

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO
FOR THE REGULAR MEETING OF MONDAY, OCTOBER 29, 1979
IN THE CHAMBERS OF THE COUNCIL AT 2:00 P.M.

ATTENDANCE:

Present: Mayor Wilson (M), Councilmembers Mitchell (1), O'Connor (2), Williams (4), Schnaubelt (5), Gade (6), Stirling (7) and Killea (8).

Not present: Councilmember Lowery (3).

Clerk: Abdelnour.

Meeting called to order at 2:19 p.m. by Mayor Wilson.

Meeting recessed at 4:14 p.m. by Mayor Wilson.

Meeting reconvened at 4:41 p.m. by Mayor Wilson with Councilmember Lowery not present.

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

ITEM 10: Invocation given by Mr. Ron Barnes, Scott Memorial Baptist Church, El Cajon.

ITEM 20: Pledge of Allegiance led by Councilman Williams.

ITEM 50: Adopted as Ordinance 0-15046 (New Series).

(Tape Loc. 120)

(O-80-111) EXTENDING the effect of the San Diego Municipal Code SECTIONS 22.0209 and 22.0210.1 relating to PUBLIC WORKS CONTRACTS for another year.

(Introduced 10-15-79. Council voted 8-0. District 7 not present.)

Motion by O'Connor to adopt.

Second by Killea.

Passed unanimously. Not present-3,4.

ITEM 51: Introduced, to be adopted November 13, 1979.

(Tape Loc. 121)

(O-80-118) Setting aside and dedicating certain lands in the City for a PUBLIC PARK and naming said park "ROSE CANYON OPEN SPACE PARK PRESERVE."

Motion by Stirling to introduce.

Second by Mitchell.

Passed unanimously. Not present-3.

ITEM 100 Two Resolutions relative to PAVING and otherwise improving DAHLIA AVENUE between 16th Street and 17th Street, under the 1911 IMPROVEMENT ACT:

(Tape Loc. 122)

Subitem a: Adopted as Resolution R-250489.

(R-80-706) AWARDING A CONTRACT to T.B. Penick & Sons, Inc. for said work for a total cost of \$117,747.65.

Subitem b: Adopted as Resolution R-250490.

(R-80-707) Authorizing the EXPENDITURE of \$58,873.82 from CIP 58-002 Annual Allocation - Special Assessment Districts, for the City's contribution for said project and related costs.

See ITEM 120 for motion.

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(R-80-646) INVITING BIDS for the CONSTRUCTION OF MESA VIKING NEIGHBORHOOD PARK - PHASE III - Specifications Document No. A-00013; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE not to exceed \$62,900 from PARK SERVICE DISTRICT 11222 Funds for said project and related costs; authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves.

See ITEM 120 for motion.

ITEM 104: Two Resolutions relative to the FINAL SUBDIVISION MAP of EASTVIEW UNIT 6, a 3-lot subdivision located northerly of Fairhope Road and Malmaison Way:

(Tape Loc. 122)

Subitem a: Adopted as Resolution R-250494.

(R-80-656) Authorizing an AGREEMENT with Avco Community Developers, Inc. for the installation and completion of improvements; and

Subitem b: Adopted as Resolution R-250495.

(R-80-655) APPROVING THE FINAL MAP AND ACKNOWLEDGING RECEIPT OF SUBDIVIDER'S ASSURANCE OF COMPLIANCE WITH THE AFFIRMATIVE MARKETING PROGRAM.

See ITEM 120 for motion.

ITEM 106: Three Resolutions relative to the FINAL SUBDIVISION MAP of LA JOLLA GARDEN VILLAS, a 5-lot subdivision located southerly of La Jolla Village Drive and McKeller Drive:

(Tape Loc. 122)

Subitem a: Adopted as Resolution R-250496.

(R-80-751) Authorizing an AGREEMENT with I.C.D., Ltd. for the installation and completion of improvements;

Subitem b: Adopted as Resolution R-250497.

