

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, MARCH 19, 1996
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 10:06 a.m. Mayor Golding and Deputy Mayor Stallings welcomed the students from Alcott Elementary School and their teacher Deborah Higgins. The meeting was recessed by Mayor Golding at 10:24 a.m. to convene the Housing Authority. Mayor Golding reconvened the regular meeting at 10:26 a.m. with all members present. Deputy Mayor Stallings recessed the meeting at 12:14 p.m. to convene the Redevelopment Agency. Deputy Mayor Stallings reconvened the regular meeting at 12:15 p.m. with Mayor Golding and Council Members Warden and McCarty not present. Deputy Mayor Stallings adjourned the meeting at 12:16 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
 - (1) Council Member Mathis-present
 - (2) Council Member Wear-present
 - (3) Council Member Kehoe-present
 - (4) Council Member Stevens-present
 - (5) Council Member Warden-present
 - (6) Council Member Stallings-present
 - (7) Council Member McCarty-present
 - (8) Council Member Vargas-present
- Clerk-Abdelnour (ms)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1: REFERRED TO CITY MANAGER

Comment by Chris Schulte regarding termination of his temporary employment with the City

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A022-050.)

ITEM-PC-2: REFERRED TO CITY MANAGER

Comment by Patrick Edwards regarding the Sunshine Corps proposal.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A069-085.)

COUNCIL COMMENT:

ITEM-CC-1:

Council Member Warden welcomed two seniors from Rancho Bernardo High School who chose to come to the City Council meeting for their Student Executive Day.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A085-096.)

ITEM-208:

SUBJECT: Phase IV Interim Agreement with Golden Turner for the
Convention Center Expansion Project.
(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1044 Cor. Copy) ADOPTED AS RESOLUTION R-287059

Authorizing Phase IV of an interim agreement with Golden Turner, for additional design and other services related to the Convention Center Expansion Project in an amount not to exceed \$2,000,000, on the identification of such funding source and confirmation of such funding source by the City Auditor furnishing a certificate that funds necessary for such expenditure are in the treasury as called for in Section 80 of the San Diego City Charter.

CITY MANAGER SUPPORTING INFORMATION:

On December 12, 1994, the City Council selected Golden Turner as the Design/Build Team for the Convention Center Expansion Project. On April 18, 1995, the City Council authorized the City Manager to negotiate and execute a Phase I interim agreement with Golden Turner. The City Council authorized the City Manager on October 2, 1995 to execute a Phase II interim agreement with Golden Turner. On December 4, 1995 City Council authorized the City Manager to execute a Phase III interim agreement. In order to keep the Convention Center Expansion Project on track, the City Manager respectfully requests authorization from the City Council to negotiate and enter into a Phase IV interim agreement with Golden Turner.

FILE LOCATION: MEET (Convention Center Expansion #62)
CCONTFY96-1

COUNCIL ACTION: (Tape location: C488-508.)

MOTION BY WEAR TO ADOPT. Second by Stevens. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-not present, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-not present.

ITEM-310: HEARING OF THE APPEAL DENIED

SUBJECT: Request by Matthew Welsh for a hearing of an appeal from the decision of the Planning Commission in approving Coastal Development/La Jolla Shores Permit No. 95-0223 and 95-0224, Kaye Residence.

(CDP/LJS-95-0223 and CDP/LJS-95-0224. La Jolla Shores Planned District. District-1.)

TODAY'S ACTION IS:

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

NOTE: Pursuant to the requirements of the San Diego Municipal Code, no oral presentations shall be made to the Council by either the proponents or opponents of the project.

If the request to allow an appeal is granted, time has been reserved for the project to be heard on April 23, 1996 at 10:00 a.m.

OTHER RECOMMENDATIONS:

The Development Services Department Hearing Officer recommended denial of the appeal and approval of the permits with .60 FAR. The La Jolla Community Planning Association voted 13-0 with 0 abstentions to recommend approval of the projects. The La Jolla Shores Planned District Advisory Board voted 3-2-1, with no consensus to recommend approval of the projects. Planning Commission voted 3-1 to deny the appeal and approve the project. The motion failed due to a lack of four affirmative votes, therefore, the decision of the Hearing Officer stands to approve the permits.

Ayes: Anderson, Watson, White
Nays: Quinn

Not present: Skorepa
Abstaining: Neils

SUPPORTING INFORMATION:

This project proposes the demolition of an existing single family residence, and the construction of two single family residences consisting of 4,062 square feet and 4,980 square feet with attached garages on two lots consisting of 6,795 square feet and 8,407 square feet on Lookout Drive in the La Jolla Shores Community.

