

CITY OF SAN DIEGO COUNCIL DOCKET



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David Alvarez • Eighth District

Andrea Tevlin
Independent
Budget Analyst

Jan Goldsmith
City Attorney

Liz Maland
City Clerk

Council Chambers, 12th Floor, City Administration Building

Monday, July 27, 2015

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
MONDAY, JULY 27, 2015, AT 2:00 PM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

This information will be made available in alternative formats upon request, as required by the Americans with Disabilities Act (ADA), by contacting the City Clerk at (619) 533-4000 or <mailto:cityclerk@sandiego.gov>. Requests for disability-related modifications or accommodations required to facilitate meeting participation, including requests for auxiliary aids, services or interpreters, require different lead times. Please keep this in mind and provide as much advance notice as possible in order to ensure availability. Assistive Listening Devices (ALDs) are available in Council Chambers upon request.

Pursuant to California Senate Bill 343 (Section 54957.5(b) of the Brown Act), 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 on the second floor 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 “SB 343.” 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.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

MAYOR, COUNCIL, INDEPENDENT BUDGET ANALYST, CITY ATTORNEY, CITY CLERK COMMENT

UPDATES ON PENDING LEGISLATION (MAYOR'S OFFICE)

REQUESTS FOR CONTINUANCE

The Council will consider requests for continuance based on when the item was noticed to be heard.

ADOPTION AGENDA, DISCUSSION, COMMITTEE ITEMS

COMMITTEE ON AUDIT:

ITEM-150: City Auditor's Performance Audit of Citywide Contract Oversight. (Citywide.)

ITEM DESCRIPTION:

Receive and accept the City Auditor's Performance Audit of Citywide Contract Oversight.

TODAY'S ACTION IS:

Informational item only.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The report was presented at the Audit Committee meeting on April 29, 2015.

ACTION: Motion by Councilmember Zapf, second by Committee Member Hebrank, to accept the report and forward to the City Council with direction to the City Auditor to report back to the Audit Committee in 6 months with a follow-up.

VOTE: 5-0; Sherman-yea, Zapf-yea, Hebrank-yea, Schreiner-yea, Valdivia-yea.

No changes have been made to the report since it was presented to the Audit Committee.

Luna

Primary Contact\Phone: Danielle Knighten\619-533-3032

Secondary Contact\Phone: Kyle Elser \619-533-3007

ITEM-151: City Auditor's Performance Audit of the San Diego Fire-Rescue Department, Lifeguard Services Division. (Citywide.)

ITEM DESCRIPTION:

Receive and accept the City Auditor's Performance Audit of the San Diego Fire-Rescue Department, Lifeguard Services Division.

TODAY'S ACTION IS:

Informational item only.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

This item was heard at the Audit Committee meeting on June 3, 2015.

ACTION: Motion by Committee member Hebrank, second by Councilmember Zapf, to accept the report and forward to the City Council with direction to the Lifeguard's Division to report back to the Audit Committee in November with a follow-up.

VOTE: 5-0; Sherman-yea, Zapf-yea, Hebrank-yea, Schreiner-yea, Valdivia-yea.

Luna

Primary Contact\Phone: Chris Kime\619-533-3030

Secondary Contact\Phone: Kyle Elser\619-533-3007

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

ITEM-200: 2014 Citywide Volunteer and Youth Development Activity Annual Report.

ITEM DESCRIPTION:

This item is the 2014 Citywide Volunteer and Youth Development Activity Annual Report. It provides information regarding volunteer and youth development program activities in Departments Citywide.

STAFF'S RECOMMENDATION:

Informational item only.

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: N/A

von Kalinowski/Villa

Primary Contact\Phone: Judy von Kalinowski\619-236-6313

Secondary Contact\Phone: Kristina Fraijo\619-236-6082

ADOPTION AGENDA, DISCUSSION, HEARINGS

NOTICED HEARINGS:

ITEM-201: Appeal of the Environmental Impact Report (EIR) for the University Avenue Mobility Plan, Project No. 115295. (Greater North Park Community Plan Area. District 3.)

ITEM DESCRIPTION:

Appeal of the environmental determination for the University Avenue Mobility Plan by the Mayor-appointed designee to certify Environmental Impact Report (EIR) No. 115295, SCH No. 2010031029. The mobility plan includes improvements or modifications related to roadways, transit, pedestrian access, parking, and utilities along an approximately 1.25 mile long segment of University Avenue, between Florida Street and Boundary Street.

TODAY'S ACTION IS:

Take the following actions:

According to San Diego Municipal Code Section 112.0520(d) Power to Act on Appeal, the City Council shall consider the appeal and may take action as follows:

(1) By a majority vote, deny the appeal, and certify the Environmental Impact Report; adopt the Findings and Statement of Overriding Consideration and Mitigation, Monitoring and Reporting Program.

