

REGULAR MEETING OF THE COUNCIL OF THE CITY OF  
SAN DIEGO, CALIFORNIA - MONDAY, AUGUST 14, 1978  
IN THE CHAMBERS OF THE COUNCIL - ADMINISTRATION BUILDING  
CHARLES C. DAIL CONCOURSE  
2:00 P.M.

Present--Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson.  
Absent--Councilmen Mitchell, Williams, Stirling and Haro.  
Clerk---Charles G. Abdelnour.

Mayor Wilson called the Regular Meeting to order at 2:15 p.m.

(ITEM 1)

Roll call was taken.

(ITEM 10)

Mayor Wilson introduced Reverend Dr. C. Richard Shanor, Coordinator, Metro Urban Ministry, who gave the invocation.

(ITEM 20)

Councilman Lowery led the Pledge of Allegiance.

(ITEM 30)

A Resolution adopted by the City Council in EXECUTIVE SESSION:

Authorizing the CITY MANAGER to PAY the sum of \$15,000 in the settlement of each and every CLAIM against the City, its agents and employees, resulting from the personal injury to Kelly McCormick; authorizing the CITY AUDITOR AND COMPTROLLER to issue a WARRANT CHECK in the amount of \$15,000 to Kelly McCormick and her attorney, John Learnard in full settlement of all claims.

A motion by Councilman Gade to adopt passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent, as RESOLUTION 221613.

(ITEM 31)

Approval of Council Minutes for:

06-08-76 P.M.  
06-30-76 A.M. and P.M.  
01-19-77 A.M.  
01-11-78 A.M.  
01-11-78 SPECIAL  
01-17-78 P.M.  
02-15-78 A.M.  
02-15-78 P.M.  
02-21-78 P.M.

(ITEM 31 - Continued)

- 02-22-78 A.M. and P.M.
- 02-27-78 P.M.
- 02-28-78 A.M. and P.M.
- 03-06-78 P.M.

A motion by Councilman Gade to approve, passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM 200)

(Continued from the Meetings of May 8 and 30 and June 19, 1978 at Planning Department's request.)

Nine Ordinances relative to incorporating HILLSIDES in the San Pasqual Area into HR (HILLSIDE REVIEW) OVERLAY ZONE:

- a - Those hillsides east of the City of San Diego boundary and west of the easterly boundary of SECTION 28, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and between the City of San Diego boundary on the north and the San Pasqual Valley on the south.
- b - Those hillsides east of the westerly boundary of SECTION 28, TOWNSHIP 12 SOUTH, RANGE 1 WEST and west of the City of San Diego boundary, and between the City of San Diego boundary on the north and State Highway 78 on the south.
- c - Those hillsides east of the City of San Diego boundary and west of Bandy Canyon Road, and between San Pasqual Valley on the north and Highland Valley Road on the south.
- d - Those hillsides east of the westerly boundary of SECTION 34, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and west of the City of San Diego boundary, and between San Pasqual Valley on the north and the City of San Diego boundary on the south.
- e - Those hillsides east of the westerly boundary of SECTION 34, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and west of the easterly boundary of SECTION 36, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and between the City of San Diego boundary on the north and the City of San Diego boundary on the south.
- f - Those hillsides east of the westerly boundary of SECTION 36, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and west of the easterly boundary of SECTION 32, TOWNSHIP 12 SOUTH, RANGE 1 WEST, and between the City of San Diego boundary on the north and the City of San Diego boundary on the south.
- g - Those hillsides east of Del Dios Highway and west of the City of San Diego boundary, and between the City of San Diego boundary on the north and the City of San Diego boundary on the south.
- h - Those hillsides east of Del Dios Highway and west of Interstate 15, and between the City of San Diego boundary on the north and Lake Hodges on the south.
- i - Those hillsides adjacent to the north and south shores of Lake Hodges.

A motion by Councilman Gade to continue to the Meeting of October 30, 1978 at the Planning Department's request, passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM S-406)

(Continued from the Meeting of August 7, 1978.)

Matter of the City Council's position on the proposed Lindbergh Field ALTERNATIVE FLIGHT TAKEOFF PATTERN, as recently implemented for a 90 day test period.

