

REGULAR MEETING OF THE COUNCIL OF THE CITY OF  
SAN DIEGO, CALIFORNIA - WEDNESDAY, OCTOBER 15, 1975  
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING  
CHARLES C. DAIL CONCOURSE  
2:00 p.m.

Present-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet,  
Ellis, Haro and Mayor Wilson.

Absent--None.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 2:07 p.m.

(Item 1)

Roll Call was taken.

(Item 2)

A report on the Obligations and Contracts in excess of \$10,000 approved by the RETC Policy Board on September 29, 1975, and submitted to the City Council for confirmation regarding (a) First Amendment to Agreement with National Steel and Shipbuilding Company, (b) Sixth Amendment to Agreement with San Diego Jobs For Progress, Inc., (c) Second Amendment to Agreement with San Diego County Minority Employment Plan For The Construction Industry, Inc., (d) Fourth Amendment to Agreement with Council of Pilipino-American Organizations of San Diego County, Inc., and (e) Tymshare, Inc., was presented.

Michael Yaffa, Assistant Director, RETC, appeared to speak regarding the report and answered questions directed by the Council.

RESOLUTION 214437, assenting to the following obligations and contracts in excess of \$10,000 of the Regional Employment and Training and Consortium, approved by its Policy Board on September 29, 1975, and submitted to the Council for confirmation pursuant to the Joint Powers Agreement: (a) First Amendment to Agreement with National Steel and Shipbuilding Company - \$300,000, (b) Sixth Amendment to Agreement with San Diego Jobs for Progress, Inc. - \$1,136,006, (c) Second Amendment to Agreement with San Diego County Minority Employment Plan for the Construction Industry, Inc. - \$120,579, (d) Fourth Amendment to Agreement with Council of Pilipino-American Organizations of San Diego County, Inc. - \$179,030, and (e) Tymshare, Inc. - \$46,500, was adopted on motion of Councilman Williams by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Ellis, Haro, and Mayor Wilson. Nays-Councilman Hubbard. Absent-None.

(Item 3)

Minutes of the Regular Meeting of July 23, 1975, the Special Meeting of July 23, 1975, and the Regular Meetings of August 7, 1975, 8:30 a.m. and 2:00 p.m., were presented by the City Clerk.

On motion of Councilman Johnson, said Minutes were approved without reading, after which they were signed.

(Item 4)

A Report from the City Manager with respect to the application from Rancho Bernardo Antenna Systems Inc., for an increase in cable television rates in Rancho Bernardo was presented.

City Manager McKinley spoke requesting a continuance of the matter to allow a public hearing before the Committee on Transportation and Land Use.

On motion of Councilman Johnson, the Report was accepted and the matter referred to the Committee on Transportation and Land Use for public hearing on November 18, 1975.

(Item 5)

A communication from Jimmie Edgar Foster, representing The Sixty-Eighth Street and Benson Street Improvement Committee, requesting permission to address the Council regarding installation of speed berms on 68th Street, was presented.

Jimmie Edgar Foster appeared to speak regarding said communication.

On motion of Councilman Williams, the communication was referred to the City Manager for a report to Council and Mr. Foster within two weeks.

City Manager McKinley answered questions directed by the Council.

There were no requests for continuances.

The Council considered that portion of the Consent Agenda dealing with Ordinances Introduced at a Previous Meeting, Ready for Dispensing with the Reading and Adoption: Item 20.

The following Ordinance was introduced at the Meeting of October 2, 1975.

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, a written or printed copy of said Ordinance.

The following Ordinance was adopted on motion of Councilman Williams, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Martinet, Ellis, Haro and Mayor Wilson. Nays-None. Absent-None.

(Item 20 - CASE NO. 48-74-4)

ORDINANCE 11708 (New Series), incorporating Lots 13 and 14, Garden Villa Tract (Palm City Sanitation District Sewage Treatment Plant Site) into A-1-10 Zone, as defined by Section 101.0404 of the San Diego Municipal Code by repealing Ordinance No. 7606 (New Series), adopted September 26, 1957, of the Ordinances of The City of San Diego insofar as the same conflicts herewith.