(R-80-750) APPROVING THE FINAL MAP AND ACKNOWLEDGING RECEIPT OF SUBDIVIDER'S ASSURANCE OF COMPLIANCE WITH THE AFFIRMATIVE MARKETING PROGRAM; and

Subitem c: Adopted as Resolution R-250498.

(R-80-726) Approving the acceptance by the CITY MANAGER of STREET, WATER, and DRAINAGE EASEMENT DEED of Genstar Development, Inc. conveying the permanent easement and right of way to construct, reconstruct, maintain, operate and repair a street or streets, drain or drains, and water main or mains including any or all appurtenances thereto, together with the right of ingress and egress, over, under, along and across a portion of the WEST HALF OF PUEBLO LOT 1301 OF THE PUEBLO LANDS OF SAN DIEGO; dedicating the land therein conveyed as PARCEL 2 as and for a public street and naming the same MCKELLER DRIVE; dedicating the land therein conveyed as PARCEL 3 as and for a public street and naming the same NOBEL DRIVE.

See ITEM 120 for motion.

ITEM 107: Two Resolutions relative to PAVING and otherwise improving MIRAMAR ROAD between I-805 and AT&SF Railway Crossing and Eastgate Mall between I-805 and Miramar Road by the INSTALLATION of SEWER and WATER MAINS, under the IMPROVEMENT ACT OF 1911:

(Tape Loc. 122)

Subitem a: Adopted as Resolution R-250499.

(R-80-673) RESOLUTION OF INTENTION.

ITEM 107 - Continued:

Subitem b: Adopted as Resolution R-250500.

(R-80-674) APPROVING the PLANS and SPECIFICATIONS.

See ITEM 120 for motion.

ITEM 108: Adopted as Resolution R-250501. (Tape Loc. 122)

(R-80-586) VACATING ROAD SURVEY 466 in the SOUTHEAST $\frac{1}{4}$ OF THE NORTHEAST $\frac{1}{4}$ AND THE NORTHEAST $\frac{1}{4}$ OF THE SOUTHEAST $\frac{1}{4}$ OF SECTION 10, TOWNSHIP 15 SOUTH, RANGE 3 WEST, S.B.M. - Resolution of Intention No. 250374; WAIVING the requirement contained in COUNCIL POLICY 600-15 for PLANNING COMMISSION REVIEW of the proposed vacation.

See ITEM 120 for motion.

ITEM 109: Adopted as Resolution R-250502. (Tape Loc. 122)

(R-80-532) SETTING A PUBLIC HEARING on the INTENTION to VACATE a portion of BEYER WAY adjacent to LOT 256 of MAP 7009.

See ITEM 120 for motion.

ITEM 110: Adopted as Resolution R-250503. (Tape Loc. 122)

(R-80-660) WAIVING the DEED RESTRICTION requiring single-family residential use of LOT 1, HARRINGTON HALLOW, EXCEPT THE NORTHERLY 100 FEET THEREOF, and LOT 1, MIRA VISTA in order to permit use as a site for CONGREGATIONAL BETH EL SYNAGOGUE; DECLARING that this WAIVER is limited to said proposed use and the City specifically reserves the right to enforce the DEED RESTRICTION with regard to any future proposed use.

See ITEM 120 for motion.

ITEM 112: Adopted as Resolution R-250504. (Tape Loc. 122)

(R-80-667) Authorizing an AGREEMENT with Kercheval and Associates to provide PROFESSIONAL ENGINEERING SERVICES in connection with the DESIGN of TRAFFIC SIGNAL and STREET LIGHTING SYSTEMS at seven intersections for an amount not to exceed \$21,000, under the terms and conditions set forth in the agreement; authorizing the EXPENDITURE of an amount not to exceed \$3,000 each from CIP 62-179, 36th Street and National Avenue; CIP 62-181, Bannock Avenue and Genesee Avenue; CIP 62-180, Beech Street and Front Street; CIP 62-182, Cabot Drive and Miramar Road; CIP 62-183, Clairemont Mesa Boulevard and Complex Drive; CIP 62-184, Governor Drive and Mercer Street; and CIP 62-185, Pomerado Raod and Oaks North for the purpose of providing funds for the above services.