(ITEM S-406 - Continued)

A motion by Councilwoman O'Connor to refer to the Committee on Rules, Legislation and Intergovernmental Relations, passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM 106)

Two Resolutions relative to EL AMIGO ROAD between Mira Montana Drive and Mango Drive:

a - Certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION NO. 77-01-08.1P 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

b - SETTING A PUBLIC HEARING on the INTENTION to VACATE said property.

A motion by Councilman Gade to continue 106-a until the time of the hearing and direct the City Clerk and the department involved to place on the docket at the time of the hearing, passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM 117)

Three Resolutions relative to TIERRASANTA COMMUNITY PARK AND RECREATION CENTER:

a - Certifying that the information contained in ENVIRONMENTAL IMPACT REPORT NO. 77-07-29 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;

b - Authorizing an AGREEMENT with Roger DeWeese, Inc., for LANDSCAPE ARCHITECTURAL SERVICES for the design of said park; authorizing the EXPENDITURE of \$65,000 from PARK SERVICE DISTRICT FUND 11340 (57.29) for said purpose; and

c - Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT NO. 77-07-29.

A motion by Councilman Gade to return 117-a and 117-b to the City Manager for re-docketing on appropriate date, passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM 202)

Excusing COUNCILMAN JESS HARO from all COUNCIL AND COMMITTEE MEETINGS from August 7, 1978 through November 5, 1978.

A motion by Councilman Lowery to continue to the Meeting of August 29, 1978, at the Mayor's request, passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

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, which consisted of Items 50 and 51.

The following Ordinances were introduced at the Meetings of August 1, 1978 (ITEM 50) and July 31, 1978 (ITEM 51).

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 their passage, a written or printed copy of each Ordinance.

The following Ordinances were adopted on motion of Councilman Gade which passed by the following vote: Yeas-Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson. Nays-None. Absent-Councilmen Mitchell, Williams, Stirling and Haro.

(ITEM 50)

ORDINANCE 12409 (New Series), Incorporating LOT 46, ALLIED GARDENS UNIT NO. 16, MAP NO. 4731 (approximately 11,985 square feet), located on the south east side of Mission Gorge Road between Zion Avenue and Allied Road, in the Navajo Community Plan Area, into R-3 ZONE.

(ITEM 51)

ORDINANCE 12410 (New Series), Establishing a NEW PARKING METER ZONE on the west side of HAWK STREET between Fort Stockton Drive and Washington Street; declaring that a parking time limit of TWO HOURS shall be in effect between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted; authorizing the installation of necessary signs and markings.

The Council considered that portion of the Consent Agenda dealing with Ordinances to be introduced which consisted of Items 52, and 53. Items 54 and 55 were pulled.

The following Ordinances were introduced on motion of Councilman Lowery, which passed by the following vote: Yeas-Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson. Nays-None. Absent-Councilmen Mitchell, Williams, Stirling and Haro.

(ITEM 52)

Setting aside and dedicating a portion of PUEBLO LOT 1232 in perpetuity for PARK AND RECREATIONAL PURPOSES, and naming the same LINDBERGH PARK.

(ITEM 53)

Amending Chapter III, Article 1, of the San Diego Municipal Code, by AMENDING SECTION 31.0348 relating to LICENSE TAX--AUTOMOBILES FOR HIRE.

The Council considered that portion of the Consent Agenda dealing with Resolutions which consisted of Items 100, 101, 102, 103, 104, 105, 106-b, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117-b, 118, 119, 120, 121, 122, 123, 124, 125, 127 and 128. Items 106-a, 117-a and 117-c and 126 were pulled.

The following Resolutions were adopted on motion of Councilwoman O'Connor, which passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM 100 1st Time)

RESOLUTION 221614, AWARDING A CONTRACT to Les Land Enterprises, Inc., dba Triple L Enterprises for furnishing SCOREBOARD OPERATION SERVICE FOR SAN DIEGO STADIUM as may be required for a period of one year ending July 31, 1979, for a total estimated cost, including tax and terms, of \$55,000, with an option to renew for two additional one year periods.