The Council considered that portion of the Consent Agenda dealing with Resolutions: Items 50, 51, 52, 53, 54a, 55, 56, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 72, 74, 75, 76, 77, 78, 79, 80, 82, 101, and 102.

On motion of Councilman Morrow, the Resolutions were adopted.

Assistant City Attorney Teaze answered questions directed by Councilman Morrow regarding Item 54a.

Upon realizing that Item 54a had been adopted by a previous motion, Councilman Morrow moved to reconsider that portion of the Consent Agenda dealing with Resolutions, which passed unanimously.

The Council considered that portion of the Consent Agenda dealing with Resolutions: Items 50, 51, 52, 53, 54b, 55, 56, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 72, 74, 75, 76, 77, 78, 79, 80, 82, 101, and 102.

(Item 50)

The following Resolutions, relative to awarding contracts, were adopted on motion of Councilman Williams:

RESOLUTION 214438, Sim J. Harris Company, for the purchase of approximately 900 tons liquid asphalt, for a total cost, including tax and terms, of \$71,740.80, with an option to purchase an additional estimated 900 tons 6 months after initial delivery at a price not to exceed the original bid price by more than 7%;

RESOLUTION 214439, San Diego Office Supply and Stationers Corporation for the purchase of calendars for 1976, for a total cost of \$4,596.70;

RESOLUTION 214440, R. W. Little Co., Inc., for sandblasting and painting for an actual cost of \$2,100;

RESOLUTION 214441, Equipment Engineering, for the purchase of three ten ton service Jacks, for an actual cost, including tax and terms, of \$1,688.69; and

RESOLUTION 214442, Equipment Engineering Co., for the purchase of one each engine analyzer for an actual cost, including tax and terms, of \$4,558.00.

(Item 51)

The following Resolutions, relative to awarding contracts, were adopted on motion of Councilman Williams:

RESOLUTION 214443, B. Hayman Co., Inc., for the purchase of one each triplex power mower for an actual cost, including tax and terms, of \$2,671.20; and

RESOLUTION 214444, Helix Wholesale, for the purchase of one trailer mounted tar pot for a total cost, including tax and terms, of \$1,378.00.

(Item 52)

RESOLUTION 214445, approving the assignment of contractual rights by Utility Trailer Sales Co. to Universal Truck Body, Inc., for furnishing Heil repair parts for a period of one year ending October 31, 1975, with an option to renew contract for an additional one year period, was adopted on motion of Councilman Williams.

(Item 53)

The following Resolutions, relative to inviting bids, were adopted on motion of Councilman Williams:

RESOLUTION 214446, furnishing xerographic toner as may be required for a period of one year ending December 31, 1976, in accordance with Specifications Document No. 752909;

(Item 53 - Continued)

RESOLUTION 214447, furnishing powdered activated carbon, in accordance with Specifications Document No. 752910; and

RESOLUTION 214448, furnishing two sets seven gang fairway mowers and one each sixty inch riding rotary mower, in accordance with Specifications Document No. 752911.

(Item 54b)

RESOLUTION 214449, inviting bids for furnishing reflectorized tube type delineators as may be required for a period of one year ending November 30, 1976, in accordance with Specifications Document No. 752913, was adopted on motion of Councilman Williams.

(Item 55)

RESOLUTION 214450, inviting bids for modifications to the Alvarado Water Filtration Plant, in accordance with Specifications Document No. 752914, was adopted on motion of Councilman Williams.

(Item 56)

RESOLUTION 214451, inviting bids for modifications of the Miramar Water Filtration Plant, in accordance with Specifications Document No. 752915, was adopted on motion of Councilman Williams.

(Item 58)

RESOLUTION OF INTENTION NO. 214452, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of the City Council to vacate Dalbergia Street-bounded by the right-of-way line of the freeway access road (Interstate 5), the northeasterly line of Block A, Nordica Heights and the northeasterly line of Block 257 of Haydens Subdivision and fixing a time and place for hearing thereof, was adopted on motion of Councilman Williams.

(Item 59)

RESOLUTION OF INTENTION NO. 214453, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of the City Council to vacate Myrtle Avenue between Vancouver Avenue and I-805 and fixing a time and place for hearing thereof, was adopted on motion of Councilman Williams.

(Item 60)

RESOLUTION OF INTENTION NO. 214454, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of the City Council to vacate Yuma Street adjacent to Block 6, Bay View Addition, between Eureka Street and Fresno Street and fixing a time and place for hearing thereof, was adopted on motion of Councilman Williams.

(Item 61)

RESOLUTION 214455, authorizing the divestment of City's easement interest by negotiated sale of a portion of Lots 47 and 48, Block 140, Mannasse and Schiller's Subdivision for the sum of \$65 to Wilson F. and Bernice M. Clark; authorizing the execution of a Quitclaim Deed, quitclaiming to Wilson F. and Bernice M. Clark, said interest in unneeded sewer easement, was adopted on motion of Councilman Williams.

(Item 62)

RESOLUTION 214456, authorizing the divestment of City's easement interest by negotiated sale of a portion of Section 19, Township 18 South, Range 1 West, S.B.B.M., for the sum of \$65 to Otay Industrial Park; authorizing the execution of a Quitclaim Deed, quitclaiming to Otay Industrial Park said interest in unneeded street easement, was adopted on motion of Councilman Williams.

(Item 63)

The following Resolutions, approving the acceptance by the City Manager of deeds, were adopted on motion of Councilman Williams:

RESOLUTION 214457, San Diego Unified School District of San Diego County, California, (street purposes) - ENGINEER ROAD;

- RESOLUTION 214458, Maria De Los Angeles Balthier, (street purposes) - 47th Street; authorizing the expenditure of not to exceed \$600 out of Gas Tax Fund No. 220 for said purpose;

RESOLUTION 214459, Rose Villaescusa, (street purposes) - 47th Street; authorizing the expenditure of not to exceed \$2,050 out of Gas Tax Fund No. 220 for said purpose; and

RESOLUTION 214460, The Diocese of San Diego Education and Welfare Corporation, (slope rights).

(Item 64)

The following Resolutions, relative to an exchange of certain easements affecting portions of Lot 11, Villa La Jolla Unit No. 4, were adopted on motion of Councilman Williams:

RESOLUTION 214461, certifying that the information contained in Environmental Impact Report No. 73-10-1003P has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Report has been reviewed and considered by the Council;

RESOLUTION 214462, approving the acceptance by the City Manager of deed of Lion Property Company, (sewer, open space, pedestrian and non-motor vehicular purposes); and

RESOLUTION 214463, authorizing the execution of a Quitclaim Deed, quitclaiming to Lion Property Company, City's interest in unneeded sewer easement for sewer, open space, pedestrian, and non-motor vehicle purposes.

(Item 65)

The following Resolutions, relative to an exchange of easements affecting portions of Lots 5, 11, and 12; Caruther's Addition, were adopted on motion of Councilman Williams:

RESOLUTION 214464, approving the acceptance by the City Manager of deed of the San Diego Community College District of San Diego County, California (street purposes) - SAN PASQUAL STREET; and

RESOLUTION 214465, authorizing the execution of a Quitclaiming Deed, quitclaiming to San Diego Community College District of San Diego County, California, City's interest in unneeded sewer easement.

(Item 66)

RESOLUTION 214466, authorizing an agreement with the Mission Bay Lessees' Association to operate an advertising and promotional program designed to increase the year-round use of Mission Bay Park and to gain national recognition of Mission Bay Park as an aquatic recreational area, was adopted on motion of Councilman Williams.

(Item 67)

RESOLUTION 214467, authorizing a Consent to Common Use Agreement No. 17686-B with the State Department of Transportation for sewer easements on Interstate 5 between the Mexican Border and 0.3 mile north of Sycamore Road, was adopted on motion of Councilman Williams.