LEGAL DESCRIPTION:

The subject property is located at 7764 Lookout Drive described as Parcel 1 and Parcel 2 of Parcel Map PM-17484, in the Single-Family (SF) Zone of the La Jolla Shores Planned District.

FILE LOCATION: PERM-CDP/LJS-95-0223 AND CDP/LJS-95-0224

COUNCIL ACTION: (Tape location: A096-140.)

MOTION BY MATHIS TO DENY THE REQUEST FOR A HEARING OF THE APPEAL. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-330:

SUBJECT: Appeals of John Kern, California Communication Council, from the decision of the Planning Commission in approving the installation of various roof-top, or ground-mounted, or interior-located Personal Communication System (PCS) sites.

(CUP-95-0350-2, -3, -6, -8, -9, -12, -13, -14, -15, -37, -39 and -48. Districts-1, 2, 3, 5, 6, 7 & 8.)

(Continued from the meeting of February 13, 1996, Item 330, at Councilmember McCarty's request, to obtain more information.)

CITY MANAGER'S RECOMMENDATION:

Adopt Subitem A to certify the EQD report and Subitem B through Subitem M to deny the appeal and grant the permits:

Subitem-A: (R-96-1236) ADOPTED AS RESOLUTION R-287060

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration DEP-95-0350 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 pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-96-1237) ADOPTED AS RESOLUTION R-287061, DENYING APPEAL, GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-2 (Kensington), with appropriate findings to support Council action.

Subitem-C: (R-96-1238) ADOPTED AS RESOLUTION R-287062, DENYING APPEAL, GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-3 (First Church of the Brethren), with appropriate findings to support Council action.

Subitem-D: (R-96-1239) ADOPTED AS RESOLUTION R-287063, DENYING APPEAL, GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-6 (Rolando), with appropriate findings to support Council action.

Subitem-E: (R-96-1240) ADOPTED AS RESOLUTION R-287064, DENYING APPEAL, GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-8

(Talmadge), with appropriate findings to support Council action.

Subitem-F: (R-96-1241) ADOPTED AS RESOLUTION
R-287065, DENYING APPEAL,
GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-9 (Kalupson), with appropriate findings to support Council action.

Subitem-G: (R-96-1242) ADOPTED AS RESOLUTION
R-287066, DENYING APPEAL,
GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-12 (Casa de las Campanas), with appropriate findings to support Council action.

Subitem-H: (R-96-1243) ADOPTED AS RESOLUTION
R-287067, DENYING APPEAL,
GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-13 (Regents), with appropriate findings to support Council action.

Subitem-I: (R-96-1244) ADOPTED AS RESOLUTION
R-287068, DENYING APPEAL,
GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-14 (Granthill Park), with appropriate findings to support Council action.

Subitem-J: (R-96-1245) ADOPTED AS RESOLUTION
R-287069, DENYING APPEAL,
GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-15 (Tierrasanta Baptist Church), with appropriate findings

to support Council action.

Subitem-K: (R-96-1246) ADOPTED AS RESOLUTION
R-287070, DENYING APPEAL,
GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-37 (Rancho Penasquitos), with appropriate findings to support Council action.

Subitem-L: (R-96-1247) ADOPTED AS RESOLUTION
R-287071, DENYING APPEAL,
GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-39 (Columbia), with appropriate findings to support Council action.

Subitem-M: (R-96-1248) ADOPTED AS RESOLUTION
R-287072, DENYING APPEAL,
GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-48 (Eastgate), with appropriate findings to support Council action.

OTHER RECOMMENDATIONS:

Planning Commission voted 5-0 to approve CUP-95-0350-2, -6, -8, -9, -12 and -13.

Ayes: Anderson, White, McElliott, Neils, Skorepa

Nays: None

Abstaining: Quinn

Not present: Bernet

Planning Commission voted 6-0 to approve CUP-95-0350-3, -14, -15, -37, -39 and -48.

Ayes: Neils, Anderson, Bernet, White, McElliott, Skorepa

Nays: None

Abstaining: Quinn

OTHER RECOMMENDATIONS:

The Uptown Planners acknowledged application for project CUP-95-0350-39, but did not submit a recommendation. Kensington-Talmadge Planning Committee, Eastern Area Community Planning Committee, Clairemont Mesa Planning Committee, Rancho Bernardo Community Planning Committee, Greater Golden Hill Planning Committee, Tierrasanta Community Council, Rancho Penasquitos Community Planning Group and University Community Planning Group have all recommended approval of the permits.