(2) By a majority vote, grant the appeal and set aside the environmental determination, in accordance with San Diego Municipal Code Section 112.0520(e);

Directing the City Attorney to prepare the appropriate resolutions according to Section 40 of the City Charter;

If the City Council grants the appeal, the lower-decision maker's decision to approve the project shall be held in abeyance. The City Council shall retain jurisdiction to act on the revised environmental document and associated project at a subsequent public hearing.

NOTE: This Item is not subject to the Mayor's veto. (Rev. 7/27/15)

STAFF SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

All costs are recovered through WBS No. S-00915.02.06. The Project total cost estimate is \$5,760,000. The Phase 1 project cost estimate is \$4,580,000.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION: None.

Vacchi/Graham/js

Primary Contact\Phone: Jeff Szymanski\619-446-5324, MS 501

Secondary Contact\Phone: Jayna Straughn\619-533-5216, MS 908A

City Attorney Contact: Thomas, Shannon

NON-AGENDA PUBLIC COMMENT

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 are to be taken at the time the item is heard.)

Per Section 22.0101, Rule 2.6.2, of the San Diego Municipal Code, comments are limited to two minutes per speaker. Speakers may not allocate their time to other speakers. If there are eight (8) or more speakers on a single issue, the maximum time allotted for that issue will be sixteen (16) minutes. Non-Agenda Comment is taken toward the end of the Monday afternoon Council session.

CLOSED SESSION NOTICES, DISCLOSURE, AND PUBLIC COMMENT

In accordance with the San Diego City Council Permanent Rule for Noticing and Conduct of Closed Session Meeting, adopted on February 28, 2005, this portion of the agenda is reserved for City Attorney comment, public comment, and City Council discussion of the content of the Closed Session Agenda. Public testimony on Closed Session items is taken in Open Session on Mondays, except when there is no Monday meeting. Public testimony on Closed Session items is always taken prior to the actual Closed Session. Closed Session may take place any time after public testimony, but is typically held on Tuesdays at 9:00 a.m. The Closed Session Agenda is separately available in the Office of the City Clerk and also posted at the same locations as the Open Session Agenda, including the City internet address.

NOTE: Members of the public wishing to address the City Council on any item on the Closed Session Agenda should reference the Closed Session item number from the Closed Session Docket on the speaker slip. Speakers may speak "in favor" or "in opposition" to the subject.

Information Item - No Action Required - The City Council shall:

1) Consider any oral report from the City Attorney or City negotiators; 2) Accept testimony from any member of the public wishing to address the City Council on any item appearing on the Closed Session Agenda; 3) Allow for questions and discussion by Council Members, limited to the facts as disclosed by the City Attorney or City negotiators and the basis or justification for consideration of the matter in Closed Session; 4) Refer matters discussed to Closed Session.

PUBLIC NOTICES:

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

ITEM-250: **Notice** of Pending Final Map Approval - Meadowood.

Notice is hereby given that the City Land Surveyor has reviewed and will approve on the date of this City Council meeting that certain Final Map entitled "Meadowood" (Resolution No. R-308827 and V.T.M. 1213889/PTS No. 317414) located on the North side of Carmel Valley Road, approximately 750 feet from Rancho Santa Fe Farms Road, and legally described as a Portion of the East half of the West half of the Southeast quarter of Section 10, Township 14 South, Range 3 West, San Bernardino Base and Meridian and Parcel A of Parcel Map no. 21048, in the City of San Diego, County of San Diego, State of California, in the RS-1-14 zone within the Pacific Highlands Ranch Plan Area. Specifically, the City Land Surveyor 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 Land Surveyor to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 PM, 10 calendar days from the date of this City Council meeting stating briefly which of the above findings made by the City Land Surveyor was improper or incorrect and the basis for that conclusion. If you have questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Fred LePage (619) 446-5434.

ITEM-251: **Notice** of Pending Final Map Approval - Quinteza Lofts.

Notice is hereby given that the City Land Surveyor has reviewed and will approve on the date of this City Council meeting that certain final map entitled “Quinteza Lofts” (T.M. No. 1239523, PTS No. 353911) located at 3645-3647 Sixth Avenue, in the MR-800 Zone of the Mid-City Community Planned District within the Uptown Community Plan Area, and legally described as lots 11 and 12, in Block 3 of Crittenden Addition, City of San Diego, County of San Diego according to Map No. 303, filed in the Office of the County Recorder of San Diego on October 5, 1886. 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 Land Surveyor to the City Council. A valid appeal must be filed with the City Clerk no later than 2:00 PM, 10 calendar days from the date of this City Council meeting stating briefly which of the above findings made by the City Land Surveyor was improper or incorrect and the basis for that conclusion. If you have questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Frederick R. LePage (619) 446-5434.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT