

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MARCH 10, 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 2:03 p.m. Council President Peters recessed the meeting at 3:48 p.m. for the purpose of a break. Council President Peters reconvened the meeting at 3:59 p.m. with Council President Pro Tem Madaffer not present. Council President Peters recessed the meeting at 5:20 p.m. for the purpose of a break. Council President Peters reconvened the meeting at 5:27 p.m. with Council President Pro Tem Madaffer not present. The meeting was adjourned by Council President Peters at 7:27 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-Excused by R-303525; no reason given
- (8) Council Member Hueso-present

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-not present
- (8) Council Member Hueso-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Dru Teves of The Rock Church.

FILE LOCATION: MINUTES



ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Hueso.

FILE LOCATION: MINUTES

CLOSED SESSION ITEMS:

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

**CS-1 *City of San Diego v. San Diego City Employees Retirement System*
San Diego Superior Court Case No. 37-2007-00081912-CU-WM-CTL**

REFERRED TO CLOSED SESSION OF TUESDAY, MARCH 11, 2008

EACA Assigned: D. McGrath

In Closed Session, Executive Assistant City Attorney Don McGrath II, will brief the City Council regarding the status of this matter filed in Superior Court and seek direction regarding further court proceedings and or Open Session hearing.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:05 p.m. - 2:05 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-2 Number of potential cases: One (North Park Theatre Project)

REFERRED TO CLOSED SESSION OF TUESDAY, MARCH 11, 2008

CDCA Assigned: H. Carlyle

In Closed Session, the City Attorney will advise the City Council on potential Litigation and possible resolutions of the matter.

Closed Session Comment 1:

Elizabeth Studebaker commented on diversity in North Park.

Closed Session Comment 2:

Karsetn Gjemre commented on the history of the North Park Theatre project.

Closed Session Comment 3:

Leon Natker urged continued support of the North Park Theatre.

Closed Session Comment 4:

David Cohen commented on business brought in due to the North Park Theatre.

Closed Session Comment 5:

Bud Fischer commented on the process of developing the North Park Theatre.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:05 p.m. - 2:16 p.m.)

Council President Peters closed the hearing.

Conference with Legal Counsel - anticipated litigation – initiation of litigation, pursuant to California Government Code section 54956.9(c):

CS-3 Number of cases: One

REFERRED TO CLOSED SESSION OF TUESDAY, MARCH 11, 2008

DCA Assigned: M. Dickenson

The City Attorney will advise on the potential initiation of litigation.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:05 p.m. - 2:05 p.m.)

Council President Peters closed the hearing.

**CS-4 *Friends and Concerned Citizens of University City v. City of San Diego, et al.*
City San Diego Superior Court Case No. 2007-78058**

REFERRED TO CLOSED SESSION OF TUESDAY, MARCH 11, 2008

DCA Assigned: M. Dickenson

On September 17, 2007, the City Council voted to approve (7-0, with Frye abstaining) the Costa Verde Hotel, LLC application for an amendment to the Monte Verde project located at 8995 Costa Verde Boulevard. The plaintiff's lawsuit seeks a court order to invalidate the City Council's decision to approve the Monte Verde project. In closed session, the Mayor and City Council will receive a briefing on the matter and request appropriate action.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:05 p.m. - 2:05 p.m.)

Council President Peters closed the hearing.



ITEM-200: General Plan Update and Land Development Code Amendments. Proposed Citywide comprehensive update to the General Plan and introduce amendments to the Land Development Code as they pertain to the deletion from the General Plan of the Tier system (Urbanized, Planned Urbanizing, and Future Urbanizing) and the land use plan amendment initiation process. (Citywide.)

Matter of approving, conditionally approving, modifying or denying the proposed citywide comprehensive update to the General Plan and introduce amendments to the Land Development Code (Chapter 12, Articles 2, 3, 5 and 6; Chapter 13, Article 1; and Chapter 14, Articles 1 - 4 of the Municipal Code) as they pertain to the deletion from the General Plan of the Tier system (Urbanized, Planned Urbanizing, and Future Urbanizing) and the land use plan amendment initiation process.

