

# La Jolla Community Planning Association

Regular Meetings: 1<sup>st</sup> Thursday of the Month | La Jolla Recreation Center, 615 Prospect Street

Contact Us:

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President: Diane Kane

Vice President: Greg Jackson

2<sup>nd</sup> Vice President: Helen Boyden

Secretary: Suzanne Weissman

Treasurer: Mike Costello

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## FINAL MINUTES—

Regular Meeting | Thursday April 2, – 6 p.m.

Meeting held by teleconference

### 1.0 Welcome and Call to Order: Matt Mangano, Vice President

**This is a full agenda, recorded meeting therefore, the following rules will be enforced:**

- Mobile devices off or on silent mode.
- All public and trustee comment will be addressed to the chair. Public & trustee comment will be limited to 2 minutes.
- Comments will be directed to the project or matter stated in third person for the purpose of respect & clarity
- Chair may ask for member votes. Please keep hands raised until the vote tally is announced.
- Chair will alternate order of trustee comment. Upon consensus, Chair will close discussion and call for a motion.
- Please notify chair of any organized public presentation requests prior to meeting

**Quorum present:** Ahern, Boyden, Brady, Costello, Courtney, Davidson, Fitzgerald, Ish, Jackson, Kane, Little, Mangano, Manno, Neil, Shannon, Steck, Weiss, Weissman

### 2.0 Adopt the Agenda

Boyden: Add Vice President to item 4.0, move elected officials reports up after item 3.0

**Motion:** Adopt agenda as amended. (Boyden/Jackson) Unanimous: Motion carries

### 3.0 Meeting Minutes Review and Approval:

#### 3.1 March 5, 2020– Regular meeting minutes

Neil: add “Neil returns with election results” after agenda item 13

**Motion:** approve minutes as amended (Jackson/Neil) Vote: 12-0-6: Motion carries

**In Favor:** Brady, Costello, Courtney, Fitzgerald, Jackson, Kane, Little, Mangano, Manno, Neil, Shannon, Weissman

**Opposed:** 0

**Abstain:** Ahern, Boyden, Davidson, Ish, Steck, Weiss – not present at meeting.

### Elections

**Mangano:** There have been no challenges to the election results announced at the March 5, regular meeting. The results were counted and certified by the Kathleen Neil and the election committee members.

**Motion:** I move we finalize the certification of the election results. (Mangano/Fitzgerald) Vote: Unanimous. Motion carries.

**Mangano:** Thank you to the outgoing trustees for your service and hard work. You will be missed. I hope you will run again next year. Now I will call on Council Member Barbara Bry to swear in the new trustees.

**Barbara Bry: Council District 1: Councilmember Barbara Bry Rep: Steve Hadley, 619-236-6611, [srhadley@sandiego.gov](mailto:srhadley@sandiego.gov)**

**Barbara Bry:**

Thank you, Greg, for lending your technical expertise to the LJ Planning Group. This is a model of what other planning groups, other community organizations, boards & commissions can do to help fight the Corona virus. Thank you outgoing board members, Tony Crisafi, Dave Gordon, Brian Will, & John Fremdling for your service to the LJCPA. I will now swear in the new board members: Helen Boyden, Robert Steck, Suzanne Weissman, Larry Davidson, Greg Jackson, Ray Weiss, & Patrick Ahern. Let me know if I left anyone out or made any mistakes.

I (state your name) do solemnly swear, that I will uphold the highest standards of community service, that I will fairly and impartially consider all points of view, that I will refrain from self-interest, that I will respect all those with whom and for whom I serve, that I will comply with the bylaws of the Community Planning Association and Policy 600-24 of the City of San Diego, and that I will dedicate my service towards the betterment of the community of La Jolla.

Consider yourselves sworn in. I am honored to be able to do this tonight.

