

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, DECEMBER 10, 1991
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 10:50 a.m. The meeting was recessed by Mayor O'Connor at 12:14 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:06 p.m. with no quorum present. A quorum was present at 2:10 p.m. with Council Members Hartley and Filner not present. The meeting was recessed by Mayor O'Connor at 2:42 p.m. to meet in Closed Session in the 12th floor conference room to discuss pending litigation. Mayor O'Connor reconvened the meeting at 3:10 p.m. with all Council Members present. Mayor O'Connor recessed the meeting at 6:30 p.m. to meet in Closed Session in the 12th floor conference room to discuss pending litigation. Mayor O'Connor reconvened the meeting at 7:25 p.m. with Council Member Behr not present. Mayor O'Connor recessed the meeting at 7:31 p.m. to convene the Redevelopment Agency. Mayor O'Connor reconvened the meeting at 7:32 p.m. with Council Member Behr not present. Mayor O'Connor recessed the meeting at 8:35 p.m. to convene the Redevelopment Agency. Mayor O'Connor reconvened the meeting at 9:13 p.m. with Council Member Behr not present. Mayor O'Connor adjourned the meeting at 9:15 p.m. to convene the Redevelopment Agency Closed Session meeting in the Council Chambers.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-Present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Stevens-present

- (5) Council Member Behr-present
 - (6) Council Member Stallings-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour/Fishkin (mc/so)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Stevens-present
- (5) Council Member Behr-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

FILE LOCATION: MINUTES

ITEM-206: (R-92-929) ADOPTED AS RESOLUTION R-279159

(Continued from the meetings of October 21, 1991, Item 205, and November 25, 1991, Item 211; last continued at Councilmember Roberts' request, to hear the report from John M. Leach, representing the Clean Water Program Special Committee, and to allow for Council to meet in Closed Session.)

Authorizing the City Manager to enter into an agreement with Sverdrup Corporation for services in connection with construction management services for modification and enlargement of the Metropolitan Sewerage System;

Authorizing the expenditure of an amount not to exceed \$10,406,306 from the Clean Water Program Fund 41509, CIP-42-910.1, for the purpose of funding this agreement;

Authorizing the transfer of \$346,475 within the Clean Water Program Fund 41509 from CIP-42-910.1, to the Clean Water Program Operation and Maintenance Fund 41509 for the purpose of purchasing data processing equipment and telecommunications equipment through the Data Processing Corporation.

COMMITTEE ACTION: Reviewed by PSS on 10/17/91. Recommendation to refer Councilmember Roberts' recommendations, as described in his 10/17/91 memo to the PS&S Committee, for City Council consideration on 10/21/91. Districts 2, 3, 4 and 5 voted yea. District 7 not present.

Aud. Cert. 9200231.

WU-CW P-92-027.

FILE LOCATION: WATER - Sverdrup Corporation for Metropolitan Sewerage System CONFY92-1

COUNCIL ACTION: (Tape location: A013-A105; A171-B620.)

MOTION BY ROBERTS TO ADOPT AND DIRECT THE CITY MANAGER TO TAKE THE NECESSARY STEPS TO CREATE THE INDEPENDENT ADVISORY COMMITTEE TO PROVIDE ADVICE TO THE CITY COUNCIL AND THE GOVERNANCE ADVISORY GROUP ON MATTERS PERTAINING TO THE CLEAN WATER PROGRAM AND RETURN TO COUNCIL IN 30 DAYS WITH RECOMMENDATIONS. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

ITEM-310: DID NOT APPEAR

Welcoming approximately 25 foreign military students from the International Surface Warfare Officers School, Coronado, accompanied by Lt. Rumley. This group will arrive at approximately 10:30 a.m.

FILE LOCATION: AGENDA

ITEM-330: ACCEPTED REPORT

A report from the City Manager regarding the information gathered at the community budget forums held in October;

Policy direction from the City Council to the City Manager on City service levels, for purposes of preparing the Fiscal Year 1993 and Fiscal Year 1994 budgets.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I228-J018.)

MOTION BY McCARTY TO ACCEPT REPORT WITH A RECOMMENDATION TO ENCOURAGE WRITTEN CORRESPONDENCE TO DELEGATES AT THE NATIONAL AND STATE LEVEL FOR OUR CITY'S FAIR SHARE OF FUNDING. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-not present, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-331: PRESENTED REPORT

Presenting to the Mayor and City Council the Economic Development Task Force Report.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C046-314.)

MOTION BY BEHR TO ACCEPT THE REPORT WITH DIRECTION TO THE CITY MANAGER TO RETURN WITH A FORMAL REPORT ON JANUARY 16, 1992 WITH DISTRIBUTION OF THE REPORT TO ALL APPROPRIATE COMMUNITY ORGANIZATIONS IN THE MEANTIME. PROVIDE COUNCIL MEMBER STEVENS WITH A LIST OF THE MEMBERS ON THE TASK FORCE TO DETERMINE THE REPRESENTATION IN THE 4TH DISTRICT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-332:

Matter of the request of PacTel Cellular for a Conditional Use Permit CUP-91-0268 and Resource Protection Ordinance Permit RPO-91-0268 for the development of a cellular communications facility on the subject 5.58-acre site. The facility would consist of an antenna support structure (50-foot utility monopole), three-foot-high block retaining wall, and two adjacent one-story unmanned electronic equipment control rooms (approximately 112 square feet each) with related site landscaping and brush management. The utility monopole would include four whip antennas and five cellular panel antennas. The subject property is located on the south side of San Dieguito Road, east of Old El Camino Real and is more particularly described as Lot 3 of Fairbanks Country Club No. 1, Map-10730, in the A-1-10, Hillside Review and portions in the Floodplain Fringe Zone within the Fairbanks Country Club Specific Plan area.

