Item 3)
1 each 1983 Ford E250 Van	2,900 (Item 4)
Total trade-in allowance	\$8,500

3. Pacific Ford Inc. for Item 5 - one super cargo van (Ford E350 Super Van 15 passenger), less trade in allowance as follows:

Trade-in equipment

1 each 1983 Dodge B350 12 passenger van	\$2,200.
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4. South Bay Chevrolet for Item 6 - one 4x4 pickup

(Chevrolet Fleetside); Item 8 - one 4 wheel drive vehicle (Chevrolet Suburban);

5. Pearson Ford Co. for Item 7 - one mini cargo van (Ford Aerostar).

Aud. Cert. 8800626.

FILE LOCATION: MEET CONFY88-5

COUNCIL ACTION: (Tape location: C150-156.)

MOTION BY STRUIKSMA TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-201: (R-88-1032) ADOPTED AS RESOLUTION R-270185

Awarding a contract to San Diego Harley-Davidson Co., for the purchase of 11 Police Motorcycles (Harley-Davidson FXRP) for a total cost of \$54,584.16, including tax and trade-in allowance: (BID-9417)

Trade-in Equipment	Unit Allowance	Extension
1 each 1981 Kawasaki KZ1000	\$ 900	\$ 900
5 each 1982 Kawasaki KZ1000	1,000	5,000
2 each 1983 Kawasaki KZ1000	1,100	2,200
Total Trade-in Allowance		\$8,100

Aud. Cert. 8800625.

FILE LOCATION: MEET CONFY88-1

COUNCIL ACTION: (Tape location: C160-197.)

MOTION BY McCARTY TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-330:

(Continued from the meeting of November 10, 1987, Item 332, at Barry Schultz's request, to allow Council Member Pratt to be present for consideration of the item.)

Matter of rezoning portion of Quarter Section 56 Rancho de la Nacion, Map-166 (M815) (approximately 2.1 acres), from Zone CA to Zone C-1. The subject property is located east of Woodman Street, north of the South Bay Freeway (Highway 54) and south of Alta View Drive, in the Skyline/Paradise Hills Community Plan area.

(Case-85-0696. District-4.)

Subitem-A: (R-88-617) FILED AS A RESULT OF DENYING ZONING

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-85-0696 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: (O-88-58) DENIED

Introduction of an Ordinance for C-1 Zoning.

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: B586-C149.)

Hearing began at 11:25 a.m. and halted at 11:38 a.m.

Testimony in opposition by Beth Ann Bonifield.

MOTION BY PRATT TO CLOSE THE HEARING AND TO DENY THE REZONE.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-331: RETURNED TO CITY MANAGER

1) An appeal of the United States Navy, by G. M. Hughes, Commanding Officer, from the decision of the Planning Commission in granting an amendment to Conditional Use Permit CUP-1024 to allow the addition of 86 guest rooms to the existing 74-room Torrey Pines Inn, on the below described real property, and

2) Proposal to amend the University Community Plan, increasing the development intensity to allow for the addition of 86 rooms. The site, described below, is currently designated for Visitor - Commercial use. The subject property (approximately 4.3 acres) is located on the west side of North Torrey Pines Road between Science Park and Callan Roads, and is further described as portions of Lots 1330 and 1331, Pueblo Lands of San Diego, Map-36, in Zone R1-5000, in the University Community Plan area. (CUP-85-0792. District-1.)

Subitem-A: (R-88- )

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

Subitem-B: (R-88- )

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0792 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 and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-C: (R-88- )

Adoption of a Resolution granting or denying the amendment to the community plan.

NOTE: See Item 332 for a companion item.

FILE LOCATION:

Subitem-A: PERM CUP-1024;

Subitem-B,C:

LAND University Community Plan

COUNCIL ACTION: (Tape location: A087-139.)

MOTION BY HENDERSON TO RETURN TO THE CITY MANAGER, TO BE BROUGHT BACK WITH ITEM-332. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-332: (R-88-864) RETURNED TO CITY MANAGER

Authorizing the execution of a second amendment to the lease agreement with Torrey Pines Inn, which amendment provides for the refurbishment of the existing hotel, an 86-room expansion, and which amendment extends the lease for 31 years to a 55-year term.

(See City Manager Report CMR-87-529. University Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 11/25/87. Recommendation to return the item to the City Manager. The item will go to Council in January of 1988. Districts 2, 3 and 5 voted yea. Districts 7 and 8 not present.

