

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO
FOR THE SPECIAL MEETING OF MONDAY, OCTOBER 2, 1978
IN THE CHAMBERS OF THE COUNCIL AT 8:30 A.M.

ATTENDANCE:

Present-Mitchell (1), O'Connor (2), Lowery (3), Williams (4),
Schnaubelt (5), Gade (6), Stirling (7) and Mayor Wilson
(M).

Absent--None.

Vacant--District 8.

Clerk---Abdelnour.

Meeting called to order at 8:57 a.m. by Mayor Wilson.

ITEM 600:

Roll call.

Present-Mitchell, O'Connor, Lowery, Williams, Schnaubelt,
Gade, Stirling and Mayor Wilson.

Absent--None.

Vacant--District 8.

ITEM 601:

Adopted as Resolution 221877.

(R-79-588) Declaring that the COUNCIL ADOPTS the following
REGULATION: Except as otherwise hereinafter provided, NO
APPLICANT CONVICTED of a FELONY or a MISDEMEANOR involving MORAL
TURPITUDE shall be considered for APPOINTMENT to an ELECTIVE
OFFICE of the City; provided, however, that the City Council may
disregard such conviction if it finds and determines that
mitigating circumstances exist, such as, but not limited to,
evidence of rehabilitation, length of time elapsed since
conviction or the age of such person at the time of conviction,
and does not involve such crimes as are specified in SECTION 8,
ARTICLE VII OF THE CALIFORNIA CONSTITUTION; authorizing all
members of the CITY COUNCIL, the CITY ATTORNEY, the CITY MANAGER
and the CITY CLERK or their designees, in considering
applications for APPOINTMENT TO AN ELECTIVE OFFICE, to have
access to the "STATE SUMMARY CRIMINAL HISTORY INFORMATION" as
provided for in Section 11105 of the California Penal Code and to
"LOCAL SUMMARY CRIMINAL HISTORY INFORMATION" as provided for in
Section 13300 of the California Penal Code.

ITEM 601 CONTINUED:

Hearing began at 8:58 a.m.
Hearing halted at 9:01 a.m.

Motion by O'Connor to adopt.
Second by Lowery.
Passed Unanimously. Absent-None. Vacant-8.

ITEM 602:

Six semi-finalists were selected to be considered at the Special Council Meeting on Saturday, October 7, 1978.

Matter of considering the APPLICATIONS for APPOINTMENT to fill the VACANCY which exists in COUNCIL DISTRICT NO. 8 and selection of FINAL CANDIDATES.

Hearing began at 9:01 a.m.
Hearing halted at 11:51 a.m.

John Truesdale appeared before the Council to ask if all documents were filed with the Clerk by 10:00 a.m. on Monday and if they weren't, would that disqualify a candidate.

The Chair ruled that the late filing of questions would not disqualify a candidate.

Motion by Williams to waive the rules to allow Mr. Murillo and Mr. Crawford to obtain the needed additional signatures.
Second by Mitchell.
Defeated. Yeas-1,4. Nays-2,3,5,6,7,M. Absent-None. Vacant-8.

Motion by Stirling to require that each Councilmember vote for six candidates in the first round of voting.
Second by Lowery.
Passed. Yeas-1,2,3,4,5,7,M. Nays-6. Absent-None. Vacant-8.

Motion by Lowery to require that each candidate answer the question: "Are you currently under investigation by any governmental agency for a criminal or civil act?"
Second by O'Connor.
Passed Unanimously. Absent-None. Vacant-8.

Presentations were made by all qualified candidates except Alberto G. Puente.

ITEM 602 CONTINUED:

First round of votes:

- 1 - Dunn-Rankin, Fort, Gullans, Killea, Martinez and O'Donnell.
- 2 - Castro, Dunn-Rankin, Killea, Martinez, Mendoza and Palomino.
- 3 - Castro, Clark, Dunn-Rankin, Killea, Martinez and O'Donnell.
- 4 - Castro, Dunn-Rankin, Killea, Martinez, Mendoza and Palomino.
- 5 - Castro, Clark, Dunn-Rankin, Killea, Martinez and O'Donnell.
- 6 - Clark, Dunn-Rankin, Gullans, Killea, Martinez and O'Donnell.
- 7 - Castro, Clark, Killea, Martinez, O'Donnell and Palomino.
- M - Castro, Gullans, Henry, Killea, Martinez and Palomino.

Second round of votes:

- 1 - Palomino.
- 2 - Palomino.
- 3 - Clark.
- 4 - Palomino.
- 5 - Clark.
- 6 - Clark.
- 7 - Clark.
- M - Palomino.

Motion by Stirling to give Mr. Clark and Mr. Palomino another chance to address the Council.

Second by Schnaubelt.

Passed Unanimously. Absent-None. Vacant-8.

Mr. Palomino and Mr. Clark made presentations.

Third round of votes:

- 1 - Palomino.
- 2 - Palomino.
- 3 - Clark.
- 4 - Palomino.
- 5 - Clark.
- 6 - Clark.
- 7 - Clark.
- M - Palomino.

ITEM 602 CONTINUED:

Motion by Lowery to limit the semi-finalists to those candidates with five or more votes.

Second by Stirling.

Failed. Yeas-2,3,7,M. Nays-1,4,5,6. Absent-None.
Vacant-8.

Motion by Stirling to waive the rules to allow each Councilmember to ask each candidate one question.