(CUP/RPO-91-0268. District-1.)

Subitem-A: (R-92-986) ADOPTED AS RESOLUTION R-279160

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-91-0268 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-92-987) GRANT THE PERMIT, ADOPTED AS RESOLUTION R-279168

Adoption of a Resolution granting or denying the Conditional Use Permit, subject to conditions, with appropriate findings to support Council action.

Subitem-C: (R-92-988) GRANT THE PERMIT, ADOPTED AS RESOLUTION R-279169

Adoption of a Resolution granting or denying the

Resource Protection Ordinance Permit, subject to conditions, with appropriate findings to support Council action.

FILE LOCATION: Subitem A & B: PERM-CUP-91-0268; Subitem C:
PERM-RPO-91-0268

COUNCIL ACTION: (Tape location: B023-063.)

Hearing Began at 11:33 a.m. and halted at 11:37 a.m.

MOTION BY WOLFSHEIMER TO APPROVE STAFF RECOMMENDATIONS.
Second by Roberts. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-yea, Filner-not present,
Mayor O'Connor-yea.

ITEM-333:

Two actions relative to vacating the Alley in Block 17
of La Jolla Park Map-352 (Scripps Lane):

(La Jolla Community Area. District-1.)

Subitem-A: (R-92-742 CORR.COPY) ADOPTED AS RESOLUTION R-
279161

Vacating the Alley in Block 17 of La Jolla Park Map-352
(Scripps Lane), under Resolution of Intention R-278993
adopted on 11/25/91.

Subitem-B: (R-92-743) ADOPTED AS RESOLUTION R-279162

Certifying that the information contained in the
Environmental Negative Declaration END-91-0210, in
connection with La Jolla Planned District Ordinance No.
89-0192, Coastal Development Permit CDP-91-0210, and
Street Vacation No. 90-530, has been completed in
compliance with the California Environmental Quality
Act of 1970, as amended, and State guidelines, and has
been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The proposed alley
vacation has been requested by the abutting property owners
to accommodate remodeling plans for the historic Scripps

Hospital, which will be converted into a hotel. The vacation area will be utilized as a main entrance to the hotel and as a pedestrian-oriented mall. Development of the hotel is controlled by the La Jolla Planned District Permit LJPD-89-0192, which was approved by the Planning Director on June 30, 1989. A Coastal Development/La Jolla Planned District Permit (CDP/LJC-91-0210) is being processed concurrently with the vacation as a companion item. The area-of-vacation is located in the La Jolla Community, in the Coastal Zone, and in Zone 5 and Zone 5A of the La Jolla PDO area. The area-of-vacation totals approximately 15,710 square feet. The proposed vacation will not affect density, since the site is controlled by the development permit. The Planning Department and the La Jolla Community Planning Association have no objections to the proposed vacation. The subject right-of-way is improved as a standard 20-foot-wide alley and contains public utilities and franchise facilities which will require easement reservations. The alleyway currently provides secondary vehicular access to the adjoining properties. Reciprocal access will be provided, as required under the related Coastal Development Permit. Emergency access is also required and will be reserved as an easement over the entire alleyway. As a condition to the vacation, standard curb, gutter, and sidewalk are to be constructed across the alleyway at Cuvier Street and at La Jolla Boulevard. Standard driveways are to be constructed at each end to accommodate emergency-access vehicles.

Findings: Staff review has indicated that the vacation is consistent with the General Plan, the community plan, the local coastal plan, Council Policy 600-15, and may be vacated. The right-of-way is no longer required for present or prospective public use and will not detrimentally affect the facilities for which it was originally acquired, since the vacation area is not required for circulation or access. The public will benefit through improved utilization of the land and relieving the City of maintenance and liability responsibilities.

FILE LOCATION: STRT J-2770; DEED F-5727 DEEDFY92-1

COUNCIL ACTION: (Tape location: B006-022.)

Hearing began at 11:29 a.m. and halted at 11:33 a.m.

MOTION BY WOLFSHEIMER TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-334: (R-92-696) ADOPTED AS RESOLUTION R-279163

The California Coastal Commission has suggested minor modifications to the enforcement component of the Transportation Demand Management Program for the La Jolla Cancer Research Foundation. These modifications include substituting the implementing measures of year 3 (parking fees) with the implementing measures of year 2 (mandatory flexible work hours). The subject property is located on the southeast corner of North Torrey Pines Road and Science Park Road on a 4.87 acre site, in the University Community Plan area.

(District-1.)

Adoption of a Resolution approving Coastal Commission modifications to the Transportation Demand Management Program for the La Jolla Cancer Research Foundation.

DOCKET SUPPORTING INFORMATION: On June 10, 1991, the City Council approved a Transportation Demand Management (TDM) Program for the La Jolla Cancer Research Foundation. This TDM Program implements measures to reduce peak hour trips to and from the La Jolla Cancer Research facility. The TDM Program was transmitted to the California Coastal Commission for review and final approval of the LCP amendment. On September 11, 1991, the Coastal Commission certified the TDM Program with modifications. These modifications were minor, and affected only the four year enforcement component of the TDM Program. The Coastal Commission's modifications include revising the four year enforcement component by substituting the implementing measures of Year 3 (parking fees) with the implementing measures of Year 2 (mandatory flexible work hours), and increasing the initial parking fees from \$2.00 to \$3.00 per day. (See Table below.)