NOTE: See Item 331 for companion item.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A087-139.)

MOTION BY HENDERSON TO RETURN TO THE CITY MANAGER, TO BE BROUGHT BACK WHEN THE LEASE IS READY FOR COUNCIL'S APPROVAL. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-333:

(Continued from the meeting of November 10, 1987, Item 334, at Council Member Cleator's request, to allow Council Member Roberts to meet with the community and the developer to resolve the matter.)

Consideration of the community plan land use designation for the block bounded by Rosecrans Boulevard, Locust, Quimby and Russell Streets in the Peninsula Community Plan area.

At the time the Peninsula Community Plan and Local Coastal Program Land Use Plan was adopted on July 14, 1987, no specific land use was designated for the above mentioned property. The owners of this block propose a mixed use designation for this block to permit up to 12,000 square feet of commercial space and 12 residential units.

(District-2.)

19880119

Subitem-A: (R-88-814) FILED AS A RESULT OF DENYING  
COMMERCIAL ZONING

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-87-0946 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-88-813 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-270187

Adoption of a Resolution adopting the land use designation and development guidelines for the block bounded by Rosecrans, Locust, Quimby and Russell Streets in the Peninsula Community Plan and Local Coastal Program Land Use Plan.

FILE LOCATION: LAND Peninsula Community Plan

COUNCIL ACTION: (Tape location: A203-B221.)

Hearing began at 10:19 a.m. and halted at 11:03 a.m.

Testimony in favor by James Milch.

Testimony in opposition by Capt. H. L. Matthews, Jr., Ret.

MOTION BY ROBERTS TO CLOSE THE HEARING AND TO SHOW THE ZONING AS SINGLE FAMILY RESIDENCE. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.



ITEM-334:

Two actions relative to the India Street/Cedar Street Area (Ash Street to Laurel Street) Underground Utility District: (Centre City Community Area. District-2.)

Subitem-A: (R-88-1058) ADOPTED AS RESOLUTION R-270195  
Establishing an Underground Utility District to be known as denominated as the India Street/Cedar Street Area (Ash Street to Laurel Street) Underground Utility District.

Subitem-B: (R-88-1059) ADOPTED AS RESOLUTION R-270196  
Authorizing the expenditure of an amount not to exceed \$7,500 from CIP-37-028, Federal Revenue Sharing Fund 18014 for the purpose of administering the India Street/Cedar Street Area (Ash Street to Laurel Street) Underground Utility District, minor City Force work and other related work.

CITY MANAGER SUPPORTING INFORMATION: The proposed district will underground the overhead utility facilities on India Street between Ash Street and Laurel Street, and on Cedar Street between Pacific Highway and Columbia Street. This is a scheduled project in the calendar year 1989 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 94, of which 71 are single-family residential properties, and 23 are commercial or multi-family properties. A typical cost range for a licensed contractor to perform this conversion work on residential private property is \$700 to \$1,200. Conversion costs on commercial properties may vary from \$700 to several thousand dollars or more due to differences in service size and location. Council Policy 800-2 provides for the use of San Diego Gas and Electric Company's Annual Allocation Funds (Case 8209) to make reimbursement payments to affected property owners based on the length of their electrical service trench. A future resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion.

Aud. Cert. 8800432.

FILE LOCATION: STRT K-183

COUNCIL ACTION: (Tape location: D030-038.)

Hearing began at 2:12 p.m. and halted at 2:13 p.m.

MOTION BY STRUIKSMA TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-not present,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335: CONTINUED TO JANUARY 25, 1988

(Continued from the meetings of November 9, 1987, Item S403, and November 16, 1987, Item S401; last continued at the City Manager's request, to be heard by Council after the Planning Commission considers the matter on December 17, 1987.)

Two actions relative to Penasquitos East - Facilities

Benefit Assessment:

(See City Manager Report CMR-87-538. Penasquitos East Community Area. District-1.)

Subitem-A: (R-88-933)

Approving the Penasquitos East Public Facilities Financing Plan and Facilities Benefit Assessment.

Subitem-B: (R-88-934)

Resolution of Intention to designate an area of benefit in Penasquitos East and setting the time and place for holding a public hearing.

COMMITTEE ACTION: Reviewed by TLU on 11/9/87. Recommendation to continue the discussion of the FBA and Financing Plan.