**Item 7.0 – 7.3, Elected Officials moved up to here**

**Barbara Bry:**

This is an extraordinary time. I am proud of how City of San Diego has responded:

- We sheltered in place earlier than many other communities
- Our beaches, parks, trails are closed. Most people are obeying because it is in the best interest of all of us.
- Because of this it looks like we will flatten the curve more quickly than other places in the world have and we will get back to normal – I don't know when; that is not my expertise.
- I and my City Hall staff are working from home; we meet once a day with a face time conference call.
- Every day we have been doing a newsletter with local, state and federal updates. We will do this twice a week beginning next week; let me know if you have information that should be included.
- If you are not on the distribution list let Steve Hadley know to be added.
- The City has passed an eviction notice. We are at an extraordinary time; tens of thousands of San Diegans are out of work; Federal assistance has not kicked in and may not replace lost income.
- The state of California has passed a similar eviction ordinance.
- It ends on May 31 and amounts due must be paid within 6 months from March 25, 2020, the day the ordinance went into effect or if the tenant decides to move out.
- It applies to residential and commercial properties to also help small businesses.
- Tenants must provide evidence of Covid 19 related hardships.
- We also started a small business assistance fund of \$6 million. Applications began last Friday, and that money is already used up.
- The Federal stimulus package is a better alternative. It allows businesses to keep workers on the payroll and provides direct financial assistance to individuals harmed by the Corona virus.
- To address the issue of homeless people using the street for bathrooms I have asked that the bathrooms be opened at Kellogg Park and either the Rec Center or the Cove. They are open in Kellogg Park, but not yet in the village.
- Some industries are considered critical and are exempted from sheltering in place: the biotech industry making test kits, ventilators, therapeutic products and other healthcare products; construction so the undergrounding in LJ Shores and home building will continue.
- Today new announcements advise wearing face masks in public; not mandatory but highly advised.
- Please let us know what is happening in your neighborhoods and how we can be of assistance.

**78<sup>th</sup> Assembly District: Assembly member Todd Gloria: Rep: Mathew Gordon 619-645-3090**  
[mathew.gordon@asm.ca.gov](mailto:mathew.gordon@asm.ca.gov)

### **Todd Gloria**

Thanks to the incoming and outgoing board members. The legislature has been adjourned until at least April 13. With so many people there it is difficult to comply with social distancing requirements.

- Before adjourning we appropriated \$1.1 billion for the state's response to Covid 19. Some dollars are already flowing to various benefit and relief programs, investments in public health systems and homeless services systems.
- \$7 million flowed to San Diego for homeless by opening Golden Hall and yesterday by opening a shelter at the Convention Center.
- This \$1.1 billion is just the first of many more contributions from the state treasury to help us get through both the health and economic consequences of this pandemic.
- We want to target those investments to deal with the worst of this virus and limit the loss of life as well as investing in our economy to make sure we can get out of this downturn as quickly as possible.
- Small businesses will be able to forego payment of sales tax receipts for 1 year up to \$50,000; in effect this will act as a \$50,000 bridge loan for small business.
- The state income tax deadline has been delayed to July 15.
- The April 10 deadline for property tax holds, but we have been in touch with our local tax collector to use his discretion under state law to waive late penalties for those who are struggling to make that payment. Contact the San Diego tax collector to start the process.
- We are averaging 155,000 claims each day for unemployment claims or about 1.9 million Californians; normally an average day receives about 2,000 claims. We have reassigned over 200 employees to the unemployment office and about 800 more will soon join to help us get through those applications swiftly.
- We recognize this benefit, enhanced to a maximum credit of \$1,050 a week, is impactful and we want to make sure those who are eligible can get those benefits.
- Tonight we're hosting a face book live session with employment experts to make sure people have the information they need.
- Our office is here to help you; people like Matthew are working harder than ever to be responsive.

### **39<sup>th</sup> Senate District: State Senator Toni Atkins, Senate President pro Tempore**

**Rep: Miller Saltzman, 619-645-3133, [Miller.Saltzman@sen.ca.gov](mailto:Miller.Saltzman@sen.ca.gov)**

#### **Miller Saltzman:**

For more information on the Governor's order for all Californians to stay home, feel free to reach out to us. A great website is [covid19.ca.gov](https://covid19.ca.gov) Almost all issues we get questions about are addressed on that website. The Governor gives daily updates on the news channels, Facebook, Twitter.