Second by Lowery.

Passed Unanimously. Absent-None. Vacant-8.

Fourth round of votes:

- 1 - Palomino.
- 2 - Palomino.
- 3 - Palomino.
- 4 - Palomino.
- 5 - Clark.
- 6 - Clark.
- 7 - Palomino.
- M - Palomino.

Six semi-finalists:

Margaret M. Castro.
Jonathan Dunn-Rankin.
Lucy L. Killea.
Uvaldo A. Martinez.
Anthony O'Donnell.
Mario C. Palomino.

ADJOURNMENT: The Meeting was adjourned at 11:51 a.m. by Mayor Wilson.



City Clerk of The City of San Diego, California

OFFICE OF CITY CLERK
SAN DIEGO, CALIFORNIA

MINUTES OF CITY COUNCIL

DATE OF MEETING: OCTOBER 2, 1978 - 2:00 p.m.

MINUTE CLERK'S NAME: RENE DUNCAN - ready for dacket-
ing

TO BE READ: _____
(initials)

CORRECTIONS MADE: _____
(initials)

TO BE REREAD: _____
(initials)

FINAL CORRECTIONS MADE: _____
(initials)

TO BE APPROVED: _____
(date)

TO BE NUMBERED: _____
(initials)

FILED: _____
(initials)

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO
FOR THE REGULAR MEETING OF MONDAY, OCTOBER 2, 1978
IN THE CHAMBERS OF THE COUNCIL AT 2:00 P.M.

ATTENDANCE:

Present--Councilmen Mitchell (1), O'Connor (2), Lowery (3), Williams (4),
Schnaubelt (5), Gade (6), Stirling (7) and Mayor Wilson (M).
Absent--None.
Vacant--District 8.
Clerk---Abdelnour.

Meeting called to order at 2:16 p.m. by Mayor Wilson.

ITEM 1: Roll call.
Present--Mitchell, Lowery, Williams, Gade, Stirling and Mayor
 Wilson.*
Absent--O'Connor and Schnaubelt.
Vacant--District 8.

Meeting recessed at 2:28 p.m. by Mayor Wilson.
Meeting reconvened at 4:21 p.m. with Councilman Williams absent.
Vacant-District 8.

Motion by Schnaubelt to suspend the Rules to extend
the time of the Regular Meeting to 6:00 p.m.
Second by Williams.
Passed Unanimously. Vacant-8.

Motion by Lowery to suspend the Rules to extend the
time of the Regular Meeting to 6:30 p.m..
Second by Stirling.
Passed Unanimously. Absent-2,4. Vacant-8.

ITEM 10: Invocation offered by Reverend Erwin Lueker, Pastor, Messiah
Lutheran Church.

ITEM 20: Pledge of Allegiance led by Councilman Williams.

ITEM 30: Referred.

Presentation by Donald J. Reeves, Chairman, San Diego Historical Site Board for the purpose of submitting a progress report relative to the activity taking place in conjunction with the preservation efforts to save the Melville Klauber House, 3060 Sixth Avenue, Historic Site Number 49.

Motion by Stirling to refer to the Public Facilities and Recreation Committee for the Meeting of October 5, 1978

Second by Gade.

Passed Unanimously. Vacant-8.

ITEM 40: Referred.

Aillene V. Elliott representing the San Diego Council American Youth Hostels, Inc., requesting permission to address the Council regarding introduction to San Diego Council American Youth Hostels and AYH's hope for the Klauber House to be used as the San Diego International Youth Hostel.

Motion by Stirling to refer to the Public Facilities and Recreation Committee for the Meeting of October 5, 1978.

Second by Lowery.

Passed Unanimously. Vacant-8.

ITEM 50: Continued to October 16, 1978.

(O-78-152 Rev. 2) Incorporating a portion of the NORTHWEST 1/4 of SECTION 35, TOWNSHIP 18 SOUTH, RANGE 2 WEST, S.B.B.M. (approximately 1.53 acres), located on the south side of Highway 117 between Howard Avenue and the San Diego and Arizona Eastern Railway right-of-way, in the San Ysidro Community Plan Area, into C-1 ZONE.

Motion by Gade to continue to the Meeting of October 16, 1978 at the City Manager's request.

Second by Lowery.

Passed Unanimously. Absent-2. Vacant-8.

ITEM 51: Adopted as Ordinance 12441 (New Series).

(O-78-288 Rev.) Incorporating a portion of LOT 5, RANCHO MISSION OF SAN DIEGO, MAP NO. 330, S.C.C. NO. 348 (approximately 1.10 acres), located on the south side of Camino Del Rio South between Ward Road and I-805, in the East Mission Valley Area Plan into CO ZONE.

See ITEM 59 for motion.

ITEM 52: Adopted as Ordinance 12442 (New Series).

(O-79-18) Incorporating a portion of PARCEL "A" and all of PARCEL "B", PARCEL MAP NO. 795 and a portion of LOTS 2 AND 3, PARTITION OF PUEBLO LOT 1209 of the PUEBLO LANDS OF SAN DIEGO, S.C.C. NO. 8341 into R-2A ZONE, located on the north side of Balboa Avenue between Moraga Street and Clairemont Drive, in the Clairemont Mesa Community Plan area.

See ITEM 59 for motion.

ITEM 53: Adopted as Ordinance 12443 (New Series).