See ITEM 120 for motion.

ITEM 113: Adopted as Resolution R-250505. (Tape Loc. 122)

(R-80-737) APPROVING the ASSIGNMENT OF CONTRACTUAL RIGHTS for furnishing LIQUID CHLORINE in one (1) ton cylinders and LIQUID CHLORINE in 150 lb. cylinders as set forth in Resolution No. 223587 dated May 29, 1979 by CONTINENTAL CHEMICAL COMPANY to JONES CHEMICALS, INC.; authorizing the City Manager to execute a CONSENT AGREEMENT to said assignment.

See ITEM 120 for motion.

ITEM 114: Adopted as Resolution R-250506. (Tape Loc. 122)

(R-80-305 Rev.) Authorizing the EXPENDITURE of \$21,000 from CAPITAL OUTLAY FUND 245 (CIP 90-245) for MISCELLANEOUS WORK at HIGHLAND-LANDIS PARK and RECREATION CENTER as recommended by the San Diego Police Department; authorizing the use of CITY FORCES to do the above referenced miscellaneous work at Highland-Landis Park and Recreation Center pursuant to recommendation of the CITY MANAGER and submission of estimates by him indicating that such work can be accomplished more quickly and at less cost than by contract.

See ITEM 120 for motion.

ITEM 115: Adopted as Resolution R-250507. (Tape Loc. 122)

(R-80-728) Authorizing the EXPENDITURE of \$2,000 from PARK SERVICE DISTRICT FUND 11614 for the INSTALLATION of FENCING and related costs at Montezuma Park.

See ITEM 120 for motion.

ITEM 116: Adopted as Resolution R-250508. (Tape Loc. 122)

(R-80-712) Authorizing the CITY AUDITOR AND COMPTRROLLER to TRANSFER the sum of \$5,000 within FUND 100 from the UNALLOCATED RESERVE (53.30) to the ALLOCATED RESERVE (53.20) for the purpose of PROVIDING FUNDS to AUGMENT Resolution No. 207396 for expenses incurred in connection with the City's participation in certain hearings held before the California Public Utilities Commission in the matter of rate increase applications by PACIFIC TELEPHONE AND TELEGRAPH COMPANY.

See ITEM 120 for motion.

ITEM 117: Adopted as Resolution R-250509. (Tape Loc. 122)

(R-80-713) Authorizing the CITY AUDITOR AND COMPTRROLLER to TRANSFER the sum of \$5,000 within FUND 100 from the UNALLOCATED RESERVE (53.30) to the ALLOCATED RESERVE (53.20) for the purpose of PROVIDING FUNDS to AUGMENT Resolution No. 208152 for expenses incurred in connection with the City's participation in certain hearings held before the California Public Utilities Commission and the Federal Power Commission in the matter of gas and electric rate increase applications by PACIFIC LIGHTING SERVICE CORPORATION, SOUTHERN CALIFORNIA GAS COMPANY and SAN DIEGO GAS & SERVICE COMPANY.

See ITEM 120 for motion.

ITEM 118: Adopted as Resolution R-250510. (Tape Loc. 122)

(R-80-279) Authorizing a PERMIT with La Jolla Commercial Associates, as PERMITTEE, for the purpose of PROVIDING ADDITIONAL PARKING SPACES for U.S. POST OFFICE, for a term of five years, with a 30-day termination provision, at an annual rental of \$1,200 for the first year, \$1,500 for the second year and \$1,700 thereafter, under the terms and conditions set forth in that Permit.

See ITEM 120 for motion.

ITEM 119: Adopted as Resolution R-250511. (Tape Loc. 122)

(R-80-677) 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 north side of FELSPAR STREET between Mission Boulevard and alley west of Mission Boulevard; authorizing the installation of the necessary signs and markings.

See ITEM 120 for motion.

ITEM 120: Adopted as Resolution R-250512. (Tape Loc. 122)

(R-80-542) Confirming the APPOINTMENT by the Mayor of VERNA M. QUINN to the LAND DEVELOPMENT ADVISORY BOARD, in the category of Community Planning Group, replacing Maralyn J. Benn, for a term ending March 1, 1980.