- Tomorrow the Federal government will be offering first come serve loans of up to \$10 million for small employers
- California has an additional \$50 million in loan guarantees for small businesses who may not be eligible for Federal loans.
- For those looking for a job in California, Onward California, [onwardca.org](https://onwardca.org) is a platform displaying over 70,000 jobs throughout the state specifically in critical industries.
- If you think you might be eligible for unemployment as mentioned by the assembly member, just apply rather than calling the state Employment Development Department. The state is still uncertain as to how to implement the Federal Cares Act. Check a New York Times article FAQ for the Cares Act for good information about who is eligible for benefits.

- The State Treasurer has great resources for small businesses. Search California State Treasurer. A notice on the home page has helpful links. Also 211 phone or online also has resources for food and the elderly assistance.
- The DMV or law enforcement will not enforce expired driver's licenses.
- Be sure to fill out your census.

**Courtney:** Is there support for commercial property owners whose tenants are deferring their rent? **Reply:** The Governor has made an executive for a moratorium on mortgages. I will email you with more information.

#### 4.0 Elections:

**Courtney:** I nominate Diane Kane for President, Neil seconds. Kane accepts.

No other nominations.

Vote: unanimous, no opposition

**Manno:** I nominate Greg Jackson for Vice President, Weiss seconds. Jackson accepts

No other nominations

Vote: unanimous, no opposition

**Jackson:** I nominate Helen Boyden for 2<sup>nd</sup> Vice President, Steck seconds. Boyden accepts

No other nominations

Vote: unanimous, no opposition

**Neil:** I nominate Suzanne Weissman for Secretary, Manno seconds. Weissman accepts.

No other nominations

Vote: unanimous, no opposition

**Fitzgerald:** I nominate Mike Costello for Treasurer, Courtney seconds. Costello accepts

No other nominations

Vote: unanimous, no opposition

Kane takes over meeting

#### President's Report:

**Kane:** We have been working on the code updates for the last several weeks. The deadline was extended to April 3. The submittal process was more involved than we anticipated. We presented a matrix showing the issues that the DPR committee had identified over the last year or more for reviewing projects. All but 3 have been submitted to the City on their platform on the City's website for code updates.

- One on the scheduling of construction sites in difficult areas is not a code issue. It is more like a staff review issue.
- The issue on FAR on beachfront lots will be delayed to the next code update in Nov. or Dec. because there are relatively few lots that meet this provision
- The last issue is the basement issue. I am working on that with Angeles Leira and it will be submitted tomorrow.
- Tony Crisafi has taken the 2 issues on the 30' height limit.
- Dave Ish took the issues on carports and serial permitting
- Angeles Leira and I took noticing of projects recommending the use of provisions provided by the City of Pasadena for 3' or 4' signs on printed foam core board with a large font that can be seen from the street if driving by thus giving more people information that something is occurring.
- Angeles worked on the 50% provision for exemption for a Coastal Development Permit. We are looking at going back to the code prior to the 2000 update which provided license for misuse of this provision of the code.

We are looking to form an ad hoc committee to revise the La Jolla Shores PDO. We have about 8 volunteers.

**Manno:** As president you can appoint an ad hoc committee to be ratified by this board.

**Boyden:** That is correct. We should have a definite life for the committee.

**Weissman:** Since they contacted me to volunteer that should constitute consent. The names I have are Janie Emerson, Phil Merten, Bert Lazerow from the LJ Shores Advisory Board, Diane Kane, Kathleen Neil, Dave Little, Desiree Kellogg and me.

**Kane:** This seems to be a good mix of experience with the LJSPDO

**Manno:** I would like to have this committee confirmed tonight.

**Kane:** I propose asking Angeles Leira if she will accept. She was involved with the writing of the Shores PDO and was a community planner at that time and has historical knowledge about that legislation, its intent and how it has gone astray.

**Weiss:** I move we accept the slate that has been mentioned including Angeles Leira.

**Courtney:** I am willing to serve also.

**Little.** I withdraw my name.

**Motion:** Approve following members to the ad hoc committee to recommend revisions to the La Jolla Shores Planned District Ordinance: Janie Emerson, Phil Merten, Bert Lazerow, Diane Kane, Kathleen Neil, Desiree Kellogg, Suzanne Weissman, Dan Courtney, Angeles Leira. (Weiss/Manno) Vote: unanimous. No objections or abstentions.