SUPPORTING INFORMATION:

Pacific Bell Mobile Services (PBMS) is currently processing over 60 applications for PCS sites within the City of San Diego. Approximately three-quarters of the projects are considered to be minor based on the Development Services Department's Determination 15 and are being reviewed administratively.

The remaining 12 sites have been determined to be major and require CUP's. The City agreed to process PBMS' 12 permits by the end of the year in order to assist PBMS in meeting their goal to be operational for the Republican National Convention in August, 1996.

FILE LOCATION: Subitem A: PERM-CUP-95-0350; Subitem B: PERM - CUP-95-0350-2; Subitem C: PERM-CUP-95-0350-3; Subitem D: PERM-CUP-95-0350-6; Subitem E: PERM - CUP-95-0350-8; Subitem F: PERM-CUP-95-0350-9; Subitem G: PERM-CUP-95-0350-12; Subitem H: PERM - CUP-95-0350-13; Subitem I: PERM-CUP-95-0350-14; Subitem J: PERM-CUP-95-0350-15; Subitem K: PERM - CUP-95-0350-37; Subitem L: PERM-CUP-95-0350-39; Subitem M: PERM-CUP-95-0350-48

COUNCIL ACTION: (Tape location: A190-C085.)

Hearing began at 10:26 a.m. and halted at 11:43 a.m.

Motion by McCarty to direct the City Manager to return to Council within sixty days with a comprehensive city-wide telecommunications antenna land-use policy. This new policy must direct at least the cumulative visual impact and industry input on future needs assessment. Continue this item for 60 days pending adoption of a new policy for the CUP applications for 95-0350-2, 3, 6, 8, 9, 12, 13, 14, 15,

37, 39 and 48. Second by Kehoe. McCarty modified the motion as follows: The first portion of the motion regarding the city-wide comprehensive policy will remain the same; but approve the CUP applications as long as Pacific Bell agrees that they will work with the City on the policy and that their applications will fall within the new policy. McCarty withdrew her modification of the motion and said the motion is her original motion. Motion failed with the following vote: Mathis-nay, Wear-nay, Kehoe-yea, Stevens-nay, Warden-nay, Stallings-nay, McCarty-yea, Vargas-yea, Mayor Golding-not present.

MOTION BY WARDEN TO APPROVE THE CITY MANAGER'S RECOMMENDATIONS AND ADOPT SUBITEM A TO CERTIFY THE EQD REPORT AND ADOPT SUBITEM B THROUGH SUBITEM M TO DENY THE APPEAL AND GRANT THE PERMITS. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-nay, Stevens-yea, Warden-yea, Stallings-yea, McCarty-nay, Vargas-nay, Mayor Golding-not present.

Motion by Wear to direct the City Manager to return to Council within 90 days with a comprehensive city-wide telecommunications antenna land use policy, addressing cumulative visual impact and getting the industry involved in early input on future needs assessment. The additional 3 or 4 poles that are already anticipated can be dealt with separately before the policy is ready in 90 days. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-331:

SUBJECT: Appeals of James S. Milch and Cynthia A. Vicknair, from the decision of the Planning Commission in approving a permit to install a 50-foot monopole and two equipment storage cabinets on a PACIFIC BELL MOBILE SERVICES (PBMS) project. The facility is located at 5160 Federal Boulevard in the Mid-City Community Plan area.

(CUP-95-0350-53. District-3.)

CITY MANAGER'S RECOMMENDATION:

Adoption of this item denying the appeal and granting the permit:

(R-96-1165) ADOPTED AS RESOLUTION R-287073, DENYING
APPEAL, GRANTING PERMIT

Adoption of a Resolution granting or denying the appeal and granting or denying permit CUP-95-0350-53 (Chollas Creek), with appropriate findings to support Council action.

OTHER RECOMMENDATIONS:

Planning Commission voted 4-1 to approve CUP-95-0350-53.

Ayes: Anderson, White, Watson, Neils
Nays: Skorepa
Abstaining: Quinn

The Mid-City Community Planning Committee - Eastern Area has recommended approval of the permit.

SUPPORTING INFORMATION:

PBMS is currently processing over 60 applications for PCS sites within the City of San Diego. The City agreed to process PBMS' permits by the end of the year in order to assist PBMS in meeting their goal to be operational for the Republican National Convention in August, 1996.

NOTE: The Environmental Negative Declaration DEP-95-0350 will be reviewed and considered by the Council with companion Item 330.

FILE LOCATION: PERM-CUP-95-0350-53

COUNCIL ACTION: (Tape location: C087-470.)

Hearing began at 11:43 a.m. and halted at 12:11 p.m.

Testimony in favor by Mike McDade, MaryAnn Miller, and Barbara Saito.

Testimony in opposition by Cynthia Vicknair, James Milch, John Kern, Lou Wolfsheimer, Michael Ruger, Reginald Grant, and Fulberto Rodriquez.

MOTION BY STEVENS TO DENY THE APPEALS AND GRANT THE PERMIT.
Second by Mathis. Passed by the following vote:
Mathis-yea, Wear-yea, Kehoe-nay, Stevens-yea, Warden-yea,
Stallings-yea, McCarty-yea, Vargas-nay, Mayor Golding-not
present.

ITEM-332:

SUBJECT: Vacating Tenth Avenue South of Hayes Avenue.
(Mid-City Community Area. District-2.)

(Continued from the meeting of February 6, 1996, Item
333, at Councilmember Kehoe's request, for additional
review by Uptown Planners.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-750 REV.1) ADOPTED AS AMENDED AS RESOLUTION
R-287074 DENYING STREET VACATION

Vacating Tenth Avenue south of Hayes Avenue, under the
procedure for the summary vacation of streets where for
a period of five consecutive years the street to be
vacated has been impassable for vehicular travel and
during such period no public money has been expended
for maintenance;

Reserving and excepting from the foregoing vacation the
right, easement and privilege of placing, constructing,
repairing, replacing, maintaining, using and operating
public utilities of any kind or nature;

Declaring that the easement reserved is in, under,
over, upon, along and across Tenth Avenue south of
Hayes Avenue;

Declaring that this resolution shall not become
effective unless and until the condition stated has
been completed within one year, or 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 public improvements permit.

CITY MANAGER SUPPORTING INFORMATION:

The proposed vacation for this segment of Tenth Avenue was requested by the three abutting property owners. The area of proposed vacation is unimproved and is not used for public right-of-way purposes. The street proposed for vacation is located in the Uptown Community Plan area with the east half of the street in the R1-5000 zone and the west half of the street in the R1-4000 zone. The area of vacation is approximately 6,800 square feet. There are single family residences on each of the three abutting properties. Although the area increase to each property from the proposed vacation would not enable an increase to the number of dwelling units, the area increase would permit a minor increase to the size of each existing home. The property owners have indicated that they do not intend to increase their home size at this time and that they desire to continue utilizing the vacated right-of-way as increased yard area. On April 5, 1994, the Uptown Community Planning Group voted 9-2-2 to support the proposed vacation. The subject right of way is unimproved but contains public utilities and franchise facilities which require easement reservations. As a condition of approval of this vacation the applicants would be required to obtain a public improvement permit for the construction of curb, gutter and sidewalk across the south side of Hayes Avenue at the intersection of Tenth Avenue as well as the construction of two pedestrian ramps at the intersection of Tenth Avenue and Hayes Avenue.

Staff review of the proposed vacation has indicated that the four findings required for vacation can be made and that the right-of-way may be summarily vacated pursuant to the Municipal Code and state law.

FILE LOCATION: DEED F-6663, STRT-J-2835 DEED FY96-1

COUNCIL ACTION: (Tape location: C508-545.)

Hearing began at 12:13 p.m. and halted at 12:14 p.m.

MOTION BY KEHOE TO DENY THE VACATION BUT EXECUTE AN ENCROACHMENT REMOVAL AGREEMENT, AT NO COST TO THE PROPERTY OWNER, FOR THE EXISTING ENCROACHMENTS IN THE RIGHT OF WAY, THUS ELIMINATING THE CODE VIOLATIONS WHICH HAD BECOME A

PROBLEM. WAIVE THE ENCROACHMENT AGREEMENT FEE BECAUSE THE PROPERTY OWNER HAS ALREADY PAID FOR SOME OF THE PROCESSING AROUND THE STREET VACATION. Second by Vargas. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-not present, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-not present.

ITEM-333:

SUBJECT: Two actions related to Miramar Reclaimed Water Storage Tank.

(See City Manager Report CMR-96-44. Scripps Miramar Ranch Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-96-994) ADOPTED AS RESOLUTION R-287075

FINDINGS MUST BE MADE AS PART OF COUNCIL ADOPTION

Determining and declaring that the public interest, convenience and necessity of the City of San Diego require the construction, operation and maintenance of the Miramar Reclaimed Water Storage Tank Project, a public reclaimed water storage tank, to provide for storage of highly treated waste water from the North City Reclamation Plant, and to enable the City to utilize highly treated waste water for irrigation purposes, as a required component of the Greater San Diego Reclaimed Water Distribution System in the Scripps-Miramar Ranch Area; that the public reclaimed water storage tank will require the acquisition of fee simple absolute to Lot 5 and a temporary construction easement, over, along, across, and through Lot 6 in the Scripps Ranch Business Park Phase III; that the proposed project is planned in a manner that will be most compatible with the greatest public good and the least private injury;

Declaring the intention of the City of San Diego to acquire the fee simple absolute and temporary

construction easement under eminent domain proceedings;

Directing the City Attorney of the City of San Diego to commence an action in Superior Court for the purpose of condemning the property and acquiring immediate possession.

NOTE: 6 votes required for Subitem A.

Subitem-B: (R-96-995) ADOPTED AS RESOLUTION R-287079

Increasing appropriations in Water Fund 41500 by \$2,000,000 and transferring \$2,000,000 to CIP-70-917.0, Miramar Storage Tank and Raw Water Connection, from the unappropriated Fund Balance in Water Fund 41500, pursuant to the Fiscal Year 1996 Budget Ordinance;

Authorizing the expenditure of not to exceed \$2,000,000 from Water Fund 41500, CIP-70-917.0, Miramar Storage Tank and Raw Water Connection, for costs related to condemnation of fee title and a temporary construction easement in connection with the Miramar Reclaimed Water Storage Tank Project.

Aud. Cert. 9600872.

FILE LOCATION: WATER - MIRAMAR RECLAIMED WATER STORAGE TANK
F-6982 (final order of condemnation)

COUNCIL ACTION: (Tape location: A140-172.)

Hearing began at 10:21 a.m. and halted at 10:24 a.m.

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings.
Passed by the following vote: Mathis-yea, Wear-yea,
Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-334:

SUBJECT: Reduce City Heights Redevelopment Project Area
Committee (PAC) from 15 to 7 Seats.

(District-3.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-974 REV.) ADOPTED AS AMENDED AS RESOLUTION R-287076

Reducing the number of members of the City Heights Redevelopment Project Area Committee from fifteen to seven seats, with the reductions coming from the following categories: two from the Residential Owner Occupant category; two from the Residential Tenant category; two from the Community Organization category; one from the Business Owner North of Polk category; and one from the Business Owner South of Polk category.

CITY MANAGER SUPPORTING INFORMATION:

Since the July 1993 City Heights PAC election, the PAC has had increasing difficulty in attaining a quorum to conduct its advisory capacity for the Redevelopment Agency of the City of San Diego. The PAC currently consists of 15 seats, 11 of which are vacant. Efforts to fill vacancies have been unsuccessful and the PAC has been unable to master a quorum, therefore, the PAC is unable to conduct official business under the current numerical membership. Therefore, it is recommended to amend the PAC formation procedures to reduce the City Heights PAC numerical membership from fifteen to seven, in order to ensure a quorum of four, and enable the PAC to conduct official business. The reductions are recommended as follows: Residential Owner-Occupant - two; Residential Tenant - two; Community Organization - two; Business Owner North of Polk - one; Business Owner South of Polk - one.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A140-172.)

CONSENT MOTION BY WARDEN TO ADOPT THE RESOLUTION AS AMENDED BY REDUCING THE COMMITTEE TO FIVE SEATS AS RECOMMENDED BY CITY MANAGER McGRORY. Second by Stallings. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S500:

SUBJECT: Support for Proposition 192 (Seismic Retrofit Bond Act of 1996) on the State-Wide Ballot.

(See Intergovernmental Relations Department Report IRD-96-1.)

INTERGOVERNMENTAL RELATIONS DEPARTMENT'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1069) ADOPTED AS RESOLUTION R-287077

Adopting a position of support for Proposition 192 (The Seismic Retrofit Bond Act of 1996) on the March 26, 1996 ballot.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A140-172.)

CONSENT MOTION BY WARDEN TO ADOPT. Second by Stallings. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-CS-1: (R-96-1062) ADOPTED AS RESOLUTION R-287078

A Resolution adopted by the City Council in Closed Session on March 19, 1996:

Authorizing the City Manager to pay the sum of \$68,952.14 in the settlement of each and every claim against the City of San Diego, its agents and employees, for the property damage claim of Joseph Kilgarif, as a result of an incident which occurred on July 20, 1995; authorizing the City Auditor and Comptroller to issue one check in the amount of \$68,952.14 payable to Luth & Turley, Inc., in full settlement of all claims.

Aud. Cert. 9600969

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Stallings at 12:16
p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: C577).