

**REVISED**

# **CITY OF SAN DIEGO COUNCIL AGENDA**



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## **COUNCIL PRESIDENT PRO TEM**

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**Vivian Moreno • Eighth District**

**Sean Elo-Rivera • Ninth District**

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**Independent**

**Budget Analyst**

**Heather Ferbert**

**City Attorney**

**Diana J.S. Fuentes**

**City Clerk**

**City Administration Building**

**City Council Chambers- 12th Floor**

**202 C Street San Diego, CA 92101**

**Virtual Participation: <https://sandiego.gov/councilmtg>**

**To join by telephone: Dial 1-669 254 5252 + input Webinar ID: 160 943 0466**

**MONDAY, FEBRUARY 09, 2026, AT 10:00 AM**

**NOTE: THE CITY COUNCIL WILL ADJOURN AFTER THE 10:00 AM SESSION.  
THERE WILL BE NO AFTERNOON SESSION.**

**[Click Here to Submit a Comment](#)****[Click Here to View Comments](#)**

**FURTHER INFORMATION ON HOW TO PARTICIPATE IN THIS  
MEETING IS FOUND AT THE END OF THE AGENDA**

**Joining the Webinar and Offering Phone-in Testimony**

Members of the public may participate in City Council meetings in person or virtually using the Zoom Webinar platform. Members of the public can offer public comment on agendized items or during Non-Agenda Public Comment by accessing the meeting online using a desktop computer, laptop, tablet, or Smartphone, or by calling into the meeting using a Smartphone, cellular phone, or land line. **To raise your hand via a phone-in please press \*9 and unmute when the Clerk calls on you by pressing \*6.** If you are participating via the webinar platform please press the raise your hand icon and the unmute button when prompted.

**Please click the link to join the webinar: <https://sandiego.gov/councilmtg>**

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**LATE-ARRIVING MATERIALS**

Pursuant to the Brown Act, California Government Code Section 54957.5(b), late-arriving documents related to City Council meeting agenda items which are distributed to the legislative body prior to and during the Council meeting are available for public review in the Office of the City Clerk, Information Services Counter in the Lobby of the City Administration Building, 202 C Street, San Diego, CA 92101. This relates to those documents received after the agenda is publicly noticed and during the 72 hours prior to the start of the meeting. Please note: Approximately one hour prior to the start of the Council Meeting, the documents will be available just outside Council Chambers in the lobby of the 12th floor of the City Administration Building in a binder labeled "Late Arriving Materials" Late-arriving materials received during the City Council meeting are available for review by making a verbal request of City Clerk staff located in Council Chambers.

**REQUESTS FOR ACCESSIBILITY MODIFICATIONS OR ACCOMMODATIONS**

As required by the Americans with Disabilities Act (ADA), requests for agenda information to be made available in alternative formats, and any requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for alternatives to observing meetings and offering public comment as noted above, may be made by contacting the City Clerk at (619) 533-4000 or <mailto:cityclerk@sandiego.gov>. The City is committed to resolving accessibility requests swiftly in order to maximize accessibility.

Requests for translation services to offer public comment may be made by contacting the City Clerk at (619) 533-4000 or email to: [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov) . The City is committed to addressing language translation requests swiftly in order to maximize public participation. **For more information on how to participate and comment on an issue at Council meetings, click this link.**

Las solicitudes de servicios de traducción para ofrecer comentarios públicos se deberán hacer poniéndose en contacto con la City Clerk al (619) 533-4000 o por correo electrónico a:cityclerk@sandiego.gov. La ciudad se compromete a responder rápidamente a las solicitudes de traducción de idiomas con el fin de maximizar la participación del público. Para obtener más información sobre cómo participar y expresar comentarios sobre un asunto en las juntas del Concejo, haga clic en este enlace.