(ITEM 101)

RESOLUTION 221615, AWARDING A CONTRACT to Fiber-Dyne, Inc. for furnishing LABOR AND MATERIALS FOR FIBERGLASS DUCT WORK FOR ODOR REMOVAL TOWERS AT METRO PUMP STATION NO. 2 for an actual cost, including tax and terms, of \$11,353.66.

(ITEM 102)

RESOLUTION 221616, INVITING BIDS for REMOVAL OF ARCHITECTURAL BARRIERS FOR THE HANDICAPPED - CONTRACT #8 - Specifications Document No. 764129.

(ITEM 103)

RESOLUTION 221617, SETTING A PUBLIC HEARING on the INTENTION to VACATE a portion of ARROYO SORRENTO ROAD.

(ITEM 104)

RESOLUTION 221618, SETTING A PUBLIC HEARING on the INTENTION to VACATE a portion of CAMINO DEL RIO SOUTH.

(ITEM 105)

RESOLUTION 221619, SETTING A PUBLIC HEARING on the INTENTION to VACATE a portion of DEMAYO ROAD and the ALLEY in BLOCK 32, DEL MAR HEIGHTS MAP 157.

(ITEM 106-b)

A RESOLUTION relative to EL AMIGO ROAD between Mira Montana Drive and Mango Drive:

b - RESOLUTION 221620, SETTING A PUBLIC HEARING on the INTENTION to VACATE said property.

(ITEM 107)

RESOLUTION 221621, SETTING A PUBLIC HEARING on the INTENTION to VACATE LEXINGTON AVENUE between Fairmount Avenue and the Alley in Block 102, Map 1007.

(ITEM 108)

Two Resolutions relative to CHANGING THE DATE of the BONDS to be issued to represent unpaid assessments, from July 2, 1978 to July 11, 1978 for:

a - RESOLUTION 221622, Beyer Boulevard, Dairy Mart Road to I-805, Assessment District; and

b - RESOLUTION 221623, Tia Juana River Flood Improvement District.

(ITEM 109)

Two Resolutions relative to a portion of the ZENA SIKES TRACT IN RANCHO SAN BERNARDO:

a - RESOLUTION 221624, Certifying that the information contained in LOMAS SERENAS FINAL ENVIRONMENTAL IMPACT REPORT TRACT 347-EIR 317 prepared by the City of Escondido 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; and

b - RESOLUTION 221625, Authorizing the SALE BY NEGOTIATION of said property for the sum of \$800 to The City of Escondido; authorizing the MAYOR and the CITY CLERK to execute a DEED OF EASEMENT granting to THE CITY OF ESCONDIDO said property; declaring that no broker's commission shall be paid by City on said negotiated sale.

(ITEM 110)

RESOLUTION 221626, Authorizing the SALE BY NEGOTIATION of a portion of PUEBLO LOTS 1209 AND 1788 of the PUEBLO LANDS OF SAN DIEGO for the sum of \$3,700 to Morena Associates; declaring that the City shall retain a WATER PIPELINE EASEMENT over the entire subject parcel; authorizing the MAYOR and the CITY CLERK to execute a GRANT DEED granting to MORENA ASSOCIATES said property; declaring that no broker's commission shall be paid by City on said negotiated sale.

(ITEM 111)

Two Resolutions relative to the SOUTHWEST QUARTER of SECTION 1, TOWNSHIP 14 SOUTH, RANGE 4 WEST, SAN BERNARDINO MERIDIAN:

a - RESOLUTION 221627, Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED of Hugh J.A. Chivers and Margaret Chivers, conveying an easement for public streets and incidental purposes over, along and across all that portion of the SOUTHWEST QUARTER of said property; dedicating said land as and for a public street and naming the same HIGHLAND COURT; and

b - RESOLUTION 221628, Authorizing the MAYOR and the CITY CLERK to execute a QUITCLAIM DEED quitclaiming to Hugh J.A. and Margaret Chivers, all the City's right, title and interest in those rights of way for water purposes affecting said property.

(ITEM 112)

RESOLUTION 221629, Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED of San Diego Investments, conveying an easement for public street purposes over, along and across all that portion of LOT 78 of PARTITION OF RANCHO MISSION OF SAN DIEGO; dedicating said land as and for a public street and naming the same KEARNY VILLA COURT.