### Officer Reports: Treasurer

#### T\_r\_e\_a\_s\_u\_r\_e\_r'\_s\_ R\_e\_p\_o\_r\_t\_ f\_o\_r\_ \_

#### April 2, 2020 Regular Meeting

**Beginning Balance** as of March 1, 2020 \$364.11

#### Income

\_ Collections, March 5, 2020 \$117.00

\_ CD Sales \$10.00

\_ San Diego City Grant \$500.00

**Total Income** \$627.00

#### Expenses

Agenda printing, March 5, 2020 \$118.27

Rec Center, March 5, 2020 \$21.63

California Secretary of State \$25.00

**Total Expenses** \$164.90

**Net Income/(Loss)** \$462.10

**Ending Balance** of March 31, 2020 \$826.2

### Public Comment

Opportunity for public to speak on matters not on the agenda, 2 minutes or less.

**City of San Diego – Community Planner:** Marlon Pangilinan, [mpangilinan@sandiego.gov](mailto:mpangilinan@sandiego.gov)

**Pangilinan:** Looking forward to your online meeting. Thanks to Greg. Reminder the E-Cow is necessary for new trustees and is a good refresher for all trustees.

<https://www.sandiego.gov/planning/community/resources>

**Kane:** On the Planning Dep't website there is reference to a separate chapter to be added to the zoning code adding duplexes, triplexes and quads to single family neighborhoods. Do you know anything about that? Was that a preemptive strike by the City to address state legislation pending last fall or is it something the City plans to implement on its own regardless of state pressure?

**Pangilinan:** A lot of our new policy and regulations are in anticipation of state policy. We do try to preempt it and be consistent with what is coming from the state.

**Kane:** Please clarify what that is about and the timeline for implementation, public participation and comment.

**UCSD - Planner: Anu Delouri,** [adelouri@ucsd.edu](mailto:adelouri@ucsd.edu) Not present

**Emerson:** The planned UCSD open house in La Jolla has been postponed to be revisited in mid April to see about May. May is also unrealistic. The La Jolla Shores Association has asked the University to suspend the time deadline for final approval from the Regents in July and construction beginning in Sept. No response yet on that request.

#### **General Public**

**Emerson:** LISA will not meet in April. The majority of restaurants in the Shores are open for take-out. We are working with Council District about the parking lot closure and keeping people off the beach.

**Kane:** Does the LISA have a position on letting people use the beach and surfing?

**Emerson:** We have been working with the Council. The problem is the "Coney Island Effect" that happened 2 Saturdays ago so now all is closed. The Police Department wants it closed.

**Kane:** I am conflicted on this. I concur with the concern about the spread of virus. I have been in situations where there is greater demand than capacity to attend; there are ways to manage crowds. One way is to assign time certain with a ticket for a limited time. Limit number of people who access a specific location for a set duration of time. Has the City looked into any such plans?

**Emerson:** There have been a number of suggestions, but so far the Police, Mayor, Governor are just looking to getting the curve down and getting through this immediate crisis.

**Hadley:** The Council Member has talked with the mayor and conveyed feedback she is getting. He described measures taken to promote the immediate goal of social distancing, but they are aware of the need for park space and beaches to be open for people to exercise.

**Kane:** That is good for the short term but in the long term may be difficult to control. We should be thinking in advance for ways to relieve some pent-up pressures.

**Weiss:** Laudable in long term, but while this is in exponential rising phase it is inappropriate to talk about because we don't know the extent to which aerosols that have a long life in the atmosphere can carry this virus.

**LaCava:** Today the registrar certified the election and I came in 1<sup>st</sup> for District 1 Council by a substantial margin against a strong, competitive field. My campaign has been suspended during this crisis. Thanks for your support and thanks to all of you for keeping the tradition of a strong planning group representing La Jolla at City Hall.