(O-79-56) Incorporating LOT 2, COLLEGE TERRACE, MAP NO. 4103 and a portion of LOT 5, LA MESA COLONY, MAP NO. 346 (approximately 1 acre), located on the north side of El Cajon Boulevard between College Avenue and 62nd Street, in the State University Area Plan into C-1 ZONE.

See ITEM 59 for motion.

ITEM 54: Adopted as Ordinance 12444 (New Series).

(O-79-58) Incorporating a portion of the EAST 1/2, PUEBLO LOT 1215, a portion of LOT 2, MAP NO. 690, into R-2A ZONE, located west of Highway 163 between Baltic Street and Belden Street, in the Clairemont Mesa Community Plan area.

See ITEM 59 for motion.

ITEM 55: Adopted as Ordinance 12445 (New Series).

(O-79-69) Incorporating PARCEL 3, PARCEL MAP NO. 5404 (approximately 67 acres), located west of West Bernardo Drive and northwest of Bernardo Center Drive, in the Rancho Bernardo Community Plan area into M-IP ZONE.

See ITEM 59 for motion.

ITEM 56: Two Ordinances relative to incorporating property in the San Ysidro Community Area:

Subitem a: Adopted as Ordinance 12446 (New Series).

(O-79-44) A portion of the NORTH 1/2 of the NORTHEAST 1/4 of SECTION 35, TOWNSHIP 18 SOUTH, RANGE 2 WEST, S.B.B.M. into R-1-5 ZONE, located on the north side of Pistol Range Road (Road Survey 154) between the northerly extension of Smythe Avenue and the southerly extension of Picador Boulevard; and

Subitem b: Adopted as Ordinance 12447 (New Series).

(O-79-45) A portion of the NORTH 1/2 of the NORTHEAST 1/4 of SECTION 35, TOWNSHIP 18 SOUTH, RANGE 2, WEST, S.B.B.M. (approximately 7.44 acres), located on the north side of Pistol Range Road (Road Survey 154) between the northerly extension of Smythe Avenue and the southerly extension of Picador Boulevard into SMALL LOT OVERLAY ZONE.

See ITEM 59 for motion.

ITEM 57: Adopted as Ordinance 12448 (New Series.)

(O-79-57) Incorporating PARCEL 2, PARCEL MAP NO. 5262 (approximately 22,000 square feet), located on the north side of Iris Avenue between Monterey Park Drive and the San Diego and Arizona Eastern Railroad right-of-way, in the proposed Otay Mesa-Nestor Community Plan Area, into R-1-5 ZONE.

See ITEM 59 for motion.

ITEM 58: Adopted as Ordinance 12449 (New Series.)

(O-79-31) Incorporating a portion of the EAST 1/2 of the NORTHEAST 1/4 of the SOUTHEAST 1/4 of SECTION 23, TOWNSHIP 14 SOUTH, RANGE 4 WEST, S.B.B.M. into R-1-10 ZONE, located northerly of Del Mar Scenic Parkway between Carmel Valley Road and Caminito Mar Villa, in the Torrey Pines Community Plan Area.

See ITEM 59 for motion.

ITEM 59: Adopted as Ordinance 12450 (New Series.)

(O-78-290 Rev.) Amending Chapter X, Article 1, Division 9 of the San Diego Municipal Code by ADDING SECTION 101.0920 relating to PLANNED INDUSTRIAL DEVELOPMENTS.

Motion for ITEMS 51 through 59:

Motion by Stirling to adopt.
Second by Lowery.
Passed Unanimously. Vacant-8.

ITEM 62: Introduced, to be adopted 10/16/78.

(0-79-53) Amending Ordinance No. 8760 (New Series) and constituting the SECOND AMENDMENT to Ordinance No. 8760 (New Series), relating to the GRANTING OF A NON-EXCLUSIVE PIPELINE FRANCHISE to San Diego Pipeline Company for a period of forty years to INSTALL, CONSTRUCT, MAINTAIN AND OPERATE A PIPELINE for the transportation of refined petroleum products and other hydrocarbon substances in certain City streets of and within the City of San Diego.

See ITEM 63 for motion.

ITEM 63: Introduced, to be adopted 10/16/78.

(0-79-73) AMENDING Section 1 of Ordinance No. 11658 (New Series), adopted August 6, 1975, AMENDED by Ordinance No. 12062 (New Series), adopted May 11, 1977, INCORPORATING PORTIONS OF LOTS 58, 59, 60 AND 70, RANCHO MISSION OF SAN DIEGO, Referee's Partition Map of a partition of portion of LOT 70, RANCHO MISSION OF SAN DIEGO SCC NO. 15191, and portions of LOTS 27 AND 38 ROSEDALE TRACT, into R-1-5 ZONE, located on the north side of Terasanta Boulevard, southeasterly of Tanbor Road, Elliott Community Plan - extension of time to September 5, 1982.

Motion for ITEMS 62 and 63:

Motion by Stirling to introduce.
Second by Lowery.
Passed Unanimously. Vacant-8.

ITEM 104: Four Resolutions relative to AWARDING CONTRACTS:

Subitem a: Adopted as Resolution 221878.

(R-79-480) Select Electric, Inc., for CONSTRUCTION OF STREET LIGHTING SYSTEMS ON UNIVERSITY AVENUE FROM 54TH STREET TO COLLEGE AVENUE for the sum of \$20,939.

ITEM 104: (Continued)

Subitem b: Adopted as Resolution 221879.

(R-79-562) Robson, Cavignac & Fletcher, for furnishing FIRE AND EXTENDED COVERAGE INSURANCE for an actual annual cost of \$99,113.

Subitem c: Adopted as Resolution 221880.

(R-79-554) Carus Chemical Company, for the purchase of POTASSIUM PERMANGANATE FREE FLOWING CAIROX for an actual estimated cost, including tax, terms and freight, of \$80,264.72.

Subitem d: Adopted as Resolution 221881.

(R-79-481) A & J Construction Company, for furnishing GENERAL AND SMALL RECONSTRUCTIVE CONTRACTING AND CLEAN-UP as may be required for a period of one year ending September 30, 1979, for an estimated annual cost of \$80,000, with an option to renew for two additional one year periods.

See ITEM 149 for motion.

ITEM 105: Adopted as Resolution 221882.

(R79558) AWARDING A CONTRACT to Motorola C & E, Inc., for the purchase of TEN EACH CORONARY OBSERVATION RADIOS for an actual cost, including tax and terms, of \$49,067.40.

Motion by Lowery to adopt.

Second by Stirling.

Passed Unanimously. Vacant-8.

ITEM 107: Six Resolutions relative to AWARDING CONTRACTS:

Subitem a: Adopted as Resolution 221883.

(R-79-482) Marden Susco, for the purchase of 3,000 ONE INCH CURB STOPS for an actual cost, including tax and terms, of \$33,968.76.

ITEM 107: (Continued)

Subitem b: Adopted as Resolution 221884.

(R-79-557) PHd Corporation, for a SIX-MONTH EXTENSION OF LEASE for FOURTEEN 3/4 TON TRUCKS for a period ending March 31, 1979, for a total estimated cost of \$29,400.

Subitem c: Adopted as Resolution 221885.

(R-79-556) Castle Metals, for the purchase of 1,800 ALUMINUM POSTS for an actual cost, including tax and terms, of \$24,765.84.

Subitem d: Adopted as Resolution 221886.

(R-79-553) Poisonlab, Division of Chemed Corporation, for furnishing of TOXICOLOGY LABORATORY SERVICES for a period of eleven months ending September 30, 1979 for an estimated cost, including terms, of \$12,985.

Subitem e: Adopted as Resolution 221887.

(R-79-483) Robbins and Myers, Inc., for the purchase of PARTS FOR MOYNO PUMPS, for an actual cost, including tax, terms and estimated freight, of \$12,552.

Subitem f: Adopted as Resolution 221888.

(R79520) Strickman & Sons and authorizing the Purchasing Agent to sell on contract WASTE NEWSPRINT for the period of one year ending September 30, 1979 for an estimated revenue of \$91,800, with an option to renew the contract for one additional one year period.

See ITEM 149 for motion.

ITEM 108: Adopted as Resolution 221889.

(R-79-515) INVITING BIDS for CONSTRUCTION OF STREET LIGHTING AND TRAFFIC SIGNAL SYSTEMS on EL CAJON BOULEVARD FROM HIGHLAND AVENUE TO 52ND STREET - Specifications Document No. 764511.

see ITEM 149 for motion.

ITEM 109: Adopted as Resolution 221890.

(R-79-516) INVITING BIDS for the IMPROVEMENT OF SAN YSIDRO BLOCK GRANT STREETS AND ALLEYS CONTRACT NO. 1-C -Specifications Document No. 764512.

See ITEM 149 for motion.

ITEM 110: Adopted as Resolution 221891.

(R-79-506) APPROVING THE FINAL MAP of BAY HO CONDOMINIUMS, a 1-lot subdivision located northeasterly of Avati Drive and Morena Boulevard.

CONSIDERED with ITEM 111.

Motion by Gade to adopt. Second by Stirling. Passed Unanimously. Vacant-8.

ITEM 111: Adopted as Resolution 221892.

(R-79-504) APPROVING THE FINAL MAP of BAY VIEW TERRACE CONDOMINIUMS, a 2-lot subdivision located northeasterly of Avati Drive and Huerfano Avenue.

CONSIDERED with ITEM 110.

Motion by Gade to adopt.
Second by Stirling.
Passed Unanimously. Vacant-8.

ITEM 112: Two Resolutions relative to the FINAL SUBDIVISION MAP of BOOTH SUBDIVISION, a 1-lot subdivision located on the north side of Black Mountain Road between Carmel Valley Road and El Camino Real.

Subitem a: Adopted as Resolution 221893.

(R-79-503) APPROVING THE FINAL MAP; and

Subitem b: Adopted as Resolution 221894.

(R-79-575) VACATING a portion of OLD SURVEY 57 (Black Mountain Road) under the summary vacation procedure where that portion to be vacated has been superseded by relocation.

Motion by Mitchell to adopt.
Second by Gade.
Passed Unanimously. Vacant-8.

ITEM 113: Adopted as Resolution 221895.

(R-79-505) APPROVING THE FINAL MAP of HYDE PARK VILLA, a 1-lot subdivision located on the south side of Navajo Road east of Park Ridge Boulevard.

See ITEM 149 for motion.

ITEM 114: Adopted as Resolution 221896.

(R79507) APPROVING THE FINAL MAP of MISSION VILLAGE CONDOMINIUMS, a 1-lot subdivision located on the south side of Hotel Circle South, west of State 163.

See ITEM 149 for motion.

ITEM 115: Two Resolutions relative to the FINAL SUBDIVISION MAP of NAVAJO PARK UNIT NO. 2, a 285-lot subdivision located north of Navajo Road between Jackson Drive and Golfcrest Drive:

Subitem a: Adopted as Resolution 221897.

(R-79-571) Authorizing an AGREEMENT with W & M Company for the installation and completion of improvements; authorizing the CITY MANAGER to accept the sum of \$292,076 as the subdivider's share of cost for the future improvements on JACKSON DRIVE; and

Subitem b: Adopted as Resolution 221898.

(R-79-570) APPROVING THE FINAL MAP AND ACKNOWLEDGING RECEIPT OF SUBDIVIDER'S ASSURANCE OF COMPLIANCE WITH THE AFFIRMATIVE MARKETING PROGRAM.

See ITEM 149 for motion.

ITEM 116: Adopted as Resolution 221899.

(R-79-502) APPROVING THE FINAL MAP of THE PLAZA, a 1-lot subdivision located southwest of Diamond Street and Lamont Street.

Motion by Gade to continue to October 3, 1978./
Second by Lowery.
No vote.

Motion by Schnaubelt to adopt.
Second by Lowery.
Passed Unanimously. Absent-2,4. Vacant-8.

ITEM 117: Adopted as Resolution 221900.

(R-79-577) APPROVING THE FINAL MAP of RANCHO MISSION VILLAS, a 3-lot subdivision located northeasterly of Murphy Canyon Road and Rancho Mission Road.

See ITEM 149 for motion.

ITEM 118: Adopted as Resolution 221901.

(R-79-438) GRANTING THE PETITION for PAVING and otherwise improving the ALLEY, BLOCK 14, LA MESA COLONY (between 71st Street and 72nd Street and Mohawk and El Cajon Boulevard, under the provisions of the IMPROVEMENT ACT OF 1911; directing the CITY MANAGER to furnish description and plat of the district.

See ITEM 149 for motion.

ITEM 119: Adopted as Resolution 221902.

(R-78-524) Authorizing the EXPENDITURE of \$15,000 out of CAPITAL OUTLAY FUND 245 (C.I.P. 18-001(9), ANNUAL ALLOCATION - COOPERATIVE STORM DRAIN PROJECTS) for the sole and exclusive purpose of providing funds for CONSTRUCTION OF DRAINAGE FACILITIES, and supplementing Ordinance No. 4948 (New Series) in said amount.

See ITEM 149 for motion.

ITEM 120: Adopted as Resolution 221903.

(R-79-473) Authorizing the SALE BY NEGOTIATION of that RESERVATION FOR PUBLIC ROAD within a portion of PUEBLO LOT 300 for the sum of \$70 to William Kenton and Edythe Kenton; authorizing the execution of a QUITCLAIM DEED quitclaiming to WILLIAM KENTON and EDYTHE KENTON said property; declaring that no broker's commission shall be paid by City on said negotiated sale.

See ITEM 149 for motion.

ITEM 121: Adopted as Resolution 221904.

(R-79-416) Authorizing the SALE BY NEGOTIATION a portion of the WESTERLY HALF of the SOUTHWEST QUARTER of QUARTER SECTION 73 of the RANCHO DE LA NACION for the sum of \$130 to the County of San Diego; declaring that the City shall retain a WATER PIPELINE EASEMENT over the entire subject parcel; authorizing the execution of a GRANT DEED granting to the COUNTY OF SAN DIEGO said property; declaring that no broker's commission shall be paid by City on said negotiated sale.

See ITEM 149 for motion.

ITEM 122: Adopted as Resolution 221905.

(R-79-466) Authorizing the SALE BY NEGOTIATION a SLOPE AND DRAINAGE EASEMENT affecting PARCEL 2 of PARCEL MAP 2213 for the sum of \$140 to Motor Management, Inc.; authorizing the execution of a QUITCLAIM DEED, quitclaiming to MOTOR MANAGEMENT, INC. said property; declaring that no broker's commission shall be paid by City on said negotiated sale.

See ITEM 149 for motion.

ITEM 123: Adopted as Resolution 221906.

(R-79-282) Authorizing the SALE BY NEGOTIATION easements for flowage, drainage and sewer purposes affecting LOT 1 OF WHITNEY SUBDIVISION, for the sum of \$140, to J.W. Jones Companies; authorizing the execution of a QUITCLAIM DEED quitclaiming to J. W. JONES COMPANIES said property; declaring that no broker's commission shall be paid by City on said negotiated sale.

See ITEM 149 for motion.

ITEM 124: Adopted as Resolution 221907.

(R79550) Approving the acceptance by the CITY MANAGER of a DEED of Jesus L. Ritchie, Clarissa L. Ritchie, Mario Alaric Escobar and Cassie Escobar, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across all that portion of LOT 67, HIGHDALE ADDITION TO ENCANTO HEIGHTS, MAP NO. 1176; dedicating said land as and for a public street and naming the same RADIO DRIVE.

See ITEM 149 for motion.

ITEM 125: Adopted as Resolution 221908.

(R-79-547) Approving the acceptance by the CITY MANAGER of GRANT DEED of Jose G. Cervantes and Mary S. Cervantes, conveying a portion of LOT A-244 OF ADDITION NO. 5 TO SAN YSIDRO; dedicating said land as and for a public street and naming the same BLACKSHAW LANE.

See ITEM 149 for motion.

ITEM 126: Adopted as Resolution 221909.

(R-79-548) Approving the acceptance by the CITY MANAGER of GRANT DEED Of Leslie G. Nimmo and Janice A. Nimmo, conveying a portion of LOT A-257 of ADDITION NO. 5 TO SAN YSIDRO; dedicating said land as and for a public street and naming the same BLACKSHAW LANE.

See ITEM 149 for motion.

ITEM 127: Adopted as Resolution 221910.

(R-79-549) Approving the acceptance by the CITY MANAGER of GRANT DEED of Miguel Reynoso Ulloa, conveying a portion of LOT A-211 IN ADDITION NO. 4 TO SAN YSIDRO, MAP 1324; dedicating said land conveyed as Parcel 5 as and for a public street and naming the same BEYER BOULEVARD.

See ITEM 149 for motion.

ITEM 128: Adopted as Resolution 221911.

(R-79-494) Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEEDS of Gaylord F. Arnold, Bernadette Arnold, Thomas B. Mack, Jr., and Carlos Flores, conveying an easement for right of way for a public street and incidentals thereto over that portion of LOT 9, MAP OF LOTS 61 AND 62 and easterly portions of LOT 63, RANCHO MISSION, MAP NO. 1550; dedicating said land as and for a public street and naming the same FONTAINE STREET.

See ITEM 149 for motion.

ITEM 129: Adopted as Resolution 221912.

(R-79-470) Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED of Willard L. Schmidt and Veronica A. Schmidt, conveying the permanent easement and right of way to construct, reconstruct, maintain, operate and repair public right of way including any or all appurtenances thereto, together with the right of ingress and egress, over, under, along and across all those portions of LOTS 43 AND 44 of RANCHO MISSION OF SAN DIEGO; dedicating said land as and for a public street and naming the same SAN DIEGO MISSION ROAD.

See ITEM 149 for motion.

ITEM 130: Adopted as Resolution 221913.

(R-79-468) Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED Of Earl L. Roys and Jeanne M. Roys, conveying an easement and right of way for ingress and egress for street purposes over that portion of LOTS 4, 5 AND 6 IN BLOCK 12 OF DEL MAR TERRACE; dedicating said land conveyed as Parcel A as and for a public street and naming the same VIA APRILIA, and dedicating said land conveyed as Parcel B as and for a public street and naming the same VIA GRIMALDI.

See ITEM 149 for motion.

ITEM 131: Adopted as Resolution 221914.

(R-79-469) Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED of Las Cumbres Properties, conveying an easement for public street purposes over, along and across all that portion of PUEBLO LOT 1103 of the PUEBLO LANDS OF SAN DIEGO; dedicating said land as and for a public street and naming the same VIA LAS CUMBRES.

See ITEM 149 for motion.

ITEM 132: Nine Resolutions relative to approving the acceptance by the CITY MANAGER of EASEMENT DEEDS for PUBLIC STREET PURPOSES:

Subitem a: Adopted as Resolution 221915.

(R-79-457) Frank Figueroa, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across all that portion of LOT A-223, ADDITION NO. 5 TO SAN YSIDRO; dedicating AVERIL ROAD;

Subitem b: Adopted as Resolution 221916.

(R-79-458) Joe and Abigail Castorena, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across all that portion of LOT A-244, ADDITION NO. 5 TO SAN YSIDRO; dedicating AVERIL ROAD;

Subitem c: Adopted as Resolution 221917.

(R-79-459) Consuelo C. Figueroa, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across all that portion of LOT A-223, ADDITION NO. 5 TO SAN YSIDRO; dedicating AVERIL ROAD;

ITEM 132: (Continued)

Subitem d: Adopted as Resolution 221918.

(R-79-460) Leopoldo B. Lopez and Amalia P. Lopez, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across all that portion of LOT A-223, ADDITION NO. 5 TO SAN YSIDRO; dedicating AVERIL ROAD;

Subitem e: Adopted as Resolution 221919.

(R-79-461) Hilda Cota, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across all that portion of LOT A-244, ADDITION NO. 5 TO SAN YSIDRO; dedicating AVERIL ROAD;

Subitem f: Adopted as Resolution 221920.

(R-79-465) Frank S. and Adelina G. Rosa, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across those portions of LOT A-78 and the UNNUMBERED LOT lying northerly of and contiguous to said LOT A-78; dedicating SOUTH VISTA AVENUE;

Subitem g: Adopted as Resolution 221921.

(R-79-464) Arnold E. and Heather D. Soto, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across those portions of LOT A-202, ADDITION NO. 2 TO SAN YSIDRO; dedicating SOUTH VISTA AVENUE AND SUNSET LANE;

Subitem h: Adopted as Resolution 221922.

(R-79-463) Jim E. and Jean Brannan, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across all that portion of LOT A-225, ADDITION NO. 5 TO SAN YSIDRO; dedicating VISTA LANE; and

Subitem i: Adopted as Resolution 221923.

(R-79-462) Herbert M. Sevel, conveying the permanent easement and right of way for a public street and incidents thereto, over, under, upon, along and across all that portion of LOT 44, BOUNDARY TRACT; dedicating CENTER STREET.

See ITEM 149 for motion.

ITEM 133: Adopted as Resolution 221924.

(R-78-2368) Authorizing an AMENDMENT to the SUBDIVISION AGREEMENT for Fashion Heights Unit No. 1, to provide for the SUBSTITUTION of NEWPORT SHORES BUILDERS for SAN DIEGO TRUST AND SAVINGS BANK, as Trustee under the Will of Olive C. McColley, deceased and ROYAL PROPERTIES, INC., as subdivider; declaring that the public improvements to be constructed pursuant to said subdivision agreement shall be completed by JUNE 1, 1980, as provided by the amendment to the subdivision agreement; accepting PERFORMANCE BOND NO. 2871848, issued by Safeco Insurance Company of America in the sum of \$303,310 as the surety for the required improvements in said subdivision, releasing PERFORMANCE BOND NO. YS689 3997, in the amount of \$303,310 and PERFORMANCE BOND NO. YS689 3998, in the amount of \$5,000, both issued by the Industrial Indemnity Company; RESCINDING DEFAULT RESOLUTION NO. 212614, adopted February 13, 1975, pertaining to FASHION HEIGHTS NO. 1.

See ITEM 149 for motion.

ITEM 136: Adopted as Resolution 221925.

(R-79-129) Authorizing the ESCHEATMENT of \$3,060.89 of expired monies in Fund 403, Street Bond Installments and Redemptions, which have remained unclaimed for at least three years, to General Fund 100, in accordance with Government Code Sections 50050 to 50055.

See ITEM 149 for motion.

ITEM 137: Adopted as Resolution 221926.

(R-79-511) Approving CHANGE ORDER NO. 1, issued in connection with the contract with R.E. Hazard Contracting Company for the IMPROVEMENT of BEYER BOULEVARD, DAIRY MART ROAD TO I-805; said changes amounting to a NET INCREASE in the contract price of \$14,820.

See ITEM 149 for motion.

ITEM 138: Adopted as Resolution 221927.

(R-79-512) Approving CHANGE ORDER NO. 6, issued in connection with the contract with Griffith Company for the IMPROVEMENT OF MARKET STREET FROM 47TH STREET TO EUCLID AVENUE; said changes amounting to a NET INCREASE in the contract price of \$9,339.60.

See ITEM 149 for motion.

ITEM 139: Adopted as Resolution 221928.

(R-79-487) Establishing a PARKING TIME LIMIT of TWO HOURS, between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the south side of AMHERST STREET between 69th Place and 70th Street; authorizing the installation of necessary signs and markings.

See ITEM 149 for motion.

ITEM 140: Adopted as Resolution 221929.

(R-79-496) Establishing a PARKING TIME LIMIT of TWO HOURS, between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the west side of CUSHMAN AVENUE between Morena Place and Savannah Place; authorizing the installation of the necessary signs and markings.

See ITEM 149 for motion.

ITEM 141: Adopted as Resolution 221930.

(R-79-485) Establishing a PARKING TIME LIMIT of TWO HOURS between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on the west side of LA JOLLA SHORES DRIVE between Camino Del Reposo and Avenida de la Playa; authorizing the installation of the necessary signs and markings.

See ITEM 149 for motion.

ITEM 142: Adopted as Resolution 221931.

(R-79-486) Establishing a PARKING TIME LIMIT of ONE HOUR, between the hours of 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on both sides of PROSPECT STREET between Girard Avenue and Cave Street; authorizing the installation of the necessary signs and markings; RESCINDING the portion of RESOLUTION NO. 10477 dated December 18, 1975, establishing a parking time limit of two hours on both sides of Prospect Street, between Ivanhoe Avenue and Cave Street; RESCINDING RESOLUTION NO. 74637 dated July 15, 1941, establishing a parking time limit of two hours on Prospect Street, between Girard Avenue and Ivanhoe Avenue.

See ITEM 149 for motion.

ITEM 143: Adopted as Resolution 221932.

(R-79-369) Approving, pursuant to Section 21101(e) of the Vehicle Code of the State of California, the CLOSING of the on and off-ramps at QUINCE STREET and STATE HIGHWAY ROUTE 163 (Cabrillo Freeway), and the on-ramps from RICHMOND STREET to STATE HIGHWAY ROUTE 163 for a SIX MONTH PERIOD to be determined by the Department of Transportation of the State of California; declaring that said closing shall be accomplished by personnel of the State Department of Transportation and that the cost to implement the closure and for observation and study shall be borne by the State of California.

See ITEM 149 for motion.

ITEM 144: Adopted as Resolution 221933.

(R-79-576) CONFIRMING the following APPOINTMENTS by the Mayor to the CREST CANYON PARK RESERVE ADVISORY COMMITTEE:

See ITEM 149 for motion.

ITEM 146: Adopted as Resolution 221934.

(R-79-306) Approving the CONFLICT OF INTEREST CODE of the CENTRE CITY DEVELOPMENT CORPORATION, submitted pursuant to the Political Reform Act of 1974, as amended.

See ITEM 149 for motion.

ITEM 148: Adopted as Resolution 221935.

(R-79-527) Authorizing a representative from the CITY ATTORNEY'S OFFICE to TRAVEL to Washington, D.C., during the period October 8 through 10, 1978, to participate in the ORAL ARGUMENT before the U.S. SUPREME COURT concerning the ALLOCATION OF COLORADO RIVER WATERS to CERTAIN INDIAN TRIBES in the COLORADO BASIN as a result of the decision in Arizona v. California; authorizing the EXPENDITURE of \$600 out of WATER UTILITIES OPERATING FUND 500 (61.10) for the purpose of providing funds for lodging, travel and miscellaneous expenses.

