

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO
FOR THE REGULAR MEETING OF MONDAY, AUGUST 20, 1979
IN THE CHAMBERS OF THE COUNCIL AT 2:00 P.M.

ATTENDANCE:

Present: Mayor Wilson (M), Councilmembers O'Connor (2), Lowery (3),
Williams (4), Schnaubelt (5), Gade (6) and Killea (8).
Not present: Councilmembers Mitchell (1) and Stirling (7).
Clerk: Abdelnour.

Meeting called to order at 2:23 p.m. by Mayor Wilson.

Meeting recessed at 4:11 p.m. by Mayor Wilson.

Meeting reconvened at 4:48 p.m. by Mayor Wilson with Councilmembers Mitchell,
Stirling and Killea not present.

ITEM 1: Roll call.
Present-Mayor Wilson, Councilmembers O'Connor, Lowery, Williams,
Schnaubelt, Gade and Killea.
Not present-Councilmembers Mitchell and Stirling.

ITEM 10: Invocation by Michael Jackson, Director, San Diego Teen
Challenge.

ITEM 20: Pledge of Allegiance led by Councilman Williams.

ITEM 30: Adopted as Resolution 250057. (Tape Loc. 024)

(R-80-268) Recognizing and COMMENDING the San Diego Cougars
Track Team and Team Coach Lenwood Williams for their outstanding
ATHLETIC ACHIEVEMENTS while representing San Diego at the recent
Junior National Track Competition in Bloomington, Indiana.

See ITEM 31 for motion.

ITEM 31: Approved. (Tape Loc. 069)

Approval of Council Minutes for:
07-30-79 P.M.
Special Meeting 07-31-79 A.M.
07-31-79 A.M. and P.M.
Adjourned Regular Meeting 07-31-79 P.M. held 08-01-79 P.M.
Adjourned Special Meeting 07-31-79 A.M. held 08-01-79 P.M.
Adjourned Regular Meeting 07-31-79 P.M. adjourned to 08-01-79,
held 08-02-79 A.M.

MOTION FOR ITEMS 30 AND 31:

Motion by Gade to approve.
Second by O'Connor.
Passed unanimously. Not present-1,7.

ITEM 50: Adopted as Ordinance 15003 (New Series).

(Tape Loc. 182)

(O-80-15) Incorporating a portion of PUEBLO LOT 1110 of the PUEBLO LANDS OF SAN DIEGO, MISCELLANEOUS MAP NO. 36 into CO ZONE, located on the south side of Camino del Rio South between Texas Street and I-805.

(CASE NO. 42-79-4. Introduced 8-7-79. Council voted 5-0. Mayor, Districts 1, 2 and 3 not present.)

See ITEM 51 for motion.

ITEM 51: Adopted as Ordinance 15004 (New Series).

(Tape Loc. 182)

(O-79-211 Rev.) Incorporating a portion of the WEST ½ OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 35, TOWNSHIP 14 SOUTH, RANGE 3 WEST, S.B.B.M. into R-1-5 ZONE, located west of Parkdale Avenue between the westerly extension of Mira Mesa Boulevard and Flanders Drive, in the Mira Mesa Community Plan area.

(CASE NO. 60-79-3. Introduced 8-7-79. Council voted 6-0. Mayor, Districts 1 and 3 not present.)

MOTION FOR ITEMS 50 AND 51:

Motion by Lowery to adopt.
Second by Killea.
Passed unanimously. Not present-1,2,6,7.

ITEM 100: Four Resolutions relative to AWARDING CONTRACTS:

(Tape Loc. 183)

Subitem a: Adopted as Resolution 250058.

(R-80-125) G. Spikes, dba G. Spikes Masonry & Cement Contractor for the IMPROVEMENT OF THE ALLEY IN BLOCK 139, CITY HEIGHTS for the sum of \$26,464.

Subitem b: Adopted as Resolution 250059.

