REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, JULY 17, 1975
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING
CHARLES C. DAIL CONCOURSE

Present-Councilmen Hubbard, Williams, Martinet, Ellis and Deputy Mayor Johnson.
Absent--Councilmen O'Connor, Morrow, Haro and Mayor Wilson.
Clerk---Edward Nielsen.

Deputy Mayor Johnson called the Regular Meeting to order at 8:40 a.m.

(Item 1)
Roll Call was taken.

(Item 2)
Deputy Mayor Johnson introduced Reverend Charles E. Dennis, La Jolla United Methodist Church, who gave the Invocation.

(Item 3)
Councilman Hubbard led the Pledge of Allegiance.

(Item 4)
A proposed Resolution, authorizing the Purchasing Agent to sell two lifeguard vehicles which have been surveyed and are no longer desirable for retention by the City, to the City of Tijuana, Rosarito Delegation, for the sum of $200, was presented.

Legislative Representative Clay introduced the City of Tijuana, Rosarito Delegation, who were present: Rafael Riesgo Czsillzes-Deputy Mayor of Tijuana, Juan Ojada-Mayor of Rosarito, Jesus Fontes-Councilman of Tijuana, Fire Chief Arce-Fire Department of Tijuana. Mr. Clay introduced Lou Cramer, Cramer Corporation, and the lifeguards who participated in the training of the Mexican lifeguards who would be using the lifeguard vehicles for rescue purposes.

Fire Chief Arce presented a plaque to Deputy Mayor Johnson expressing his appreciation.

Deputy Mayor Czsillzes of Tijuana, Mayor Ojada of Rosarito and Councilman Fontes of Tijuana expressed the appreciation and thanks from the people of their cities to Deputy Mayor Johnson and the Council.

Deputy Mayor Johnson presented the keys and bills of sale to Deputy Mayor Czsillzes of Tijuana and Mayor Ojada of Rosarito and expressed a desire for continued good relations between the Country of Mexico and the United States.

Lou Cramer, Cramer Corporation, expressed his pleasure at being allowed to participate in such a worth while project between the two countries.

RESOLUTION 213806, authorizing the Purchasing Agent to sell two lifeguard vehicles which have been surveyed and are no longer desirable for retention by the City, to the City of Tijuana, Rosarito Delegation, for the sum of $200, was adopted on motion of Councilman Williams.

(Item 5)
Ted C. Gavett, Cdr. U.S.N., Ret., presented and introduced Japanese youths visiting on the M-D4 Lions International Youth Exchange Program.
One of the visiting youths presented Deputy Mayor Johnson with a certificate expressing their appreciation to the Lions and the City of San Diego.

(Item 6)
Deputy Mayor Johnson welcomed thirty-seven students from Valhalla High School, accompanied by Mrs. Marianne Johnson.
Deputy Mayor Johnson addressed the group.

(Item 7)
Deputy Mayor Johnson welcomed forty students from Morse High School and Madison High School, accompanied by Mrs. Marge Cole.
Councilman Williams addressed the group.

(Item 9)
A communication from David Irving, representing Nude Beaches Committee, requesting permission to address the Council regarding surveys and recommendations pertaintng to additional Swimsuit Optional Zones within the City, was presented.
David Irving appeared to speak regarding said communication.
The motion of Councilman Ellis to file failed, due to lack of five affirmative votes, by the following vote: Yeas-Councilmen Hubbard, Martinet, Ellis and Deputy Mayor Johnson. Nays-Councilmen O'Connor and Williams. Absent-Councilmen Morrow, Haro and Mayor Wilson.
The motion of Councilwoman O'Connor to refer the communication to the Committee on Rules, Legislation and Intergovernmental Relations for referral to the Committee on Public Facilities and Recreation for review, failed due to lack of five affirmative votes, by the following vote: Yeas-Councilmen O'Connor, Williams and Deputy Mayor Johnson. Nays-Councilmen Hubbard, Martinet and Ellis. Absent-Councilmen Morrow, Haro and Mayor Wilson.
The item was continued to the docket of July 24, 1975, as unfinished business.

The Council considered requests for continuances: Items 100, 104, 105 and 101.