MODIFICATIONS TO THE ENFORCEMENT COMPONENT

	Existing Enforcement Component	Coastal Commission Modifications
YEAR 1	TDM Program Implemented	TDM Program Implemented
YEAR 2	More Aggressive TDM Program/Mandatory Flexible Work Hrs.	More Aggressive TDM Program \$3.00 Parking Fees

YEAR 3 \$2.00 Parking Fees Mandatory Flexible Work
Hrs.

YEAR 4 Payment of Penalties Payment of Penalties

According to the Coastal Commission, these modifications give added incentive for transportation modifications by individual employees, and reduce daily trips altogether instead of just shifting them out of peak hours.

FILE LOCATION: LAND - University Community Plan

COUNCIL ACTION: (Tape location: B006-022.)

Hearing began at 11:29 a.m. and halted at 11:33 a.m.

MOTION BY WOLFSHEIMER TO ADOPT. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335:

Matter of the appeal of Norman B. Blumenthal, Esq., as attorney for Bruce Steinberg, et al, for a hearing of an appeal from the decision of the Planning Commission relating to the Sickels Property, Coastal Development/Hillside Review Permit, CDP/HRP-89-1215.

Due to a lack of affirmative votes by the Planning Commission, the decision of the Planning Director in approving the permit, with conditions, is sustained. This project proposes the construction of a single-family home with a floor area totaling 11,834 square-feet. The Landscape/Brush Management Plan includes an alternative compliance design. The subject property, a 38,800 square-foot vacant site is located directly behind 7510 Hillside Drive, south and west of Hillside Drive, east of Castellana Drive and north of Caminito Bassano and is described as Lots C-D, Parcel 1, Map-2087. The R-1-40 (single-family residential minimum-lot size 40,000 square-feet) zoned site is within the La Jolla community planning area.

(CDP/HRP-89-1215. District-1.)

Subitem-A: (R-92-989) ADOPTED AS RESOLUTION R-279164

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-89-1215 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-92-990) DENY APPEAL AND GRANT PERMIT,
ADOPTED AS RESOLUTION R-279167

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

FILE LOCATION: PERM-CDP/HRP-89-1215

COUNCIL ACTION: (Tape location: B064-C108.)

Hearing began at 11:37 a.m. and halted at 12:05 p.m.

Testimony in favor by Norman Blumenthal, Alan Perry and Lynn Benn.

Testimony in opposition by Kit Sickles and Mark Steele.

MOTION BY WOLFSHEIMER TO DENY THE APPEAL AND GRANT THE PERMIT WITH THE CONDITION THAT MRS. HUGHES IS ISSUED A BOND GUARANTEEING LATERAL SUPPORT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-nay, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

ITEM-336: CONTINUED TO FEBRUARY 11, 1992, 10:00 A.M.

(Continued from the meetings of October 8, 1991, Item 330, and November 12, 1991, Item 330; last continued at Councilmember Roberts' request, to continue meeting with CCDC and project proponents to develop alternatives.)

Matter of the following actions for Park Plaza Case-90-0236:

- 1) Request to amend the Gaslamp Quarter Planned District Ordinance (Section 103.0407 of the San Diego Municipal Code), to allow a building height exception up to 315 feet with an FAR up to 7.3 for the parcel bounded by Fourth Avenue, "K" Street, Fifth Avenue and the Linear Park/MTDB right-of-way, if all other relevant design criteria of the Gaslamp Quarter Planned District Ordinance are met and if an Owner Participation Agreement is entered into between the property owner and the Redevelopment Agency.
- 2) If the ordinance amendment is introduced and if the Park Plaza permits receive conceptual approval, the Council will consider the issuance of Resource Protection and Gaslamp Quarter Permits Case-90-0236 for the limited purpose of allowing immediate demolition of buildings and structures on the site including two historic buildings (T. M. Cobb Warehouses).

The total property under consideration and where all permits apply is located south of "K" Street between Fifth and Third Avenues, north of Linear Park/MTDB right-of-way and is further described as Lots A, B, H, I, J, K and L and portions of Lots C and D, Block 140, Horton's Addition and portions of Lots A, K and L, Block 141, Horton's Addition. The site is within the Gaslamp Quarter, Centre City Community Plan area and partially within the Marina Planned District.

(Case-90-0236. District-2.)

Subitem-A: (R-92-16)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report DEP-90-0236 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;

Statement of overriding considerations; and Mitigation Monitoring and Reporting Program, pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-92-3)

Introduction of an Ordinance amending the San Diego Municipal Code.

Subitem-C: (R-92-)

Adoption of a Resolution granting or denying the Resource Protection Permit, with appropriate findings to support Council action.

Subitem-D: (R-92-)

Adoption of a Resolution granting or denying the Gaslamp Quarter Planned District Permit, with appropriate findings to support Council action.

FILE LOCATION: Subitem A & D: LAND - Gaslamp Quarter Planned District; Subitem B: --; Subitem C: PERM-RPO-90-0236

COUNCIL ACTION: (Tape location: A168-170.)

