

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JANUARY 14, 2008
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 Council President Peters at 2:04 p.m. The meeting was adjourned by Council President Peters at 3:03 p.m.

ATTENDANCE DURING THE MEETING:

- (1) Council Member Peters-present
 - (2) Council Member Faulconer-present
 - (3) Council Member Atkins-present
 - (4) Council Member Young-present
 - (5) Council Member Maienschein-present
 - (6) Council Member Frye-present
 - (7) Council Member Madaffer-present
 - (8) Council Member Hueso-not present-Excused by Resolution R-303418, due to illness
- Clerk-Maland (sr)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Maland called the roll:

- (1) Council Member Peters-present
- (2) Council Member Faulconer-present

- (3) Council Member Atkins-present
- (4) Council Member Young-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Hueso-not present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Aaron W. Eurich of Paradise Hills Southern Baptist Church.

FILE LOCATION: MINUTES



ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Maienschein.

FILE LOCATION: MINUTES

CLOSED SESSION ITEMS:

Conference with Legal Counsel - existing litigation, pursuant to California Government Code Section 54956.9(a):

**CS-1 *La Jolla Alta Master Council v. City of San Diego*
San Diego Superior Court Case No. GIC 822281**

REFERRED TO CLOSED SESSION OF TUESDAY, JANUARY 8, 2008

DCA Assigned: J. Boardman

This matter is a lawsuit filed by the La Jolla Alta Master Council for inverse condemnation and declaratory and injunctive relief. In Closed Session, the City Attorney will brief the City Council on the status of the litigation and proposed settlement.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. - 2:06 p.m.)

Council President Peters closed the hearing.

**CS-2 *Friends of Rose Canyon et al v. City of San Diego*
San Diego Superior Court Case No. GIC 874140 and
San Diego Superior Court Case No.37-2007-00082383-CU-WM-CTL**

***Las Palmas Condominium Owners' Association et al v. City of San Diego*
San Diego Superior Court Case No GIC 872000**

REFERRED TO CLOSED SESSION OF TUESDAY, JANUARY 8, 2008

DCA Assigned: C. Brock

The above consolidated lawsuits arises from the City Council's certification of the Environmental Impact Report (EIR) for the University City North/South Transpiration Corridor Study, Project No. 27445 (Project) and the Council's legislative decision to approve the implementation of the Regents Road Bridge Alternative and initiate an amendment to the University City Community Plan. The City Council adopted clarifying resolution R-302497 in March 2007. The Court recently awarded Petitioners' attorneys fees in the amount of \$450,000. City Attorney's Office and outside counsel, Kevin P. Sullivan, Esq., will discuss the fee award and efficacy of filing an appeal contesting the Court's fee award.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. - 2:06 p.m.)

Council President Peters closed the hearing.

CS-3 *Affordable Housing Coalition of San Diego County, Citizens for Responsible Equitable Environmental Development, and Aida Reyes v. City of San Diego*
San Diego Superior Court Case No. 37-2007-00075629-CU-TT-CTL

REFERRED TO CLOSED SESSION OF TUESDAY, JANUARY 8, 2008

DCA Assigned: M. Dickenson

This matter is a lawsuit filed by the above Petitioners seeking to invalidate the City's certification of the EIR Addendum and related actions and approvals with respect to the City of San Diego Housing Element 2005-2010. In Closed Session, the Mayor will request the retention of outside legal counsel to assist in these actions and discuss related issues.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. - 2:06 p.m.)

Council President Peters closed the hearing.

CS-4 *James M. Chapin and Penny Castleman v. Michael Aguirre and City of San Diego*
United States District Court Case No. 05CV1906R (POR)

REFERRED TO CLOSED SESSION OF TUESDAY, JANUARY 8, 2008

DCA Assigned: W. Chung

This is an employment matter for Mr. Chapin and Ms. Castleman against Michael Aguirre and the City of San Diego. Deputy City Attorney Walter C. Chung and outside counsel, Richard A. Paul, will update the Mayor and City Council on the status of the litigation and request that the Mayor and City Council consider a proposed settlement of this case in closed session.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. - 2:06 p.m.)

Council President Peters closed the hearing.

