

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 2, 2003
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Murphy at 2:08 p.m. Council Member Maienschein presented awards to the winners of the Rock and Roll Marathon which was held this passed weekend. The meeting was recessed by Mayor Murphy at 3:02 p.m. for the purpose of a break and thereafter to convene the Public Budget Hearing. Mayor Murphy adjourned the meeting at 7:53 p.m. into Closed Session at 9:00 a.m. on Tuesday, June 3, 2003 in the twelfth floor conference room to discuss existing and anticipated litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present
- Clerk-Abdelnour (er)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by City Clerk Charles Abdelnour.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Atkins.

FILE LOCATION: MINUTES

ITEM-600: Herb Klein Day.

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2003-1421 Cor. Copy) ADOPTED AS RESOLUTION R-298007

Recognizing Herb Klein for his commitment to quality journalism and dedicated service to our community and nation;

Proclaiming June 2, 2003 to be "Herb Klein Day" in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:09 p.m. - 2:17 p.m.)

MOTION BY MADAFFER TO ADOPT. Second by Mayor Murphy. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-601: Pfizer Day.

COUNCILMEMBER PETERS' RECOMMENDATION:

Adopt the following resolution:

(R-2003-1368) ADOPTED AS RESOLUTION R-298008

Declaring Wednesday, June 4, 2003 to be "Pfizer Day" in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:17 p.m. - 2:22 p.m.)

MOTION BY PETERS TO ADOPT. Second by Atkins. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-602: Approval of Council Minutes.

TODAY'S ACTION IS: APPROVED

Approval of Council Minutes for the meetings of:

May 5, 2003
May 6, 2003
May 12, 2003
May 13, 2003

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 2:28 p.m. - 2:28 p.m.)

MOTION BY ATKINS TO APPROVE. Second by Frye. Passed by the following vote:
Peters-yea, Zuchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea,
Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-603: **REFERRED TO CLOSED SESSION ON TUESDAY, JUNE 3, 2003**

Conference with Real Property Negotiator, pursuant to California Government
Code Section 54956.8:

North Bay Area Request for Qualifications

Property: An area consisting of approximately 95 acres of City-owned
property in the Sports Arena/Midway District. The
property is generally located north of Sports Arena
Boulevard at the intersection of West Point Loma
Boulevard and Southwest of Kurtz Street consisting of the
following Assessor Parcels:

- | | |
|-------------------|-------------------|
| 1) APN 441-160-04 | 5) APN 441-590-06 |
| 2) APN 441-370-21 | 6) APN 441-530-38 |
| 3) APN 441-590-04 | 7) APN 441-540-18 |
| 4) APN 441-590-05 | |

City Negotiator: Real Estate Assets Director

Negotiating Parties: North Bay Village Partners LLC;
The Related Companies of California

Under Negotiation: Seeking direction on the submittals in response to a Request
for Qualifications.

Prior to Council discussion in Closed Session and in compliance with the Brown
Act, (California Government Code Section 54956.8) this issue is listed on the
docket **only** for public testimony.

There is no Council discussion of this item. The City Council's actions are:

1) Open the Public Hearing and accept testimony from any members of the public
wishing to address the Council on this subject; 2) Conclude and close the public
hearing; and 3) Refer the matter to Closed Session on June 3, 2003.

NOTE: Members of the public wishing to address the Council on this item should speak
"in favor" or "in opposition" to the subject.

Mayor Murphy closed the hearing.

FILE LOCATION: MEET (66)

COUNCIL ACTION: (Time duration: 2:28 p.m. - 2:51 p.m.)

ITEM-604: REFERRED TO CLOSED SESSION ON TUESDAY, JUNE 3, 2003

Conference with Real Property Negotiator, pursuant to California Government
Code Section 54956.8:

Property: Qualcomm Stadium

Agency Negotiator: Assistant City Attorney Leslie J. Girard, Deputy City Manager Bruce Herring, Paul Jacobs, Esq., Daniel S. Barrett, and Robert Kheel.

Negotiating Parties: City of San Diego and the San Diego Chargers

Under Negotiation: Real Property Interests at the Qualcomm Stadium site pursuant to the recommendations of the Citizens Task Force on Chargers Issues, and pursuant to the terms of Paragraph 31 of the 1995 Agreement for the Partial Use and Occupancy of Qualcomm Stadium.

Prior to Council discussion in Closed Session and in compliance with the Brown Act, (California Government Code Section 54956.8) this item is listed on the docket **only** for public testimony.

There is no Council discussion of this item. The City Council's actions are:

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Refer the matter to Closed Session on June 3, 2003.

NOTE: Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

Mayor Murphy closed the hearing.

FILE LOCATION: MEET (61)

COUNCIL ACTION: (Time duration: 2:51 p.m. - 2:57 p.m.)

ITEM-605: Two actions related to Fiscal Year 2003 Year-End Budget Adjustments.

CITY MANAGER'S RECOMMENDATION:

Hold the first public hearing of the ordinance in Subitem A and adopt the resolution in Subitem B:

Subitem-A: (O-2003-158) APPROVED FIRST PUBLIC HEARING, TO BE INTRODUCED AND ADOPTED ON TUESDAY, JUNE 3, 2003

Amending Ordinance O-19083 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 2002-2003 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" by amending Document No. OO-19083, as amended and adopted therein, by authorizing certain year-end budget adjustments including making additional appropriations and transfers that may be necessary to balance fund carryovers and expenditures/appropriations for Fiscal Year 2003.

NOTE: Today's action is the first public hearing of the Ordinance. See Item 336 on the docket of Tuesday, June 3, 2003, for the second public hearing and the introduction and adoption of the Ordinance.

Subitem-B: (R-2003-1397) ADOPTED AS RESOLUTION R-298009

Adopting Fiscal Year 2003 Year-End Financial Status and Budget Adjustments.

FILE LOCATION: SUBITEM A: NONE
SUBITEM B: MEET

COUNCIL ACTION: (Time duration: 2:57 p.m. - 3:13 p.m.)

MOTION BY MAIENSCHIN TO APPROVE THE FIRST PUBLIC HEARING OF THE ORDINANCE IN SUBITEM A AND ADOPT THE RESOLUTION IN SUBITEM B. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

NON-DOCKET ITEM:

None.

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for the Regular Meeting of Monday, June 2, 2003**

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ADJOURNMENT:

The meeting was adjourned by Mayor Murphy at 7:53 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 7:53 p.m.)