MOTION BY ROBERTS TO CONTINUE TO FEBRUARY 11, 1992 AT 10:00 A.M. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-337: (O-92-80) RETURNED TO THE HOUSING COMMISSION

Introduction of an Ordinance authorizing the issuance, sale and delivery of variable rate Multifamily Housing Revenue Demand Refunding Bonds in a principal amount not to exceed \$10,000,000 to finance La Serena Apartments, located at 15639 Avenida Alcachofa; authorizing the execution of related documents, agreements and actions.

(See Housing Commission Report dated 11/25/91. Rancho Bernardo Community Area. District-1.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C445-469.)

MOTION BY FILNER TO RETURN TO THE HOUSING COMMISSION AND DIRECT THE AUDITOR TO LOOK AT THE BONDS FOR THE SEVEN PROJECTS THAT WERE IDENTIFIED BY THE HOUSING AUTHORITY AS HAVING POTENTIAL PROBLEMS, AND RETURN TO COUNCIL WITH AN INDEPENDENT REPORT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-338: (R-92-809) NOTED AND FILED

Endorsing the recommendations of the Planning Department contained in the letter dated October 16, 1991, addressed to Gregory Peck of the Environmental Protection Agency, regarding the Federal wetlands definition in the proposed revision to the Federal Wetland Delineation Manual;

Directing the Department of Legislative Services to forward the City Council's endorsement to the Environmental Protection Agency.

(See memorandum from Councilmembers Ron Roberts and John Hartley dated 11/5/91.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H010-273.)

Motion by Wolfsheimer to endorse the original recommendations of the Planning Department with regard to the definition of wetlands with a modification to Issue 3 to incorporate that exceptions include riparian habitats in addition to the vernal pools in that category. Second by Hartley. No vote.

MOTION BY FILNER TO NOTE AND FILE WITH INSTRUCTION TO STAFF NOT TO SEND FURTHER AMENDMENTS TO THE ORIGINAL RECOMMENDATIONS. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-not present, Behr-not present, Stallings-yea,

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

ITEM-339:

Request for an extension of time for Planned Commercial Development Permit PCD-87-0218 and Rezone 87-0218. The project proposes to construct 167,350 square feet of commercial/retail space, a 65,000 square foot motel, and a 2,400 square foot service station on a 31.5 acre site in the A1-1 (proposed CA) Zone. The subject property is located on the northeast side of Palm Avenue between I-805 and Dennery Road in the A1-1 Zone, within the boundaries of the Otay Mesa Community Plan, and is more particularly described as the southeast quarter of the southeast quarter of Section 24, Township 18 South, Range 2 West, SBBM.

(Case-91-0455. District-8.)

Subitem-A: (R-92-991) ADOPTED AS RESOLUTION R-279170

Adoption of a Resolution approving an extension of time to the planned commercial permit.

Subitem-B: (O-92-) INTRODUCED, TO BE ADOPTED
JANUARY 6, 1992

Introduction of an Ordinance for an extension of time to Rezone Case-87-0218.

FILE LOCATION: PERM - PCD 87-0218

COUNCIL ACTION: (Tape location: F526-542.)

Hearing began at 5:21 p.m. and halted at 5:24 p.m.

MOTION BY FILNER TO ADOPT THE RESOLUTION AS AMENDED TO DELETE CONDITION 9, WHICH REQUIRES A TEMPORARY CONSTRUCTION FENCE AND TEMPORARY EROSION CONTROL, FROM THE PCD, AND INTRODUCE THE ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-340: SUBITEMS A-D: CONTINUED TO MAY 19, 1992; SUBITEM
E: CONTINUED TO JANUARY 14, 1992, 2:00 P.M.

Matters of the following appeals from the decision of the Historical Site Board in designating the following properties in the El Cortez Hill area, in the Centre City Community Plan area as historical sites:

- a) Appeal of Grosvenor Industries, by Peterson & Price, Attorneys for the George Kroenert Residence located at 1471 Eighth Avenue.
- b) Appeal of Marie Burke Lia, Attorney for the Mills Residence located at 1604 Seventh Avenue.
- c) Appeal of Bruce Nordahl, by Peterson & Price, Attorneys for the Peper Residence located at 1502 6th Avenue.
- d) Appeal of Minami California Inc. by Roger S. Moliere for the Ginty Residence located at 1543 Seventh Avenue.
- e) Appeal of L. Sippel/Allan O. Kelly et al by James S. Milch, Attorney for the Bradley-Woolman Funeral Church (Repertory Theatre) located at 1620 6th Avenue.

(District-3.)

Subitem-A: (R-92-)

Adoption of a Resolution granting or denying the historical site designation of the George Kroenert Residence.

Subitem-B: (R-92-)

Adoption of a Resolution granting or denying the historical site designation of the Mills Residence.

Subitem-C: (R-92-)

Adoption of a Resolution granting or denying the historical site designation of the Peper Residence.

Subitem-D: (R-92-)

Adoption of a Resolution granting or denying the historical site designation of the Ginty Residence.

Subitem-E: (R-92-)

Adoption of a Resolution granting or denying the historical site designation of the Bradley-Woolman Funeral Church (Repertory Theatre).

FILE LOCATION: GEN'L - Historical Site Board - Subitem-A: George Kroenert Residence; Subitem-B: Mills Residence; Subitem-C: Peper Residence; Subitem-D: Ginty Residence; Subitem-E: Bradley-Woolman Funeral Church (Repertory Theatre)

COUNCIL ACTION: (Tape location: C391-431.)