**CS-5 *George Corrales, et al. v. City of San Diego et al.*
San Diego Superior Court, Central Case No. GIC 879359**

REFERRED TO CLOSED SESSION OF TUESDAY, JANUARY 8, 2008

DCA Assigned: A. Jones

Plaintiffs claim personal injuries resulting from an accident with a San Diego Police Department patrol car on August 6, 2006. The City Attorney will discuss possible settlement of the case in closed session.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. - 2:06 p.m.)

Council President Peters closed the hearing.

**CS-6 *Taxpayers for Responsible Land Use, et al. v. City of San Diego, et al.*
San Diego Superior Court Case No. GIC867378**

REFERRED TO CLOSED SESSION OF TUESDAY, JANUARY 8, 2008

DCA Assigned: C. Brock

Case No. GIC 867378 was initiated by Taxpayers for Responsible Land Use (Taxpayers) contesting the sale of City property to Hillel of San Diego for the construction of a student center near University of California, San Diego. Taxpayers also challenged the sufficiency of the Mitigated Negative Declaration for the project under the California Environmental Quality Act (CEQA). The City Attorney and outside counsel, Suzanne Varco, Esq., will discuss the court's rulings in the litigation, the issues presented for appeal, and ongoing settlement discussions.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. - 2:06 p.m.)

Council President Peters closed the hearing.

Conference with Labor Negotiator, pursuant to Government Code Section 54957.6:

CS-7 Agency Negotiator: Steven Berliner, Richard Kreisler, Lisa Briggs, Scott Chadwick, Tanya Tomlinson, Thom Harpole, Abby Jarl, Hadi Dehghani, Val VanDeweghe, Jessica Falk Michelli, William Gersten, and Nooria Faizi

Employee Organizations: Local 145 International Association of Firefighters AFL-CIO, San Diego Police Officers Association, Municipal Employees Association, AFSCME Local 127 AFL-CIO and Deputy City Attorney Association

REFERRED TO CLOSED SESSION OF TUESDAY, JANUARY 8, 2008

DCAs Assigned: W. Gersten / J. Falk Michelli / N. Faizi

Discuss with City Council pending contract negotiations with employee unions (Police Officers Association, International Association of Firefighters Local 145, Municipal Employees Association, AFSCME Local 127 and the Deputy City Attorney's Association).

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. - 2:06 p.m.)

Council President Peters closed the hearing.

Conference with Legal Counsel – anticipated litigation – significant exposure to litigation, pursuant to California Government Code Section 54956.9(b):

CS-8 In the matter of Internal Revenue Service Voluntary Correction Program Compliance Statement

REFERRED TO CLOSED SESSION OF TUESDAY, JANUARY 8, 2008

The City Council authorized the mayor to negotiate and execute a retention agreement with outside legal counsel to advise the Mayor and the City Council with respect to the IRS Voluntary Correction Program Compliance Statement necessary to bring the SDCERS Plan document into compliance with IRS codes and to maintain its qualified status under federal law. In Closed Session the Mayor's Office will update the Council on the status of the retention of outside counsel.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:06 p.m. - 2:06 p.m.)

Council President Peters closed the hearing.



ITEM-200: 2008 United States Open Golf Championship. (Torrey Pines Community Area. District 1.)

STAFF'S RECOMMENDATION:

Adopt the following resolution:

(R-2008-560) ADOPTED AS RESOLUTION R-303317

Accepting the informational report on the 2008 United States Open Golf Championship event to be held on the Torrey Pines Golf Course, pursuant to the agreement entered with the Friends of Torrey Pines on October 14, 2002;

Declaring that this activity is exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3), as defined by the State CEQA Guidelines.

STAFF SUPPORTING INFORMATION:

On October 14, 2002, the City entered into an agreement with the Friends of Torrey Pines to use the Torrey Pines Golf Course as the venue for the United States Open Golf Championship (U.S. Open). This informational report serves to provide Council with an update on the City's preparations for this world renowned event.

The Torrey Pines facility currently hosts several international golf events each year including the Junior World (with over 50 countries represented) and the Buick Invitational which includes the best players from all over the world and a world-wide television audience. The U.S. Open in June 2008, is arguably the most prestigious golf tournament in the world and will showcase the Torrey Pines golf facility as well as attract thousands of spectators to the San Diego region.