(ITEM 113)

RESOLUTION 221630, Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED of Joop K. Simons, conveying an easement for public street purposes over, along and across that portion of LOT 21, BLOCK E of LA JOLLA COUNTRY CLUB HEIGHTS MAP 1975; dedicating said land as and for a public street and naming the same ROMERO DRIVE.

(ITEM 114)

RESOLUTION 221631, Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED of Charles E. Snyder and Joan A. Snyder; James Rodney Youngson and Sydney A. Youngson; Eleanor B. Kahn; and the Youngson Company, conveying an easement for a right of way for a public street, and incidents thereto, through, over, under, upon, along and across those portions of LOTS 63, 64 AND 66 of LA JOLLA HILLS and that portion of LOT A of the RESUBDIVISION OF LA JOLLA HILLS NO. 2; dedicating said land as and for a public street and naming the same HILLSIDE DRIVE.

(ITEM 115)

RESOLUTION 221632, Authorizing a LEASE RENEWAL AGREEMENT with the State of California, Department of Transportation for the purpose of the City's use of STATE-OWNED OFFICE BUILDING located at 114 North 47th Street, for a term of one year, at an annual rental of \$2,220.

(ITEM 116)

RESOLUTION 221633, Authorizing AGREEMENTS with the consulting structural engineering firms of Atkinson, Johnson and Spurrier, Inc., Burkett and Wong, R.C. Byrum and Associates, Engineering Alliance Corp., Frisbie Killman and Associates, for the purpose of providing STRUCTURAL PLAN CHECKING SERVICES through July 31, 1979 at the rate of \$30 per hour.

(ITEM 117)

A RESOLUTION relative to TIERRASANTA COMMUNITY PARK AND RECREATION CENTER:  
b - RESOLUTION 221634, Authorizing an AGREEMENT with Roger DeWeese, Inc., for LANDSCAPE ARCHITECTURAL SERVICES for the design of said park; authorizing the EXPENDITURE of \$65,000 from PARK SERVICE DISTRICT FUND 11340 (57.29) for said purpose.

(ITEM 118)

RESOLUTION 221635, Authorizing UTILITIES AGREEMENT NO. 23908 with the State Department of Transportation for RELOCATION of SEWER FACILITIES on INTER-STATE ROUTE 15 between 0.7 mile south of Bernardo Center Drive and 0.9 mile north of Lake Hodges Bridge.

(ITEM 119)

RESOLUTION 221636, Authorizing the CITY MANAGER to WAIVE RENTAL FEES for all non-profit organizations conducting FUND RAISING EVENTS for the benefit of the AEROSPACE RECOVERY FUND and the OLD GLOBE REBUILDING FUND, with the exception of direct set-up and cleaning costs; declaring that in the event these organizations can satisfactorily perform set-up and cleaning, the fee to cover these costs may also be waived.

(ITEM 120)

RESOLUTION 221637, Authorizing the CITY MANAGER to implement an INCREASE in FEES charged for materials and services at MT. HOPE CEMETERY.

(ITEM 121)

RESOLUTION 221638, Establishing a PARKING TIME LIMIT of TWO HOURS between the hours of 8:00 a.m. and 6:00 p.m., Saturdays, Sundays and certain holidays excepted, on the east side of NORTH TORREY PINES ROAD between points 1800 and 2300 feet north of the La Jolla Shores Drive; authorizing the installation of the necessary signs and markings.

(ITEM 122)

RESOLUTION 221639, CONFIRMING the following APPOINTMENTS by the Mayor to the INTERNATIONAL AFFAIRS BOARD for terms expiring as indicated:

<u>Name</u>	<u>Term Expires</u>
Jack Gilmore (Replaces Joan Walsh) Council District 1	March 1, 1980
Ronald P. Bird (Replaces Pete Rios) Council District 1	March 1, 1980
Pauline R. D'Agostino (Reappointment) Council District 6	March 1, 1980
Quincella Kimbrough (Reappointment) Council District 4	March 1, 1980
Mihoko Rodriguez (Reappointment) Council District 5	March 1, 1980
Norman V. Schute (Reappointment) Council District 2	March 1, 1980

(ITEM 123 1st Time)