Hearing began at 2:38 p.m. and halted at 2:39 p.m.

Hearing resumed at 5:25 p.m. and halted at 6:06 p.m.

Testimony in favor of the appeal for Subitem-E by Marvin Sippel.

MOTION BY HARTLEY TO CONTINUE SUBITEMS A-D TO MAY 19, 1992 AT THE REQUEST OF THE APPELLANT'S ATTORNEY. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Motion by Hartley to deny the appeal and uphold the designation on Subitem-E. Second by Stevens. Failed by the following vote: Yeas-3,4,M. Nays-2,6,7. Not present-1,5,8.

MOTION BY HARTLEY TO CLOSE THE HEARING FOR SUBITEM-E ONLY AND CONTINUE TO JANUARY 14, 1992 AT 2:00 P.M. FOR A FULL COUNCIL. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Stevens-not present, Behr-not present, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-341: CONTINUED TO JANUARY 7, 1992 AT 2:00 P.M.

(Continued from the meeting of November 12, 1991, Item 332, at Councilmember McCarty's request, to prepare a site plan and to reach a consensus with homeowners across the street.)

Matter of the appeal of William R. Knight, from the decision of the Planning Commission in granting an amendment to Planned Commercial Development Permit PCD-91-0244 (Tierrasanta Gateway), proposing to build a gas station and car wash on the site which was originally approved for a 5,200 square foot bank. The subject property is located in Zone CC, in the Tierrasanta Community Plan area, and is more particularly described as Lots 1-7 of Tierrasanta Gateway Map-12678.

(PCD-91-0244. District-7.)

Subitem-A: (R-92-)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration No. 91-0244 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-92-)

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

FILE LOCATION: PERM - PCD-91-0244

COUNCIL ACTION: (Tape location: C314-391.)

Hearing began at 2:33 p.m. and halted at 2:38 p.m.

Testimony in opposition to the continuance by William Knight.

MOTION BY McCARTY TO CONTINUE TO JANUARY 7, 1992 AT 2:00 P.M. AT THE REQUEST OF THE COMMUNITY TO GIVE THEM A CHANCE TO MEET ON DECEMBER 18, 1991 AND FOR THE PREPARATION OF A

SITE PLAN. Second by Behr. Passed by the following vote:
Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea,
Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-342:

Matters of:

1. A request for Planned Residential Development, Coastal Development and Sensitive Coastal Resource Permits, Vesting Tentative Map and Rezoning Case No. 89-1391 to construct 444 detached single family residential units, with open space, school and park uses on a 112-acre site and rezoning the property from Zones A1-1 and A1-10 Coastal to Zone R1-5000. The subject property is located east of Dairy Mart Road and north of Tijuana Street, within the boundaries of the San Ysidro Community Plan and is more particularly described as portions of the northeast quarter and the southeast quarter of Section 2, Township 19 South, Range 2 West, SBBM; Lots 13-20, Tijuana City Ext., Map-491; and Lots 6-8, Tijuana Ext., Map-562.
2. A proposal to vacate excess portions of Camino de la Plaza and a northerly half of a portion of Tijuana Street, as provided for under Section 66499.20-1/2 of the State Map Act, in conjunction with the proposed tentative map for Coral Gate, TM-89-1391.

(RZ/PRD/CDP/SCR/TM-89-1391. District-8.)

Subitem-A: (R-92-817) ADOPTED AS RESOLUTION R-279171

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-89-1391 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 adoption of the Mitigation and Monitoring Program and appropriate

findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-92-76) INTRODUCED, TO BE ADOPTED
JANUARY 6, 1992

Introduction of an Ordinance for R1-5000 Zoning.

Subitem-C: (R-92-993) ADOPTED AS RESOLUTION R-
279172, GRANTED PRD PERMIT AS
AMENDED

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

Subitem-D: (R-92-994) ADOPTED AS RESOLUTION R-
279173, GRANTED CDP PERMIT

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

Subitem-E: (R-92-995) ADOPTED AS RESOLUTION R-
279174, GRANTED SCR PERMIT

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

Subitem-F: (R-92-996 Cor.Copy) ADOPTED AS RESOLUTION R-
279175, GRANTED MAP

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

Subitem-G: (R-92-836) ADOPTED AS RESOLUTION R-279176

Adoption of a Resolution authorizing the vacation of excess portions of Camino de la Plaza and Tia Juana Street as provided for under Section 66499.20-1/2 of the State Map Act.

DOCKET SUPPORTING INFORMATION: The proposed vacation has been initiated by the vesting tentative map for the Coral Gate

subdivision (VTM-89-1391). The map proposes subdivision of 112 acres for a 444-unit single-family detached, residential project. Development of the site will be controlled by Planned Residential Development Permit PRD-89-1391. The subject vacation is located in the San Ysidro Community Plan area and is situated in the A1-1 and A1-10 Zones. The majority of the vacation area is proposed to be rezoned to R1-5000. The area-of-vacation totals approximately 3.23 acres (140,800 square feet) and is necessary to accommodate the realignment of Camino de la Plaza. The Planning Department has no objections to the proposed vacation. The San Ysidro Community Planning Board reviewed the project at its July 17, 1991, and August 20, 1991, meetings but failed to take formal action, due to lack of a quorum. The Subdivision Board recommended approval of the project on October 21, 1991, by a 3-0 vote, and the Planning Commission recommended approval on November 14, 1991, by a 4-0 vote. The area-of-vacation is unimproved and not required for access or circulation. Camino de la Plaza is being realigned, and all required public improvements and additional dedications have been addressed by the related vesting tentative map and associated permits.