Council Member Wolfsheimer is to prepare an alternate Resolution with the assistance of the City Attorney indicating the various changes she desires to be made to the Financing Plan and the FBA. The Committee also continued the Transportation Phasing Plan.

FILE LOCATION: STRT FB-5

COUNCIL ACTION: (Tape location: D039-331.)

Hearing began at 2:13 p.m. and halted at 2:36 p.m.

Testimony in opposition by Michael Conrad, Alan Dickey, Ed Gabrielson and Mim Scott.

MOTION BY WOLFSHEIMER TO CONTINUE TO JANUARY 25, 1988, AT MIM SCOTT'S REQUEST. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-336: (R-88-1145) CONTINUED TO MARCH 22, 1988, AT 2:00 P.M.

(Continued from the meeting of January 5, 1988, Item 339, at Shapell Industries, Inc. request for further review.)

I-15 CORRIDOR CONSOLIDATED COMMUNITY PLAN AMENDMENTS

MESA DEL SOL Project (Case-86-0613)  
Rezoning the 84.5-acre site from Zone A-1-10, R1-5000, R-3000 and Hillside Review Overlay to Zones R1-5000, R-1500 and Hillside Review Overlay; and amending the Mira Mesa Community Plan to 1) Redesignate the 84.5-acre site from Commercial Recreation, Low (5-9 du/ac) and Low Medium (10-15 du/ac) density residential to Medium Low (16-29 du/ac) density residential; 2) Reclassify Black Mountain Road from a four-lane major to a six-lane primary arterial between Galvin Avenue and Los Penasquitos Canyon bridge; and 3) Reclassify Capricorn Way from a four-lane major to a four-lane collector between Westview Parkway and the western boundary of the subject property.  
The subject property is located east and west of Black Mountain Road, north of Galvin Avenue, and is further described as Lots 1-297, Mesa del Sol, Tract 9407.  
(Case-86-0613. District-5.)

Subitem-A: (R-88-1145)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-86-0613 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: (O-88-92)

Introduction of an Ordinance for R-2000 Zoning.

Subitem-C: (R-88-1128)

Adoption of a Resolution amending the Mira Mesa Community Plan affecting property east and west of Black Mountain Road and north of Galvin Avenue.

Subitem-D: (R-88- )

Adoption of a Resolution containing appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081 in connection with Environmental Impact Report EIR-86-0613.

FILE LOCATION:

Subitems A,C & D LAND - Mira Mesa Community Plan;

Subitem B--

COUNCIL ACTION: (Tape location: D020-028.)

MOTION BY STRUIKSMA TO CONTINUE TO MARCH 22, 1988, AT 2:00 P.M., AT HIS REQUEST. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S400: (R-88-1442) ADOPTED AS RESOLUTION R-270188

Recognizing the distinctive contributions of Dennis P. Long, Chairman of the Worldwide USO, and Anheuser-Busch to the USO for clearly demonstrating a strong recognition of importance of the USO in peacetime by serving the unique human needs of nearly 5 million U.S. servicemen and women and their families who protect the freedom we all enjoy.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S401: (R-88-1415) ADOPTED AS RESOLUTION R-270189

Endorsing the recommendation of the Presidents Commission on Americans Outdoors (PCAO) final report; declaring that the City Council calls for Congressional hearings to be held on the implementation of the recommendations of the report; requesting the Mayor to introduce the resolution attached to Intergovernmental Relations Department Report IRD-87-29 at the U.S. Conference of Mayors' meeting on January 20-23, 1988, in Washington D.C; expressing support for legislation proposed by Congressman Morris Udall which would implement PCAO's recommendations.

(See Intergovernmental Relations Department Report IRD-87-29.)

COMMITTEE ACTION: Reviewed by RULES on 1/6/88. Recommendation to adopt the Intergovernmental Relations Department recommendation. Districts 1, 2, 3, 7 and Mayor voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A182-187;B230-479.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S402: (R-88-1414) ADOPTED AS RESOLUTION R-270190

Approving the legislative proposals set forth in Intergovernmental Relations Department Report IRD-87-28, dated December 31, 1987, for inclusion in the City of San Diego's 1988 Legislative Sponsorship Program; directing the City's Department of Intergovernmental Relations to support legislation by Senators Garamendi and Klehs and Assemblyman Nolan as described in Intergovernmental Relations Department Report IRD-87-28.  
(See Intergovernmental Relations Department Report IRD-87-28.)

