

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, SEPTEMBER 8, 1998
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 10:15 a.m. Mayor Golding recessed the regular meeting at 10:57 a.m. to convene the Housing Authority. Mayor Golding adjourned the Housing Authority at 10:58 a.m., and to convene as the Redevelopment Agency thereafter. Mayor Golding reconvened Council at 11:00 a.m. with all members present. The meeting was recessed by Mayor Golding at 12:10 p.m. to reconvene at 2:00 p.m.

Mayor Golding reconvened the meeting at 2:12 p.m. with all Council Members present. Mayor Golding recessed the regular meeting at 2:39 p.m. to reconvene the Redevelopment Agency. The regular meeting was reconvened by Mayor Golding at 2:42 p.m. with all Council Members present. Mayor Golding recessed the regular meeting at 5:29 p.m. to reconvene the Redevelopment Agency. The regular meeting was reconvened by Mayor Golding at 6:24 p.m. with all Council Members present. Mayor Golding adjourned the meeting at 6:29 p.m. into Closed Session immediately following in the twelfth floor conference room to discuss real property negotiations.

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-Fishkin (pr/lw)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Fishkin 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

ITEM-10: INVOCATION

Invocation was given by Pastor Richard Dresselhaus of the First Assembly of God Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Mathis.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comment by Don Stillwell regarding "who profits from debt" and his request that all voters vote no on all bond issues.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A032-054.)

ITEM-PC-2:

Comment by Scott McLachlan regarding his questions about the MOU between the City and Padres for a new Ballpark.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A059-070.)

ITEM-PC-3: REFERRED TO CITY MANAGER

Comment by Amali E. Solorzano regarding her request that the City Council provide protection for the endangered species whose habitat is Balboa Park.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A071-094.)

ITEM-PC-4: REFERRED TO CITY MANAGER

Comment by Rich Pearson regarding damage to his property, out-of-pocket expenses and choosing between health issues and his business as a result.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A098-121.)

ITEM-PC-5:

Comment by Lula Baker regarding the homeless and her request that the City provide emergency housing.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A122-145.)

ITEM-PC-6:

Comment by Lawrence Lamb regarding belonging to the Veterans Memorial Day Committee and the Mt. Soledad controversy.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A356-374.)

COUNCIL COMMENT:

NONE.

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

7/20/98
7/21/98
7/21/98 Special Joint Meeting
7/27/98
7/28/98
7/28/98 Special Joint Meeting
8/03/98
8/04/98
8/07/98 Special Meeting

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A148-150.)

MOTION BY WARDEN TO APPROVE. 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-31:

SUBJECT: First Unitarian Universalist Church of San Diego Day.

COUNCILMEMBER KEHOE'S RECOMMENDATION:

Adopt the following resolution:

(R-99-95) ADOPTED AS RESOLUTION R-290621

Commending the Reverends Carolyn and Tom Owen-Towle and the congregation of the First Unitarian Universalist Church of San Diego for 125 years of exemplary community service;

Proclaiming September 8, 1998 to be "First Unitarian
Universalist Church of San Diego Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A157-225.)

MOTION BY KEHOE TO ADOPT. Second by Mathis. 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-32:

SUBJECT: San Ysidro Day.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-99-273) ADOPTED AS RESOLUTION R-290622

Celebrating the 90th Anniversary of the establishment
of the San Ysidro Community and declaring September 8,
1998 to be "San Ysidro Day" in San Diego in
appreciation for their outstanding efforts and goodwill
to our community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A227-319.)

MOTION BY KEHOE TO ADOPT. Second by Mathis. 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-50:

SUBJECT: Additional Restrictions on Alcohol Consumption in Beach Areas.

(Mission Bay Park, Mission Beach, and Pacific Beach Community Areas. District-2.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 7/27/98. (Council voted 8-1. Councilmember Stevens voted nay):

(O-98-157) ADOPTED AS ORDINANCE O-18582 (New Series)

Amending Section 56.54 of the San Diego Municipal Code relating to Alcohol Consumption in Beach Areas, to amend the alcohol ban at all of the City beaches and adjacent parks where it is currently 8:00 p.m - 8:00 a.m. to 8:00 p.m. to noon.

The areas affected by the new 16-hour ban include: All beaches on the Pacific Ocean and adjacent parks and perimeter sidewalks between the southern boundary of Sunset Cliffs Park and the southern boundary of Torrey Pines State Park that are not included in Section 56.54(b); and all land areas of Mission Bay Park, including Bayside Walk, Ocean Beach Athletic Area (Robb Field) and Dusty Rhodes Park, but excluding parking lots, Santa Clara Point, and Bob McEvoy Youth Fields (Mission Bay Youth Fields).