(Item 68)

The following Resolutions, relative to a spur track across Dowdy Drive and Cabot Drive, were adopted on motion of Councilman Williams:

RESOLUTION 214468, certifying that the information contained in Environmental Negative Declaration No. 72-12-1032P, as amended, 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 214469, authorizing a permit to The Atchison, Topeka and Santa Fe Railway Company to construct, operate and maintain a spur track across Dowdy Drive and Cabot Drive.

(Item 69)

RESOLUTION 214470, declaring a surplus in the Centre City Way (1913 Act) Trust Fund 373 and directing the refund of said surplus, was adopted on motion of Councilman Williams.

(Item 70)

RESOLUTION 214471, authorizing the transfer of \$216,000 from Capital Outlay Fund 245 to Capital Outlay Fund, Water Purposes No. 246, in payment for the transfer from the Utilities Department to the Park and Recreation Department of 9.745 acres of reservoir land for Point Loma Community Park, was adopted on motion of Councilman Williams.

(Item 82 - Supplemental Docket)

RESOLUTION 214488, authorizing a representative of the Police Department to travel to Quantico, Virginia, during the period November 3 through November 7, 1975, for the purpose of attending the Specialized Law Enforcement Executive Development Seminar presented at the F.B.I. Academy; total cost, excluding salary, shall be reimbursed by the F.B.I., was adopted on motion of Councilman Williams.

(Item 54a)

A proposed Resolution, inviting bids for furnishing small tools as may be required for a period of one year ending December 31, 1976 - Specifications Document No. 752912, was presented.

City Manager McKinley answered questions directed by the Council.

RESOLUTION 214489, inviting bids for furnishing small tools as may be required for a period of one year ending December 31, 1976, in accordance with Specifications Document No. 752912, was adopted on motion of Councilman Martinet.

On motion of Councilman Morrow, the question of a City policy on ownership of hand tools was referred to the Committee on Public Services and Safety.

(Item 57)

A proposed Resolution, inviting bids for application of slurry seal coating - Specifications Document No. 752916, was presented.

Sullivan Johnson and Don Guthrie appeared to speak regarding the matter.

City Manager McKinley and Purchasing Agent Mattis answered questions directed by the Council.

The motion of Councilman Hubbard to continue the matter for two weeks died for lack of a second.

Ernie Hinerich appeared to speak regarding the matter.

The motion of Councilman Hubbard to refer the matter to the Committee on Rules, Legislation and Intergovernmental Relations for review received no second at this time.

City Manager McKinley answered questions directed by the Council.

Councilman Haro left the Chambers.

Frank Reynolds, Associated General Contractors, appeared to speak regarding the matter.

Assistant City Attorney Teaze answered questions directed by the Council.

The Council discussed the matter at length.

Councilman Johnson seconded Councilman Hubbard's motion to return the matter to the Committee on Rules, Legislation and Intergovernmental Relations for review.

Councilman Haro entered the Chambers.

(Item 57 - Continued)

The vote was then taken on the motion of Councilman Hubbard to refer the matter to the Committee on Rules, Legislation and Intergovernmental Relations for review, which failed due to the lack of five affirmative votes, by the following vote: Yeas-Councilmen Johnson, Hubbard and Ellis. Nays-Councilmen O'Connor, Williams, Morrow, Martinet, Haro and Mayor Wilson. Absent-None.

RESOLUTION 214490, inviting bids for application of slurry seal coating, in accordance with Specifications Document No. 752916, was adopted on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Haro and Mayor Wilson. Nays-Councilmen Hubbard and Ellis. Absent-None.

(Item 71)

A proposed Resolution, employing and appointing Franklin T. Hamilton as Special Bond Counsel for giving an opinion on any bonds that may be issued to pay for the acquisition of approximately 5.337 acres in the Scripps Ranch area for Hendrix Park (San Diego Park District No. 16) under the provisions of the Municipal Improvement Act of 1913 and the San Diego Park District Procedural Ordinance of 1969; determining in the event the proposed proceedings described above fail to materialize or are abandoned before an assessment has been levied and collected, the City shall not be liable for payment of any of the costs incurred in said employment, was presented.

Councilman Hubbard spoke regarding the matter.