Upang kayo ay matulungan na maisalin sa wikang Ingles ang inyong mga puna, mungkahi, o komento para sa Bayan ng San Diego, maaari pong makipag-ugnayan sa City Clerk sa telepono (619-533-4000) o email (cityclerk@sandiego.gov). Hangad ng Pamahalaang Bayan ng San Diego ang inyong pakikilahok sa usapang pambayan at handa itong magbigay ng agarang tulong na kinakailangan sa pagsasaling-wika ng inyong mga komento. **Para sa higit pang impormasyon tungkol sa kung paano sumali at magbigay ng komento sa item sa mga pagpupulong ng Konseho, mangyaring i-click ang sumusunod na link.**

Cần dịch vụ thông dịch để phát biểu ý kiến trước công chúng, xin hãy liên hệ với City Clerk (Thư Ký Thành Phố) theo số (619) 533-4000 hoặc email đến cityclerk@sandiego.gov. Thành phố cam kết sẽ giải quyết các yêu cầu thông dịch một cách nhanh chóng để gia tăng sự tham dự của công chúng. **Để biết thêm thông tin về cách tham gia và đưa ra ý kiến về một mục tại các cuộc họp của Hội đồng, xin vui lòng nhấp vào liên kết dưới đây.**

يمكن تقديم طلبات خدمات الترجمة لتقديم تعليقات عامة عن طريق الاتصال بكاتب المدينة على  
تلترن المدينة بمعالجة (619) 533-4000 أو mailto: cityclerk@sandiego.gov  
طلبات الترجمة اللغوية بسرعة من أجل زيادة المشاركة العامة  
**لمزيد من المعلومات حول كيفية المشاركة والتعليق على أي موضوع في اجتماعات المجلس، يرجى الضغط على الرابط التالي.**

パブリックコメントを要求するための翻訳サービス依頼は、市の書記（電話：619-533-4000またはメール：mailto:cityclerk@sandiego.gov）に連絡することによって行うことができます。市は、市民の参加を最大化するために、言語翻訳の依頼に対応することに取り組んでいます。**審議会の参加方法や議案への意見提供方法についての詳細は、以下のリンクをクリックしてください。**

샌디에고 시에 의견을 보내시기 위해 번역 서비스가 필요하시면 시 서기 사무실 (619) 533-4000 또는mailto:cityclerk@sandiego.gov로연락주시기바랍니다. 시는 대중의 참여를 극대화하기 위해 언어 번역 요청을 신속하게 처리하려고 최선을 다하고 있습니다. **시의회 회의에 참여하는 것과 안건 항목에 대해 의견을 제의하는 것에 관한 자세한 정보를 원하시면 다음의 링크를 클릭하십시오.**

為了鼓勵更多市民參與 '公眾意見'，市政府設定了快捷的中文翻譯服務。如你有任何關於 '公開意見' 想發表，請致電: (619) 533-4000，或電郵 cityclerk@sandiego.gov 我們會為你翻譯。有关如何参加市议会会议并就项目发表意见的更多信息，请点击以下链接。

“ກ່າວນຮ້ອງຂໍບໍລິການນູ້ໄລແບ່ງໜາກເຜື່ອສະເໜີຄໍາຄືດເຫັນຕໍ່ສາທາລະນະອາດສາມາດຮັດໄດ້ໄດ້ລົງການຕີດຕໍ່ຫາ **City Clerk** ທີ່ (619) 533-4000 ຫຼືສ່ົ່ງເອີເມວຫາ: cityclerk@sandiego.gov. **City** ມີຄວາມມຸ່ງນັ້ນທີ່ຈະແກ້ໄຂຄໍາຮ້ອງຂໍໃຫ້ແບ່ງໜາຍ່າງໄວເຜື່ອໃຫ້ປະຊາຊົນມີສ່ວນຮ່ວມສູງສຸດ.”  
ສໍາວັບຂໍ້ມູນເຜີມຕື່ມກ່ຽວກັບວິທີການຂຶ້າຮ່ວມ ແລະ  
ສະແດງຄໍາຄືດເຫັນກ່ຽວກັບວາລົກການການປະຊຸມສະພາ ກະວຸນາກົດລົງຄໍຕໍ່ໄປນີ້

Monday, February 09, 2026

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**NOTICE:** THE CITY COUNCIL MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY STAFF DO NOT LIMIT ACTIONS THAT THE CITY COUNCIL MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS OF STAFF AS DETERMINATIVE OF THE ACTION THE CITY COUNCIL MAY TAKE ON A PARTICULAR MATTER.

**MONDAY, FEBRUARY 09, 2026 AT 10:00 AM**

**Please Note: Closed Session for Monday, February 9, 2026, has been adjourned.**

**ROLL CALL**

**INVOCATION**

**LAND ACKNOWLEDGEMENT**

**PLEDGE OF ALLEGIANCE**

**NON-AGENDA COMMUNICATIONS FROM MAYOR, COUNCIL, INDEPENDENT BUDGET ANALYST, CITY CLERK, CITY ATTORNEY**

**NON-AGENDA PUBLIC COMMENT**

**Click Here to Submit a  
Comment**

**PLEASE NOTE: Non-Agenda Public Comment will be taken during the morning portion of the agenda, before all informational/discussion items. The 2:00pm session has been adjourned.**

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket will be taken at the time the item is heard.)