(Item 100)
NOTICED HEARINGS: Continued from the Meeting of April 17, 1975. Matter of proposed acquisitions and improvements in San Diego Park District No. 8 (Del Mar Heights) under the provisions of the San Diego Park District Procedural Ordinance of 1969 - Resolution of Intention 212725.
RESOLUTION 213807, continuing the hearings on the proposed acquisitions and improvements in San Diego Park District No. 8 (Del Mar Heights), under the provisions of the San Diego Park District Procedural Ordinance of 1969, under Resolution of Intention No. 212725, adopted March 6, 1975, continued from the meeting of April 17, 1975, to the hour of 2:00 p.m., Thursday, September 25, 1975, was adopted on motion of Councilwoman O'Connor.
City Manager McKinley spoke on the continuance.

(Item 104)

NOTICED HEARINGS: Construction of Water Mains in Arroyo Sorrento Road, Tierra Del Sur, and an unnamed street on Resolution of Intention No. 213415.

City Manager McKinley spoke on the continuance.

RESOLUTION 213808, continuing the hearings on the proposed construction of Water Mains in Arroyo Sorrento Road, Tierra Del Sur, and an unnamed street, under Resolution of Intention No. 213415, adopted May 29, 1975, to the hour of 8:30 a.m., Thursday, August 14, 1975, was adopted on motion of Councilman Martinet.

(Item 105)

OTHER RESOLUTIONS: Continued from the Meeting of June 19, 1975. Three Resolutions approving the acceptance by the City Manager of deeds relative to dedicating and naming Tierra Del Sur: a) L. W. and Bernice L. Southerland (street purposes); b) Leigh C. and Beatriz M. Rhett (street purposes); and c) Giuseppe and Angelina Marandino (street purposes).

City Manager McKinley spoke on the continuance.

On motion of Councilman Martinet, the hearing was continued to Thursday, August 14, 1975, 8:30 a.m., at the City Manager's request.

(Item 101)

NOTICED HEARINGS: Continued from the Meetings of April 24, May 8, and 15, and June 12 and 19, 1975. AREA 2 - PORTION Matter of rezoning all that CA zoned property consisting of 49 acres, in the Navajo Community Area, located south of Navajo Road, north and east of Jackson Drive, from Zone CA to Zone CA-S.

Dorothy Leonard appeared to speak regarding the continuance.

City Attorney Witt answered questions directed by the Council.

On motion of Councilman Ellis, the hearing was continued to Thursday, September 11, 1975, 8:30 a.m., for the Planning Commission to hear proposals to modify the "S" zones.

Items 102 and 103 were considered simultaneously by the Council.

(Item 102)

The hour of 8:30 a.m. having arrived, Deputy Mayor Johnson announced this was the time and place set for the hearing on vacating portions of Nob Avenue, Condesa Drive, Pine Needles Drive, Cordero Road, De Mayo Road, El Amiga Road, & La Amatista Road, & The Alleys in Blocks 13, 33, & 34, Del Mar Heights & Block 13, Del Mar - under Resolution of Intention 213472. It was reported that no written protests had been received.

(Item 103)

The hour of 8:30 a.m. having arrived, Deputy Mayor Johnson announced this was the time and place set for the hearing on the proposal to establish certain new building setback lines in Del Mar Heights Subdivision as follows: a) 35-foot front yard setback in the northerly half of Blocks 14, 15, and 35; b) 35-foot front yard setback in the southerly half of Blocks 12, 13, and 33; c) 32-foot front yard setback in the westerly half of Block 36; d) 15-foot front yard setback from old property line in the westerly half of Blocks 29 and 30, south-

(Items 102 & 103 - Continued)
erly half of Block 31, and northerly half of Block 33; and e) 65-foot front yard setback from centerline in the northerly half of Blocks 32 and 34 and the southerly half of Block 56. It was reported that no written protests had been received.

J. R. Crosby, Engineering and Development Department, answered questions directed by the Council.

Kendall Scherry, Len Emerson, Elroy Klein, Vick Velcheck, Gary Dunsmore and Edna Lindsay appeared to speak regarding the matter.

The motion of Councilman Martinet to close the hearings on Items 102 & 103 and adopt the proposed Resolutions died for lack of a second.

Deputy Mayor Johnson stepped down from the Chair and Acting Mayor Williams assumed the Chair.

The hearing was closed, the following Resolutions adopted and Item 103 was filed, on motion of Councilman Johnson, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Ellis and Acting Mayor Williams. Nays-Councilman Martinet. Absent-Councilman Morrow, Haro and Mayor Wilson.

RESOLUTION 213809, certifying that the information contained in Environmental Negative Declaration No. 73-2-018C has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council; and

RESOLUTION 213810, denying the proposed vacation of portions of Nob Avenue, Condesa Drive, Pine Needles Drive, Cordero Road, De Mayo Road, El Amiga Road, and La Amatista Road and the Alleys in Blocks 13, 33, and 34, Del Mar Heights and Block 13, Del Mar, under Resolution of Intention No. 312472, adopted June 5, 1975, and abandoning the proceedings.

Deputy Mayor Johnson assumed the Chair.

Deputy Mayor Johnson recessed the Meeting at 9:55 a.m. Upon reconvening at 10:12 a.m., the Roll Call showed Councilmen O'Connor, Morrow, Haro and Mayor Wilson.

(Item 106)

The hour of 8:30 a.m. having arrived, Deputy Mayor Johnson announced this was the time and place set for the hearing on the matter of adopting an "Energy Conservation Element" as an amendment to the City's General Plan text. The proposed Energy Conservation Element seeks to address aspects of the "energy crisis" that appear susceptible to resolution or modification by governmental efforts of The City of San Diego. Both short- and long-term measures are identified that might feasibly be undertaken by the City to assure maintenance of a reasonable balance locally between future energy supply and demand. It was reported that no written protests had been received.

No one appeared to be heard.

The hearing was closed and the following Resolutions were adopted on motion of Councilman Ellis:

RESOLUTION 213811, certifying that Environmental Negative Declaration No. 74-4-021C has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council; and

RESOLUTION 213812, approving as an element of the "Progress Guide and General Plan for the City of San Diego" that amendment entitled "Energy Conservation Element."

(Item 109)

A proposed Resolution, authorizing the President of the Board of Administration of the San Diego City Employees' Retirement System, to execute an agreement with Little, Church & Chapin, Inc., to provide actuarial services to the Retirement System for fiscal year 1975-76 with two one-year renewal periods extending to June 30, 1978, was presented.

Retirement Officer Logan answered questions directed by the Council.

RESOLUTION 213813, authorizing the President of the Board of Administration of the San Diego City Employees' Retirement System, to execute an agreement with Little, Church & Chapin, Inc., to provide actuarial services to the Retirement System for fiscal year 1975-76 with two one-year renewal periods extending to June 30, 1978, was adopted on motion of Councilman Hubbard.

(Item 110)

A proposed Resolution, approving the selection of Scudder, Stevens and Clark, Inc., as investment counsel to the Board of Administration of the San Diego City Employees' Retirement System; authorizing the Board of Administration, acting by and through its President, to execute a two-year agreement for investment counseling services, was presented.

Retirement Officer Logan answered questions directed by the Council.

RESOLUTION 213814, approving the selection of Scudder, Stevens and Clark, Inc., as investment counsel to the Board of Administration of the San Diego City Employees' Retirement System; authorizing the Board of Administration, acting by and through its President, to execute a two-year agreement for investment counseling services, was adopted on motion of Councilwoman O'Connor.

Coleman Conrad, Committee Consultant for Committee on Rules, Legislation and Intergovernmental Relations, answered questions directed by the Council.

(Item 111)

Two Resolutions, relative to the Negotiated Sale of a portion of Lot 243, University City Manor Unit No. 3, were presented.

The Council discussed the item.

RESOLUTION 213815, certifying that the information contained in Environmental Negative Declaration No. 75-03-07P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council, was adopted on motion of Councilman Martinet.

RESOLUTION 213816, authorizing the divestment of City's interest by Negotiated Sale for the sum of $155,750; authorizing the execution of a Grant Deed granting to the Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints, was adopted on motion of Councilman Martinet.

(Item 112)

An item in the matter of the application of Rancho Bernardo Antenna System for authority to increase its charges for community antenna television service, was presented.

City Manager McKinley answered questions directed by the Council.

On motion of Councilman Martinet, the City Manager was directed to undertake a rate study and analysis of the data submitted and report his findings to the Council within 90 days.

(Item 113)

A proposed Resolution, directing the City Manager, City Attorney, and Legislative Representative to take such action as is necessary and appropriate to oppose the U. S. Postal Service Mail Delivery Policy pertaining to new residential developments insofar as it pertains to the requirement that curbside mailboxes be furnished by the residents of new residential developments, was presented.

The Council discussed the item.

RESOLUTION 213817, directing the City Manager, City Attorney, and Legislative Representative to take such action as is necessary and appropriate to oppose the U. S. Postal Service Mail Delivery Policy pertaining to new residential developments insofar as it pertains to the requirement that curbside mailboxes be furnished by the residents of new residential developments, was adopted on motion of Councilwoman O'Connor.