RESOLUTION 214491, employing and appointing Franklin T. Hamilton as Special Bond Counsel for giving an opinion on any bonds that may be issued to pay for the acquisition of approximately 5.337 acres in the Scripps Ranch area for Hendrix Park (San Diego Park District No. 16) under the provisions of the Municipal Improvement Act of 1913 and the San Diego Park District Procedural Ordinance of 1969; determining in the event the proposed proceedings described above fail to materialize or are abandoned before an assessment has been levied and collected, the City shall not be liable for payment of any of the costs incurred in said employment, was adopted on motion of Councilman Johnson.

(Item 73)

Three proposed Resolutions, relative to the final subdivision map of Faust Subdivision, a 1-lot subdivision located west of Rosecrans Street and east of Gaines Street, were presented.

The matter was trailed and no action was taken at this time.

(Item 81)

A proposed Resolution, inviting bids for furnishing 222 automotive vehicles - Specifications Document No. 752968, was presented.

City Manager McKinley and Purchasing Agent Mattis answered questions directed by the Council.

The Council discussed the matter at length.

RESOLUTION 214492, inviting bids for furnishing 222 automotive vehicles, in accordance with Specifications Document No. 752968, was adopted on motion of Councilman Martinet.



(Item 100)

A proposed Resolution, authorizing the City Auditor and Comptroller to expend from the Unallocated Reserve (53.31) the sum of \$32,994, payable to the San Diego County District Attorney's Office, for the purpose of reimbursing said agency for expenses incurred as a result of enforcing The City of San Diego's Campaign Contribution and Expenditure Control Ordinance, pursuant to Resolution No. 207968; was presented.

Peter Layman, Deputy District Attorney, appeared to speak regarding the matter.

The motion of Councilman Hubbard to adopt the proposed Resolution with an amendment stipulating that the District Attorney take action within 72 hours of a reported infraction died for lack of a second.

The Council discussed the matter.

Assistant City Attorney Teaze answered questions directed by the Council.

RESOLUTION 214493, authorizing the City Auditor and Comptroller to expend from the Unallocated Reserve (53.31) the sum of \$32,994, payable to the San Diego County District Attorney's Office, for the purpose of reimbursing said agency for expenses incurred as a result of enforcing The City of San Diego's Campaign Contribution and Expenditure Control Ordinance, pursuant to Resolution No. 207968, was adopted on motion of Councilwoman O'Connor.

Mayor Wilson recessed the Meeting at 4:07 p.m. Upon reconvening at 4:26 p.m., the Roll Call showed Councilwoman O'Connor absent.

(Item 73 - Continued)

The Council discussed the matter.

Chief Deputy City Attorney Conrad answered questions directed by the Council.

Councilwoman O'Connor entered the Chambers.

The following Resolutions, relative to the final subdivision map of Faust Subdivision, were adopted on motion of Councilwoman O'Connor, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Martinet, Ellis, Haro, and Mayor Wilson. Nays-Councilman Morrow. Absent-None.

RESOLUTION 214494, authorizing an agreement with Investment Securities Corporation and Title Insurance and Trust Company, for completion of improvements in Faust Subdivision, a 1-lot subdivision located west of Rosecrans Street and east of Gaines Street;

RESOLUTION 214495, authorizing an agreement with Investment Securities Corporation and Title Insurance and Trust Company, providing for payment of park fees; and

RESOLUTION 214496, approving the final map of Faust Subdivision.

(Item 104)

A proposed Ordinance, amending Chapter IV, Article 5, Division 1 of the San Diego Municipal Code by amending Sections 45.0108 and 45.0109 relating to the Prohibition of Smoking in certain areas used by or open to the public, was presented.

(Item 100)

A proposed Resolution, authorizing the City Auditor and Comptroller to expend from the Unallocated Reserve (53.31) the sum of \$32,994, payable to the San Diego County District Attorney's Office, for the purpose of reimbursing said agency for expenses incurred as a result of enforcing The City of San Diego's Campaign Contribution and Expenditure Control Ordinance, pursuant to Resolution No. 207968, was presented.

