

REVISED

CITY OF SAN DIEGO COUNCIL AGENDA



COUNCIL PRESIDENT

Myrtle Cole • Fourth District

COUNCIL PRESIDENT PRO TEM

Barbara Bry • First District

COUNCILMEMBERS

- Lorie Zapf • Second District**
- Christopher Ward • Third District**
- Mark Kersey • Fifth District**
- Chris Cate • Sixth District**
- Scott Sherman • Seventh District**
- David Alvarez • Eighth District**
- Georgette Gómez • Ninth District**

**Andrea Tevlin
Independent
Budget Analyst**

**Mara W. Elliott
City Attorney**

**Elizabeth Maland
City Clerk**

Council Chambers, 12th Floor, City Administration Building

Monday, June 25, 2018

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
MONDAY, JUNE 25, 2018, AT 2:00 PM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

ALTERNATE FORMATS

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.

SENATE BILL 343 (LATE-ARRIVING MATERIALS)

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, CITY ATTORNEY, INDEPENDENT BUDGET ANALYST, CITY CLERK
COMMENT**

REQUESTS FOR CONTINUANCE BY COUNCILMEMBERS

UPDATES ON PENDING LEGISLATION (MAYOR'S OFFICE)

PROCLAMATIONS/CEREMONIAL ITEMS (PRESENTED IN CHAMBERS)

The following Proclamations will be presented in Council Chambers and approved by Unanimous Consent unless pulled for discussion.

Item 20: National Alzheimer's and Brain Awareness Month and The Longest Day.

PRESENTED BY COUNCIL PRESIDENT PRO TEM BRY:

Proclaiming June, to be "Alzheimer's and Brain Awareness Month" and June 21, 2018, to be "The Longest Day" in the City of San Diego.

Item S400: Bill Gibbs Day. (Added 6/20/18)

PRESENTED BY COUNCILMEMBER SHERMAN:

Proclaiming June 25, 2018, to be "Bill Gibbs Day" in the City of San Diego.

AGENDA

INFORMATIONAL ITEMS:

Item 200: Annual Report on Internal Financial Control 2017.

Total Estimated Cost of Proposed Action and Funding Source:

No Fiscal Considerations

Council District(s) Affected: Citywide.

Proposed Actions:

This item is informational only.

Committee Actions Taken:

This item was heard at the Audit Committee meeting on May 16, 2018.

ACTION: Motion by Committee Member Hebrank, second by Vice Chair Sherman, to accept the Annual Report on Internal Financial Control 2017 and forward to City Council as an information item.

VOTE: 4-0; Zapf-yea, Sherman-yea, Hebrank-yea, Valdivia-yea, Spencer-not present.

Office of the City Comptroller: Scott Clark, (619) 235-5887

ADOPTION AGENDA, DISCUSSION ITEMS

ADOPTION AGENDA

DISCUSSION, ORDINANCES TO BE INTRODUCED AND ADOPTED:

Item 201: Tax Rate Ordinance for the Maintenance of Zoological Exhibits for FY 2019.

Total Estimated Cost of Proposed Action and Funding Source:

Funding is appropriated in the Fiscal Year 2019 Annual Budget for Zoological Exhibits Maintenance in the amount of \$13,768,168.

Council District(s) Affected: Citywide.

Proposed Actions:

(O-2018-136)

Introduce and adopt an Ordinance declaring pursuant to the provisions of San Diego Charter Sections 75 and 77A, Article XIII A of the State Constitution and the State Legislation adopted pursuant thereto, the fixed rate of taxation to maintain zoological exhibits in Balboa Park of one-half cent (\$0.005) per one hundred dollars' (\$100.00) valuation of taxable property (full value) within the City of San Diego for Fiscal Year 2019.

Committee Actions Taken: N/A

Financial Management: David Onate, (619) 533-4031

City Attorney Contact: Bret A. Bartolotta

Item S402: Fiscal Year 2019 Appropriation Ordinance. (Added 6/21/18)

Total Estimated Cost of Proposed Action and Funding Source:

The Fiscal Year 2019 Appropriation Ordinance appropriates the Fiscal Year 2019 Adopted Budget.

Council District(s) Affected: Citywide.