(Item 114)

RESOLUTION 213818, declaring that The City of San Diego is opposed to the proposal for State Revenue Sharing with cities which accompanies a communication dated June 5, 1975, from the Honorable Lee.H. Davis, Mayor of Modesto and President of the League of California Cities, and which proposal would establish a 10% override to be added to the amount due under the State personal income, bank and corporation taxes, was adopted on motion of Councilman Ellis.

(Item 115)

The following Ordinance was passed on the day of its introduction, to-wit, on July 17, 1975, said Ordinance being of the kind and character authorized for passage on introduction by Section 16 of the Charter.

Reading in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and there was available for the consideration of each member of the Council and the public prior to the day of its passage written or printed copies of said Ordinance.

ORDINANCE 11653 (New Series), ordering, calling, providing for and giving notice of a Special Election to be held in the City on September 16, 1975, for the purpose of submitting to the qualified voters a proposition amending the Charter and consolidating said Special Municipal Election with the Municipal Primary Election to be held in said City on September 16, 1975, was adopted on motion of Councilman Ellis, by the following vote: Yeas-Councilmen O'Connor, Hubbard, Williams, Martinet, Ellis and Deputy Mayor Johnson. Nays-None. Absent-Councilmen Morrow, Haro and Mayor Wilson.

(Item 116)

A proposed Resolution, consenting to consolidation of part of San Diego Community College District Bond Election with City of San Diego Municipal Primary Election to be held Tuesday, September 16, 1975, was presented.

City Clerk Nielsen answered questions directed by the Council.

RESOLUTION 213819, consenting to consolidation of part of San Diego Community College District Bond Election with City of San Diego Municipal Primary Election to be held Tuesday, September 16, 1975, was adopted on motion of Councilman Ellis.

(Unanimous Consent #1)

By Unanimous Consent granted to Deputy Mayor Johnson, a proposed Resolution, endorsing the review by the CPO Board of Directors of the recommendations submitted by Mayor Paul W. Fordem of La Mesa, California, in a letter dated June 16, 1975, relative to the Comprehensive Planning Organization ("CPO") budget, with the deletion of paragraph 1 entitled "Salary Schedule," paragraph 5 entitled "Special Departmental Expense" and paragraph 8 entitled "Advertising.", was presented.

The motion of Councilwoman O'Connor to adopt the proposed Resolution received no vote at this time.

On motion of Councilman Hubbard, the proposed Resolution was amended to include that the City's CPO delegate report back to the City Council on the action of the CPO Board relative to the suggestions of the

Coleman Conrad, Committee Consultant, Committee on Rules, Legislation and Intergovernmental Relations, answered questions directed by the Council.

RESOLUTION 213820, endorsing the review by the CPO Board of Directors of the recommendations submitted by Mayor Paul W. Fordem of La Mesa, California, in a letter dated June 16, 1975, relative to the Comprehensive Planning Organization ("CPO") budget, with the deletion of paragraph 1 entitled "Salary Schedule," paragraph 5 entitled "Special Departmental Expense" and paragraph 8 entitled "Advertising", was adopted, as amended, on motion of Councilwoman O'Connor.

(Unanimous Consent #2)

By Unanimous Consent granted to City Manager McKinley, a proposed Resolution, authorizing Fire Battalion Chief William Kent to travel to Denver, Colorado, for the purpose of giving the introductory speech and participating in a two-day seminar sponsored by the National Fire Protection Association to be conducted during the period July 20 through July 22, 1975; all expenses except salary incident to and associated with this travel during this period shall be at no expense to the City but shall be paid by the National Fire Protection Association, was presented.

City Manager McKinley answered questions directed by the Council.

RESOLUTION 213821, authorizing Fire Battalion Chief William Kent to travel to Denver, Colorado, for the purpose of giving introductory speech and participating in a two-day seminar sponsored by the National Fire Protection Association to be conducted during the period July 20 through July 22, 1975; all expenses except salary incident to and associated with this travel during this period shall be at no expense to the City but shall be paid by the National Fire Protection Association, was adopted on motion of Councilman Martinet.

(Unanimous Consent #3)

By Unanimous Consent granted to Councilman Ellis, a proposed Resolution, supporting Application 53369 of San Diego Gas and Electric Company before the Public Utilities Commission of the State of California seeking authority to construct and operate Encina Unit 5, was presented.

The Council discussed the matter.