(R-80-255) Computer Timesharing Corporation for the purchase of a MINI-COMPUTER SYSTEM for an estimated cost, including tax, of \$56,227.70.

Subitem c: Adopted as Resolution 250060.

(R-80-249) Western Micrographics Inc. for MICROFILM AND PROCESSING SERVICE as may be required for a period of twelve months ending July 31, 1980, for an estimated cost, including tax and terms, of \$17,890.68.

Subitem d: Adopted as Resolution 250061.

(R-80-248) Courtesy Chevrolet Center for the purchase of ONE 1/2 TON PICKUP TRUCK (CHEVROLET 1980 MODEL CC10903); ONE 1-TON PICKUP TRUCK (CHEVROLET 1980 MODEL CC30903) for a total cost, including tax, terms, less trade-in allowances, of \$13,639.

See ITEM 111 for motion.

ITEM 101: Adopted as Resolution 250062.

(Tape Loc. 183)

(R-80-251) INVITING BIDS for the REMOVAL OF ARCHITECTURAL BARRIERS FOR THE HANDICAPPED - CONTRACT NO. 11 - Specifications Document No. 767082; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE, not to exceed \$53,400 from CIP Nos. 58-007 and 52-243 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budget funds, if any, to the appropriate reserves.

See ITEM 111 for motion.

ITEM 102: Adopted as Resolution 250063. (Tape Loc. 183)

(R-80-250) INVITING BIDS for CONSTRUCTION OF MORLEY FIELD VELODROME LIGHTING - Specifications Document No. 767083; authorizing a CONTRACT with the lowest responsible and reliable bidder; accepting the DONATION of a \$10,000 check and materials valued at \$1,000 from the San Diego Velodrome Committee for the above purpose; authorizing the EXPENDITURE not to exceed \$5,000 from C.I.P. 20-008 ANNUAL ALLOCATION-COOPERATIVE PARKS PROJECTS FUND 30245, \$6,000 from CAPITAL OUTLAY RESERVE FUND 90-245, and \$10,000 from the SAN DIEGO VELODROME COMMITTEE DONATION TRUST FUND 63021 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves.

See ITEM 111 for motion.

ITEM 103: Adopted as Resolution 250064. (Tape Loc. 183)

(R-80-252) INVITING BIDS for CONSTRUCTION OF BEAN STREET STORM DRAIN REPLACEMENT - Specifications Document No. 767084; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE, not to exceed \$64,200 from CIP No. 11-181 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves.

See ITEM 111 for motion.

ITEM 104: Adopted as Resolution 250065. (Tape Loc. 183)

(R-80-253 Rev.) Authorizing the SALE of up to FOUR (4) POLICE AMBULANCE VANS to MEDEVAC, INC., for a price of \$3,000 each.

See ITEM 111 for motion.

ITEM 105: Two Resolutions relative to the FINAL SUBDIVISION MAP of ELM TREE HOMES, a 42-lot subdivision located on the south side of Elm Avenue between Hollister Street and Cunard Street:

(Tape Loc. 183)

Subitem a: Adopted as Resolution 250066.

(R-79-2272) Authorizing an AGREEMENT with the William Lyon Company for the installation and completion of improvements; and

Subitem b: Adopted as Resolution 250067.

(R-79-2271) APPROVING THE FINAL MAP AND ACKNOWLEDGING RECEIPT OF SUBDIVIDER'S ASSURANCE OF COMPLIANCE WITH THE AFFIRMATIVE MARKETING PROGRAM.

See ITEM 111 for motion.

ITEM 106: Adopted as Resolution 250068. (Tape Loc. 183)

(R-80-164) GRANTING THE PETITION for PAVING and otherwise improving OZARK STREET between Ocean View Boulevard and Imperial Avenue, under the provisions of the IMPROVEMENT ACT OF 1911; directing the CITY MANAGER to furnish description and plat of the district.

See ITEM 111 for motion.

