




Memorandum

August 13, 2007

To: City Attorney Mike Aguirre

From: Jay Goldstone
Acting COG 

Subject: City of San Diego v. Sunroad Enterprises

I have received a copy of your memo to Mayor Sanders regarding alleged conduct by Jim Waring regarding the height of the Centrum I Tower. I am responding on behalf of the Mayor, who as you know is on vacation. We have been unsuccessful in reaching Mr. Waring, who is traveling outside of the country, to verify the contact that is being alleged in your memo to us.

But if the contacts that are being alleged did in fact occur, they were made without the knowledge or consent of Mayor Sanders and are completely inappropriate. The only opinion that matters is that of Mayor Sanders and his perspective on this issue is clear and is one that has been communicated repeatedly: Sunroad must reduce the size of its building immediately to 160 feet. There will be no negotiation or compromise from this position. Mayor Sanders believes so strongly in this perspective that on his orders DSD issued the Restoration and Abatement Orders to bring the building back into lawful compliance. The Mayor has also consistently supported the City's lawsuit to reduce the size of the building.

I have spoken with both Marcela Escobar Eck, director of DSD, and Jim Barwick, READ director. They were both fully aware of the Mayor's position on this issue and assured me that they would do everything necessary to reduce the building to 160 feet.

It is difficult to comment further on Mr. Waring's action without first speaking with him. Once I do speak with him, I will have more to report.

cc: Honorable Councilmembers
Jim Waring
Marcela Escobar Eck, DSD
Jim Barwick, READ