RESOLUTION 213822, supporting Application 53369 of San Diego Gas and Electric Company before the Public Utilities Commission of the State of California seeking authority to construct and operate Encina Unit 5, was adopted on motion of Councilman Ellis, by the following vote: Yeas-Councilmen Hubbard, Williams, Martinet, Haro and Deputy Mayor Johnson. Nays-Councilwoman O'Connor. Absent-Councilman Morrow, Haro and Mayor Wilson.

(Unanimous Consent #4)

By Unanimous Consent granted to City Manager McKinley, a proposed Resolution, authorizing the City Manager to enter into an agreement with the City of El Cajon, the City of San Diego, Lakeside Sanitation District, Alpine Sanitation District, Santee County Water District, and the County of San Diego for the construction, operation and use of certain sewer facilities, was presented.

City Manager McKinley answered questions directed by the Council.

The Council discussed the matter but took no action at this time.

The item was trailed.

Deputy Mayor Johnson recessed the Meeting at 11:20 a.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:04 p.m., the Roll Call showed Councilmen Williams, Morrow, Haro and Mayor Wilson absent.

(Item 8)

RESOLUTION 213823, awarding the aggregate amount of Thirteen Million Five Hundred Thousand Dollars ($13,500,000) in Tax Anticipation Notes to the best bidder and rejecting all other bids, and amending Resolution No. 213736 as it relates to date of said notes, was adopted on motion of Councilman Ellis.

(Item 107 - CASE NO. 7504)

The hour of 2:00 p.m. having arrived, Deputy Mayor Johnson announced this was the time and place set for the hearing on the appeal of Darlene M. Hanson from the decision of the Old San Diego Planned District Review Board in denying the application of Yankee Jim's Grubhouse, under Case No. 7504, for a permit for graphic representation on the side of the building at 3928 Twiggs Street, in the Old San Diego Planned District. It was reported that no written protests had been received.

Assistant Planning Director Van Cleave answered questions directed by the Council.

Darlene M. Hanson appeared to speak in favor of the appeal.

On motion of Councilwoman O'Connor, the matter was continued, for further review, to July 24, 1975.

(Item 108)

The hour of 2:00 p.m. having arrived, Deputy Mayor Johnson announced this was the time and place set for the hearing on the appeal of Bruce R. Dammann from the decision of the City Engineer in denying his application submitting a preliminary plat plan for two single-family residences on Lots K and L, Block 347, Horton's Addition, located on the west side of Brant Street at Redwood Street Closed. Section 62.0207 of the San Diego Municipal Code says that no building permit shall be issued unless the street adjacent to the property is improved to City standards with curb, sidewalk and paving. It was reported that no written protests had been received.

J. R. Crosby, Engineering and Development Department, answered questions directed by the Council.

The motion of Councilman Williams to continue the matter to July 31, 1975, for further review, received no vote at this time.

Bruce Dammann and Brian O'Donald appeared to speak regarding the matter.

The vote was then taken of the motion of Councilman Williams to continue to July 31, 1975, for further review, which passed unanimously.

(Unanimous Consent #4 - Continued)

Deputy City Manager Lockwood answered questions directed by the Council.

RESOLUTION 213824, authorizing an agreement with the City of Elcajon, the City of San Diego, Lakeside Sanitation District, Alpine Sanitation District, Santee County Water District, and the County of San Diego for the construction operation and use of certain sewer facilities, was adopted on motion of Councilman Martinet.

(Unanimous Consent #5)

By Unanimous Consent granted to Councilman Hubbard, a proposed Resolution, authorizing an agreement with San Diego Community College District to establish a Joint Advisory Recreation Committee for the purpose of making recommendations to the respective governing bodies on financing recreational capital improvement projects and programs, was presented.

City Manager McKinley answered questions directed by the Council.

RESOLUTION 213825, authorizing an agreement with San Diego Community College District to establish a Joint Advisory Recreation Committee for the purpose of making recommendations to the respective governing bodies on financing recreational capital improvement projects and programs, was adopted on motion of Councilman Hubbard.

There being no further business to come before the Council at this time, by Unanimous Consent granted to Deputy Mayor Johnson, the Regular Meeting was adjourned at 2:51 p.m. in memory of C. Hardy Wellington, a member of a pioneer San Diego family, and Edward A. Smith, retired personnel supervisor for Pacific Telephone Company, on motion of Councilman Hubbard.

Mayor of The City of San Diego, California

ATTEST: [signature]

City Clerk of The City of San Diego, California