ITEM 107: Two Resolutions relative to PAVING and otherwise improving the ALLEY IN BLOCK 16, CENTER ADDITION TO LA JOLLA PARK under the IMPROVEMENT ACT OF 1911:

(Tape Loc. 183)

Subitem a: Adopted as Resolution 250069.

(R-80-193) APPROVING the PLANS, SPECIFICATION and PLAT NO. 3949 of the assessment district; and

Subitem b: Adopted as Resolution 250070.

(R-80-192) RESOLUTION OF INTENTION.

See ITEM 111 for motion.

ITEM 108: Adopted as Resolution 250071. (Tape Loc. 183)

(R-79-2381) VACATING a portion of FAMOSA BOULEVARD between Whittier Street and Nimitz Boulevard - on Resolution of Intention No. 224014.

See ITEM 111 for motion.

ITEM 109: Adopted as Resolution 250072. (Tape Loc. 183)

(R-80-228) Authorizing the SALE BY NEGOTIATION of a SLOPE EASEMENT affecting LOT 2, VIA SORRENTO VALLEY INDUSTRIAL PARK UNIT NO. 4 for the sum of \$450 to Jack Naiman; authorizing the execution of a QUITCLAIM DEED, quitclaiming to JACK NAIMAN said easement; declaring that no broker's commission shall be paid by City on said negotiated sale.

See ITEM 111 for motion.

ITEM 110: Adopted as Resolution 250073. (Tape Loc. 183)

(R-80-233) Approving the acceptance by the CITY MANAGER of DEED of San Diego Unified Port District, conveying to City a WATER EASEMENT in San Diego Unified Port District Lands (Tidelands); authorizing the MAYOR AND CITY CLERK to execute a QUITCLAIM DEED, quitclaiming to SAN DIEGO UNIFIED PORT DISTRICT all the City's right, title and interest in WATER EASEMENTS in San Diego Unified Port District Lands (Tidelands).

See ITEM 111 for motion.

ITEM 111: Two Resolutions relative to PERMITS with the San Diego Unified Port District:

(Tape Loc. 183)

Subitem a: Adopted as Resolution 250074.

(R-80-171) A TIDELAND USE AND OCCUPANCY PERMIT for the purpose of VEHICLE PARKING for the San Diego Police Department, for a term of one year, at a monthly rental of \$1,045.54, or \$12,546.48 per annum; and

ITEM 111 - Continued:

Subitem b: Adopted as Resolution 250075.

(R-80-172 Rev.) A RIGHT OF ENTRY PERMIT for the purpose of CONSTRUCTION AND OPERATION of a PARKING FACILITY for the San Diego Unified Port District, for a term of one year.

MOTION FOR ITEMS 100 THROUGH 111:

Motion by Williams to adopt.

Second by Killea.

Passed unanimously. Not present-1,2,6,7.

ITEM 150: Referred to Task Force. (Tape Loc. 111)

(O-79-314) (Continued from the Meetings of July 9 and 23, 1979 at the City Manager's request.) Amending Chapter X of the San Diego Municipal Code by ADDING ARTICLE 5 to be known as the "IMPACTED SCHOOLS INTERIM RELIEF ORDINANCE."

Motion by Lowery to refer to Special SB201 Task Force for further review.

Second by O'Connor.

Passed unanimously. Not present-1,7.

ITEM 151: Adopted as Resolution 250076. (Tape Loc. 177)

(R-80-223) Establishing Council Policy 700-11 regarding POLITICAL ACTIVITIES ON CERTAIN PROPERTIES LEASED TO NON-COMMERCIAL, NON-PROFIT ORGANIZATIONS.

Motion by Williams to adopt.

Second by Killea.

Passed unanimously. Not present-1,2,6,7.

ITEM 152: Adopted as Resolution 250077. (Tape Loc. 174)

Matter of a Resolution adopting a Council Policy on THE INTERIM AGRICULTURAL USE OF AVAILABLE LAND.

Motion by Lowery to adopt Resolution presented to Council by staff.

Second by Killea.