FINDINGS: Staff review has indicated that the proposed vacation is consistent with the General Plan, the San Ysidro Community Plan, and Council Policy 600-15 and may be vacated, conditioned upon approval of the final map. The area is not required for present or prospective public use, and the facilities for which the right-of-way was originally acquired will not be detrimentally affected. The public will benefit from the vacation through improved utilization of the land and the full-width improvement and realignment of Camino de la Plaza.

FILE LOCATION: Subitem A: PERM - PRD89-1391; Subitem B: ZONE Ord.; Subitem-C: PERM - PRD 89-1391; Subitem D: PERM - CDP89-1391; Subitem-E: PERM - SCR 89-1391; SUBITEM F: SUBD-Coral Gate; Subitem-G: DEED F-5734, STRT - J-2771 DEEDFY92-1

COUNCIL ACTION: (Tape location: H295-I211.)

Hearing began at 7:32 p.m. and halted at 8:07 p.m.

Testimony in favor by Thomas Steinke and Mike Freedman.

Testimony in opposition by Linda Michael.

MOTION BY FILNER TO ADOPT SUBITEM-A; INTRODUCE SUBITEM-B;

ADOPT SUBITEM-C GRANTING THE PRD PERMIT AS AMENDED WITH APPROPRIATE FINDINGS WITH THE DELETION OF CONDITION 28 ON ATTACHMENT 5, PAGE 13; AND CONDITIONS 13 AND 14 ON ATTACHMENT 4, PAGE 3; ADOPT SUBITEM-D GRANTING THE CDP PERMIT WITH APPROPRIATE FINDINGS; ADOPT SUBITEM-E GRANTING THE SCR PERMIT WITH APPROPRIATE FINDINGS; ADOPT SUBITEM-F GRANTING THE MAP WITH APPROPRIATE FINDINGS; ADOPT SUBITEM-G. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-not present, Behr-not present, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-343: (R-92-835) ADOPTED AS RESOLUTION R-279177

Authorizing the execution of the Sidewalk Improvement Agreement with New Moon for the improvement of the sidewalk area adjacent to property located at 528-540 F Street and 802-810 Sixth Avenue.

(See memorandum from the CCDC Executive Vice President dated 11/19/91. Centre City Community Area. District-2.)

NOTE: See the Redevelopment Agency Agenda of December 10, 1991 for a companion item.

FILE LOCATION: MEET CONTFY92-1

COUNCIL ACTION: (Tape location: I211-228.)

MOTION BY McCARTY TO ADOPT. Second by Mayor O'Connor. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-not present, Behr-not present, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S500: (R-92-934) ADOPTED AS RESOLUTION R-279181

In the matter of the Mount Soledad Cross.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A105-167.)

MOTION BY WOLFSHEIMER TO ADOPT COUNCIL'S ACTIONS IN CLOSED SESSION TO 1) STAY THE ORDER OF THE JUDGE TO REMOVE THE CROSS; 2) DIRECT THE CITY ATTORNEY TO FILE AN APPEAL; 3) DIRECT THE CITY ATTORNEY TO COME BACK WITH A METHOD IN WHICH COUNCIL CAN CONVEY A SMALL PARCEL OF THE PARK IN TRUST TO A NON-PROFIT CORPORATION; AND 4) DIRECT CITY ATTORNEY TO GIVE COUNCIL A DIRECTIVE IN JANUARY ON HOW A CONVEYANCE COULD BE MADE AND WHETHER OR NOT THE CONVEYANCE WOULD HAVE TO BE APPROVED BY THE VOTERS. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S501: (R-92-789) ADOPTED AS RESOLUTION R-279165

FINDINGS MUST BE MADE AS A PART OF COUNCIL

Determining and declaring that the public interest, convenience and necessity, require the construction, operation and maintenance of public park and ride facilities in portions of real property located in Carmel Penasquitos Plaza in the City of San Diego; and that the public interest, convenience and necessity demand the acquisition of fee title to the property for the Carmel Mountain Park and Ride Site; declaring the intention of the City of San Diego to acquire the property under eminent domain proceedings; directing the City Attorney of the City of San Diego to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring the property and acquiring immediate possession.

(See City Manager Report CMR-91-529. Rancho Penasquitos Community Area. District-1.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C112-124.)

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

MOTION BY WOLFSHEIMER TO ADOPT THE CITY MANAGER'S REPORT AND THE CITY ATTORNEY'S RESOLUTION AND THEIR FINDINGS. Second by Behr. Passed by the following vote: Wolfsheimer-yea,

Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-not present, Filner-not present, Mayor O'Connor-yea.

ITEM-S502: (R-92-997 Cor. Copy) ADOPTED AS RESOLUTION R-279178, GRANTED APPEAL, GRANTED PROJECT

(Continued from the meetings of November 12, 1991, Item 333, and December 3, 1991, Item 335; last continued at Councilmember Wolfsheimer's request, for Buildings Division to interpret Proposition "D", as related to this matter and for story poles to be placed on the property.)