Peter Layman, Deputy District Attorney, appeared to speak regarding the matter.

The motion of Councilman Hubbard to adopt the proposed Resolution with an amendment stipulating that the District Attorney take action within 72 hours of a reported infraction died for lack of a second.

The Council discussed the matter.

Assistant City Attorney Teaze answered questions directed by the Council.

RESOLUTION 214493, authorizing the City Auditor and Comptroller to expend from the Unallocated Reserve (53.31) the sum of \$32,994, payable to the San Diego County District Attorney's Office, for the purpose of reimbursing said agency for expenses incurred as a result of enforcing The City of San Diego's Campaign Contribution and Expenditure Control Ordinance, pursuant to Resolution No. 207968, was adopted on motion of Councilwoman O'Connor.

Mayor Wilson recessed the Meeting at 4:07 p.m. Upon reconvening at 4:26 p.m., the Roll Call showed Councilwoman O'Connor absent.

(Item 73 - Continued)

The Council discussed the matter.

Chief Deputy City Attorney Conrad answered questions directed by the Council.

Councilwoman O'Connor entered the Chambers.

The following Resolutions, relative to the final subdivision map of Faust Subdivision, were adopted on motion of Councilwoman O'Connor, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Martinet, Ellis, Haro and Mayor Wilson. Nays-Councilman Morrow. Absent-None.

RESOLUTION 214494, authorizing an agreement with Investment Securities Corporation and Title Insurance and Trust Company, for completion of improvements in Faust Subdivision, a 1-lot subdivision located west of Rosecrans Street and east of Gaines Street; and

RESOLUTION 214495, authorizing an agreement with Investment Securities Corporation and Title Insurance and Trust Company, providing for payment of park fees; and

RESOLUTION 214496, approving the final map of Faust Subdivision.

(Item 104)

A proposed Ordinance, amending Chapter IV, Article 5, Division 1 of the San Diego Municipal Code by amending Sections 45.0108 and 45.0109 relating to the Prohibition of Smoking in certain areas used by or open to the public, was presented.

(Item 104 - Continued)

Councilman Haro requested that the matter be continued to October 16, 1975. Susan Brown appeared to speak regarding the continuance.

The motion of Councilman Haro to continue the matter to October 16, 1975, as Unfinished Business, received no vote at this time.

The Council discussed the matter.

The motion of Councilman Williams, to continue the matter to January 18, 1976, died for lack of a second.

Don Erwin, San Diego Businessmens' Association, appeared to speak regarding the continuance.

The vote was then taken on the motion of Councilman Haro to continue the matter to October 16, 1975, as Unfinished Business, which passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Martinet, Ellis, Haro and Mayor Wilson. Nays-Councilmen Williams and Morrow. Absent-None.

(Item 103)

A proposed Resolution, establishing Council Policy 100-4 entitled "Cooperative Funding of Cultural Institutions with the County of San Diego", was presented.

The motion of Councilman Hubbard to adopt the proposed Resolution received no vote at this time.

Councilmen Martinet and Haro left the Chambers.

The Council discussed the matter.

City Manager McKinley answered questions directed by the Council.

The motion of Councilman Morrow to amend the proposed Council Policy by striking the term 'non-voting' from Section IV Establishment of Funding Committee, under Policy received no second at this time.

Libby Anderson, Financial Management Department, answered questions directed by the Council.

Councilman Johnson offered the second to the motion of Councilman Morrow to strike the term 'non-voting' from Section IV Establishment of Funding Committee, under Policy.

City Manager McKinley and Deputy City Manager Johnson answered questions directed by the Council.

The vote was then taken on the motion of Councilman Morrow to strike the term 'non-voting' from Section IV Establishment of Funding Committee, under Policy, which passed unanimously.

RESOLUTION 214497, establishing Council Policy 100-4 entitled "Cooperative Funding of Cultural Institutions with the County of San Diego", as amended, was adopted on motion of Councilman Morrow.