Passed unanimously. Not present-1,2,6,7.

ITEM 202: Continued to August 21, 1979. (Tape Loc. 191)

(R-80-241) Approving the acceptance by the CITY MANAGER of GRANT DEED of Moonlight Bay, Ltd., conveying a portion of LOT 124 OF THE PUEBLO LANDS OF SAN DIEGO.

By common consent the item was continued to August 21, 1979 at the City Manager's request.

ITEM 203: Three Resolutions relative to property in HORTON'S ADDITION:
(Tape Loc. 071)

Subitem a: Adopted as Resolution 250078.

(R-80-263) Approving the acceptance by the CITY MANAGER of GRANT DEED of W. Day Dorland, conveying LOTS J, K AND L IN BLOCK 31 of the above addition;

Subitem b: Adopted as Resolution 250079.

(R-80-264) Authorizing a LEASE AGREEMENT with San Diego Kind Corporation for property known as LOTS A - L, BLOCK 31 of the above addition, which property has an estimated fair market value of \$1,200,000, for the purpose of providing LOW-INCOME ELDERLY HOUSING under HUD's Section 8 Program, and for the purpose of operating a MULTI-SERVICE CENTER WITH SUPPORT FACILITIES FOR SAN DIEGO'S ELDERLY, and for no other use or purpose, for a term of 50 years, at a rental of \$1 per year and other valuable consideration; and

Subitem c: Adopted as Resolution 250080.

(R-80-265) Authorizing PLANNED COMMERCIAL DEVELOPMENT PERMIT NO. 52 AM. #1 with San Diego Kind Corporation, for the purpose of CONSTRUCTING AND OPERATING A LOW-INCOME ELDERLY HOUSING PROJECT located on the north side of Broadway, between 9th and 10th Avenues, described as LOTS A - L, BLOCK 31 of the above addition.

Motion by Lowery to adopt.

Second by Killea.

Passed. Yeas-3,4,6,8,M. Nays-5. Not present-1,2,7.

ITEM 204: Adopted as Resolution 250081. (Tape Loc. 027)

(R-80-217) Authorizing a MASTER LEASE AGREEMENT with the Old Globe Theatre for the SITE OF THE PROPOSED THEATER, CASSIUS CARTER THEATER and auxiliary buildings.

See ITEM S-402 for motion.

ITEM 208: Continued to August 21, 1979, 8:30 a.m. Time Certain.

(Tape Loc. 003 and 165 - 174)

(R-79-2565) (Continued from the Meetings of July 17, 24 and 31, 1979 at Councilwoman O'Connor's request.) Authorizing the CITY MANAGER to acquire property for OPEN SPACE PARK FACILITIES DISTRICT NO. 1 - Resolution of Intention No. 223898; authorizing the EXPENDITURE of not to exceed \$4,463,500 as payment for said property and related costs from OPEN SPACE PARK DISTRICT BOND FUND NO. 79101; authorizing the CITY MANAGER to accept the DEED without further Council action.

By common consent the hearing was continued to 8:30 a.m., Time Certain, Tuesday, August 21, 1979, for further review.

ITEM 209: Matter of APPROVING the Final Map for the CLAIREMONT MESA SPECIALITY CENTER, a development of the La Jolla Development Company, TM-78-330, and CITY PARTICIPATION of \$3,500 for a TRAFFIC SIGNAL.

(Tape Loc. 184)

Subitem a: Adopted as Resolution R-252584 (Processed out of order)
(not on docket)

(R-80-297) Authorizing an agreement with Collins Development Company for completion of improvements;

Note: Number 250082 was assigned and a dummy resolution written, then action was reviewed and new no. R-252584 was assigned to the action.

ITEM 209 - Continued:

Subitem b: Adopted as Resolution 250083.
(not on docket)

(R-80-296) Approving the Final map.

Motion by Killea to approve the subdivision agreement and the final map for Clairemont Mesa Specialty Center and refer the matter of the City's participation for a traffic signal to the City Manager.