The Public Hearing Draft General Plan (Draft General Plan), dated September 2007, the associated environmental documents, and additional staff recommended edits to the Draft General Plan are posted on the City's web site at <http://www.sandiego.gov/planning/genplan/index.shtml>.

All California cities are required to prepare a long range general plan to guide future growth. In January of 2003, the City began the comprehensive update to the *Progress Guide and General Plan*. Since then, there have been ongoing e-mail contacts with over 2,100 individuals and organizations and over 250 workshops, forums, presentations, and working meetings with community planning groups, the Community Planners Committee (CPC), the general public, and stakeholder and interest groups. A series of workshops and hearings have been held with the Planning Commission, the City Council's Committee on Land Use and Housing, and the City Council's Committee on Natural Resources and Culture.

The Draft General Plan sets out a long-range vision and comprehensive policy framework for how the City should grow and develop, provide public services, and maintain the qualities that define the City of San Diego over the next 20 to 30 years. The Draft General Plan contains ten guiding principles which are reflected throughout the plan elements. The update was guided by the City of Villages strategy and the citywide policies adopted as a part of the General Plan Strategic Framework Element in 2002. The City of Villages strategy draws upon the character and strengths of San Diego's natural environment, commercial centers, institutions, and employment centers. It recognizes the value of San Diego's distinctive neighborhoods and open spaces that together form the City as a whole.

The Draft General Plan does not change land use designations or zoning on individual properties, but rather provides the framework and policy direction for future community plan updates, discretionary project review, and implementation programs. The General Plan consists of a Strategic Framework section and the following elements: Land Use and Community Planning; Mobility; Urban Design; Economic Prosperity; Public Facilities, Services and Safety; Recreation; Conservation; Noise; and Historic Preservation. The Housing Element update was adopted under separate cover in 2006. The adoption of the General Plan will not amend the 55 separately adopted land use plans.

The decision of the City Council for the General Plan is final.

The proposed Land Development Code amendments will address the proposed deletion from the General Plan of the Tier system (Urbanized, Planned Urbanizing, and Future Urbanizing) and land use plan amendment initiation process. The amended ordinances would apply throughout the city.

The proposed amendments to the Land Development Code constitute an amendment to City of San Diego's Local Coastal Program (LCP) and must be certified by the California Coastal Commission to be effective in the Coastal Overlay Zone. The LCP amendment will not become effective within the Coastal Overlay Zone until unconditionally certified by the California Coastal Commission at a future, undetermined hearing. If you wish to be noticed of the Coastal Commission hearing on this issue, prior to the close of the City Council public hearing, you must submit a request in writing to City of San Diego, Development Services Department, 1222 First Avenue, MS-501, San Diego, CA 92101, Attention: Anna McPherson.

*** Unless otherwise noticed or stated on the record at the hearing, if an ordinance is approved and introduced by the City Council, it will automatically be scheduled for a hearing by the City Council for final passage at 10:00 a.m. on the Tuesday two weeks after the subject hearing.**

(See Report to the City Council No. 07-206; PEIR Project No. 104495; General Plan, Public Hearing Draft, September 2007; and Report to Council No. 08-019 not available at the Committee.)

TODAY'S ACTIONS ARE:

Adopt the resolutions in Subitem A and B; and introduce the ordinance in Subitem C:

Subitem-A: (R-2008-685) ADOPTED AS RESOLUTION R-303472

Adoption of a Resolution of the Council of the City of San Diego certifying the General Plan PEIR and adopting the Findings, Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program;

That the City Clerk is directed to file a Notice of Determination (NOD) with the Clerk of the Board of Supervisors for the County of San Diego regarding the above project.

Subitem-B: (R-2008-687 Rev.Copy) ADOPTED AS RESOLUTION R-303473

Adoption of a Resolution of the Council of the City of San Diego adopting the 2008 General Plan, rescinding the 2002 Strategic Framework Element, and repealing previous general plan maps and text inconsistent therewith.

Subitem-C: (O-2008-114 Cor. Copy) INTRODUCED, TO BE ADOPTED ON
TUESDAY, MARCH 25, 2008

Introduction of an Ordinance of the Council of the City of San Diego amending Chapter 11, Article 3 by amending Section 113.0103; Amending Chapter 12, Articles 2, 3, and 5 by repealing Sections 122.0103, 122.0104, 123.0104, and 125.0442; Amending Chapter 12, Article 6 by amending Sections 126.0602 and 126.0604; Amending Chapter 13, Article 1 by adding Section 131.0105 and figure 131-01A, and by amending Sections 131.0240, 131.0340, 131.0403; And amending Chapter 14, Articles 1-4 by amending Sections 141.0312, 141.0313, 141.0403, 141.0407, 141.0411, 141.0412, 141.0413, 141.0504, 141.0605, 141.0608, 141.0618, 141.0625, 141.0902, 142.0505, 142.0525, 142.0535, 142.0670, 142.1303, 143.0115, 143.0402, 143.0420, 143.0430, 143.0440, 143.0450, 143.0915, 143.0213, 144.0206 of the San Diego Municipal Code and the Local Coastal Program, all to implement the Comprehensive 2008 General Plan Update.

NATURAL RESOURCES AND CULTURE COMMITTEE'S RECOMMENDATION:

On 1/30/2008, NR&C voted 4 to 0 to adopt the staff edits to the General Plan **Conservation Element**, with revisions as follows: 1) Revise CE-A.5 to read: "Develop and implement green building standards for new and significant remodels of residential and commercial buildings to maximize energy efficiency and to achieve net zero energy construction by 2020 for residences and 2030 for commercial buildings."; 2) Revise CE-A.13 to read: "Regularly monitor and update the City's Climate Protection Action Plan, to ensure, at a minimum compliance with all applicable federal, state and local laws."; and 3) Revise CE-1.2 to read: "Coordinate City energy planning programs with federal, state and regional agencies, maximize the use of energy efficiency, clean renewable resources and demand response." (Councilmembers Frye, Faulconer, Peters, and Atkins voted yea. Councilmember Hueso not present.)

On 1/30/2008, NR&C voted 3-1 to adopt the staff edits to the General Plan **Recreation Element**. (Councilmembers Faulconer, Peters, and Atkins voted yea. Councilmember Frye voted nay.)

On 1/30/2008, NR&C voted 3-0 to direct staff to respond to the matrix provided by Chair Frye and the matrix provided by Legacy 106, Inc., listing the pros and cons of each recommendation. (Councilmembers Frye, Faulconer and Atkins voted yea. Councilmember Peters not present.)

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

Cluster A: Strategic Framework
Land Use and Community Planning Element
Mobility Element

On 12/05/2007 LU&H voted 4-0 to **approve Cluster A** (the Strategic Framework, Land Use and Community Planning Element and the Mobility Element) and direct staff to incorporate comments in the document that comes to Council. (Councilmembers Madaffer, Young, Atkins, and Hueso voted yea.)

Cluster B: Economic Prosperity Element

On 12/05/2007 LU&H voted 4-0 to **approve Cluster B** (the Economic Prosperity Element) with direction to **ADD** back language from the October 2006 version of the following to the 2007 version of the Economic Prosperity Element:

EP-3 Introduction
EP-5 Industrial Land Use Goals
EP-11 Industrial Land Use Policies
EP-21 Employment Development Goals
EP-22 Employment Development Discussion
EP-24 Employment Development Policies
 EP-E.1 (2007 version)
EP-25 Employment Development Policies
 EP-E.2
 EP-E.3
 EP-E.4
EP-29 Visitor Industries Discussion
EP-30 Visitor Industries Policies
 EP-I.1
 EP-I.2
EP-34 International Trade Policies
 EP-J.10
REMOVE
EP-37 Economic Information Policies
 EP-L.3

VOTE: 4-0; Madaffer-yea, Young-yea, Atkins-yea, Hueso-yea

Cluster C: Public Facilities, Services and Safety
Recreation Element
Conservation Element

On 12/05/2007 LU&H voted 4-0 to **approve Cluster C** (the Public Facilities, Services and Safety Element, Recreation Element and Conservation Element) and forward to City Council. Incorporate the IBA's recommendations as follows:

Public Facilities Services and Safety Element

IBA Recommendation: Staff should include in the Public Facilities, Services and Safety Element a discussion on the challenges of funding operations and maintenance costs for the City's facilities. This discussion should include information on the City's current and future tax base in comparison to future operation expenses (including the projected new facilities outlined in the Draft General Plan). In addition, information should be provided on major revenue options that could be used to fund operations and maintenance costs.

Water Subsection:

IBA Recommendation: Modify the language of Water Infrastructure Policy PF-H.1(e) to allow the City flexibility in the type of recycled water programs it pursues, including, but not limited to, potable water uses.

Recreation Element

IBA Recommendation: Include the measurements used in the Recreation Element in future annual budget documents to provide citizens with information reflecting levels of service provided in conjunction with budgetary data.

VOTE: 4-0; Madaffer-yea, Young-yea, Atkins-yea, Hueso-yea

Cluster D: Urban Design
Noise Element
Historic Preservation Element

On 12/05/2007 LU&H voted 4-0 to **approve Cluster D** (Urban Design Element, Noise Element, and Historic Preservation Element) and forward to City Council.

VOTE: 4-0; Madaffer-yea, Young-yea, Atkins-yea, Hueso-yea

OTHER RECOMMENDATIONS:

Planning Commission on January 10, 2008, the Planning Commission held a hearing to consider the first set of LDC amendments to implement the Draft General Plan, and voted 7-0 to recommend adoption concurrent with the Draft General Plan.

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

Planning Commission on November 8, 2007, the Planning Commission voted 6-0 to recommend approval of the General Plan Update and certification of the PEIR. The Planning Commission made separate motions on each element, with recommended edits for staff and City Council consideration, as documented in Attachment 12 to the Report to the City Council, Report No. 08-019.

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

This is a matter of City-wide effect. The following community group(s) has taken a position on the item:

Community Planners Committee (CPC) – (minutes of November 7, 2007) – CPC voted 13-3-3 to support the Draft General Plan as amended by various motions, which are documented in **Attachment 11** along with staff responses. At their January 2008 meeting, the CPC voted to evaluate whether or not to revise their recommendation from the current format (which is to recommend approval with various conditions), to instead recommend denial unless edited in accordance with CPC's motions. This will be discussed at the CPC meeting scheduled for February 26, 2008. The results of this meeting will be verbally reported to the City Council.

SUPPORTING INFORMATION:

REQUESTED ACTION:

Approval of the General Plan Update and associated actions.

STAFF RECOMMENDATION:

(1) Certify the Final Program Environmental Impact Report No. 104495 (SCH No. 2006091032) with edits documented in **Attachments 3 and 8** of the staff report, adopt the Findings and Statement of Overriding Considerations, and adopt the edited Mitigation, Monitoring, and Reporting Program; (2) Approve the Public Hearing Draft General Plan (Draft General Plan) (September 2007), with edits documented in **Attachment 3** of the staff report; (3) Request staff to prepare a final General Plan Action Plan; and, (4) adopt companion amendments to the Land Development Code.

EXECUTIVE SUMMARY:

The Draft General Plan sets out a long-range vision and comprehensive policy framework for how the City of San Diego (City) should plan for projected growth and development, provide public services, and maintain the qualities that define San Diego over the next 20 to 30 years. The Draft General Plan contains ten guiding principles which are reflected throughout the plan elements. The Draft General Plan does not change land use designations or zoning on individual properties, but rather provides the framework and policy direction for future community plan updates, discretionary project review, and implementation programs.

Since less than four percent of the City's land remains vacant and available for new development, the Draft General Plan policies focus on the reinvestment in existing communities needed to support long term growth. The Draft General Plan continues to implement the adopted City of Villages strategy to focus on future housing, retail, employment uses, educational, and civic uses in mixed-use village centers of different scales. By directing growth primarily toward village centers, the Draft General Plan supports the preservation of established residential neighborhoods and the management of growth over the long term. The pattern of development envisioned in the City of Villages strategy will not be affected by the rate of growth, but the number of villages, and the demand for development within individual villages, will be influenced by population growth pressures, public support, the rate at which infrastructure deficiencies can be remedied, and real estate market conditions.

The City has developed the plan within the context of state requirements, regional plans and population forecasts, and the issues and needs unique to the City. California mandates that all local jurisdictions prepare a general plan that establishes policies and standards for future development, housing affordability, and resource protection. The State General Plan Guidelines (2003) identify 15 to 20 years as a typical time horizon for a general plan, and further state that a general plan "based upon outdated information and projections is not a sound basis for day-to-day decision-making and may be legally inadequate." The City's Draft General Plan is comprised

of an introductory Strategic Framework section and nine elements: Land Use and Community Planning; Mobility; Economic Prosperity; Public Facilities, Services and Safety; Urban Design; Recreation; Historic Preservation; Conservation; and, Noise. The update to the Housing Element was adopted by the City Council on December 5, 2006.

The Public Hearing Draft General Plan reflects edits made to the previously distributed October 2006 Draft General Plan. More recent staff-recommended edits to the Public Hearing Draft are shown in **Attachment 3** of the report. Key edits address topics including: General Plan, community plan, and zoning consistency; Prime Industrial Lands; employment development policies; population-based park guidelines and equivalencies; global climate change; wildfires; and historic preservation policies.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

On January 9, and 30, 2008, the Natural Resources and Culture Committee (NR&C) reviewed the Draft General Plan Conservation, Recreation, and Historic Preservation Elements. The NR&C recommended three edits to the Conservation Element, and supported staff's edits to the Recreation Element. The NR&C requested that staff provide an additional analysis of Historic Preservation Element public comments in advance of the full City Council hearing.

On December 5, 2007, the Land Use and Housing Committee (LU&H) recommended City Council approval of the Draft General Plan, with recommended edits and identification of issues That would require additional discussion at the full City Council.

FISCAL CONSIDERATIONS:

The update to the General Plan will better position the City to compete for TransNet Smart Growth Incentive funding, state bond measure Proposition 1C funds, and other smart growth funding sources. Action items identified in the General Plan Action Plan, which will be brought following General Plan adoption, will have fiscal impacts due to staffing and budgetary needs for the implementation of the updated General Plan.

COMMUNITY PARTICIPATION and PUBLIC OUTREACH EFFORTS:

Since January 2003, over 250 workshops, forums, presentations, and working meetings have been held with community planning groups, the general public, stakeholders and interest groups. On November 7, 2007, the Community Planners Committee voted 13-3-3 to support the Draft General Plan as amended by various motions. On November 8, 2007, the Planning Commission voted unanimously to recommend City Council approval of the General Plan Update, with recommended edits, and certification of the PEIR.

KEY STAKEHOLDERS and PROJECTED IMPACTS:

The General Plan Update is a program of citywide significance that has drawn a great deal of public comment.

Anderson/Bragado/SL

Staff: Nancy Bragado – (619) 533-4549
Nina Fain – Deputy City Attorney

FILE LOCATION: SUBITEMS A AND B: MEET
SUBITEM C: NONE

COUNCIL ACTION: (Time duration: 2:17 p.m. - 3:48 p.m.;
3:59 p.m. - 5:21 p.m.;
5:28 p.m. - 7:17 p.m.)

MOTION BY ATKINS TO ADOPT THE RESOLUTION IN SUBITEM B WITH MODIFICATIONS TO THE GENERAL PLAN BY ADOPTING THE ECONOMIC PROSPERITY ELEMENT AS RECOMMENDED BY LAND USE & HOUSING AND AMENDED BY COUNCIL PRESIDENT PETERS' AND COUNCIL MEMBER YOUNG'S MARCH 7, 2008, MEMO. AND TO ADD BACK IN ON ECONOMIC PROSPERITY AS IT RELATES TO WAGES, PAGE 37, EP-L.3, "TO PREPARE A MARKET AND FISCAL ANALYSIS FOR THE DISCRETIONARY PERMITS INVOLVING LARGE RETAIL ESTABLISHMENTS OVER 100,000 SQUARE FEET OF GROSS FLOOR AREA." Second by Frye. Passed by the following vote: Peters-yea, Faulconer-nay, Atkins-yea, Young-yea, Maienschein-nay, Frye-yea, Madaffer-not present, Hueso-yea.

MOTION BY ATKINS TO ADOPT THE RESOLUTION IN SUBITEM A AND ADOPT THE RESOLUTION IN SUBITEM B WITH MODIFICATIONS TO THE GENERAL PLAN AS FOLLOWS:

1. ADOPT THE CONSERVATION AND LAND USE ELEMENTS WITH THE RECOMMENDATIONS STATED IN COUNCIL PRESIDENT PETERS' MARCH 10, 2008, MEMO WITH THE FOLLOWING MODIFICATION: CE-A.5 TO READ "TO ACHIEVE OVERALL NET ZERO ENERGY CONSUMPTION."
2. INCLUDE THE CURRENT STAFF RECOMMENDED LANGUAGE PERTAINING TO PARKS DOWNTOWN MODIFIED TO FURTHER ADDRESS CENTRE CITY DEVELOPMENT CORPORATION'S CONCERNS, SECTION F, DISCUSSION TEXT, PAGE RE-28 (ADD AT THE END OF DISCUSSION WHERE EQUIVALENCIES ARE DISCUSSED):

THE USE OF "EQUIVALENCIES" IS INTENDED TO BE A PART OF A REALISTIC STRATEGY FOR THE EQUITABLE PROVISION OF PARK AND RECREATIONAL FACILITIES, WITH BUILT-IN SAFEGUARDS DESIGNED TO PROTECT THE PUBLIC INTEREST. IT IS THROUGH THE PROPOSED DEVELOPMENT OF A CITYWIDE PARKS MASTER PLAN THAT "EQUIVALENCIES" WILL BE ADDRESSED ON A COMMUNITY BY COMMUNITY BASIS. ALTERNATIVELY, CRITERIA FOR PARK AND RECREATION OPPORTUNITIES CAN BE ANALYZED AND ESTABLISHED DURING A COMMUNITY PLAN UPDATE OR AMENDMENT, OR COMMUNITY-SPECIFIC PARKS MASTER PLAN.

ADD NEW POLICY: RE-F.9E

USE THE ~~PARKS MASTER PLAN~~ 2006 DOWNTOWN COMMUNITY PLAN AND/OR A SPECIFIC CITY COUNCIL-APPROVED DOWNTOWN PARKS MASTER PLAN, OR SUB SEQUENT COMMUNITY PLAN UPDATE OR AMENDMENT, TO DETERMINE APPROPRIATE DOWNTOWN POPULATION-BASED PARK AND RECREATION FACILITY EQUIVALENCIES THAT CONSIDER, BUT ARE NOT LIMITED TO THE FOLLOWING: PARTNERSHIPS WITH PUBLICLY ACCESSIBLE PRIVATE RECREATION FACILITIES, NONPROFIT AND EDUCATIONAL ENTITIES; ROOFTOP RECREATION FACILITIES; GREEN STREETS AND LINEAR STREET PARKS, USE OF PORTIONS OF RESOURCE BASED PARKS (E.G., BALBOA PARK); AND OTHER SIMILAR CREATIVE WAYS TO MEET CITY'S GOALS, POLICIES AND STANDARDS. THIS WOULD CONSTITUTE THE COMPLIANCE MECHANISM FOR THE APPLICATION OF PARK EQUIVALENCIES IN THE DOWNTOWN COMMUNITY PLANNING AREA.