Proposed Actions:

(O-2018-137)

Ordinance approves the Budget of the City of San Diego for Fiscal Year 2019 and appropriates all of the necessary funds.

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 June 20, 2018.

ACTION: Motion by Councilmember Ward, second by Councilmember Cate, to approve the staff recommendation.

VOTE: 4-0; Bry-yea, Ward-yea, Cate-yea, Gómez-yea.

Financial Management: Matthew Vespi, (619) 236-6882

City Attorney Contact: Brant Will

ADOPTION AGENDA

DISCUSSION, RESOLUTIONS TO BE ADOPTED:

Item 202: Fiscal Year 2019 Tax Appropriations Limit (Gann Limit).

Total Estimated Cost of Proposed Action and Funding Source:

N/A

Council District(s) Affected: Citywide.

Proposed Actions:

(R-2018-627)

Resolution approving the establishment of the Fiscal Year 2019 Tax Appropriations Limit (Gann Limit) in the amount of \$2,982,012,583.

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

Committee Actions Taken: N/A

Financial Management: David Onate, (619) 533-4031

City Attorney Contact: Bret A. Bartolotta

Item 203: Sale of Certain Former Redevelopment Agency Properties in Accordance with the Approved Amended and Restated Long Range Property Management Plan - Southeastern San Diego, Cortez Hill, and Barrio Logan Neighborhoods.

Total Estimated Cost of Proposed Action and Funding Source:

Based on anticipated gross sales proceeds in the cumulative amount of \$1,218,000 from the proposed transactions, less estimated expenses (escrow charges, fees, commissions, etc.) of \$97,440, resulting in estimated net proceeds of \$1,120,560, the City would receive approximately \$190,495 as its share of net sales proceeds which would be revenue to the General Fund. See staff report for additional information.

Council District(s) Affected: 3, 8.

Proposed Actions:

Subitem-A: (R-2018-487)

Resolution of the City Council, acting in its capacity as the board of the Successor Agency to the Redevelopment Agency of the City, approving certain actions related to the Successor Agency's sale of St. Cecilia's Chapel located at 1620 Sixth Avenue in Downtown San Diego in the Centre City Project Area.

Subitem-B: (R-2018-489)

Resolution of the City Council, acting in its capacity as the board of the Successor Agency to the Redevelopment Agency of the City, approving certain actions related to the Successor Agency's sale of Gateway Center Properties located in the Stockton neighborhood of the Southeastern San Diego Community Plan Area.

Subitem-C: (R-2018-488)

Resolution of the City Council, acting in its capacity as the board of the Successor Agency to the Redevelopment Agency of the City, approving certain actions related to the Successor Agency's sale of property located at 917 Cesar E. Chavez Parkway in the Barrio Logan Project Area.

Committee Actions Taken: N/A

Civic San Diego: Jeff Zinner, (619) 533-7122

City Attorney Contact: Kate Malcolm

Item S401: San Ysidro Senior Village Apartments (517 West San Ysidro Boulevard) - Proposed Owner Participation Agreement with SYSV, L.P. - San Ysidro Community Plan Area. (Added 6/20/18)

Total Estimated Cost of Proposed Action and Funding Source:

This action will authorize an expenditure of up to \$5.5 million from the LMIHAF, for the City Loan, as a below-market interest rate affordable housing loan for the development and construction of the Project, and authorize loan repayments to be deposited to the LMIHAF for future affordable housing. Borrower shall pay a Non-refundable Developer Deposit of \$50,000 to CivicSD to cover costs incurred by CivicSD, for the benefit of the City, in connection to this Agreement. See staff report for additional information.

Council District(s) Affected: 8.

Proposed Actions:

(R-2018-635)

Resolution making certain findings and determinations, and approving certain actions, related to the proposed San Ysidro Senior Village Affordable Housing Project.

Committee Actions Taken: N/A

Civic San Diego: Eli Sanchez, (619) 533-7124

City Attorney Contact: Daphne Skogen

ADOPTION AGENDA

DISCUSSION, NOTICED HEARINGS:

Item 204: Adoption of Resolution of Necessity to Acquire Easements on APNs 667-071-20, -21, -22 & -23; 667-071-24 & 25; 667-071-26; 667-071-28 & 29; 667-071-30 & 33, by Eminent Domain for the Otay Truck Route Phase IV East Phase.

Total Estimated Cost of Proposed Action and Funding Source:

Funding in the amount of \$718,901.00 will be coming from the existing Otay Truck Route Capital Improvement Project budget, sourced by Fund 400169 (TransNet) and Fund 600000 (Grant Fund - Federal).

Council District(s) Affected: 8.

Proposed Actions:

(R-2018-628)

Adopt Resolution of Necessity to Acquire Property to expand the Otay Truck Route from two to three lanes.

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

Committee Actions Taken: N/A

Real Estate Assets: Barry Slotten, (619) 236-6724

City Attorney Contact: Jenny Goodman

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 (2) 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 Public Comment is taken toward the end of the Monday afternoon Council session.

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.

Item 250: Submission of Ballot Proposals for the November 6, 2018 Ballot.

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 Committee for review and comment. The proposals must be submitted in time to allow the City Clerk to list on the Council Docket, prior to the election, the ballot proposals which have been referred to Council following Committee review.

The City Clerk has established the following administrative guidelines for the November 6, 2018 election:

<u>DAY</u>	<u>DATE</u>	<u>DAYS BEFORE ELECTION</u>	<u>EVENT</u>
Tuesday	6/5/18	154	LAST DATE (5:00 p.m.) for public, departments and agencies to submit ballot proposals to City Clerk for review by Committee
Wednesday	6/13/18	146	Initial Committee review
Monday	6/25/18	134	Council Docket (PUBLIC NOTICE) lists proposals discussed by Committee and referred for a second discussion, and proposals already through Committee twice and referred to Council.
Wednesday	7/11/18	118	2nd Committee Review of proposed ballot measures for which the Rules Committee requested further review and analysis.
Monday	7/16/18	113	Council Docket (PUBLIC NOTICE) lists proposals discussed by Committee and referred to Council.
Monday – Tuesday	7/23/18 - 8/6/18	106 – 92	Council may discuss measures and direct City Attorney to prepare ordinances placing measures on the ballot. Council adopts ordinances prepared by City Attorney

Friday	8/10/18	88	Last day for City Clerk to file with Registrar of Voters all elections material
Monday	8/20/18	78	Impartial and Fiscal Analyses and ballot titles/summaries due to the City Clerk
Thursday	8/23/18	75	Last day to file ballot arguments with City Clerk

If you have questions, please contact the Office of the City Clerk at (619) 533-4000.

Item 251: Ballot Measures Forwarded for 2nd Committee Review.

The following ballot measures have been referred from the April 11, 2018, Rules Committee meeting for a second hearing by the committee on July 11, 2018, for consideration for placement on the November 8, 2018 ballot:

- Amend to Charter Section 12: The Council
- Independent Commission on Police Practices

The following ballot measure has been referred from the May 16, 2018, Rules Committee meeting for a second hearing by the committee on July 11, 2018, for consideration for placement on the November 8, 2018 ballot:

- Amend City Charter Section 225, Mandatory Disclosure of Business Interests

The following ballot measures have been referred from the June 13, 2018, Rules Committee meeting for a second hearing by the committee on July 11, 2018, for consideration for placement on the November 8, 2018 ballot:

- San Diego Housing Federation Proposed Housing Bond
- Ethics Reform and Phase-In of Salary Adjustments for Elected Officials Proposal
- Amend Charter Section 55 to authorize aquatic safety and junior lifeguard uses in dedicated parkland; or (2) have the voters approve the City of San Diego Aquatic Safety and Junior Lifeguard Facilities as authorized use of dedicated coastal parkland and Mission Bay, pursuant to the approval process contained in Charter Section 55

- Recommended Changes to City of San Diego Charter (Article VI, Section 66: Board of Education) regarding Local School Board Election Process
- Amend the San Diego City Charter to Modernize and Align for Accountability City Employee Recruitment and Hiring Roles and Responsibilities.

The Council may discuss measures and adopt ordinances prepared by City Attorney to place measures on the ballot at Council meetings between July 23, 2018 to August 6, 2018.

NON-AGENDA ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT