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CITY OF SAN DIEGO COUNCIL DOCKET



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Todd Gloria • Third District
Myrtle Cole • Fourth District
Mark Kersey • Fifth District
Chris Cate • Sixth District
Scott Sherman • Seventh District
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, December 14, 2015

**AGENDA FOR THE
REGULAR COUNCIL MEETING OF
MONDAY, DECEMBER 14, 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.

PROCLAMATIONS/CEREMONIAL ITEMS

NOTE: The following Proclamations will be heard at this meeting provided the City Council suspends the Permanent Rules in accordance with Rule 2.12. The suspension would allow for the items to be heard on Monday instead of Tuesday.

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

ITEM-20: 25th Anniversary of Univision San Diego Day.

PRESENTED BY MAYOR FAULCONER AND COUNCILMEMBER CATE:

Proclaiming December 14, 2015, to be the "25th Anniversary of Univision San Diego Day" in the City of San Diego.

ITEM-21: Dr. Suzanne E. Afflalo Day.

PRESENTED BY COUNCILMEMBER COLE:

Proclaiming December 14, 2015, to be "Dr. Suzanne E. Afflalo Day" in the City of San Diego.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

COMMITTEE ON AUDIT:

ITEM-150: City Auditor's Performance Audit of the City's Financial Condition. (Citywide)

TODAY'S ACTION IS:

Receive and accept the City Auditor's Performance Audit of the City's Financial Condition.

SUPPORTING INFORMATION:

FISCAL CONSIDERATION: N/A

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The report was presented at the Audit Committee meeting on September 16, 2015.

ACTION: Motion by Committee Member Valdivia, second by Committee Member Hebrank, to accept the report and forward to Council with direction to the Auditor's Office for an additional contingent liability analysis.

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: Chris Kime\619-533-3030

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

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
BUDGET AND GOVERNMENT EFFICIENCY COMMITTEE:

ITEM-151: City of San Diego Fiscal Year 2017-2021 Five-Year Financial Outlook.

TODAY'S ACTION IS:

City of San Diego Fiscal Year 2017-2021 Five-Year Financial Outlook.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

The purpose of the City of San Diego Fiscal Year 2017-2021 Five-Year Financial Outlook (Outlook) is to give the City Council and the general public information to facilitate an informed discussion regarding the City's needs; and serve as the guiding document during the development of the FY 2017 Adopted Budget.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTION:

The FY 2017-2021 Five-Year Financial Outlook was heard at the Budget and Government Efficiency Committee meeting on November 19, 2015.

ACTION: Motion by Councilmember Cole, second by Councilmember Alvarez, to forward the report to Council.

VOTE: 3-0; Gloria-yea, Cole-yea, Alvarez-yea, Kersey-not present, Sherman-not present.

Vespi/Lewis

Primary Contact\Phone: Raul Gudino\619-236-6913

Secondary Contact\Phone: Tracy McCraner\619-236-6218

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
BUDGET AND GOVERNMENT EFFICIENCY COMMITTEE:

ITEM-152: Fiscal Year 2016 First Quarter Budget Monitoring Report No. 15-094.

ITEM DESCRIPTION:

This item is to present to the City Council the Fiscal Year 2016, First Quarter Budget Monitoring Report (First Quarter Report). The First Quarter Report presents projection for the major General Fund revenues, a status of the new positions added in the Fiscal Year 2016, Adopted Budget, Public Safety Department overtime projections, updates on eleven strategic initiatives and significant items of focus identified by Financial Management, and an update on the General Fund reserves and Non-General Fund Risk Management reserves,

TODAY'S ACTION IS:

Informational item only.

SUPPORTING INFORMATION:

FISCAL CONSIDERATIONS:

None, this report is an Informational Item only.

PREVIOUS COUNCIL AND/OR COMMITTEE ACTIONS:

This item was heard at the Budget and Government Efficiency Committee meeting on November 19, 2015, and forwarded to full Council on December 14, 2015.

ACTION: Motion by Councilmember Alvarez, second by Councilmember Cole, to forward the item to Council.

VOTE: 4-0; Gloria-yea, Cole-yea, Sherman-yea, Alvarez-yea, Kersey-not present.

McCraner/Lewis

Primary Contact\Phone: Vanessa Montenegro\619-566-6371, MS 8A

Secondary Contact\Phone: Michele Kelley\619-236-5556, MS 8A

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 ON TUESDAY AT 9:00 A.M.

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: Submission of Ballot Proposals for the June 7, 2016 Ballot.

**SUBMISSION OF BALLOT PROPOSALS
FOR THE JUNE 7, 2016 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.

Therefore, the City Clerk has established the following administrative guidelines for the June 7, 2016, election.

<u>DAY</u>	<u>DATE</u>	<u>DAYS BEFORE ELECTION</u>	<u>EVENT</u>
Tuesday	1/5/16	154	LAST DATE (5:00 p.m.) for public, departments and agencies to submit ballot proposals to City Clerk for review by Committee
Wednesday	1/13/16	146	Committee review
Monday	1/25/16	134	Council Docket (PUBLIC NOTICE) lists proposals referred by Committee
Monday	2/1/16	127	Council to discuss propositions and direct City Attorney to prepare ordinances placing measures on the ballot
Monday	2/22/16	106	Council adopts ordinances prepared by City Attorney
Friday	3/11/16	88	Last day for City Clerk to file with Registrar of Voters all elections material
Thursday	3/24/16	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: **Notice** of Pending Final Map Approval - Oyster Shell Condominiums.

Notice is hereby given that the City Engineer has reviewed and will approve on the date of this City Council meeting that certain final map entitled “Oyster Shell Condominiums” (T.M. No. 10079, PTS No. 444082) in the R-301263 zone, within the La Jolla Council District 1, a copy of which is available for public viewing at the office of the San Diego City Clerk. 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 Engineer 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 Engineer 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