3. CHANGE PUBLIC FACILITIES, PF-22, "MASTER PLAN HAS BEEN DEVELOPED," TO "IS BEING DEVELOPED."
4. IN LAND USE ELEMENT, LU-I.14, ADD: "CREATE ADEQUATE SEPARATION DISTANCES, 'BASED ON DOCUMENTS SUCH AS THOSE RECOMMENDED BY THE CALIFORNIA AIR RESOURCES BOARD AND SITE SPECIFIC ANALYSIS.'"
5. IN RECREATION, RE-A.1, ADD: "WHILE ENSURING NO NET-LOSS OF OVERALL CITYWIDE POPULATION-BASED PARK ACREAGE."
6. IN RECREATION, RE-A.4, ADD: "IN PLANNING WITH RESPECT TO EXISTING PARKS, GIVE CONSIDERATION TO PRESERVING THE EXISTING USES."

7. IN PUBLIC FACILITIES, PF-18, ADD: "CREATE PROCEDURES WHICH CAN BE APPLIED AT THE COMMUNITY PLAN UPDATE LEVEL WHICH WILL COORDINATE PLANNING OF NEW DEVELOPMENT WITH STRATEGY FOR PROVIDING ADEQUATE INFRASTRUCTURE FOR ALL DEVELOPMENT IN THE COMMUNITY."

8. IN URBAN DESIGN GOALS, UD-5, ADD: "A PATTERN AND SCALE OF DEVELOPMENT THAT RESPECTS DESIRABLE EXISTING COMMUNITY CHARACTER AND CONTEXT."

9. DIRECT STAFF TO PROVIDE PROCEDURES TO EVALUATE INFRASTRUCTURE CAPACITY AT THE PROJECT LEVEL FOR DISCRETIONARY PROJECTS WHERE APPROVAL WOULD CAUSE DECREASE IN SERVICE LEVEL.

AND INTRODUCE THE ORDINANCE IN SUBITEM C. Second by Frye. Passed by the following vote: Peters-yea, Faulconer-yea, Atkins-yea, Young-yea, Maienschein-yea, Frye-yea, Madaffer-not present, Hueso-yea.

ITEM-250: ARGUMENTS SUPPORTING OR OPPOSING PROPOSITIONS

For propositions approved by the Council for submittal to the qualified voters of the City of San Diego at the Primary Election to be held on Tuesday, June 3, 2008, the City Clerk has fixed 12:00 p.m. (noon) on Thursday, March 20, 2008, as a reasonable date prior to such election after which no arguments for or against City Propositions may be submitted to the Clerk.

Any argument for or against any City proposition shall not exceed 300 words in length and may be filed by the Council, or any member or members of the Council authorized by the Council, or the bona fide sponsors or proponents of the measure, or any bona fide association of citizens or individual voter, or any combination of voters and associations.

All arguments must be accompanied by a statement signed by each author that the argument is true and correct to the best of his/her knowledge and belief. (Forms for this statement are available in the Office of the City Clerk.)

An argument shall not be accepted unless accompanied by the name or names of the person or persons submitting it, or if submitted on behalf of an organization, the name of the organization and the name of at least one of its principal officers. No more than five signatures shall appear with any argument submitted. In case any argument is signed by more than five persons, the signatures of the first five shall be printed.

Arguments may be changed or withdrawn by their proponents until and including the date fixed by the City Clerk.

Arguments shall be submitted to the City Clerk at the Office of the City Clerk, 2nd Floor, City Administration Building, 202 "C" Street, San Diego, California, 92101.

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.

ADJOURNMENT:

The meeting was adjourned by Council President Peters at 7:27 p.m. in honor of the memory of:

Rose Marie Starns at the request of Council Member Faulconer; and
Steven C. Collins at the request of Council Member Young.

FILE LOCATION:

AGENDA

COUNCIL ACTION:

(Time duration: 7:18 p.m. - 7:27 p.m.)