

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, SEPTEMBER 17, 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 10:10 a.m.
The meeting was recessed by Mayor Golding at 10:28 a.m. to
convene the Housing Authority.

The meeting was reconvened by Mayor Golding at 10:30 a.m. with
all council members present. Mayor Golding adjourned the meeting
at 11:19 a.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:

Comment by Darlene Davis regarding the MTDB charges and fee schedule and her letter to the City.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A022-055.)

COUNCIL COMMENT:

ITEM-CC-1:

Council Member Stevens asked City Manager McGrory to explain the best way for employees to leave the building while the rally is being held for Presidential Candidate Dole this afternoon at the Concourse. Mr. McGrory said the terrace level will be open and employees should use that level if possible.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A075-112.)

ITEM-330: HEARING HELD

SUBJECT: This is the first of two scheduled public hearings regarding the Del Mar Mesa (Subarea V of the North City Future Urbanizing Area) Facilities Benefit Assessment. Council will take action at the subsequent hearing which has been scheduled on October 22, 1996 at 10:00 a.m. Public testimony will also be taken at that meeting.

(See City Manager Report P96-177; LU&H Committee Consultant Analysis LUH-96-5; Public Facilities Financing Plan and Facilities Benefit Assessment Draft; Errata. North City Future Urbanizing Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Accept testimony from members of the public and refer the matter to the second public hearing which has been scheduled for October 22, 1996 at 10:00 a.m.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 7/17/96, LU&H voted 4-0 to approve the City Manager's option 2b, which includes:

- a. Approve the City Manager's recommendations;
- b. Reduce by 20 percent the Open Space Acquisition Fee for any projects in the A-1-1 zone developing at a density no greater than their underlying zone;
- c. Revise Project 43-3 "Shaw Ridge Road - Carmel Country Road to Camino Santa Fe" from "Subdivider" to "FBA" obligation;
- d. Delete Project 43-11 "Hiking/Equestrian Trail - Shaw Valley."

(Councilmembers Mathis, Wear, Stevens and McCarty voted yea. Councilmember Warden not present.)

FILE LOCATION: STRT-FB-16

COUNCIL ACTION: (Tape location: B152-331.)

Hearing began at 11:05 a.m. and halted at 11:18 a.m.

Testimony in opposition by Steven Coury, Robert Stewart,

Earl Maas and David Goodell.

Testimony in favor by Matt Peterson.

ITEM-331:

SUBJECT: Fiscal Year 1997 Community Development Block Grant
(CDBG) Agreement with the San Diego Housing Commission.

(See Housing Commission Report HCR-96-012.)

SAN DIEGO HOUSING COMMISSION'S RECOMMENDATION:

Adopt the following resolution:

(R-97-257) ADOPTED AS RESOLUTION R-287844

Authorizing a Fiscal Year 1997 Community Development Block Grant (CDBG) Agreement with the San Diego Housing Commission, for the use of \$4,160,247 of CDBG funds in accordance with previous City Council fund allocation;

Authorizing the Auditor and Comptroller to reprogram prior-year CDBG funds in an amount not to exceed \$1,299,747 to the FY97 Program Year, and to appropriate the funds for the FY 97 CDBG Agreement with the Housing Commission;

Authorizing the expenditure of not to exceed \$4,160,247 for: Housing Rehabilitation, Development, Loan Management, and Research and Policy Development; Fulton Street Site Improvements; Rehabilitation (Council District 4); HomeWorks Program (Council Districts 4 and 6); NHS/LISC Homebuyer Assistance; Rural Homeless Relocation Project (Council District 1); Pacific Beach Work Center (Council District 6); Latino Builders Industry Association's Rental Residential Rehabilitation; Lutheran Social Services' Home Safety Repair Program; San Diego Neighborhood Housing Services' Program Support; Labor's Community Service Agency's Home Safety Program;

Alpha Project's "Take Back the Streets" Program; SOFA's Housing Rehabilitation; Ocean Beach Community Development Corporation's Housing; Bayview/Horizon

Housing Feasibility Study; San Diego Youth and Community Services "Take Wing" Transitional Housing; and Sherman Heights Homesteading.

Aud. Cert. 9700246.

NOTE: See the Housing Authority Agenda of September 17, 1996 for a companion item.

FILE LOCATION: MEET CONT FY97-1

COUNCIL ACTION: (Tape location: A113-217.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Stevens. 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-332:

SUBJECT: Housing Trust Fund Fiscal Year 1997 Implementation Strategy and Model Programs.

(See San Diego Housing Commission Report HCR-96-007.)

SAN DIEGO HOUSING COMMISSION'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1450) CONTINUED TO OCTOBER 1, 1996

Approving the San Diego Housing Trust Fund Three-Year Program Plan (FY95 - FY97) and Fiscal Year 1997 Implementation Strategy.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A113-217.)

CONSENT MOTION BY KEHOE TO CONTINUE FOR TWO WEEKS TO OCTOBER 1, 1996, AS REQUESTED BY COUNCIL MEMBER McCARTY, UNTIL THE SELECT COMMITTEE REPORTS. Second by Stevens. 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-333:

(Continued from the meeting of August 6, 1996, Item 330, at the request of Mayor Golding, for further review.)

SUBJECT: This is the second of two scheduled public hearings regarding the proposed Arroyo Sorrento Assessment District No. 4077. Following public testimony at today's meeting, the Council will consider and may confirm the proposed assessments. (1913 Improvement Act).

(See City Manager Report CMR-96-118. Carmel Valley Community Area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Upon affirmative findings at today's public hearing, adopt the following Resolution:

(R-97-) CONTINUED TO OCTOBER 29, 1996

Considering the protests, confirming the assessments, and ordering the improvements in the matter of the Arroyo Sorrento Assessment District No. 4077.

CITY MANAGER SUPPORTING INFORMATION:

Arroyo Sorrento Road, Via Del Mar, Tierra Del Sur, and Arroyo Sorrento Place are unpaved streets that serve an area of the City located east of Interstate 5 and south of Carmel Valley Road. This area was annexed to the City from the County in 1958. A petition to construct street improvements by means of a 1913 Act Assessment District was signed by the owners of 89.4 percent of the land area subject to assessment. A second petition was circulated and filed to specifically request that the street improvement project include the undergrounding of overhead utility lines. On June 11, 1996, the City Council adopted Resolution of Intention R-287502, as amended, to delete the underground utility portion and to continue with the remainder focusing on the road paving portion.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A113-217.)

CONSENT MOTION BY KEHOE TO CONTINUE TO OCTOBER 29, 1996, AS REQUESTED BY COUNCIL MEMBER MATHIS FOR FURTHER DISCUSSION WITH HOMEOWNERS IN THE AREA. Second by Stevens. 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-S403:

(Trailed as Unfinished Business from the meeting of September 10, 1996, Item 336, due to lack of five affirmative votes - Yeas - Districts 5,6,8 & Mayor Golding; Nays - Districts 3 & 4; Not Present - Districts 1,2 & 7.)

SUBJECT: Purchase of Capital Equipment for the San Diego Convention Center Expansion.

NOTE: The public testimony portion of the hearing is closed. Testimony taken on 9/10/96.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-254) ADOPTED AS RESOLUTION R-287845

Authorizing the City Manager to acquire an upgraded telecommunications system from AT&T/Lucent Technologies as a capital improvement for the San Diego Convention Center Expansion for a total purchase price of not to exceed \$1,578,272;

Authorizing the City Manager to pay \$690,000 in Fiscal Year 1997, including a cash down payment of \$540,000, and finance the balance of \$1,038,272, under the Master Lease Program, which would include a first year lease payment in Fiscal Year 1997 of \$150,000, for the acquisition of the upgraded telecommunications system.

Aud. Cert. 9700247.

FILE LOCATION: CONT-PURCHASE - AT&T/Lucent Technologies
CONFY97-1

COUNCIL ACTION: (Tape location: A242-B152.)

MOTION BY WEAR TO ADOPT. Second by Warden.

Substitute motion by Kehoe to review in October after the budget report is received from the City Manager. Second by Stevens. Second withdrawn by Stevens.

Original motion passed by the following vote: Mathis-not present, Wear-yea, Kehoe-nay, Stevens-yea, Warden-yea, Stallings-yea, McCarty-not present, Vargas-yea, Mayor Golding-yea.

ITEM-S500:

(Continued from the meeting of September 10, 1996, Item 332, at Councilmember Mathis's request, to allow parties to come back with an alternative proposal that accommodates both parties or a reason why it cannot be done.)

SUBJECT: Vacation of Streets and Alleys within the United States Navy Bayview Housing Complex.

(See City Manager Report CMR-96-155. Skyline/ Paradise Hills Community Area. District-4.)

NOTE: The public testimony portion of the hearing is open. Testimony taken on 9/10/96. District 2 not present.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-237 Cor. Copy) ADOPTED AS RESOLUTION R-287846

Vacating multiple streets consisting of Alleghany Court, Bairoka Drive, Bataan Circle, Boxer Road, Chenango Place, Guadalcanal Road, Hornet Drive, Rendova Place, Saipan Drive, Wasp Drive and all alleys located

within Record of Survey Map-3398 (also known as the United States Navy Bayview Housing Complex), under the procedure for the summary vacation of streets;

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 easements reserved herein are in, under, over, upon, along and across the above-described portions of streets to be vacated and abandoned, and more particularly shown on Drawing No. 28165-1 through 9-D;

Declaring that the Resolution shall not become effective unless and until the conditions stated within the Resolution have been completed within two years; in the event the conditions are not completed within two years, then the Resolution shall become void and of no further force or effect;

Directing the City Engineer to advise the City Clerk of the completion of the conditions.

FILE LOCATION: DEED F-6832, STRT-J-2850 DEED FY97-1

COUNCIL ACTION: (Tape location: A113-217.)

Hearing began at 10:20 a.m. and halted at 10:28 a.m.

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

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 11:19
a.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: B334-338).