

19881115

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, NOVEMBER 15, 1988
AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor McColl at 10:03 a.m. with Mayor O'Connor and Council Members Pratt, Henderson, McCarty and Filner not present. Due to the lack of a quorum, the meeting was recessed by Deputy Mayor McColl at 10:03 a.m. to be reconvened at approximately 10:30 a.m. when a quorum was expected. The meeting was reconvened by Deputy Mayor McColl at 10:49 a.m. with Mayor O'Connor and Council Members Struiksma, Henderson, McCarty and Filner not present. A quorum was present at 10:51 a.m. Deputy Mayor McColl recessed the meeting at 12:08 p.m. into Closed Session at 2:15 p.m. in the 12th floor conference room to discuss pending litigation, and to reconvene the meeting thereafter.

Mayor O'Connor reconvened the meeting at 2:46 p.m. with Council Members Henderson and Filner not present. The meeting was recessed by Mayor O'Connor at 3:37 p.m. to meet as the Special Joint Meeting with the Redevelopment Agency. The meeting was reconvened at 4:00 p.m. by Deputy Mayor McColl with Mayor O'Connor and Council Members Henderson and Filner not present. The meeting was adjourned by Deputy Mayor McColl at 5:30 p.m. to meet as the Redevelopment Agency and the Housing Authority, followed by a workshop presented by the Housing Authority.

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 Struiksma-present
- (6) Council Member Henderson-excused by R-272419
(Vacation)
- (7) Council Member McCarty-present
- (8) Council Member Filner-excused by R-272489
(family emergency)
Clerk-Abdelnour, Fishkin (tm,eb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-not present
- (6) Council Member Henderson-not present
- (7) Council Member McCarty-not present
- (8) Council Member Filner-not present

ITEM-330: CONTINUED TO JANUARY 10, 1989 AT 10:00 A.M.

Approval of the proposed Sorrento Hills Development Agreement Case-88-0590 between the City of San Diego and American Newland Associates et al. The agreement would apply to approximately 557 acres in the Sorrento Hills community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with Sorrento Hills Community Plan; Zones M-IP, M-1B, R-1500 and A-1-1; PRD, PID and Tentative Map TM-84-0570; PRD-84-0518; Tentative Map TM-84-0519; HRP-183; and HRP and Tentative Map TM-83-0167 for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The subject property is located on the east side of I-5 and I-805 between Carmel Valley and Rancho de Los Penasquitos Canyon. A brief legal description is as follows: portions of Sections 29, 30, 31, 32, 24 and 25, Township 14 South, Range 3 West, SBBM; Map Nos. 433, 36 and others and Record of Survey Maps. The specific legal description is on file in the City Planning Department.

(Case-88-0590. District-1.)

Subitem-A: (R-89-947)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-81-12-33 (Sorrento Hills) has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-89-923)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-82-0380, an Addendum to EIR-81-12-33, SCH No. 82022406, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said addendum to 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-89-921)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-83-0167, an Addendum to EIR-81-12-33, SCH No. 82022406, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said addendum to 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-D: (R-89-922)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0101, an Addendum to EIR-81-12-33, SCH No. 82022406, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said addendum to 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-E: (R-89-610)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-0590, an

Addendum to EIR-81-12-33, SCH No. 82022406, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said addendum to report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-F: (R-89-924)

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-84-0518, an Addendum to EIR-81-12-33, SCH No. 82022406, 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 and adopting appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-G: (R-89-925)

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-84-0519, an Addendum to EIR-81-12-33, SCH No. 82022406, 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 and adopting appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-H: (R-89-926)

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-84-0520, an Addendum to EIR-81-12-33, SCH No. 82022406, 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 and adopting appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 and

statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-I: (O-89-55)

Introduction of an Ordinance approving the development agreement.

FILE LOCATION: DEVL - Sorrento Hills Development Agreement

COUNCIL ACTION: (Tape location: A058-160.)

