

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, DECEMBER 11, 2001
AT 9:00 A.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 10:12 a.m. The meeting was recessed by Mayor Murphy at 11:13 a.m. Mayor Murphy reconvened the meeting at 11:25 a.m. with all members present. Mayor Murphy recessed the meeting at 12:00 p.m. until 2:00 p.m.

The meeting was reconvened by Mayor Murphy at 2:07 p.m. The meeting was recessed by Mayor Murphy at 3:34 p.m. for the purpose of a break. Mayor Murphy reconvened the meeting at 3:45 p.m. with all Council Members present. Mayor Murphy recessed the meeting at 5:10 p.m. for the purpose of a break. Mayor Murphy reconvened the meeting at 5:15 p.m. with all Council Members present. Mayor Murphy adjourned the meeting at 6:15 p.m.

ATTENDANCE DURING THE MEETING:

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

Clerk-Fishkin (rl/ek)

FILE LOCATION:

MINUTES

ITEM-300: ROLL CALL

Clerk Fishkin called the roll:

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

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Don Stillwell made comments regarding the City Council acting as the Redevelopment Agency and questioned the legality of this joint powers of authority.

FILE LOCATION:

AGENDA

COUNCIL ACTION:

(Tape location: A010-059.)

PUBLIC COMMENT-2: **REFERRED TO CITY MANAGER**

Michael Sprague made comments regarding the City Heights PAC Election Certification. Many residence challenged the election based on staff conduct before the elections were held. The Chair was told that she was not allowed to

know who was running as a candidate up to the morning of the election. Mr. Sprague desires to know why the Redevelopment Agenda wasn't ready as of late morning on December 3, 2001 for a meeting to be held that day. The item in question was consequently postponed to the previous day and the words post- and pre- were used synonymously and in fact the item had been moved from December 4 to December 3, 2001 rather than moved to the following week. Mr. Sprague would like the City to do a better job at informing the public when an item is being heard. Mr. Sprague is also concerned also about his feeling of the inappropriate use of City funds to finance and benefit city-employed campaign candidates.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A060-103.)

PUBLIC COMMENT-3:

John Dogget made comments about HIV and AIDS prevention and the City's needed involvement in this effort.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A104-142.)

PUBLIC COMMENT-4: **REFERRED TO THE CITY MANAGER**

Tom Reid made comments regarding Prop Locks at City Airports and the ineffectiveness of their use. Council Member Frye would like the Pilots to have some flexibility in the ways they believe their planes could be most secured and not limit them to one single type of device.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A143-179.)

PUBLIC COMMENT-5: **REFERRED TO THE CITY MANAGER**

Abdur-Rahim Hameel and Adib Mahdi made comments regarding a company by the name of West Coast whom he feels has made no effort to create opportunities for African Americans. He feels outreach to the African American community needs to be improved. He also feels that contracts are not being awarded in a way that demonstrates equal opportunity in the City of San Diego. Council Member Stevens would like the Manager to review the contract to West Coast for responsible-responsive and non-responsible responsive bidder.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A218-267.)

PUBLIC COMMENT-6:

Jarvis Ross made comments on “Relativity”; developments that come before Council weekly, and its affect on the economy. Mr. Ross mentioned that the City should consider unintended consequences such as energy, highways and the limited supplies of potable water.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A268-310.)

PUBLIC COMMENT-7:

Michael Barbee, Steve McWilliams and Barbara MacKenzie made comments on medical Marijuana and the need for identification cards for users.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A311-359.)

PUBLIC COMMENT-8:

Ron Boshun made comments regarding his need for a second vote on the Ball Park issues and his views on Proposition C.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A360-416.)

COUNCIL COMMENT:

COUNCIL COMMENT-1:

Council Member Peters wished Mayor Murphy a happy birthday because Mayor Murphy's birthday is this Sunday.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A417-423.)

COUNCIL COMMENT-2:

Council Member Frye thanked the public who attended Council meetings over the past year and wished them Happy Holidays.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A424-434.)

COUNCIL COMMENT-3:

Council Member Stevens made comments on Mr. Boshun's comments stating that he, Council Member Stevens, does in fact serve the Community. Council Member Stevens also discouraged Mr. Boshun's personal attacks.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A435-463.)

CITY ATTORNEY COMMENT:

None.

CITY MANAGER COMMENT:

None.

ITEM-330: Santa Monica at Black Mountain Ranch.

Matter of approving, conditionally approving, modifying or denying a Vesting Tentative Map, Rezone (from AR-1-1 to RS-1-12), Site Development Permit and Planned Development Permit to develop 138 single-family homes, 26 affordable housing units, and a 2.6-acre recreational facility. The project site is an undeveloped 84.7-acre parcel located at the southwestern portion of the Black Mountain Ranch Subarea. The project site is legally described as the west one-half of the northwest one-quarter of Section 2, Township 14 South, Range 3 West, San Bernardino Meridian.

(VTM/RZ/SDP/PDP-40-0969. Black Mountain Ranch Subarea I Community Plan area. District-1.)

CITY MANAGER'S RECOMMENDATION:

Adopt the resolution in subitem A; adopt the resolution in subitem B to grant the permit; adopt the resolution in subitem C to grant the map; and introduce the ordinance in subitem D:

Subitem-A: (R-2002-434) ADOPTED AS RESOLUTION R-295878

Adoption of a Resolution certifying that the information contained in Addendum to an Environmental Impact Report (EIR), LDR-40-0969 (Addendum to EIR-96-7902, EIR SCH No. 97111070), has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 21000 et seq.), as amended, and the State guidelines thereto, (California Code of Regulations section 15000 et seq.), that the report reflects the independent judgment of the City of San Diego as Lead Agency and that the information contained in said report, together with any comments received during the public review process, has been reviewed and considered by this Council in connection with the approval of the land use actions for the Santa Monica at Black Mountain Ranch project;

That pursuant to California Public Resources Code section 21081.6, the City Council adopts the Mitigation Monitoring and Reporting Program, or alterations to implement the changes to the project as required by this body in order to mitigate or avoid significant effects on the environment;

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-2002-) GRANTED PERMIT; ADOPTED AS RESOLUTION R-295879

Adoption of a Resolution granting or denying Planned Development Permit/Site Development Permit No. 40-0969, with appropriate findings to support Council action.

Subitem-C: (R-2002-) GRANTED MAP; ADOPTED AS RESOLUTION R-295880

Adoption of a Resolution granting or denying Vesting Tentative Map VTM-40-0969, with appropriate findings to support Council action.

Subitem-D: (O-2002-30) INTRODUCED, TO BE ADOPTED ON TUESDAY, JANUARY 8, 2001

Introduction of an Ordinance changing 84.7 acres located in the southwestern portion of Black Mountain Ranch Subarea I from the AR-1-1 zone to the RS-1-12