**INFORMATIONAL AND ADOPTION AGENDA ITEMS (10AM SESSION)**

**ADOPTION AGENDA**

DISCUSSION, RESOLUTION TO BE ADOPTED:

**[Click Here to Submit a  
Comment](#)**

**Item S400: FY 2027 Updated City Council Budget Priorities. (Added 2/6/26)**

**This item will be considered in the morning session which is scheduled to begin at 10:00 a.m.**

Total Estimated Cost of Proposed Action and Funding Source: N/A

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2026-314)

Resolution accepting the Independent Budget Analyst's Report on Updated City Council Budget Priorities for Fiscal Year 2027.

**This item is not subject to the Mayor's veto.**

Committee Actions Taken:

This item was heard at the Budget and Government Efficiency Committee meeting on February 4, 2026.

**ACTION:** Motion by Council President Pro Tem Lee, second by Councilmember Elo-Rivera, to recommend Council accept the IBA report with one modification: to include all expenditure priorities supported by four Councilmembers in the updated Budget Priorities Resolution.

**VOTE:** 3-0; Foster III-yea, Lee-yea, Elo-Rivera-yea, Moreno-not present.

*Office of the Independent Budget Analyst: Lisa Byrne, (619) 236-5917  
City Attorney Contact: Bret A. Bartolotta*

**Item S401:**

**Approve a Covenant Between the California Department of Transportation and the City of San Diego Prior to City's Acceptance of Approximately 2.5 Acres of Real Property Along Interstate 5, Bounded by Boston Avenue, 29th Street and 32nd Street for a Non-Motorized Transportation Facility. (Added 2/6/26)**

**This item will be considered in the morning session which is scheduled to begin at 10:00 a.m.**

Total Estimated Cost of Proposed Action and Funding Source:

There are no costs associated with this action.

Council District(s) Affected: 8.

Proposed Actions:

(R-2026-315)

Resolution approving an Agreement imposing restrictive covenants on the Boston Avenue non-motorized multi-use pathway relinquishment from the State of California of approximately 2.5 acres of real property along Interstate 5, bounded by Boston Avenue, 29th Street, and 32nd Street.

Committee Actions Taken: N/A

*Economic Development: Christina Bibler, (619) 236-6421*

*City Attorney Contact: Delmar Williams*

**PUBLIC NOTICES**

Items are listed under Public Notices as a matter of public record only. These items do not require Council action and there is no public testimony.

**PUBLIC NOTICES****Item 250: Submission of Ballot Proposals for the June 2, 2026 Ballot.**

[City Council Policy 000-21](#) establishes a procedure for submittal of ballot proposals to the City Council, by members of the public, Councilmembers, the Mayor or mayoral departments, independent department directors or a public agency. Ballot proposals may be submitted to the Office of the City Clerk. The City Clerk shall then transmit them promptly to Rules Committee Consultant. The Office of the City Clerk has established the following calendar for the ballot proposals for the June 2, 2026 election.

**Please submit all proposals to [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov)**

Date	E-	Event
<b>Friday, 10/24/2025</b>	221	<b>LAST DATE (5:00 P.M. DEADLINE)</b> for ballot proposals submissions to the City Clerk for review by Committee.
<b>Wednesday, 11/05/2025</b>	209	<b>Committee Meeting Review may Begin</b> <i>The Committee Consultant shall place the proposals on the Committee meeting agenda for subsequent review and comment by the Committee. The Committee may approve or reject proposals submitted for review. Ballot proposals may advance from initial review and proceed to a second Committee review. Only proposals approved or forwarded to the full Council by the Committee may be acted upon by Council.</i>
<b>Monday, 01/05/2026</b>	148	<b>FIRST DAY</b> City Council may discuss ballot proposals and adopt ordinances prepared by the City Attorney to place measures on the ballot.
<b>Friday, 03/06/2026</b>	88	<b>LAST DAY</b> City Council may discuss measures and adopt ordinances prepared by the City Attorney to place measures on the ballot.
<b>Monday, 03/09/2026</b>	85	<b>LAST DAY</b> to submit the Fiscal Impact Analysis; Ballot and Title Summary; and Impartial Analysis with City Clerk.
<b>Wednesday, 03/11/2026</b>	83	<b>LAST DAY</b> to file ballot arguments with City Clerk.