Torrey Pines will be the first true municipality to host the U.S. Open in the 108-year history of the event and this will be the first Open to be contested in Southern California in over 60 years.

The U.S. Open event will be held from June 9-15, 2008. The event will be attended by more than 50,000 people each day with an additional 3,500 media organizations located at the venue providing national and international coverage. Preparation for this event requires both "inside the ropes" (i.e. course/turf management and agronomic requirements) as well as "outside the ropes" coordination. Updates regarding "inside the ropes" preparations have been shared previously during both the prior year budget deliberations as well as at the Natural Resources and Culture Committee meetings. The City's Golf Division staff is responsible for "inside the rope" activities and has been working diligently for the past three years to prepare the entire facility for the U. S. Open Championship.

At the request of City Council last spring, this report and Council presentation will focus primarily on special event planning and logistics as developed in partnership with the City's Special Events Team and the United States Golf Association (USGA).

US Open Preparation Focus Areas:

Because of the scope and magnitude of this event, there are several key areas that require attention in anticipation of this event:

- The City's Special Events Team has been working closely this past year with staff from the United States Golf Association on issues related to the logistics of coordinating such a large event. They have addressed security and safety issues, traffic programs, crowd control, hospitality and parking.

Where necessary these areas are being addressed in partnership and coordination with the USGA, other City Departments, and various public agencies.

Role of the USGA

USGA staff has been onsite since July 2006 and have focused primarily on signing up and coordinating the 6,000 (+) volunteers who will assist in the "outside the ropes" coordination of this event. They also have operations staff on-site working on a variety of issues such as placement of the corporate villages, the media center, the merchandise tent, the hospitality areas, the staging areas for vendors, water and power availability.

FISCAL CONSIDERATIONS:

The City entered into contractual agreements with the Friends of Torrey Pines in 2002 to host this event and all financial obligations directly related to this event are addressed in this agreement. Additionally, the City has been catching up on deferred maintenance at Torrey Pines that should have been completed years ago. For example: the parking lot has been redone, the clubhouse has been repainted and the maintenance facility has been upgraded.

Based on the past several U.S. Opens, it is also estimated the economic impact to San Diego and surrounding areas will be in excess of \$100 million.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

City Council originally approved the agreement with the Friends of Torrey Pines in 2002 that committed the use of Torrey Pines Golf Course to be the host golf course for this prestigious championship.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

The local community has seemed to embrace this event as evidenced by the fact that the USGA signed up over 6,000 volunteers faster than any other U.S. Open in the history of the event, including an additional 2,000 volunteers on a standby list. Additionally, the Torrey Pines Men's Golf Association has volunteered to sponsor and marshal two prominent holes during the actual championship.

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

Other than the City of San Diego, there are numerous stakeholders involved in this event. The Friends of Torrey Pines who helped secure the event for the City, The Lodge at Torrey Pines, The La Jolla Hilton, Torrey Pines Club Corporation (golf shop), The Torrey Pines Men's Golf Association (volunteers) are all groups assisting in the coordination of this event. The golfing public will be impacted by this event based on the closures of the North and South Golf Courses. The biggest impact will be on the North Course which is where all the tenting and "back of the house" staging will be. In addition, there will be a temporary driving range tee constructed on the 9th and 10th holes on the North Course immediately after the Buick Invitational. Staff will review these closure impacts during our presentation to Council.

Woodward/Goldstone

Staff: Mark Woodward – (858) 552-1785
Shannon Thomas - Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:25 p.m. – 2:54 p.m.)

MOTION BY COMMON CONSENT TO ADOPT. Passed by the following vote:
Peters-yea, Falconer-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea,
Madaffer-yea, Hueso-not present.



ITEM-201: Residential High Occupancy Permit and Enforcement Efforts to Address Mini Dorms. Consider whether to approve amendments to the Land Development Code and Local Coastal Program to address “mini dorms” by requiring a Residential High Occupancy Permit (RHOP) for single dwelling units with six or more adult occupants (age 18 and older) that reside for 30 or more consecutive days, and establish the date for existing high occupancy units to comply.