RESOLUTION 221640, CONFIRMING the following APPOINTMENTS by the Mayor to the LAND DEVELOPMENT ADVISORY BOARD for terms expiring as indicated:

<u>Name &amp; Category</u>	<u>Term Expires</u>
Ernest R. Artim Engineering Geologist Council District 3	March 1, 1980
Melissa L. Griffin Community Planning Group Council District 1	March 1, 1980



(ITEM 123 - 1st Time - Continued)

Maralyn J. Benn March 1, 1980  
Community Planning Group  
Council District 1

Harrison Waite March 1, 1980  
(Reappointment)  
Builder-Developer  
Council District 6

(ITEM 124)

RESOLUTION 221641, CONFIRMING the following APPOINTMENTS by the Mayor to the SAN DIEGO QUALITY OF LIFE BOARD for terms expiring as indicated:

<u>Name &amp; Category</u>	<u>Term Expires</u>
Oscar J. Kaplan (Replaces Dr. Melinda Sprague) Social & Behavioral Science Council District 7	March 1, 1979

Dr. Robert Ontell March 1, 1980  
(Reappointment)  
San Diego State University  
Council District 7

(ITEM 125)

RESOLUTION 221642, Expressing the APPRECIATION of the City for U.S. SENATOR ALAN CRANSTON'S efforts to persuade the Environmental Protection Agency ("EPA") to modify its proposed regulations so that the WAIVER FROM SECONDARY SEWAGE TREATMENT may be obtained by this City and other eligible coastal cities.

(ITEM 127)

RESOLUTION 221643, Instructing the City's appointee on the San Diego County Water Authority and the City's legislative representatives in Sacramento and Washington, D.C. that the POSITION of the City is that HOOVER DAM POWER RATE DETERMINATIONS should be based on ACTUAL PRODUCTION COSTS (as opposed to pricing closer to the market value of power).

(ITEM 128)

RESOLUTION 221644, Authorizing the Mission Beach Precise Planning and Implementation Board to WORK with the Planning Department and the City Manager in the AMENDMENT and IMPLEMENTATION of the COMMUNITY PLAN for its designated community area.

(ITEM 126)

Establishing policy whereby all appropriate City employees and departments shall be furnished with STATIONERY and BUSINESS CARDS with a UNIFORM FORMAT.

A motion by Councilman Gade to refer to the Committee on Rules, Legislation and Intergovernmental Relations, passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM 54)

Amending Chapter III, Article 3, Division 33 of the San Diego Municipal Code by AMENDING SECTION 33.3321 and ADDING SECTIONS 33.3325 AND 33.3326; and amending Chapter IV, Article 2, Division 2, by ADDING SECTION 42.0216, relating to HEALTH REQUIREMENTS OF PEEP SHOW ESTABLISHMENTS.

A motion by Councilman Gade to introduce the ordinance, passed by the following vote: Yeas-Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson. Nays-None. Absent-Councilmen Mitchell, Williams, Stirling and Haro.

(ITEM 55)

Two Ordinances relative to setting aside and dedicating certain lands for PUBLIC PARKS:

- a - Portion of PUEBLO LOT 1296, naming said park "CLIFFRIDGE PARK"; and
- b - Portions of PUEBLO LOTS 1249, 1270, 1271 and 1272, naming said park "STANDLEY PARK AND RECREATION CENTER."

A motion by Councilman Gade to introduce the ordinances, passed by the following vote: Yeas-Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson. Nays-None. Absent-Councilmen Mitchell, Williams, Stirling and Haro.

(ITEM 100 - 2nd Time)

Discussion.

City Manager Blair answered questions.

(ITEM 123 - 2nd Time)

Discussion.

(ITEM 150)

Authorizing the SALE of a portion of LOT 1, RESEARCH PARK SUBDIVISION ADDITION (MAP 6386) to James R. Youngson, et al., for the sum of \$212,750; authorizing the MAYOR and CITY CLERK to execute a GRANT DEED granting to JAMES R. YOUNGSON, ET AL., said property; declaring that a broker's commission shall be paid by City; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof.

A motion by Councilman Schnaubelt to adopt passed unanimously as RESOLUTION 221645, with Councilmen Mitchell, Williams, Stirling and Haro absent.

The following Ordinance was introduced at the Meeting of August 1, 1978.