MOTION BY WOLFSHEIMER TO CONTINUE TO JANUARY 10, 1989 AT THE REQUEST OF THE DEVELOPER. Second by Struiksmā. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmā-yea, Henderson-not present, McCarty-not present, Filner-not present, Mayor O'Connor-not present.

ITEM-331: (R-89-) CONTINUED TO DECEMBER 13, 1988 2:00 P.M.

Appeals of Dr. Morton Hecht and La Jolla Shores Association, by Michael N. Oxman, M.D., Chairman, from the decision of the Planning Commission in granting La Jolla Shores Planned District Permit LJS-88-0754 (Windigo Condominiums), which proposes to demolish an existing 16-unit residential building and construct a new 12-unit residential building. The applicant is requesting a variance to allow the major axis of the building to be parallel to the beach and to allow the development of 87 percent of the width of the lot where 60 percent is required (Sec. 103.0304.2.B.3, La Jolla Shores Planned District Ordinance. The subject property is located on the northeast corner of Camino del Oro and Vallecitos and is described as Lots 8 and 9, La Jolla Shores Unit 6, in the MF-2 zoned site, in the La Jolla Shores Planned District.

(LJS-88-0754. District-1.)

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

FILE LOCATION: PERM LJS-88-0754

COUNCIL ACTION: (Tape location: A058-160, C052-111.)

Motion by Wolfsheimer to continue to January 17, 1989. Second by Roberts. Failed. Yeas: 1,2,3,4. Nays: 5. Not present: 6,7,8,M.

MOTION BY WOLFSHEIMER TO CONTINUE TO DECEMBER 13, 1988, 2:00 P.M. AT HER REQUEST TO BE HEARD AFTER THE HEARING IN THE TRANSPORTATION AND LAND USE COMMITTEE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksmayea, Henderson-not present,
McCarty-present, Filner-not present, Mayor O'Connor-yea.

ITEM-332: (R-89-1085) ADOPTED AS RESOLUTION R-272355 GRANTING
THE APPEAL OF VERNA QUINN, DENYING THE
APPEAL OF JOHN PROFFITT AND GRANTING
THE EXTENSION OF TIME UNTIL SEPTEMBER
15, 1990

Appeal of Verna M. Quinn, Chairperson, Southeast San
Diego Development Committee and John Proffitt,
applicant, from the decision of the Board of Zoning Appeals
in approving, with modifications, a request for an
extension of time of CUP-11132, originally approved
on July 25, 1966, which permitted the use of premises as a
vehicle storage and impound yard. The subject property is
located at 6370 Akins Avenue in the MF-3000 Zone
and is more particularly described as Lots 8, 9, and 17,
Block 5, Encanto Heights in the Southeast San Diego
Planned District.

(CUP-11132. District-3.)

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

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FILE LOCATION: PERM - CUP-11132

COUNCIL ACTION: (Tape location: A274-B422.)

Hearing began at 11:09 a.m. and halted at 12:01 p.m.

Council Member McCarty entered at 11:12 a.m.

Testimony in favor by Richard "Tip" Calvin, Jessica Wineteer and
Clifton Blevins.

Testimony in opposition by Verna Quinn, Reynaldo Pisano, Dara
Rahnema, Anna Major, and Maria Peters.

MOTION BY WOLFSHEIMER TO ACCEPT THE ZONING ADMINISTRATOR'S
DECISION TO GRANT THE EXTENSION OF TIME TO EXPIRE SEPTEMBER 15,
1990 WITH NO FURTHER EXTENSIONS, AND TO GRANT THE APPEAL OF THE
SOUTHEAST SAN DIEGO DEVELOPMENT COMMITTEE AND DENY THE APPEAL
OF

THE APPLICANT, JOHN PROFFITT. Second by McColl. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksmayea, Henderson-not present, McCarty-yea,
Filner-not present, Mayor O'Connor-not present.

ITEM-333:

(Continued from the meetings of July 19, 1988, Item 331,

August 9, 1988, Item 331, September 20, 1988, Item 333 and October 11, 1988, Item 336; last continued at Council Member Wolfsheimer's request, for further review of the FBA to bring it in line with the development agreement.)
Two actions relative to the Penasquitos East Facilities Benefit Assessment:
(Penasquitos East Community Area. District-1.)

Subitem-A: (R-88-2122) ADOPTED AS RESOLUTION R-272343
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Designating an area of benefit in Penasquitos East and the boundaries thereof, confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to said Public Facilities Projects, the method for apportioning the costs of said public facilities projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each such parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in Facilities Benefit Assessments, and proceedings thereto, and ordering of the proposed Public Facilities Project in the matter of the Penasquitos East Facilities Benefit Assessment Area.

Subitem-B: (R-88-2171) ADOPTED AS RESOLUTION R-272344

Declaring that the assessment fee schedule contained in the Penasquitos East Public Facilities Benefit Assessment and Financing Plan is to be an appropriate and applicable fee for all properties within the Penasquitos East Community that have never been assessed under the Penasquitos East Facilities Benefit Assessment and Public Facilities Financing Plan or have otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council; rescinding any provisions of Section 6 of Resolution R-270065 which are inconsistent and of no further force and effect.

: On January 5, 1988

Council adopted Resolution R-270065 which established impact fees for those portions of 11 planned urbanizing communities that were not included in an existing Facilities Benefit Assessment or otherwise required to pay Public Facility Impact Fees. That Resolution established as the applicable impact fee the prevailing, Council approved Public Facilities Financing Plan. Section 6 of the Resolution deals with the Penasquitos East Community. The Resolution will delete the fees as

established in the 1986 Financing Plan and establish the applicable fees as being those contained in the 1988 Financing Plan, once Council has approved the 1988 Plan.

FILE LOCATION: STRT FB-5

COUNCIL ACTION: (Tape location: B422-577.)

Hearing began at 12:01 p.m. and halted at 12:08 p.m.

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-334: (O-89-75) NOTED AND FILED

(Continued from the meetings of October 11, 1988, Item S500 and October 24, 1988, Item 201; last continued at Deputy Mayor McColl's request, until she receives information from the Planning Department on a specific project.)

Introduction and adoption of an Emergency Ordinance amending Section 1 of Ordinance No. O-17128 (New Series) to exempt certain IDO-exempt areas from the restriction on replacement of single-family residences.

(See Planning Department Report PDR-88-402. City-wide.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A160-274.)

MOTION BY ROBERTS TO NOTE AND FILE AT THE REQUEST OF DEPUTY MAYOR McCOLL AND TO DIRECT PLANNING DEPARTMENT TO WORK WITH DEPUTY MAYOR McCOLL'S OFFICE TO STUDY THIS ORDINANCE AND CORRECT THE PROBLEMS WITH IT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-not present, Filner-not present, Mayor O'Connor-not present.

ITEM-335: (R-88-973 Rev. 1) CONTINUED TO JANUARY 17, 1989 2:00 P.M.

(Continued from the meetings of November 30, 1987, Item 200, January 11, 1988, Item 205, February 8, 1988, Item 208, May 9, 1988, Item 200 and August 9, 1988, Item 338; last continued at Mike Spata's request, until after the Board of Commissioners of the Port District renders its final decision on the FAR Part 150 Study for Lindbergh Field.)

Rescinding the provision in Resolution R-254594 relating to utilization of Site 428 for housing for persons and families of low-income; authorizing the execution of a

quitclaim deed to supplement the earlier Grant Deed, which shall delete any requirement for low-income housing on the site.

(See Housing Commission Report HCR-87-014CC. Peninsula Community Area. District-2.)

NOTE: See Item 336 for a companion item.

FILE LOCATION: DEED F-4251

COUNCIL ACTION: (Tape location: C025-052.)

MOTION BY ROBERTS TO CONTINUE ITEMS 335 AND 336 TO JANUARY 17, 1989, 2:00 P.M. AT THE REQUEST OF MICHAEL SPATA TO BE HEARD AFTER THE BOARD OF COMMISSIONERS OF THE PORT DISTRICT MEET.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-336: CONTINUED TO JANUARY 17, 1989, 2:00 P.M.

(Continued from the meetings of November 30, 1987, Item 201, January 11, 1988, Item 206, February 8, 1988, Item 209, May 9, 1988, Item 201 and August 9, 1988, Item 339; last continued at Mike Spata's request, until the Board of Commissioners of the Port District renders its final decision on the FAR Part 150 Study for Lindberg Field.)

Four actions relative to multiple street and alley vacations and slope and sewer easement abandonment:

(See City Manager Report CMR-87-441. Peninsula Community Area. District-2.)

Subitem-A: (R-88-457)

Vacating Banning Street, Famosa Boulevard, San Clemente Street, Yonge Street, Xenophon Street, and an alley adjacent to Blocks 1, 1A and 7 through 9 within Loma Alta Unit 1, Map-1078 and a portion of Pueblo Lot 206.

Subitem-B: (R-88-464)

Vacating the City's interest in an unneeded sewer easement affecting a portion of Pueblo Lot 206, pursuant to Section 8300 et seq. of the Streets and Highways Code.

Subitem-C: (R-88-465)

Authorizing the sale by negotiation of a slope easement in Blocks 8 and 9 of Map-1078 and within a portion of Pueblo Lot 206 for the processing fee to The Housing Authority of the City of San Diego; authorizing the execution of a grant

deed, granting to The Housing Authority of the City of San Diego, all that portion of a slope easement in Blocks 8 and 9 of Map-1078 and within a portion of Pueblo Lot 206; declaring that no broker's commission shall be paid by the City on the negotiated sale.

Subitem-D: (R-88-466)

Certifying that the information contained in Environmental Negative Declaration END-81-1029, issued in connection with the development of a 4.94-acre site adjacent to Nimitz Boulevard, has been completed in compliance with the California Environmental Quality Act of 1970, as amended and State guidelines and that said Declaration has been reviewed and considered by the Council.

NOTE: See Item 335 for a companion item.

FILE LOCATION:

Subitem-A STRT J-2661, DEED F-4252,

Subitem-B DEED F-4253,

Subitem-C DEED

F-4254,

Subitem-D STRT J-2661

COUNCIL ACTION: (Tape location: C025-052.)

MOTION BY ROBERTS TO CONTINUE ITEMS 335 AND 336 TO JANUARY 17, 1989, 2:00 P.M. AT THE REQUEST OF MICHAEL SPATA TO BE HEARD AFTER THE BOARD OF COMMISSIONERS OF THE PORT DISTRICT MEET.

Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksmma-not present, Henderson-not present, McCarty-yea,

Filner-not present, Mayor O'Connor-yea.

ITEM-337: (R-89-796) ADOPTED AS RESOLUTION R-272345

Considering the protests and confirming the assessment in the matter of paving and otherwise improving Alley Block 26, Kensington Park, on Assessment Roll No. 4020, under Resolution of Intention R-269793, adopted November 23, 1987. (1911 Street Improvement Act.)

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

: The Assessment

District for the Improvement of Alley Block 26, Kensington Park was approved by Council at the public hearing heard on January

5, 1988. Work has now been completed and assessments have been spread, based on the final project cost and in proportion to the benefit each parcel receives. This public hearing will confirm the assessments and complete the proceedings for this project. The final project cost is 2.4% lower than the estimated cost at the time of the public hearing due to the low construction bid received and minor changes during construction. The assessment district component of the project is 21.7% lower than the property owners were noticed at the time of the public hearing.

FILE LOCATION: STRT D2270

COUNCIL ACTION: (Tape location: C013-035.)

Hearing began 2:47 p.m. and halted 2:48 p.m.

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-338:

Appeals of All Saints Lutheran Church and Friends of Chabad Lubavitch San Diego, by Voyd H. Beights, from the decision of the Board of Zoning Appeals in denying CUP-19923 and approving a modified amendment to CUP-8490. CUP-8490 (originally approved 12/29/67) permitted construction of a church plant including nursery school, fencing and playground. When this amendment to CUP-8490 was submitted, All Saints Lutheran Church desired to split the church property, via a parcel map, and sell the south 17,300 square feet of the lot to the Friends of Chabad Lubavitch San Diego.

CUP-19923 proposes to (1) construct a synagogue to measure 38'0" in height where 30'0" is permitted; and (2) to provide six on-site parking spaces where 48 are required. Subject property is a portion of Parcel 2, Parcel Map PM-6903, being a subdivision of Lot 1, All Saints Lutheran Church Map-5941, located at the 6300 block of Radcliffe Drive, in Zone R1-5000, in the University Community Plan area; and CUP-8490 (pending approval of a new parcel map) proposes (1) to construct a 370'0" retaining wall along the east property line, a 30'0" portion to measure 6'0" to 8'0" in height where 6'0" is the maximum height permitted; (2) to construct a 3'0" to 6'0" high fence on top of the retaining wall, without horizontal separation, where such separation is required; and (3) to permit All Saints Lutheran Church, Friends of Chabad Lubavitch San Diego and

La Jolla Bank to share the 91 parking spaces (existing and proposed) to be located on the three adjacent properties via an irrevocable joint use parking agreement. Subject property is Parcel 2, Parcel Map PM-6903, located at 6355 Radcliffe Drive, in Zone R1-5000, in the University Community Plan area.
(CUP-19923 & CUP-8490. District-1.)

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Subitem-A: (R-89-1162) ADOPTED AS RESOLUTION R-272346
Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-88-0296 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-89-1163) ADOPTED AS RESOLUTION R-272347
GRANTING APPEAL AND GRANTING PERMIT
Adoption of a Resolution granting or denying the appeal for CUP-19923 and granting or denying the permit, with appropriate findings to support Council action.

Subitem-C: (R-89-1164) ADOPTED AS RESOLUTION R-272348
GRANTING APPEAL AND GRANTING PERMIT
Adoption of a Resolution granting or denying the appeal for CUP-8490 and granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION:

Subitems A and B ZONING APPEALS Case C-19923,

Subitem-C ZONING APPEALS Case C-8490
COUNCIL ACTION: (Tape location: C125-D096.)

Hearing began 2:56 p.m. and halted 3:36 p.m.

Testimony in favor by Jim Milch, Voyd Beights, and Richard Botz.

Council Member Struiksma entered 3:08.

Testimony in favor by Rabbi Moisha Leider.

Testimony in opposition by Doug Magee, Howard Fisitor, and Margaret Davies.

The hearing was closed.

MOTION BY WOLFSHEIMER TO ADOPT THE RESOLUTIONS GRANTING THE APPEALS AND THE PERMITS WITH THE CONDITIONS AS MODIFIED BY THE

ZONING ADMINISTRATOR, APPROVING THE PROJECT AS SHOWN ON THE PLANS DATED NOVEMBER 15, 1988 AND MARKED EXHIBIT A, AND APPROVE THE FINDINGS AS PRESENTED BY THE STAFF. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-339: (R-89-730) ADOPTED AS RESOLUTION R-272349

(Continued from the meeting of November 1, 1988, Item 335, at Council Member Filner's request, for further review.)

Designating a Redevelopment Survey Area for the Centre City Area of San Diego in accordance with the California Community Redevelopment Law.

(See memorandum from CCDC Executive Vice President dated 10/6/88. Centre City Community Area. District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D100-204.)

MOTION BY McCARTY TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-340: (R-89-744) ADOPTED AS RESOLUTION R-272350

(Continued from the meeting of November 1, 1988, Item 336, at Council Member McCarty's request, to allow full Council to be present.

Designating the San Diego State University Foundation Redevelopment Survey Area.

(State University Community Area. District-7.)