The City Council will either adopt, modify, or not adopt amendments to the Land Development Code (Chapter 12, Article 3; Chapter 13, Article 1; and Chapter 14, Article 2) and the Local Coastal Program to address “mini dorms” by requiring a Residential High Occupancy Permit. The ordinance would apply citywide and would require annual permit review for single dwelling units where the occupancy would consist of six or more adults (age 18 and older) residing for a period of 30 or more consecutive days. The proposed code amendments require additional parking per occupant with a revocable permit. The ordinance also includes a provision to waive permit fees in case of economic hardship based on the Area Median Income (AMI), which is an objective standard for the San Diego region that is published by the U.S Department of Housing and Urban development. AMI is adjusted for family size and is currently used by the City to determine affordability for a variety of regulations.

(See Report to the City Council Nos. 07-158 and 07-179.)

TODAY’S ACTIONS ARE:

Adopt the ordinance in Subitem A which was introduced as amended on 11/19/07, Item 200 (Council voted 6-2. Councilmembers Atkins and Hueso voted nay); and adopt the resolution in Subitem B:

Subitem-A: (O-2008-57 Rev. Version A) ADOPTED AS ORDINANCE
O-19704 (New Series)

Adoption of an Ordinance amending the Land Development Code by adding Chapter 12, Article 3, Division 5, by adding Sections 123.0501 through 123.0501, 123.0502, 123.0503, 123.0504, 123.0505 and 123.0506; by amending Chapter 13, Article 1, Division 4, by amending Section 131.0422 Table 131-04B by adding Footnote 11; and by amending Chapter 14, Article 2, Division 5, by amending Section 142.0520 Table 142-05B, all pertaining to Residential High Occupancy Permits.

Subitem-B: (R-2008-57 Rev. Version A) ADOPTED WITH DIRECTION AS
RESOLUTI ON R-303318

Adoption of a Resolution declaring the recitals are true, correct, and incorporated by reference herein;

That the City Council hereby waives the annual permit fee for a Residential High Occupancy Permit for applicants who qualify under the economic hardship criteria established in the Residential High Occupancy Permit Ordinance (O-2008-57 Rev.);

That the City Manager is hereby authorized to grant a fee waiver with individual permit applications as established in the Residential High Occupancy Permit Ordinance (O-2008-57 Rev.);

That the City Manager shall, as necessary, seek Council authorization for the City auditor and Comptroller to encumber the General Fund, to reimburse the Development Services Enterprise Fund, for administering the Residential High Occupancy Permit ordinance until alternative funding sources are identified; That the City Council found on January 14, 2008, that the above activity is adequately addressed by three previous environmental documents which include: "Amendments to Address Mini Dorms and Preserve the Character of RS Zones Project No. 129501, Addendum to EIR No. 96-0333"; "Revisions to Land Development Code Project No. 96-7897, Addendum to EIR No. 96-0333"; and "Land Development Code EIR No. 96-0333".

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATIONS:

On 10/17/07, LU&H voted 4 to 0 to expand the Citation Program citywide; to request from the Mayor a cost and staffing analysis prior to FY 09 budget discussions, for the Citywide program from Code Enforcement with adequate staffing, address how to make the program cost recoverable, and an analysis from the Independent Budget Analyst (IBA) on costs and staffing levels needed. Additionally, have this issue come back before the Committee in six months (April 2008) for a status report. (Councilmembers Atkins, Young, Madaffer, and Hueso voted yea.)

OTHER RECOMMENDATIONS:

Planning Commission on September 6, 2007, voted 6-0-1 to approve this project with the following recommendations:

1. Evaluate whether six adult occupants is the appropriate threshold.
2. Identify how the penalties may be increased.
3. Approve enforcement staff to meet the associated need.
4. Evaluate whether additional hardscape restriction may be necessary.
5. Require that an on-sight responsible party be designated as part of the application. Evaluate whether it also makes sense to require the owner to post the responsible party contact information on-site.
6. Evaluate whether a waiver provision may be incorporated to exempt economic integrated units and families from the permit requirement and/or permit fee.
7. Allow time for CPC, planning groups, universities and the public to consider information, but keep it on the fast track.

Ayes: Naslund, Garcia, Schultz, Otsuji Griswold, Smiley

Abstaining: Ontai

The College Area Community Council has been notified of this item and has taken a position with the following recommendations:

1. Provide time for community planning boards to discuss and respond to RHOP.
2. Present to City Council as action item before end of November.
3. Address concerns about unintended consequences of the RHOP such as widespread paving of backyards.