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.

(ITEM 201)

Incorporating a portion of LOT 70, RANCHO MISSION OF SAN DIEGO, C.C. NO. 15191 into R-1-5 ZONE, located on the north side of Navajo Road between Cowles Mountain Boulevard and Golfcrest Drive, in the Navajo Community Plan area.

(ITEM 201 - Continued)

A motion by Councilman Lowery to adopte passed as ORDINANCE 12411 (New Series) by the following vote: Yeas-Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson. Nays-None. Absent-Councilmen Mitchell, Williams, Stirling and Haro.

(ITEM S-400)

Authorizing the SUBMISSION of two Resolutions regarding LOANS TO REDEVELOPMENT AGENCIES and the CITIES' AND COUNTIES' SHARE OF THE SALES TAX, to the League of California Cities for adoption at its Annual Conference to be held in Anaheim on September 27, 1978.

A motion by Councilman Gade to adopt passed unanimously as RESOLUTION 221646 with Councilmen Mitchell, Williams, Stirling and Haro absent. (Councilman Gade gave a courtesy yes vote.)

The following Ordinances were passed on the day of their introduction, to-wit, on August 14, 1978, said Ordinances 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 their passage written or printed copies of said Ordinances.

The following Ordinances were adopted on motion of Councilman Lowery, which passed by the following vote: Yeas-Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson. Nays-None. Absent- Councilmen Mitchell, Williams, Stirling and Haro.

(ITEM S-408)

Two Ordinances authorizing the sale or conveyance of portions of PUEBLO LANDS OF SAN DIEGO, upon such terms and conditions as may be deemed by the City Council to be in the best interests of the people of the City of San Diego:

a - ORDINANCE 12412 (New Series), The remaining portions of PUEBLO LOTS 1317, 1318 and 1351, located generally westerly and southerly of Interstate 805, easterly of Genesee Avenue and northerly of a line southerly of Eastgate Mall; and

b - ORDINANCE 12413 (New Series), The remaining portions of PUEBLO LOTS 1353 and 1355, located generally northerly and easterly of Interstate 805 and southeasterly of a point just north of Sorrento Valley Boulevard.

(ITEM S-403)

Requesting the CONSOLIDATION of a SPECIAL MUNICIPAL ELECTION, to be held in the City on November 7, 1978, with the STATEWIDE GENERAL ELECTION to be held on the same date.

A motion by Councilman Lowery to adopt passed unanimously as RESOLUTION 221647 with Councilmen Mitchell, Williams, Stirling and Haro absent.

The following Ordinance was passed on the day of its introduction, to-wit, on August 14, 1978, 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.

(ITEM S-401)

ORDERING, CALLING, PROVIDING FOR and GIVING NOTICE of a SPECIAL MUNICIPAL ELECTION to be held in the City on NOVEMBER 7, 1978 for the purpose of submitting to the qualified voters of the City two propositions relating to the sale or conveyance of certain Pueblo Lands and two propositions amending the City Charter (Sections 18 and 71.)

(1) A motion by Councilman Lowery to introduce, dispense with the reading and adopt, received no vote at this time.

(2) A motion by Councilman Gade to amend by adding "and expenditures to pay judgments for extraordinary claims or to defray the cost of emergency measures as defined in Section 17 of this Charter" the the first sentence of the amendment to Section 71, passed by the following vote: Yeas-Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson. Nays-None. Absent-Councilmen Mitchell, Williams, Stirling and Haro.

Motion #1 (by Councilman Lowery) passed as amended as ORDINANCE 12414 (New Series) by the following vote: Yeas-Councilmen O'Connor, Lowery, Schnaubelt, Gade and Mayor Wilson. Nays-None. Absent-Councilmen Mitchell, Williams, Stirling and Haro.

The Council considered Items S-402 and S-404 simultaneously.

(ITEM S-402)

ORDERING, CALLING, PROVIDING FOR and GIVING NOTICE of a SPECIAL MUNICIPAL ELECTION to be held in the City and the San Diego Unified School District on NOVEMBER 7, 1978 for the purpose of submitting to the qualified voters of the City and District one proposition amending the City Charter (Section 66.)