(Item 150)

A proposed Resolution, continued from the Meeting of October 1, 1975, declaring Marvin K. Brown Cadillac, Inc., subdivider of Bond Subdivision Unit No. 2, to be in default under terms and conditions entered into for completion of improvements in said subdivision; authorizing the City Attorney to cause notice of this declaration of default to be given to said subdivider and to Hartford Accident and Indemnity Company; authorizing the City Manager

(Item 150 - Continued)

to complete or cause to be completed, said improvements, was presented.

On motion of Councilman Hubbard, the proposed Resolution was filed.

(Item 151)

A proposed Resolution, granting an Extension of Time to October 15, 1977, to Marvin K. Brown Cadillac, Inc. for completion of improvements in Bond Sub-division Unit No. 2; public improvements within the Camino Del Rio South right of way are to be completed by April 15, 1976, was presented.

The motion of Councilman Hubbard to adopt the proposed Resolution died for lack of a second.

Assistant City Attorney Teaze and Chief Deputy City Attorney Conrad answered questions directed by the Council.

A substitute Resolution was presented.

RESOLUTION 214498, granting an Extension of Time to April 15, 1976, to Marvin K. Brown Cadillac, Inc., for completion of improvements in Bond Sub-division Unit No. 2; public improvements within the Camino Del Rio South right of way are to be completed by April 15, 1976, was adopted on motion of Councilman Hubbard.

(Item 152)

A proposed Resolution, approving in principle the concept of a Joint Powers Agreement with the County of San Diego for the acquisition of a downtown office facility to be jointly occupied by the City and County of San Diego, was presented.

The motion of Councilwoman O'Connor to refer the matter to the Committee on Rules, Legislation and Intergovernmental Relations for review received no vote at this time.

The Council discussed the matter.

The vote was then taken on the motion of Councilwoman O'Connor to refer the matter to the Committee on Rules, Legislation and Intergovernmental Relations, which passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Ellis and Mayor Wilson. Nays-Councilman Morrow. Absent-Councilmen Martinet and Haro.

(Item 105 - Supplemental Docket)

A proposed Resolution, directing the Planning Commission to hold public hearings on rezoning all the commercial property that is designated for residential development in the Ocean Beach Precise Plan in an area that includes both sides of West Point Loma Boulevard, Voltaire and Abbott Streets, was presented.

Ken Klein, Planning Department, answered questions directed by the Council.

Mayor Wilson read into the Record a written testimony from Doug Card, Ocean Beach Community Planning Group, regarding the matter.

RESOLUTION 214499, directing the Planning Commission to hold public hearings on rezoning all the commercial property that is designated for residential development in the Ocean Beach Precise Plan in an area that includes both sides of West Point Loma Boulevard, Voltaire and Abbott Streets, was adopted on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Ellis and Mayor Wilson. Nays-Councilman Hubbard. Absent-Councilmen Martinet and Haro.

(Item 153)

Two proposed Ordinances, amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code regarding amendments to permit certain office uses in multi-family residential zones: (a) Section 101.0411 - R-3 Zone; and (b) Section 101.0412 - R-3A Zone, were presented.

Ken Klein, Planning Department, answered questions directed by the Council.

The motion of Councilman Williams to introduce the proposed Ordinances received no vote at this time.

Evelyn Stacer appeared to speak regarding the matter.

The following Ordinances were adopted on motion of Councilman Williams, by the following vote: Yeas-Councilmen Johnson, O'Connor, Hubbard, Williams, Morrow, Ellis and Mayor Wilson. Nays-None. Absent-Councilmen Martinet and Haro.

ORDINANCE 11713 (New Series), amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0411, R-3 Zone; and

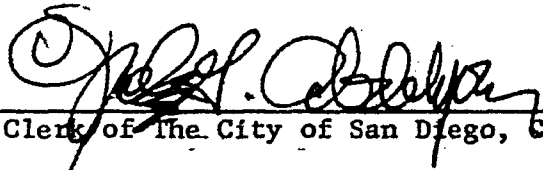
ORDINANCE 11714 (New Series), amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0412, R-3A Zone.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned at 5:20 p.m. on motion of Councilman Hubbard.



Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California