**Gordon:** Gave a statement as an outgoing trustee: he announced that he will be resigning from the PRC committee and all other La Jolla based activities after many years of dedicated service. He voiced his disapproval of a few individuals who have attacked his reputation simply because they have disagreed with me. The full statement of his remarks is attached at the end of these minutes.

**Kane:** Thank you for your dedicated service to the community.

**Jodi Rudick:** Thanks to all leaving your board. We as a board and as individuals appreciate the support you have given to La Jolla small businesses. I think many of you felt the pain we are in now. I want to encourage you to please connect to La Jolla by the Sea blog at [lajollabythesea.com](http://lajollabythesea.com), the website of the La Jolla Village Merchants Association managed on behalf of the small businesses and tourism community. We are working to filter all the vast information for small business, as you have heard tonight, to aid the small business community in La Jolla. Many of us don't qualify for blighted area grants so we're trying to filter that; so please share with your friends and family. I encourage you on this board to join our private merchants on Facebook – La Jolla Village Merchants. We are excited to work with you. I agree we need to flatten the curve and then start to think about new policies. Our meeting is next week; please join us.

Discussion continued encouraging members to patronize local restaurants remaining open, how they are coping and the future for businesses surviving this shutdown.

**Merten:** I sent an email out describing what was to be on last week's Planning Commission meeting: a consideration to modify our Land Development Code to allow tiny homes – additional dwelling units – on single family properties. This concept has not been discussed by any of the planning groups across the city, not considered by CPC. It has a significant impact on our single-family neighborhoods. I ask our newly elected trustees to get in contact with the City and ask the Planning Commission to delay any consideration of the tiny homes provisions until the planning groups have an opportunity to discuss and chime in on them.

**Kane:** Marlon, can you comment on this.

**Marlon:** I can't. This came from Council District 7. I will try to provide more information.

**Merten:** Tiny homes has gone through the Land Use and Housing Committee and pushed forward in a stealth like manner without a lot of public awareness.

**Kane:** This is the same concern I have about the new chapter in the Municipal Code mentioned above. This does need public review and comment.

**Trustee Comment:** Opportunity for trustees to comment on matters not on the agenda, 2 minutes or less

**Neil:** Could we put this on the agenda for next meeting?

**Hadley:** The Planning Commission is not meeting at this time. I would be surprised if they considered this type of city-wide issue so you have time to agendaize it. I will make the council member aware of this discussion; as you know, she is on the record with similar thoughts.

**Neil:** As we will be considering committees at the next meeting, I am interested in the Membership Committee. This committee should be considered at the same time as all other committees.

**Boyden:** I suggest an officers meeting to discuss how we want to run meetings.

## **Reports from Ad Hoc and non-LJCPA Committees - Information only unless noted.**

### **10.1 Community Planners Committee –**

**Gordon:** No CPC meeting but some important correspondence: one from Circulate San Diego and one from Mara Elliott explaining that planning groups don't operate per state law or the City Charter. The Circulate SD memo states 4 options the City Council has to do to bring planning groups into line with the Charter. Under 2 of the options planning groups would no longer be involved in City's decision-making process. Under the other 2, members would have to provide financial disclosure similar to other Mayor appointed boards. These memos are posted on the LJCPA website.

**Little:** Of the 4 options given, the first one is the only one we could accept and should accept. The financial disclosure is not difficult and should have been invoked long ago for groups like ours.

### **10.2 Hillside Drive Ad Hoc Committee – Diane Kane, Chair – No report**

XX. Adjourn at 8:00 pm. to next regular LJCPA Meeting: Thursday, May 7, 2020  
6:00 pm

Prepared by Suzanne Weissman  
Secretary

## Addendum to La Jolla Community Planning Association Minutes, April 2, 2020

### Full text of Statement by outgoing trustee, Dave Gordon

*"Fellow Trustees, Community members and representatives –*

*For more than twenty years, I have been volunteering with various groups within my communities. I have done so out of sense of responsibility and desire to improve my community. I have never asked for anything in return other than honest recognition and satisfaction. One of my strongest beliefs is that we have an obligation to be fair, open and honest. This is not only just a good philosophy, it is required by law. Unfortunately, a few individuals in the La Jolla community seem to think that they do not have to be fair, open and honest and they know they can get away with blatantly violating the rules because they are rarely, if ever enforced. I have publicly and vocally objected when these individuals have misused the public trust.*