COMMITTEE ACTION: Reviewed by RULES on 1/6/88. Recommendation to adopt the Intergovernmental Relations Department recommendation. Districts 1, 2, 3, 7 and Mayor voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B485-576.)

MOTION BY STRUIKSMA TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S403: (R-88-1437) ADOPTED AS RESOLUTION R-270191

Declaring support for Assembly Bill AB 612 (Sher) which would broaden the scope of the California Beverage Container Recycling and Litter Reduction Act and would provide that "wine coolers," would be included within the definition of "beverage," for purposes of said Act.  
(See Intergovernmental Relations Department Report IRD-87-27.)

COMMITTEE ACTION: Reviewed by RULES on 1/6/88. Recommendation to adopt the Intergovernmental Relations Department recommendation. Districts 1, 2, 3, 7 and Mayor voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S404: (R-88-1413) ADOPTED AS RESOLUTION R-270192

Expressing and declaring strong support for Assembly Bill AB 930 (Brown) which would enact the International Border Wastewater and Toxics Cleanup Bond Act to place on the

ballot a State General obligation bond issue of \$150,000,000 to finance facilities to mitigate, reduce or reverse the effects of pollution and contamination on the international border; authorizing the Director of the Intergovernmental Relations Department to send a letter with a copy of this resolution to Assembly Speaker Brown, indicating the City of San Diego's strong support for AB 930.

(See Intergovernmental Relations Department Report IRD-87-30. Reviewed by RULES on 1/6/88. Recommendation to adopt the Intergovernmental Relations Department recommendation. Districts 1, 2, 3, 7 and Mayor voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

\* ITEM-S405: (R-88-1412) ADOPTED AS RESOLUTION R-270193

A Resolution approved by the City Council in Closed Session on Tuesday, January 5, 1988 by the following vote: Wolfsheimer-yea; Roberts-yea; McColl-yea; Pratt-yea; Struiksma-yea; Henderson-yea; McCarty-yea; Filner-yea; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$30,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injury to Reem Taila, (El Cajon Superior Court Case No. BE 523580, Wilson Taila v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$30,000 made payable to Reem Taila, by and through guardian ad litem Wilson Taila, and their attorney of record Dan Zeidman, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes a full and final settlement of all claims against the City of San Diego by Reem Taila, a minor, for injuries sustained in an automobile accident on September 30, 1983.

Aud. Cert. 8800642.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-181.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S406: (R-88-268 Rev.2) CONTINUED TO JANUARY 26, 1988, AT  
2:00 P.M.

(Continued from the meeting of September 28, 1987, Item  
113, at the City Manager's request.)

Approving the Public Facilities and Recreation Committee  
recommendation on that City-owned site numbered 57;  
declaring that by making the above designation, the City  
Council in no way intends to bind itself to utilize the  
property in accordance with the designation, and the  
Council specifically intends to be able to change the  
designation at any time or utilize the property for any  
purpose determined to be in the best interest of the City  
at the sole discretion of the Council; declaring that this  
designation serves simply and exclusively as a tentative  
guide to City staff with regard to potential use of vacant  
City-owned land and that it is the Council's intent that  
this designation and past designations of this nature have  
no legal or binding effect whatsoever beyond serving as a  
tentative guide to staff.

(See City Manager Report CMR-87-433. Located on the north  
side of Woodside Avenue at Marilla Drive in Lakeside.)

COMMITTEE ACTION: Reviewed by PFR on 9/9/87. Recommendation to  
approve the City Manager's recommendations on designations on  
sites 455 - Area C, 20 Area C, 20 - Area D, and 57. Refer site  
23 A back to the City Manager. Districts 2, 3, 7 and 8 voted  
yea. District 5 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C201-260;D010-019.)

MOTION BY McCOLL TO CONTINUE ONE WEEK, AT THE CITY MANAGER'S  
REQUEST. Second by Henderson. Passed by the following vote:  
Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-yea.

ITEM-S407: (R-88-1450) ADOPTED AS RESOLUTION R-270194

Council confirmation of the following appointments by the  
Mayor to serve as members of the Citizens Advisory Board on  
Police Community Relations, for terms ending August 29,  
1989:

(See memorandum from Mayor O'Connor date 1/13/88.)

