

REGULAR MEETING OF THE COUNCIL-OF THE CITY OF  
SAN DIEGO, CALIFORNIA - TUESDAY, JULY 27, 1976  
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING  
CHARLES C. DAIL CONCOURSE  
2:00 P.M.

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

Deputy Mayor O'Connor called the Regular Meeting to order at 2:02 p.m.

(Item 1)

Roll call was taken.

(Item 2)

Deputy Mayor O'Connor introduced the Reverend William L. Springer, Associate Pastor of Our Lady of The Sacred Heart Catholic Church, who gave the Invocation.

(Item 3)

Councilman Johnson led the Pledge of Allegiance.

Councilman Williams entered the Chambers.

(Item 4)

A report on the obligations and contracts in excess of \$10,000 approved by the RETC Policy Board on July 12, 1976 and submitted to the City Council for confirmation:

Contract

Level

a - Second Agmendment to Agreement with San Diego Urban League, Inc.	\$ 678,116.00
b - Services Agreement with Thomas P. Nagle, Executive Director. (Salary \$29,383.20 plus 20% Fringe Benefit \$5,876.64)	35,259.84

was presented.

(Item 4 - Continued)

City Manager McKinley answered questions directed by the Council.

The motion of Councilman Johnson to adopt a Resolution assenting to these obligations of RETC pursuant to Joint Powers Agreement, was not voted on at this time.

Executive Director Nagle answered questions directed by the Council.

RESOLUTION 216463, assenting to the following obligations and contracts in excess of \$10,000 of the Regional Employment and Training Consortium, approved by its Policy Board on July 12, 1976, and submitted to this Council for confirmation pursuant to the Joint Powers Agreement:

a. Second Amendment to Agreement with San Diego Urban League, Inc. ... \$678,116.00

b. Services Agreement with Thomas P. Nagle, Executive Director (Salary \$29,383.20 plus 29% Fringe Benefit \$5,876.64) ... \$35,259.84, was adopted on motion of Councilman Johnson.

There were no requests for continuances.

(Item 20 - APPL. NO. 62352)

The hour of 2:00 p.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing on the Appeal of Curtis Coleman Company, by Charles Kerch, from the decision of the City Engineer in denying, under Section 62.0104(d) of the San Diego Municipal Code, its application for a Land Development Permit, Application No. 62352, on property located on both sides of Palm Avenue, east of I-805.

Ron Lockhead, Engineering and Development, and Chief Deputy City Attorney Conrad answered questions directed by the Council.

Wayne Lilley appeared to speak.

Allen Jones, Planning Department, answered questions directed by the Council.

The motion of Councilman Gade to continue the matter to September 14, 1976, 2:00 p.m. for completion of the environmental impact report, was not voted on at this time.

City Manager McKinley answered questions directed by the Council.

Charles Kerch and Ruth Schneider appeared to speak.

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

On motion of Councilman Gade, the matter was continued to the Meeting of September 14, 1976, 2:00 p.m. for completion of the environmental impact report.

(Item 21)

The hour of 2:00 p.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing on the Application of Onelia M. Rivera, doing business as Multilingual Guide Service, for two Certificates of Public Convenience and Necessity to operate two automobiles for hire and two Certificates of Public Convenience and Necessity to operate sight-seeing vehicles within the City of San Diego, in accordance with Sections 72.0202 and 72.0302, respectively, of the San Diego Municipal Code.

(Item 21 - Continued)

Councilman Ellis presented the Transportation and Land Use Committee report. The motion of Councilman Ellis to close the hearing and adopt a Resolution granting the application, was not voted on at this time.

Deputy City Attorney Valderhaug answered questions directed by the Council. No one appeared to be heard.

The hearing was closed and the following Resolution adopted on motion of Councilman Ellis.

RESOLUTION 216464, granting the application of Onelia M. Rivera, doing business as Multilingual Guide Service, for two Certificates of Public Convenience and Necessity to operate two automobiles for hire and two Certificates of Public Convenience and Necessity to operate sight-seeing vehicles within the City of San Diego, in accordance with Sections 72.0202 and 72.0302, respectively, of the San Diego Municipal Code.

(Item 22)

The hour of 2:00 p.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing on the application of William J. Jenkins, doing business as Bill's Cab Company, for two Limited Certificates of Public Convenience and Necessity to operate taxicabs, limited to the pick-up areas of the Del Mar Heights area of the City, pursuant to the provisions of Sections 72.0101(b) and 72.0101(m) of the San Diego Municipal Code.

Councilman Ellis presented the Transportation and Land Use Committee report.

The motion of Councilman Ellis to close the hearing and adopt a Resolution granting the application, was not voted on at this time.

William Jenkins appeared to speak and answered questions directed by the Council.

The hearing was closed and the following Resolution was adopted on motion of Councilman Ellis.

RESOLUTION 216465, granting the application of William J. Jenkins, doing business as Bill's Cab Company, for two Limited Certificates of Public Convenience and Necessity to operate taxicabs, limited to the pick-up areas of the Del Mar Heights area of the City, pursuant to the provisions of Sections 72.0101(b) and 72.0101(m) of the San Diego Municipal Code.

At this time, the Deputy Mayor announced that, pursuant to Council Policy No. 000-21, the following propositions were submitted to the City Clerk before 5:00 p.m., July 13, 1976 and were listed on the Council Docket of Tuesday, July 20, 1976, and are to be discussed this date: Items 23, 24, 25, and 26.

(Item 23)

SUBMITTED BY COUNCILMAN HUBBARD: Amend Article VII of the Charter of The City of San Diego by adding Section 70.1. OVERTIME COMPENSATION FOR POLICE OFFICERS.

(Item 23 - Continued)

Councilman Hubbard, proponent for the proposed ballot proposition, spoke to the matter and made a motion to direct the City Attorney to prepare the necessary documents to place the proposition on the November 2, 1976 ballot and bring back to docket on August 11, 1976, which received no second at this time.

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

Councilman Johnson seconded the motion of Councilman Hubbard, which was not voted on at this time.

Discussion followed.

City Manager McKinley and Deputy City Attorney Valderhaug answered further questions directed by the Council.

The motion of Councilman Hubbard to direct the City Attorney to prepare the necessary documents to place the proposed proposition on the November 2, 1976 ballot and bring back to the docket of August 11, 1976, failed due to lack of five affirmative votes by the following vote: Yeas-Councilmen Johnson and Hubbard. Nays-Councilmen Williams, Gade, Ellis, and Deputy Mayor O'Connor. Absent-Councilmen Morrow, Haro, and Mayor Wilson.

(Item 24)

SUBMITTED BY JOHN L FLOWERS: Amend Chapter VII of the Charter of The City of San Diego by amending Section 71: PREPARATION AND PASSAGE OF ANNUAL APPROPRIATION ORDINANCE.

John L. Flowers, proponent of said proposition, appeared to speak.

Discussion followed.

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

On motion of Councilman Gade, the proposal was filed.

At this time, Senior Chief Deputy City Attorney Conrad answered questions directed by the Council regarding a memo from Phil Shafer, Assistant to Councilman Morrow, posing the question who could submit a ballot proposition.

On motion of Councilman Gade, the memo from Phil Shafer, Assistant to Councilman Morrow, and Council Policy 000-21 were referred to the Rules Committee.

The Council considered Items 25 and 26 simultaneously.

(Item 25)

SUBMITTED BY PURCHASING AGENT: Amend Article V of the Charter of The City of San Diego by amending Section 28: DUTIES OF THE MANAGER - by authorizing the City Council to determine by ordinance the dollar limit under which the Manager may employ an expert or consultant without prior Council approval.

(Item 26)

SUBMITTED BY PURCHASING AGENT: Amend Article VII of the Charter of The City of San Diego by amending Section 94: CONTRACTS - by deleting the requirement for advertising purchases of supplies, materials, equipment, or contractual services.

(Items 25 and 26 - Continued)

City Manager McKinley answered questions directed by the Council.

The motion of Councilman Gade to direct the City Attorney to prepare the necessary documents to place the proposals which are Items 25 and 26 on November, 1976 ballot and bring back to the Council Docket of Wednesday, August 11, 1976, was not voted on at this time.

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

Direction was given to the City Attorney to prepare the necessary documents to place the proposals which are Items 25 and 26 on the November, 1976 ballot and bring back to the Council Docket of Wednesday, August 11, 1976, on motion of Councilman Gade.

(Unanimous Consent No. 1)

By Unanimous Consent granted to Councilman Gade, a proposed Resolution, waiving the rental fee of \$150 for use of the Recital Hall in Balboa Park on August 15, 1976 from 5 p.m. to 8 p.m. for a civic event entitled "A Salute to America's Finest, A Tribute to San Diego Olympians," sponsored by individual citizens at their own expense for the purpose of honoring the 10 San Diego area residents who participated in the 1976 Montreal Olympics, was presented.

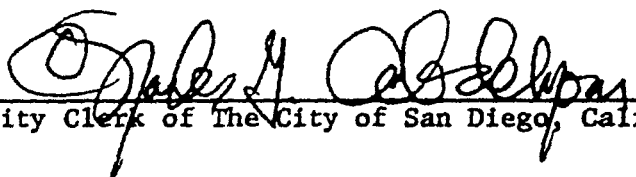
RESOLUTION 216466, waiving the rental fee of \$150 for the use of the Recital Hall in Balboa Park on August 15, 1976 from 5 p.m. to 8 p.m. for a civic event entitled "A Salute to America's Finest, A Tribute to San Diego Olympians," sponsored by individual citizens at their own expense for the purpose of honoring the 10 San Diego area residents who participated in the 1976 Montreal Olympics, was adopted on motion of Councilman Gade.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned at 4:30 p.m. on motion of Councilman Gade.



Mayor of The City of San Diego, California

ATTEST:

  
City Clerk of The City of San Diego, California