**Subscribe to receive City Council and Rules Committee agenda notifications. For additional public notices, visit <https://www.sandiego.gov/city-clerk/officialdocs/public-notices>**

If you have questions, please contact the Office of the City Clerk at [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov) or (619) 533-4000.

*This does not include other processes, such as citizen initiatives, that can place a measure on a ballot.*

**Item 251: Submission of Ballot Proposals for the November 3, 2026 Ballot.**

[City Council Policy 000-21](#) establishes a procedure for submittal of ballot proposals to the City Council, by members of the public, Councilmembers, the Mayor or mayoral departments, independent department directors or a public agency. Ballot proposals may be submitted to the Office of the City Clerk. The City Clerk shall then transmit them promptly to Rules Committee Consultant. The Office of the City Clerk has established the following calendar for the ballot proposals for the November 3, 2026 election.

**Please submit all proposals to [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov)**

Date	E-	Event
<b>Friday, 03/06/2026</b>	242	<b>LAST DATE (5:00 P.M. DEADLINE)</b> for ballot proposals submissions to the City Clerk for review by Committee.
<b>Wednesday, 03/18/2026</b>	230	<b>Committee Meeting Review may Begin</b> <i>The Committee Consultant shall place the proposals on the Committee meeting agenda for subsequent review and comment by the Committee. The Committee may approve or reject proposals submitted for review. Ballot proposals may advance from initial review and proceed to a second Committee review. Only proposals approved or forwarded to the full Council by the Committee may be acted upon by Council.</i>
<b>Monday, 06/08/2026</b>	148	<b>FIRST DAY</b> City Council may discuss ballot proposals and adopt ordinances prepared by the City Attorney to place measures on the ballot.
<b>Friday, 08/07/2026</b>	88	<b>LAST DAY</b> City Council may discuss measures and adopt ordinances prepared by the City Attorney to place measures on the ballot ( <i>per the adopted Legislative Calendar the last regular meeting of the City Council prior to this date is July 14, 2026</i> ).
<b>Monday, 08/10/2026</b>	85	<b>LAST DAY</b> to submit the Fiscal Impact Analysis; Ballot and Title Summary; and Impartial Analysis with City Clerk.
<b>Wednesday, 08/12/2026</b>	83	<b>LAST DAY</b> to file ballot arguments with City Clerk.

**Subscribe to receive City Council and Rules Committee agenda notifications. For additional public notices, visit <https://www.sandiego.gov/city-clerk/officialdocs/public-notices>**

If you have questions, please contact the Office of the City Clerk at [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov) or (619) 533-4000.

*This does not include other processes, such as citizen initiatives, that can place a measure on a ballot.*

**NON-AGENDA ITEMS**

**ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES**

**ADJOURNMENT**

**MONDAY, FEBRUARY 09, 2026 AT 2:00 PM**

**There will be no afternoon session. (Rev. 2/6/26)**

## **HOW TO SPEAK TO A PARTICULAR ITEM OR DURING NON-AGENDA PUBLIC COMMENT:**

Members of the public shall be given the opportunity to address the Council. The Council President may reduce the amount of time available to each speaker to appropriately manage the meeting and ensure the Council has time to consider all the agenda items. A member of the public may only provide one comment per agenda item.

Pursuant to the Levine Act (Gov't Code Section 84308), any party to a permit, license, contract (other than competitively bid, labor or personal employment contracts) or other entitlement before the Council is required to disclose on the record any contribution, including aggregated contributions, of more than \$500 made by the party or the party's agents within the preceding 12 months to any Council Member. Participants and agents are requested to make this disclosure as well. The disclosure must include the name of the party or participant and any other person making the contribution, the name of the recipient, the amount of the contribution, and the date the contribution was made.

**In-Person Comment on Agenda Items.** Each speaker must file a written request (speaker slip) with the City Clerk at the meeting at which the speaker wishes to speak indicating which item they wish to speak on. Speaker slips may not be turned in prior to the day of the meeting or after completion of in-person testimony. In person testimony will conclude before virtual testimony begins.

Each person who wishes to address the Council shall approach the podium and state who they are representing if they represent an organization or another person.

For meeting management during the Closed Session portion of the agenda, speakers will have one (1) minute per item and up to a maximum of three (3) minutes if there are three (3) or more items in that portion of the agenda.