NAME	REPRESENTING
Samuel Katz	District 1

(To replace Phil Hart,  
whose term has expired.)  
Judy Maddox                      District 2  
(To replace Don Hartley,  
whose term has expired.)  
Katherine Manning So              District 3  
(Reappointment.)  
Anna Majors                      District 4  
(To replace Joe Lemon,  
whose term has expired.)  
Frederick W. Scholl              District 5  
(To replace Sam Katz who  
has been appointed to  
District 1.)  
No recommendation at this time      District 6  
Norma McNerney              District 7  
(Reappointment.)  
Jeri Dilno                      District 8  
(To replace Andrea Skorepa,  
whose term has expired.)  
Ronald G. Neuman              Police Officers  
(To replace Vincent              Association  
Krolikowski, whose term  
has expired.)  
Murray L. Galinson              Human Relations  
(Reappointment.)  
Andrea P. Skorepa              Social Services  
(To replace Delia Talamantes,  
whose term has expired.)  
Dr. James Cabral              Social Services  
(To replace Ternet MacRenato,  
whose term has expired.)  
Irma E. Gonzales              Judicial  
(To replace Elizabeth Riggs,  
whose term has expired.)

Pursuant to Council Policy 300-6, a conscious exception to the requirement of City residence is declared for the above specified appointment to represent Council District 5.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C261-301.)

MOTION BY STRUIKSMA TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S408: (R-88-1327) CONTINUED TO JANUARY 26, 1988, AT



2:00 P.M.

(Continued from the meeting of January 12, 1988, Item 342, at Council Member Henderson's request, for further review.)  
Approving the agreement between the City of San Diego, the Redevelopment Agency and Pacific Bell, regarding conflict of telephone conduit with street improvements.  
(See the memorandum from CCDC Executive Vice President dated 12/14/87. Centre City Community Area. District-8.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D010-019.)

MOTION BY McCOLL TO CONTINUE FOR ONE WEEK, AT THE CITY MANAGER'S REQUEST. Second by Henderson. Passed by the following vote:  
Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S409: (O-88-110) INTRODUCED AND ADOPTED AS ORDINANCE  
O-17011 (New Series)

Introduction and adoption of an Ordinance amending Ordinance O-16916 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" by amending Document No. 00-16916-1, as amended and adopted therein, by adding to the personnel authorization of Council District 7 (027) one Council Representative II position; exempting said Council Representative II position from the Classified Service; establishing a salary rate for said position; authorizing the Auditor and Comptroller to transfer the sum of \$21,994 within the General Fund 100 from the Unallocated Reserve (605) to Council District 7 (027) for the above position, allocating \$16,664 to Personnel Services, \$3,830 to Fringe Benefits, and \$1,500 to Non-Personnel Expense.  
Aud. Cert. 8800606.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C305-316.)

MOTION BY HENDERSON TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S410: (O-88-109) INTRODUCED AND ADOPTED AS ORDINANCE  
O-17012

Introduction and adoption of an Ordinance amending Ordinance O-16916 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" by amending Document No. 00-16916-1, as amended and adopted therein, by amending and adding to the personnel authorization of the Planning Department (065) Program Element 06572, 0.58 Senior Planner and 1.74 Associate Planner positions; authorizing the Auditor and Comptroller to transfer the sum of \$109,818 within the General Fund 100 from the Allocated Reserve (605) to the Planning Department (065) for the above positions; allocating \$97,928 to Personnel Services and \$11,890 to Non-Personnel Expense.

Aud. Cert. 8800544.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C317-326.)

MOTION BY STRUIKSMA TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S411: (O-88-60 Rev.) CONTINUED TO JANUARY 25, 1988

Amending Chapter III, Article 3, of the San Diego Municipal Code by adding Division 43, relating to the Regulation of Money Exchange Houses.

(First introduced on 11/23/87. Council voted 8-0.

District 4 vacant. Introduced as amended on 1/11/88.

Council voted 7-1. District 2 voted nay. Mayor not present.)

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A140-155.)

MOTION BY STRUIKSMA TO CONTINUE FOR ONE WEEK AT THE CITY CLERK'S REQUEST TO MEET THE REQUIREMENT OF AT LEAST A TWELVE-DAY WAITING PERIOD BETWEEN THE INTRODUCTION AND THE ADOPTION OF AN ORDINANCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

None.

19880119

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 2:38 p.m. in honor of the memory of Bertha Almeda Daley.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: D332-354).