Appeal by J. Timothy Martin of Don Edson Architect A.I.A. & Associates, from the decision of the Planning Commission in denying the Thompson Residence, Coastal Development Permit/Conditional Use Permit 91-0158 proposing the demolition of an existing single-family residence and the construction of a new 10,050 square-foot single-family residence with a 2,500 square-foot basement garage. A Conditional Use Permit will also be considered for the proposed guest quarters.

The subject property totals approximately 19,384 square-feet and is located at 6405 Muirlands and is described as Lot 1, Block 21 of the Muirlands Map No. 2024. The R1-10000 zoned site is within the La Jolla Community Planning Area.

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

FILE LOCATION: PERM - CDP/CUP-91-0158

COUNCIL ACTION: (Tape location: E062-134.)

Hearing began at 4:10 p.m. and halted at 4:13 p.m.

MOTION BY WOLFSHEIMER TO GRANT THE APPEAL, GRANTING THE PROJECT WITH THE FOLLOWING UNDERLINED MODIFICATION TO CONDITION 6: "BEFORE ISSUANCE OF ANY BUILDING PERMITS, COMPLETE GRADING AND WORKING DRAWINGS SHALL BE SUBMITTED TO

THE PLANNING DIRECTOR FOR APPROVAL. PLANS SHALL BE IN SUBSTANTIAL CONFORMITY TO EXHIBIT "A", DATED DECEMBER 10, 1991, INCORPORATING SHEETS 7A AND 8A PREPARED BY TONY CRISAFI, ARCHITECT, SUBMITTED ON DECEMBER 10, 1991, ON FILE IN THE OFFICE OF THE PLANNING DEPARTMENT. SAID SHEETS 7A AND 8A PREPARED BY TONY CRISAFI, ARCHITECT, SUBMITTED ON DECEMBER 10, 1991, ON FILE IN THE OFFICE OF THE PLANNING DEPARTMENT. SAID SHEETS 7A AND 8A INDICATE THAT THE HIGHEST PEAK WILL NOT EXCEED AN ELEVATION OF 239.5, THE ENTRY RIDGE (SADDLE) AND THE FAMILY ROOM RIDGE WILL NOT EXCEED ELEVATIONS OF 234.5, AND THE STAIR TOWER PEAK WILL NOT EXCEED AN ELEVATION OF 236, AS MEASURED FROM THE BENCHMARK WHICH IS DESCRIBED AS FOLLOWS; BRASS PLUG IN STORM DRAIN INLET N.E. CORNER MUIRLANDS AND EL CAMINO DEL TEATRO, NO ELEVATION AVAILABLE, ASSUMED ELEVATION EQUALS 200.00. NO CHANGE, MODIFICATIONS OR ALTERATIONS SHALL BE MADE UNLESS APPROPRIATE APPLICATIONS OR AMENDMENT OF THIS PERMIT SHALL HAVE BEEN GRANTED." Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S503:

Continued from the meetings of November 12, 1991, Item 334, and December 3, 1991, Item 336; last continued at the Zoning Administrator's, request to incorporate changes and provide draft ordinance to Council.)

Consideration of an amendment of Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by:

Modifying, repealing or deleting certain existing sections and by adding new sections pertaining to the determination (measurement) of building and structure height as follows:

1. Amend Sec. 101.0101.62 HEIGHT (BUILDING)
2. Amend Sec. 101.0445 AIRPORT APPROACH OVERLAY ZONE Paragraph C. PERMITTED BUILDINGS, STRUCTURES AND USES
3. Amend Sec. 101.0452 HEIGHT LIMITATION ZONES- ESTABLISHMENT OF
4. Repeal Sec. 101.0452.1 HEIGHT LIMITATION ZONE - LA

- JOLLA
5. Amend Sec. 101.0452.5 HEIGHT LIMITATION ZONE - CLAIEMONT
 6. Repeal Sec. 101.0452.17 HEIGHT LIMITATION ZONE - UPTOWN (Ordinance has expired)
 7. Amend Secs. 101.0630 SATELLITE ANTENNA and 101.0620 FENCES - Add corrected Illustrations
 8. Amend Sec. 103.0202 OLD TOWN SAN DIEGO PLANNED DISTRICT, Paragraph C.1.b.(2) PROJECT REVIEW ADMINISTRATION
 9. Amend Sec. 103.0205 OLD TOWN SAN DIEGO PLANNED DISTRICT, Paragraph E. HEIGHT
 10. Repeal Sec. 103.0303.3, Amend Sec.103.0304.1.D., 103.0304.2.C, 103.0304.3.C and 103.0304.4.B, LA JOLLA SHORES PLANNED DISTRICT
 11. Amend Sec. 103.0407.A.2 GASLAMP PLANNED DISTRICT
 12. Amend Sec. 103.0526.12 MISSION BEACH PLANNED DISTRICT
 13. Amend Sec. 103.1008.E.6. MOUNT HOPE PLANNED DISTRICT
 14. Amend Sec. 103.1203.B.14.d and 103.1203.B.16 and 103.1206.C. LA JOLLA PLANNED DISTRICT, Add Appendices A through G
 15. Amend Sec. 103.1306.C. WEST LEWIS STREET PLANNED DISTRICT
 16. Amend Sec. 103.1503.B.5 MID-CITY PLANNED DISTRICT
 17. Amend Sec. 103.1606.C.1 CENTRE CITY
 18. Amend Sec. 103.1705.D.4., 103.1706.G and 103.1708.E.1 SOUTHEAST SAN DIEGO PLANNED DISTRICT
 19. Amend Sec.103.2007 MARINA PLANNED DISTRICT deleted building height
 20. Add Sec. 101.0214 DETERMINATION OF MAXIMUM HEIGHT OF A STRUCTURE
 21. Add Sec. 101.0215 PROCEDURAL REQUIREMENTS FOR DETERMINATION OF STRUCTURE HEIGHT
 22. Add Sec. 101.0216 TOPOGRAPHICAL SURVEY REQUIREMENTS

The proposed amendment to the Municipal Code also constitutes an amendment to the City of San Diego's Local Coastal Program (LCP). If approved by the City Council, the proposed LCP amendment must be submitted to the California Coastal Commission for review and certification. The LCP amendment would not become effective until after approval by the California Coastal Commission.