Second by Lowery.

Passed unanimously. Not present-1,2,6,7.

ITEM S-400: Continued to August 21, 1979 - p.m. (Tape Loc. 188)

(O-80-17 Rev.) Amending Chapter VI, Article 4 of the San Diego Municipal Code by AMENDING SECTIONS 64.32 AND 64.35 relating to SEWER SERVICE AND CAPACITY CHARGES.

By common consent the item was continued to August 21, 1979 - p.m. due to lack of time.

ITEM S-401: Matter of 1980 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION.

(Tape Loc. 069 - 071 and
085 - 109)

Subitem a: Adopted as Resolution 250099.

(R-80-324) Certifying that the information contained in the Fifth Amendment to Environmental Impact Report EQD No. 75-01-00BG has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said EIR and Amendment have been reviewed and considered by Council:

Subitem b: Continued to August 21, 1979.

(R-80-323) Authorizing the City Manager to submit a Grant Application for the Sixth Year Community Development Block Grant Program in the amount of \$11,560,000, including appropriate certifications and assurances, to the United States Department

ITEM S-401 - Continued:

of Housing and Urban Development (HUD), under Title I of the Housing and Community Development Act of 1974; authorizing the City Manager to execute said Grant Agreement upon approval by HUD and implement the projects contained therein; authorizing the City Manager to include those projects recommended by City Manager Report 79-534 of August 13, 1979, except as otherwise directed by the Council; further authorizing the allocation of Fifth Program Year (1979) available funds for projects recommended by City Manager Report 79-534 of August 13, 1979, except as otherwise directed by Council.

Motion (1) by Lowery to approve the recommendations of the Public Services and Safety Committee on August 15, 1979.

Second by Killea.

By common consent the question was divided to allow projects to be voted on separately.

Motion (2) by Lowery to approve recommendations except for projects 9, 11, 17, 18, 30, 31.

Second by Killea.

Request by Gade to consider projects 19, 20, 24, and 26 separately.

Vote on approving all projects except 9, 11, 17, 18, 19, 20, 24, 26, 30 and 31, including the required EIR Resolution as Subitem a.

Passed unanimously. Not present-1,7.

Vote on Project 9:

Passed. Yeas-2,3,4,8,M. Nays-5,6. Not present-1,7.

Vote on Project 11:

Passed. Yeas-2,3,4,6,8,M. Nays-5. Not present-1,7.

Vote on Projects 17 and 18:

Passed. Yeas-2,3,4,8,M. Nays-5,6. Not present-1,7.

Vote on Project 30:

Passed. Yeas-2,3,4,8,M. Nays-5,6. Not present-1,7.

ITEM S-401 - Continued:

Vote on Project 31:
Passed unanimously. Not present-1,7.

Vote on Project 24:
Passed. Yeas-3,4,6,8,M. Nays-5. Not present-1,7.
Ineligible-2.

By common consent projects 19, 20 and 26 were trailed to Tuesday, August 21, 1979. (The matter was subsequently set as ITEM 601 on Docket for a Special Meeting held at 5:30 p.m., Tuesday, August 21, 1979 at Sharp Hospital to permit Councilman Stirling to be present.)

ITEM S-402: Introduced, to be adopted September 10, 1979.

(Tape Loc 027 - 069)

(0-80-32) AMENDING ORDINANCE NO. 12700 (New Series), entitled "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1979-80 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR," by appropriating the sum of \$1,000,000 GENERAL FUND UNAPPROPRIATED REVENUE to the GENERAL FUND UNALLOCATED RESERVE, and allocating the sum of \$1,000,000 from the GENERAL FUND UNALLOCATED RESERVE, for contribution to help finance the RECONSTRUCTION OF THE OLD GLOBE THEATRE.

MOTION FOR ITEMS 204 AND S-402:

Motion by O'Connor to adopt ITEM 204 and introduce ITEM S-402.
Second by Lowery.

By common consent the question was divided.