*I have served on several La Jolla community groups and boards for years, most notably as Chair of the LJSPRC for more than 3 years. I have spent countless hours preparing for and executing those meetings. I have also spent many hours helping both applicants and members of our community to understand and navigate the complicated, convoluted project approval process in La Jolla Shores. These volunteer activities have taken a great deal of my time. While I have received some quiet support and appreciation, a few individuals have chosen to make personal attacks against my reputation and spread disparaging remarks about me simply because I disagreed with them.*

*While I certainly do not expect everyone to always agree with each other, I have always believed that we can "agree to disagree". Other LJCPA Trustees and others and I have "agreed to disagree" and I respect everyone's right to do so. What I object to is the back door, dishonest discussions that have occurred and retaliation by a few to get back at those that disagree with them.*

*We have one member of our community that frequently opposes projects coming before the LJCPA and sells his services to "represent" a neighbor. While he certainly has the right to speak about, it, his tactics are not fair and honest. He often shows up at public meetings with long, detailed presentations and literally hijacks the meetings far exceeding the two-minute time limit. It is apparent that his goal is to create questions and confusion, thus delaying a decision and requiring the applicant to return to additional meeting(s). This wastes everyone's time and adds significant cost for the applicant. It is no secret that I have opposed these tactics, both at LJCPA and LJSPRC. A few individuals have told me that we should allow this behavior because they don't like the applicants presenting the project. I disagree. One of these individuals recently started a campaign to oppose UCSD's LRDP and expansion. In doing so, she claimed that UCSD had not shared their plans with the community and that the new College included a hotel, which would greatly increase traffic. At a recent LJA meeting, I pointed out that both the UCSD representative and those of us on the CAG had been reporting on the status of the plan for more than three years. I also pointed out that there was no hotel. Her response was that she hadn't claimed that there was a hotel (only a few minutes after claiming there was). She appeared visibly upset that I had publicly exposed her blatant lie about the alleged hotel.*

*It was not a complete surprise that I did not fair well in the LJCPA elections. A few days before the elections, my wife and I decided to go to dinner at the Corner Market in La Jolla Shores. Shortly after arriving, I found out that this individual had recently been there, spreading disparaging remarks about me. I also heard from others that she had been making significant efforts throughout our LJCPA community. She's done this before, contacting several LJCPA Trustees trying to influence last year's LJCPA Officer elections. While it is certainly her right to discuss the elections, the lack of honesty on her and her handful of supporters is disheartening. This back-door, less than honest "gossiping" has not been limited to me. Over the years, she has related disparaging remarks to me about Tony Crisafi, Helen Boyden, Suzanne Weissman as well other community members and elected officials. One of the LJA Board members once told me that he would like to speak out against this individual but she had a reputation to "get even". My advice to everyone is avoid participating in these gossip activities. Just walk away or hang up the phone.*

## Addendum to La Jolla Community Planning Association Minutes, April 2, 2020

*I have chosen to no longer further avail myself to these personal attacks. Effective immediately, I hereby resign from all La Jolla based activities serving on Boards and Committees (particularly the LJSPRC) for at least one year and likely many more years. I will continue to volunteer elsewhere, choosing to work in an environment that is less toxic. I may attend public meetings, but just as a community member and certainly not with the same, nearly perfect attendance record I've had with LJCPA and LJSPRC..*

*In closing, I would like to thank many of the folks I've enjoyed working with including (but not limited to): Tony Crisafi, Bob Steck, Michael Costello, Jim Fitzgerald, Suzanne Weisman, Angie Preisendorfer, Matt Mangano, Andy Fotsch, Brian Will, Marlon Pangalanan, Steve Hadley, Mauricio Medina, Ted Haas, Greg Jackson, Diane Kane, Gail Forbes, Brian Early, Dave Ish, Sharon Wampler, Terry Krazewski, Coco and Izzy Tihany, Anu Delouri, Robert Clossin, Alyssa Helper, Paul Benton and many more."*