(Citywide.)

Subitem-A: (O-92-38) INTRODUCED AS AMENDED, TO BE

ADOPTED JANUARY 6, 1992

Introduction of an Ordinance amending the Municipal Code.

Subitem-B: (O-92-38 Alt.) NOTED AND FILED

Introduction of an Ordinance (Alternative) amending the Municipal Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E135-F515.)

Hearing began at 4:14 p.m. and halted at 5:20 p.m.

Testimony in favor by Hedy St. John, Dave O'Dell, Opal Trueblood and Larry Keller.

Testimony in opposition by Ben Fischer, Ken Kellogg, J. Spencer Lake, Brian Hansen, Tim Wilson, Jan Fletcher, Norah DeSilva, Jim Johnson, and James Lester.

MOTION BY WOLFSHEIMER TO INTRODUCE AS AMENDED DELETING ANY REFERENCE TO STORY POLES AND PHOTOMONTAGES (PARAGRAPH C) WITH A PROVISION THAT WOULD EXTEND THE DEADLINE TO JANUARY 1, 1992 FOR PROJECTS IN THE PIPELINE. STAFF IS DIRECTED TO RETURN TO THE T&LU COMMITTEE IN ONE YEAR TO GIVE PEOPLE A CHANCE TO EXPRESS ANY PROBLEMS OR FRUSTRATIONS SO THE CITY CAN BE ASSURED THAT THIS ORDINANCE IS EFFECTIVE AND IS NOT CAUSING UNINTENDED CONSEQUENCES. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-not present, Mayor O'Connor-ineligible.

ITEM-S504:

Two actions relative to the Route 56/Carmel Valley Restoration Enhancement Plan (CVREP):

(See City Manager Report CMR-91-524. Carmel Valley Community Area. District-1.)

Subitem-A: (R-92-902 Rev.1) ADOPTED AS RESOLUTION R-279179

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION Determining and declaring that the public interest, convenience and necessity of the City of San Diego requires the construction, operation and maintenance of State Route 56/Carmel Valley Restoration and Enhancement Plan (CVREP) Project on portions of Sections 19 and 20, Township 14 South, Range 3 West and Section 25, Township 14 South, Range 4 West, San Bernardino Meridian; and that the public interest, convenience and necessity demand the acquisition of fee title to and slope and road easements in said property for State 56/Carmel Valley Restoration and Enhancement Plan (CVREP) Project; declaring the intention of the City to acquire the property under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property.

Subitem-B: (R-92-903) ADOPTED AS RESOLUTION R-279180

Authorizing the expenditure of an amount not to exceed \$5,300,000 from Fund 30244, Org. 107, Object Account 4279, Job Order 523560, (CIP-52-356.0, Route 56/CVREP) solely and exclusively for costs related to condemnation of fee title interest in connection with the acquisition of approximately 80 acres for Route 56/Carmel Valley Restoration Enhancement Plan project.

Aud. Cert. 9200438.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C475-E061.)

Hearing began at 3:15 p.m. and halted at 4:08 p.m.

Testimony in favor by Kevin McNamara.

Testimony in opposition by Gary W. Wesch, Bruce Beach, Marvin Gerst, Jerry Mailhot and Sandra J. Brower.

MOTION BY WOLFSHEIMER TO ADOPT WITH THE FINDINGS IN MANAGER'S REPORT NO. 91-524 AS AMENDED DELETING THE PARCELS EAST OF CARMEL COUNTRY ROAD FROM CONSIDERATION (PARCELS 1-11 OF PARCEL MAP 26187) DUE TO A SEPARATE DEVELOPMENT AGREEMENT COVERING THIS PROPERTY. Second by Behr. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Filner-nay, Mayor O'Connor-nay.

ITEM-CS-1: (R-92-908) ADOPTED AS RESOLUTION R-279166

A Resolution adopted by the City Council in Closed Session on December 10, 1991:

Authorizing the City Manager to pay the total sum of \$43,700 in the settlement of each and every claim against the City of San Diego, its agents and employees, in Superior Court Case No. 623473, Kevin O'Keefe v. Robert Akin, et al., resulting from an incident occurring on May 19, 1989; authorizing the City Auditor and Comptroller to issue one check in the amount of \$43,700, made payable to Kevin Michael O'Keefe and his attorney Michael R. Marrinan, in full settlement of all claims.

Aud. Cert.: 9200445.

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

ITEM-PC-2: REFERRED TO THE CITY MANAGER

Petition submitted by Ted McNeal requesting Imperial Avenue be renamed Martin Luther King, Jr. Way.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: J019-041.)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 9:15 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: K021).