SUPPORTING INFORMATION:

REQUESTED ACTION:

Consider whether to approve amendments to the Land Development Code and Local Coastal Program to address “mini dorms” by requiring a Residential High Occupancy Permit (RHOP) for single dwelling units with six or more adult occupants (age 18 and older) that reside for 30 or more consecutive days, and establish the date for existing high occupancy units to comply.

STAFF RECOMMENDATION:

Either adopt, modify or do not adopt the Residential High Occupancy Permit ordinance amending the Land Development Code and Local Coastal Program. Since the RHOP revenue and impacts are difficult to predict, enforcement staff levels should be re-evaluated at a future date.

EXECUTIVE SUMMARY:

As requested by the City Council on July 9, 2007, the Residential High Occupancy Permit ordinance was drafted to provide an additional enforcement tool to address mini dorms by ensuring that high occupancy single dwelling units provide adequate parking and minimize impacts on surrounding properties. RHOP would apply to residences with six or more adult occupants (age 18 and older) residing for 30 or more consecutive days. The permit would require additional parking per adult occupant less one, thereby limiting the number of vehicles and requiring lower occupancies where there is not adequate space for the associated parking need. An annual application fee would be collected to recover associated administrative, inspection, and enforcement costs. The permit would be revocable in case of noncompliance.

FISCAL CONSIDERATIONS:

It is difficult to estimate the type of case volume that may be generated in response to citywide application of the Residential High Occupancy Permit and/or Rooming House Ordinance. However, as stated above, if these ordinances yield results similar to that of the previous mini dorm regulations, staff expects about 60-120 requests for investigation to be generated. Field work related to these impacts can initially be absorbed by the existing 38 field staff in Neighborhood Code Compliance. If the number of investigation requests exceeds the anticipated 120, additional staff (at a cost of \$90,196 per Zoning Investigator) may be requested through future budget adjustments. The Residential High Occupancy Permit would allow for recovery of some administrative and enforcement costs through adoption of an annual application fee of \$1000 (includes administrative, plan check, and inspection costs). The Rooming House Ordinance has been analyzed separately by the City Attorney. It is anticipated that the staffing need to enforce the Rooming House Ordinance would be similar to enforcement for the Residential High Occupancy Permit; however, there would be no mechanism to recover associated enforcement costs for the Rooming House Ordinance.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

On November 29, 2006, the Committee on Land Use and Housing (LU&H) received a report related to mini dorms/nuisance rental properties, and directed staff to prepare an ordinance to address mini dorms by amending the Land Development Code. LU&H also requested that staff return with an analysis of whether SDPD has the authority to issue administrative citations directly to offenders for loud party calls, and requested clarification regarding the Neighborhood Code Compliance budget. On March 7, 2007, LU&H received a follow up report related to mini dorms/nuisance rental properties, and voted 4-0 to support the 6-month SDPD/NCC Administrative Citation Pilot Program and report back to the Land Use and Housing Committee. LU&H also supported amendments to the Land Development Code to address mini dorms, encouraged monthly meetings within the community between various stakeholders, and supported SDSU's proposal to add a code enforcement representative to their staff.

On July 9, 2007, the City Council unanimously approved amendments to the Land Development Code to address inconsistent physical development in single dwelling unit zones to address mini dorms. As part of the motion, the Council requested that staff prepare ordinances for additional options to address the mini dorm problem including a Rooming House Ordinance and Residential High Occupancy Permit, and requested that staff identify funding sources to achieve greater cost recovery in order to hire additional code enforcement staff positions. On October 17, 2007, LU&H received a status report on the Administrative Citation Pilot Program. The Committee voted to support expansion of the program citywide and requested that staff return with a status report in six months following expansion citywide. On November 19, 2007, the City Council voted 6-2 to introduce the Residential High Occupancy Permit ordinance. At that time, members of the Council asked that an economic hardship waiver be incorporated into the final ordinance, in order to accommodate groups that live together out of economic need.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

A significant amount of media coverage has occurred on the topic of mini dorms in recent months to solicit community participation including multiple press conferences and local television and newspaper coverage. Opportunities for community participation in the mini dorm issue include: two mini dorm discussion forums (September 2006 and May 2007), individual Community Planning Group meetings, three Land Use and Housing Committee hearings (November 2006, and March and October 2007); two Code Monitoring Team meetings (April and August 2007); two City Council public hearings related the ordinance to address inconsistent physical development (July 2007); one Planning Commission meeting (September 2007); and one Community Planners Committee meeting (September 2007). Information has been posted on a dedicated webpage for public review and comment with multiple email blasts distributed (to citywide interest lists and other parties specifically interested in the mini dorm issue) to encourage public involvement in the code amendment process.

Boekamp/Anderson/AL

Staff: Amanda Lee – (619) 446-5367
Marianne Greene – Deputy City Attorney

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:06 p.m. – 2:24 p.m.)

MOTION BY MADAFFER TO DISPENSE WITH THE READING AND ADOPT THE ORDINANCE IN SUBITEM A AND TO ADOPT THE RESOLUTION IN SUBITEM B WITH DIRECTION TO EXPAND THE CITATION PROGRAM CITYWIDE; REQUEST FROM THE MAYOR A COST AND STAFFING ANALYSIS PRIOR TO FISCAL YEAR 2009 BUDGET FOR THE CITYWIDE PROGRAM FROM CODE ENFORCEMENT WITH ADEQUATE STAFFING TO ENSURE THE PROGRAM IS COST RECOVERABLE; REQUEST AN ANALYSIS FROM THE INDEPENDENT BUDGET ANALYST ON COSTS AND STAFFING LEVELS. ADDITIONALLY, HAVE THIS ISSUE COME BACK BEFORE THE LAND USE AND HOUSING COMMITTEE IN APRIL 2008 FOR A STATUS REPORT. Second by Faulconer. Passed by the following vote: Peters-yea, Faulconer-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Hueso-not present.

ITEM-250: **Notice** of Pending Final Map Approval – 4410 41st Street.

Notice is hereby given that the City Engineer has reviewed and will approve on this day the subdivision of land shown on that certain final map entitled “4410 41st Street” (T.M. No. 222674/PTS No. 105877), located on the west side of 41st Street north of Meade Avenue in the Mid-City: Kensington-Talmadge Community Plan Area in Council District 3, a copy of which is available for public viewing at the Office of the San Diego City Clerk. Specifically, the City Engineer has caused the map to be examined and has made the following findings:

(1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.

(2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.

(3) The map is technically correct.

Said map will be finalized and recorded unless a valid appeal is filed. Interested parties will have 10 calendar days from the date of this Council hearing to appeal the above findings of the City Engineer to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 p.m., 10 calendar days from the date of this Notice stating briefly which of the above findings made by the City Engineer was improper or incorrect and the basis for that conclusion. If you have questions about the approval findings or need additional information about the map or your appeal rights, please feel free to contact Anne Hoppe at (619) 446-5290.

ITEM-251: SUBMISSION OF BALLOT PROPOSALS

City Council Policy 000-21 establishes the procedure for submittal of ballot proposals. The Council Policy states that members of the public shall submit proposals to the City Clerk, who shall then transmit them promptly to the Rules Committee for review and comment. The proposals must be submitted in time to allow the City Clerk to list on the Council Docket 127 days prior to the election the ballot proposals which have been referred to Council following Rules Committee review.

Therefore, the City Clerk's Office has established the following administrative guidelines for the June 3, 2008 election:

<u>DAY</u>	<u>DATE</u>	<u>DAYS BEFORE ELECTION</u>	<u>EVENT</u>
Friday	1/18/08	137	LAST DATE (10:00 a.m.) for public, departments and agencies to submit ballot proposals to City Clerk for review by Rules Committee

Wednesday	1/23/08	132	Rules Committee review
Monday	1/28/08	127	Council Docket (PUBLIC NOTICE) lists proposals referred by Rules Committee
Monday	2/4/08	120	Council adopts propositions for ballot; directs City Attorney to prepare ordinances
Monday	2/25/08	99	Council adopts ordinances prepared by City Attorney
Friday	3/7/08	88	Last day for City Clerk to file with Registrar of Voters all elections material
Thursday	3/20/08	75	Last day to file ballot arguments with City Clerk

If you have questions, please contact the Office of the City Clerk at (619) 533-4025.

REPORT OUT OF CLOSED SESSION:

None.

NON-DOCKET ITEMS:

None.