For discussion and information items each speaker may speak up to three minutes, subject to the Council President's determination of the time available for meeting management purposes, in addition to any time ceded by other members of the public who are present at the meeting and have submitted a speaker slip ceding them time. These speaker slips should be submitted together at one time to the City Clerk. The Council President may also limit organized group presentations to 10 minutes or less.

**Virtual Public Comment on Agenda Items.** Members of the public may participate virtually (by telephone or internet streaming) as indicated below. Speakers who wish to provide virtual public comment must enter the virtual queue by raising their virtual hands before the queue closes. The queue will close when the last virtual speaker finishes speaking or five minutes after in-person testimony ends, whichever happens first.

Each speaker may speak up to three minutes, subject to the Council President's determination of the time available for meeting management purposes. Speakers participating virtually may not allocate their time to other speakers and may not share video or visual aids (i.e. pdf, ppt, docs) during their comment period.

**Quasi-Judicial Items.** Immediately following the City's presentation on the item, the Applicant (and/or the Appellant in the case of an appeal) will be allowed up to 10 minutes for an organized presentation. Longer than 10 minutes will only be granted if the City's presentation exceeds 10 minutes. No written request (speaker slip) need be filed with the Clerk for either the applicant or appellant for those presentations, instead please contact the City Clerk at [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov) or 619-533-4000, before noon the Friday before the item is to be heard to ensure proper meeting management. Upon the conclusion of those presentations, the Council President will then open the

item for Public Comment which will be managed by the City Clerk and the Council President as described under **In-Person Comment on Agenda Items** and **Virtual Public Comment on Agenda Items**.

**Non-Agenda Public Comment.** Every agenda for a regular Council meeting shall provide a period on the agenda for members of the public to address the Council on items of interest to the public that are not on the agenda but are within the jurisdiction of the Council. Non-Agenda Public Comment shall be subject to the exercise of the Council President's discretion for a given agenda.

In order to ensure that the Council has time to consider all agenda items, Non-Agenda Public Comment on particular issues and for each individual speaker will be as follows:

Each speaker will be limited to two minutes. Speakers may not allocate their time to other speakers. If there are eight or more speakers on a single issue, the maximum time for the issue will be 16 minutes. The order of speaking generally will be determined on a first-come, first-served basis, however, priority may be given to speakers who have not addressed the legislative body during Non-Agenda Public Comment at the last regularly scheduled Council meeting. A member of the public may only provide one non-agenda comment per agenda.

If providing comment in person, please submit your speaker slip and any visual aids to the City Clerk. In-person testimony shall conclude before virtual testimony begins.

Speakers who wish to provide virtual Non-Agenda Public Comment must enter the virtual queue by raising their virtual hands before the queue closes. The queue will close when the last virtual speaker finishes speaking or five minutes after in-person testimony ends, whichever happens first. Those participating virtually may not share video or visual aids (i.e. pdf, ppt, docs) during their non-agenda comment period.

**Please note:** On Mondays, Non-Agenda Public Comment is taken during the 2pm session after all discussion items are complete. On Tuesday's non-agenda public comment is taken during the 10am session.

**Comment on Agenda Items, Non-Agenda Public Comment, and Closed Session Public Comment** may also be submitted using the [webform](#) indicating the comment type and item number (if relevant) for which you wish to submit your comment. Comments received by 8:00 AM the day of the meeting will be distributed to the City Council and posted online with the meeting materials. All webform comments are limited to 500 words but may include attachments. Comments received after 8:00 AM the day of the meeting but before the item is called will be submitted into the written record for the relevant item.

**Audio/Visual Materials.** Any audio or visual media should be submitted 24 hours before the meeting to [cityclerk@sandiego.gov](mailto:cityclerk@sandiego.gov). Universal Serial Bus (USB) or other peripheral devices will not be accepted at any meeting.

**Written Materials.** Instead of submitting written materials as an attachment to the webform you may submit via U.S. Mail to the City Clerk's attention at 202 C Street, MS2A San Diego, CA 92101. Materials submitted via U.S. Mail must be received no later than one business day prior to the meeting to be distributed to the City Council. Comments received via U.S. Mail on the day of the meeting will be submitted into the written record for the relevant item.

The public may view the meetings on public television (within the City of San Diego only) on City TV Channel 24 for Cox Communications and Spectrum or Channel 99 for AT&T U-Verse, or [view the meetings online \(link is external\)](#)