NOTE: See Item 341 on today's docket for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D204-307.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-341: (R-89-745) ADOPTED AS RESOLUTION R-272351

(Continued from the meeting of November 1, 1988, Item 337, at Council Member McCarty's request, to be heard with companion Item 336 of 11/1/88.)

Accepting a \$10,000 advance against expenses from the San Diego State University Foundation; transferring

\$10,000 to the Redevelopment Agency.
(State University Community Area. District-7.)

: On August 26,
1988, the San Diego State University Foundation (SDSUF)
requested the Planning Commission to consider recommending to
the City Council establishing a survey area. The purpose of the
request is to determine the desirability and feasibility of
implementing a redevelopment project adjacent to San Diego State
University. In their request, SDSUF committed to hold the
City/Agency harmless for costs incurred in the redevelopment
process and included \$10,000 as an advance against expenses.
This action will accept the \$10,000 from SDSUF and transfer the
funds to the Agency to cover staff costs in the redevelopment
process.

Aud. Cert. 8900358.

NOTE: See Item 340 on today's docket and the Redevelopment
Agency Agenda of November 15, 1988 for companion items.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D307-314.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksmay-yea, Henderson-not present, McCarty-yea,
Filner-not present, Mayor O'Connor-yea.

ITEM-342: (R-89-818) ADOPTED AS RESOLUTION R-272352

Consenting to a joint public hearing on the proposed
Sixth Amendment to the Redevelopment Plan for the Columbia
Redevelopment Project; authorizing the establishment of
a date, time and place therefor; authorizing publication
and mailing of notice of such joint public hearing.
(See Report from CCDC Acting Executive Vice President
dated 10/24/88. Centre City Community Area. District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D314-325.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksmay-yea, Henderson-not present, McCarty-yea,
Filner-not present, Mayor O'Connor-yea.

ITEM-S500: (O-89-101) CONTINUED TO NOVEMBER 21, 1988

(Continued from the meeting of November 15, 1988, Item
S500, at Council Member Roberts' request for the sole
purpose of voting on the amended language provided by the
City Attorney.)

Introduction and adoption of an Emergency Ordinance necessary to preserve the public safety, health and welfare, establishing a moratorium on processing development applications within the Otay Mesa Community Plan area (Brown Field) of the City of San Diego. (District-8.)

NOTE: Directed by Council at the Council Meeting of November 7, 1988.

NOTE: Hearing closed. Testimony taken on 11/15/88. Districts 6 and 8 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D440-F552.)

MOTION BY ROBERTS TO CONTINUE TO NOVEMBER 21, 1988, FOR THE PURPOSE OF VOTING ON THE AMENDED LANGUAGE AND DIRECT THE CITY ATTORNEY TO PROVIDE THE APPROPRIATE LANGUAGE TO AMEND THE ORDINANCE TO STATE AS FOLLOWS: FOR SECTION 1, WHICH DEALS WITH THE RESIDENTIAL, IT IS THE INTENTION THAT THE APPLICATIONS WILL NOT BE PROCESSED WITHOUT THE APPROPRIATE WAIVER, THAT CITY WOULD NOT GO FORWARD WITH APPROVING ANY SUBMITTALS THAT HAVE ALREADY BEEN MADE. THAT FOR SECTION 2, WHICH DEALS WITH INDUSTRIAL, CITY AGAIN WOULD REQUEST THE SAME WAIVER AS A CONDITION OF ACCEPTING ANY NEW APPLICATIONS. HOWEVER, WITH RESPECT TO ANY APPLICATIONS CURRENTLY BEING REVIEWED, CITY WOULD PROCESS THOSE.

Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

NONE.

COUNCIL COMMENT:

ITEM-CC-1:

Council Member McCarty expressed gratitude to the Police Department for the quick arrests for the vandalism and damage to the Tifereth Israel Synagogue which occurred over the weekend.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: F555-564.)

PUBLIC COMMENT:

None.

ADJOURNMENT:

By common consent the meeting was adjourned by Deputy Mayor McColl at 5:30 p.m. to meet as the Redevelopment Agency and the Housing Authority.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: F565).