(ITEM S-404)

Requesting the CONSOLIDATION of a SPECIAL MUNICIPAL ELECTION, to be held in the City and the San Diego Unified School District on NOVEMBER 7, 1978, with the STATEWIDE GENERAL ELECTION to be held on the same date.

A motion by Councilman Lowery to file Items S-402 and S-404, passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM S-405)

Authorizing the CITY MANAGER to SUBMIT and EXECUTE with the California Office of Criminal Justice Planning the APPLICATION FOR GRANT for LAW ENFORCEMENT PURPOSES; in the event the California Office of Criminal Justice Planning consents to fund the above project from funds made available through the Omnibus

(ITEM S-405 - Continued)

Crime Control and Safe Streets Act, the City agrees to ACCEPT THE GRANT and designates the CITY MANAGER to execute the contract for the grant for the above purposes, including any extensions or amendments thereof which do not require an additional expenditure of City funds; allocating the required \$29,900 cash match in Fiscal Year 1979 from the Police Department budget; declaring that grant funds received hereunder shall not be used to supplant ongoing data processing or law enforcement expenditures or operations; authorizing the City Manager to negotiate and execute AGREEMENTS for CONTRACTUAL SERVICES that are within the scope of the grant contract and periodically report to Council on the progress of the grant project.

A motion by Councilwoman O'Connor to adopt, passed unanimously as RESOLUTION 221648 with Councilmen Mitchell, Williams, Stirling and Haro absent.

(ITEM S-407)

Amending Chapter III, Article 2, of the San Diego Municipal Code by REPEALING SECTION 32.01, relating to ALLOCATION OF REVENUE FOR CAPITAL OUTLAY EXPENDITURES.

A motion by Councilman Gade to continue to the Meeting of September 11, 1978 for full Council passed unanimously with Councilmen Mitchell, Williams, Stirling and Haro absent. (Councilman Gade gave a courtesy yes vote.)

(UNANIMOUS CONSENT)

Granted to City Manager Blair.

Accepting the offer of ALZ Industries, Inc. and authorizing a contract for the purchase of repair parts for Heli-Flow Pumps per prices on file in the Purchasing Department, for a total cost of \$39,080.15; terms net 10 days plus sales tax plus an estimated freight charge of \$200.00.

A motion by Councilman Lowery to adopt passed unanimously as RESOLUTION 221649 with Councilmen Mithcell, Williams, Stirling and Haro absent.

(UNANIMOUS CONSENT)

Granted to City Manager Blair.

Appointing Richard A. Burt of Gray, Cary, Ames and Frye as Special Bond Counsel in connection with the proposed proceedings under the Municipal Improvement Act of 1913 and the San Diego Park District Procedural Ordinance of 1969 for Del Cerro Open Space Assessment District.

A motion by Councilman Lowery to adopt passed unanimously as RESOLUTION 221650 with Councilmen Mitchell, Williams, Stirling and Haro absent.

(UNANIMOUS CONSENT)

Granted to the Legislative Representation Department.

Directing the City's Washington representative to seek amendment of the proposed CETA reauthorization legislation in the House and Senate to delete addresses from disclosure requirements for PSE employees.

(UNANIMOUS CONSENT - Continued)

A motion by Councilman Gade to adopt passed unanimously as RESOLUTION 221651 with Councilmen Mitchell, Williams, Stirling and Haro absent.

(UNANIMOUS CONSENT)

Granted to the City Attorney,  
Settling Dunn vs. City (SC #417135); authorizing payment of \$100,000 and returning Dunn's Deposit.

(1) A motion by Councilwoman O'Connor to adopt received no vote at this time.

Mayor Wilson recessed the Meeting at 3:27 p.m. Upon reconvening at 3:51 p.m. the roll call showed Councilmen Mitchell, Williams, Stirling and Haro absent.

Motion #1 (by Councilwoman O'Connor) passed unanimously as RESOLUTION 221652 with Councilmen Mitchell, Williams, Stirling and Haro absent.

There being no further business to come before the Council at this time, the Meeting was adjourned at 3:53 p.m. on motion of Councilman Gade and the Mayor announced that Items 310-337 would be continued to the Meeting of August 21, 1978.

ATTEST:

  
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City Clerk of the City of San Diego, California