See ITEM 149 for motion.

ITEM 149: Adopted as Resolution 221936.

(R-79-552) Authorizing a representative of the POLICE DEPARTMENT to TRAVEL to Quantico, Virginia, during the period October 15 through 19, 1978, for the purpose of attending the SIXTH ANNUAL SYMPOSIUM ON CRIME LABORATORY DEVELOPMENT at the FBI Academy; declaring that the total cost of said travel, except for salary, shall be at no expense to the City but shall be paid by the FBI.

Motion for ITEMS 104 through 149 (except 105, 106, 110, 111, 112, 116, 134, 135, 145 and 147):

Motion by Stirling to adopt
Second by Gade.
Passed Unanimously. Vacant-8.

ITEM 153: Two Resolutions relative to DEVELOPMENT of an 88 APARTMENT UNIT, ELDERLY/HANDICAPPED HOUSING PROJECT in the area of MT. ABERNATHY AND BEADNELL WAY:

Subitem a: Adopted as Resolution 221937.

(R-79-498) Certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION NO. 78-07-19C 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

Subitem b: Adopted as Resolution 221938.

(R-79-497) Authorizing an OPTION AGREEMENT, for a term of six months, with Rio Sur Development, which option will allow said Rio Sur Development to arrange appropriate FINANCING and to finalize PROPOSED PLANS for said housing project; authorizing a LEASE AGREEMENT, for a 55-year term, upon fulfillment of the covenants, terms and conditions contained in the above-described option agreement, with Rio Sur Development, which lease agreement will provide for the construction of said housing project, 30 percent of which units shall be made available for the City's LOW-INCOME HOUSING PROGRAM, which is located on said City-owned property, which has an appraised value of \$192,000.

ITEM 153: (Continued)

Motion by O'Connor to adopt.

Second by Stirling.

Passed. Yeas-1,2,3,4,7,M. Nays-5,6. Vacant-8.

Motion by Schnaubelt to amend to include an updated appraisal of the lease payment on the market value of the property.

Second by Gade.

Defeated. Yeas-5,6. Nays-1,2,3,4,7,M. Vacant-8.

ITEM 201: Continued to October 16, 1978.

(O-79-74) Amending Chapter II, Article 4, Division 1, of the San Diego Municipal Code by AMENDING SECTION 24.0105 and by ADDING SECTION 24.0105.2, relating to the EXCLUSION FROM THE RETIREMENT SYSTEM OF POLICE RECRUITS.

Motion by Gade to continue to October 16, 1978 at the San Diego Police Officers Association's request.

Second by Lowery.

Passed Unanimously. Vacant-8.

ITEM 202: Adopted as Resolution 221939.

(R-79-544) Authorizing the SALE of LOT 8, RESEARCH PARK SUBDIVISION ADDITION to the highest bidder at the October 2, 1978 auction; authorizing the execution of a GRANT DEED to the highest bidder at said auction for said property; declaring that a/no broker's commission shall be paid by the City; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof.

Motion by Schnaubelt to accept the Bank of America's offer of \$700,000.

Second by Gade.

Passed Unanimously. Absent-2. Vacant-8.

Motion by Mitchell to pay one-half of the commission to Paul Muzzy.

Second by Gade.

Passed Unanimously. Absent-2. Vacant-8.

ITEM 205: Adopted as Resolution 221940.

(R-79-545) Requesting CALTRANS to CLOSE or PARTIALLY CLOSE the SAN DIEGO-CORONADO BAY BRIDGE on Saturday, October 14, 1978 to allow for the running of the 1ST ANNUAL HEART OF SAN DIEGO MARATHON and 10,000 METER RUN.

Motion by Mitchell to adopt.

Second by Lowery.

Passed Unanimously. Absent-2,M. Vacant-8.

UNANIMOUS
CONSENT:

Adopted as Resolution 221941.

(R-79-617) Directing the City Attorney to contact the Chairman of the Board of Inquiry conducting such a hearing on the midair collision over North Park to request that the Chairman designate the City of San Diego as a party to the hearing; and authorizing the City Attorney to appear before the Board of Inquiry of the National Transportation Safety Board to represent the City in hearing established pursuant to Subpart C of Part 831 of Title 49 of the Code of Federal Regulations to investigate the tragic accident and the City Attorney is further authorized to utilize appropriate City Staff to assist him in the matter; and authorizing the expenditure of \$1,000 for any travel or other expenses incurred in connection with the hearing from General Fund Unallocated Reserve.

Motion by O'Connor.

Second by Lowery.

Passed Unanimously. Vacant-8.

UNFINISHED
BUSINESS:


Motion by Gade to continue Items 60, 61, 100, 101, 102, 103, 106, 134, 135, 145, 147, 150, 151, 152, 154, 155, 200, 203, 204, 206, 207, 208, 209, 210, S-400, S-401 and S-402 to October 3, 1978.

Second by Lowery.

Passed Unanimously. Absent-2,M. Vacant-8.

ADJOURNMENT:

Motion by Lowery to adjourn the Meeting at 6:23 p.m. in memory of the victims of the North Park aircrash on September 25, 1978 and Pope John Paul I.
Second by Gade.
Passed Unanimously. Absent-2,M. Vacant-8.



City Clerk of The City of San Diego, California