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D379-383.)

MOTION BY WEAR TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. Second by Mathis. 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-51:

SUBJECT: Amendment to the Mid-City Communities Planned District Ordinance.

(Mid-City Community Area. Districts-3, 4, and 7.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 8/4/98. (Council voted 9-0):

(O-99-25 Cor.Copy) ADOPTED AS ORDINANCE O-18574 (New Series)

Amending Chapter X, Article 3, Division 15, of the San Diego Municipal Code by amending Sections 103.1501, 103.1503, and 103.1504 relating to the Mid-City Communities Planned District Ordinance to restrict residential development in selected areas of the Mid-City Communities pending the provision of adequate public facilities.

FILE LOCATION: LAND-Progress Guide and General Plan-Mid City Communities Planned (9)

COUNCIL ACTION: (Tape location: A379-600.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. 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-52:

SUBJECT: Rezoning 93 acres in connection with the Sabre Springs Comprehensive Community Plan Amendment.

(RZ-35-0419. Sabre Springs Community Area. District-5.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 8/4/98. (Council voted 9-0):

(O-99-27) ADOPTED AS ORDINANCE O-18575 (New Series)

Rezoning 93 acres generally bounded on the west by Interstate 15, on the east by the San Diego City Limits, on the north by the Carmel Mountain Ranch Planning Area and on the south by the Miramar Ranch North Planning Area, to MIP (portion of Community Plan Parcel 3), to R1-5000/PRD (Parcel 11), to R-1500/PRD effective from 6/2001 (Parcel 15), to R-1500/PRD (portion of Parcel 27, to R-1500/PRD (portion of Parcel 27) to CN/PCD (portion of Parcel 27) to R1-5000/PRD (Parcels 28, 29, 30) to R1-5000/PRD (Parcel 35) to R1-5000/PRD (Parcel 36).

FILE LOCATION: LAND-Progress Guide and General Plan-Sabre Spring Community Plan (10)

COUNCIL ACTION: (Tape location: A379-600.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. 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-53:

SUBJECT: Conditionally Rezoning a 66.67-acre site (The Mira Mesa Marketcenter Project Site).

(RZ-96-7371. Mira Mesa Community Area. District-5.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 8/4/98. (Council voted 9-0):

(O-98-158) ADOPTED AS ORDINANCE O-18576 (New Series)

Conditionally rezoning a 66.67-acre site (The Mira Mesa Marketcenter Project Site), located on the southwest corner of Interstate 15, and Mira Mesa Boulevard into the CA Zone.

FILE LOCATION: LAND-Progress Guide and General Plan.
Mira Mesa Community Plan Mira Mesa
Market Center (9)

COUNCIL ACTION: (Tape location: A379-600.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. 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-54:

SUBJECT: Rezoning 1.27 acres located at 11260 El Camino Real (Buie office complex).

(Sorrento Hills Community Area. District-1.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 8/4/98. (Council voted 9-0):

(O-99-26) ADOPTED AS ORDINANCE O-18577 (New Series)

Rezoning 1.27 acres located at 11260 El Camino Real into the M-IP (Manufacturing Industrial Park) Zone.

FILE LOCATION: LAND-Sorrento Hills Community Plan Buie Office Complex (10)

COUNCIL ACTION: (Tape location: A379-600.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. 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-55:

SUBJECT: Conditionally Rezoning 91 Acres in Connection with the Robinhood Ridge Precise Plan.

(District-8.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 7/28/98. (Council voted 9-0):

(O-99-9) ADOPTED AS ORDINANCE O-18578 (New Series)

Conditionally rezoning 91 acres bounded on the east by Otay Valley Road and on the north by the San Diego City limits, identified on Map-B-4107, within the Robinhood Ridge Precise Plan and the Otay Mesa Community Plan Area, into R-1-5000 and R-1750 Zones.

FILE LOCATION: LAND-Progress Guide and General Plan.
Otay Mesa Community Plan (9) Robinhood Ridge

COUNCIL ACTION: (Tape location: A379-600.)

CONSENT MOTION BY WARDEN TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE. 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-56:

SUBJECT: Three actions related to Approving Purchase Agreements, the Master Rezone and Development Agreement in connection with Pacific Highlands Ranch - Subarea III.

(North City Future Urbanizing Area. District-1.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinances which were introduced as amended on 7/28/98. (Council voted 9-0):

Subitem-A: (O-99-14) ADOPTED AS ORDINANCE O-18579 (New Series)

Authorizing the City Manager to execute Purchase Agreements with the applicant for the acquisition of public facility sites for two neighborhood parks, a