Vote on ITEM 204.
Passed unanimously. Not present-1,7.

Vote on ITEM S-402:
Passed. Yeas-2,3,4,8,M. Nays-5,6. Not present-1,7.

ITEM S-403: Adopted as Resolution 250084. (Tape Loc. 115)

(R-80-273) Authorizing a LONG-TERM LEASE with Cal-West Diversified for the DEVELOPMENT AND OPERATION OF A MOBILEHOME PARK at Wheatstone and Osler Streets; COMMENDING those developers not selected, for their interest in said development.

Motion by Schnaubelt to adopt and direct the City Manager to provide for the dedication of the slopes for open space.

Second by Lowery.

Passed unanimously. Not present-1,2,6,7.

Motion by Lowery to suspend the Rules to extend the meeting past 5:30 p.m.

Second by Williams.

Passed unanimously. Not present-1,2,6,7.

ITEM S-406: Continued to August 21, 1979. (Tape Loc. 020)

(R-80-299) Approving approximately 1,800 acres for conveyance by Penasquitos Properties to the City to be utilized for OPEN SPACE PARK PURPOSES; declaring that conveyance of said 1,800 acres satisfies the obligation to convey said property as set forth in agreement between the City and Penasquitos Properties dated January 17, 1979, which was approved by Council Resolution No. 222053 on October 17, 1978.

By common consent the item was continued to August 21, 1979 to be taken with Item 332.

ITEM S-407: Continued to August 21, 1979 - p.m.. (Tape Loc. 005 - 020)

Matter of APPROVAL OF FINAL MAP AND DRAINAGE STUDY for SMOKE TREE ADOBE FALLS.

By common consent the item was continued to August 21, 1979 - p.m. for further review.

UNANIMOUS

CONSENT NO. 1:

Adopted as Resolution 250085.

(Tape Loc. 196)

(R-80-) Excusing Councilman Mitchell from City Council and Committee meetings during the week of August 20 - August 24 because of City business.

Motion by Lowery to adopt.

Second by Killea.

Passed unanimously. Not present-1,2,6,7.

UNANIMOUS

CONSENT NO. 2:

Three Resolutions relative to authorizing the City Manager to submit applications and execute all documents necessary for funding under the Urban Parks and Recreation Recovery Act Program and the Coastal Conservancy Program.

(Tape Loc. 198)

Subitem a:

Adopted as Resolution 250086.

(R-80-315) Approving the application for Coastal Conservancy Grant funding for access reconstruction at the Children's Pool in La Jolla.

Subitem b:

Adopted as Resolution 250087.

(R-80-316) Approving an application for funding under the Urban Parks and Recreation Recovery Act Program for the reconstruction of existing park facilities at Highland and Landis Community Park.

Subitem c:

Adopted as Resolution 250088.

(R-80-320) Authorizing the expenditure of \$192,500 from Capital Improvements (30244) and \$209,000 from Park Service District of The City of San Diego for the reconstruction of existing park facilities at Highland and Landis Community Park, and the reconstruction of the retaining wall and stairway access at the Children's Pool in La Jolla.

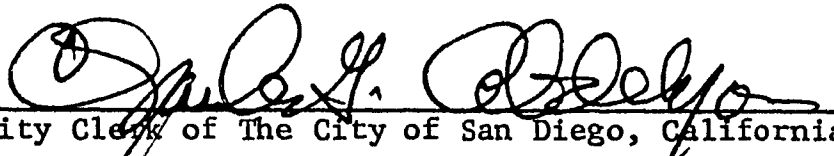
Motion by Killea to adopt.

Second by Lowery.

Passed unanimously. Not present-1,2,6,7.

ADJOURNMENT: Meeting adjourned at 6:16 p.m. by Mayor Wilson in memory of L.N. "Pappy" Boughton.

Motion by Lowery to adjourn.
Second by Killea.
Passed unanimously. Not present-1,2,6,7.



City Clerk of The City of San Diego, California