MOTION FOR ITEMS 100 THROUGH 120 EXCEPT ITEMS 105 AND 111:

Motion by Gade to adopt.
Second by Mitchell.
Passed unanimously. Not present-3.

ITEM 150: Adopted as Resolution R-250513. (Tape Loc. 192)

(R-80-701) Directing the CITY MANAGER to INCLUDE \$25,000 from the TRANSIENT OCCUPANCY TAX FUNDS in the Fiscal Year 1981 Budget to PARTIALLY FINANCE restoration of the SPRECKELS ORGAN.

Motion by Killea to adopt.
Second by Stirling.
Passed unanimously. Not present-2,3.

ITEM 151: Continued to November 5, 1979. (Tape Loc. 158-189)

(R-80-616) Authorizing the City Manager to negotiate a LEASE AGREEMENT with the Edward C. Ellis Company for a term of 50 years with a minimum annual rental of \$150,000 pursuant to which lease said company shall CONSTRUCT, OPERATE and MAINTAIN an OFFICE/INDUSTRIAL PARK DEVELOPMENT of approximately 103,000 square feet at an estimated cost of \$6 million on certain City-owned property comprising 6.52 acres and located in the southwest quadrant of the intersection of the Interstate 8 and Interstate 5 freeways.

Motion by Stirling to adopt.
Second by Williams.
No vote.

Motion by Schnaubelt to suspend the rules to extend the time of the Council Meeting past 5:30 p.m.
Second by Killea.
Passed unanimously. Not present-2,3,M.

Motion by Schnaubelt to continue to November 5, 1979 for a report from the Auditor.
Second by Stirling.
Passed unanimously. Not present-2,3,M.

ITEM 202: Adopted as amended as Resolution R-250514.

(Tape Loc. 004-074)

(Continued from the Meetings of August 21 and October 1 and 15, 1979 at Mr. Crandall's request.)
(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.

ITEM 202 - Continued:

Motion by O'Connor to amend the resolution to direct the City Manager to accept the deed and then directing the matter and the deed to go to the Housing Commission to negotiate a lease for 55 years; and authorizing the Housing Commission to execute an appropriate lease of the property back to Moonlight Bay, Ltd., and adopt. Second by Williams.

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

Motion by Gade to direct the City Attorney to come back to Council with a draft Resolution to be sent to the Coastal Commission expressing the Council's strong opposition to inclusionary zoning.

Second by Stirling.

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

ITEM 203:

Continued to November 5, 1979.

(Tape Loc. 123)

(R-80-721) Authorizing an AGREEMENT with the San Diego Housing Commission for the purpose of ADMINISTERING A PROGRAM for the ACQUISITION of SITES for LOW and MODERATE INCOME HOUSING; declaring that the City Council specifically retains the right to REVIEW PROPOSED SITES prior to actual acquisition by the Housing Commission; authorizing the EXPENDITURE of not to exceed \$850,024 for said services and related costs of administering such program.

See ITEM S-400 for motion.

ITEM 204:

Continued to November 5, 1979.

(Tape Loc. 123)

(R-80-614) Authorizing a PROPERTY MANAGEMENT AGREEMENT with the Housing Commission for the management of 20 City-owned housing units, said units being appropriate for a Section 8 lease agreement; authorizing the CITY MANAGER to execute standard SECTION 8 LEASE AGREEMENTS with qualified tenants with regard to said 20 housing units; authorizing the CITY MANAGER to execute a HOUSING ASSISTANCE PAYMENTS CONTRACT with the Housing Commission pursuant to which the Housing Commission will SUPPLEMENT the rents paid to the City by the Section 8 tenants.

See ITEM S-400 for motion.

ITEM 205:

Adopted as Resolution R-250515.

(Tape Loc. 074)

(R-80-759) Authorizing the CITY MANAGER to work in conjunction with the SAN DIEGO HOUSING COMMISSION and its executive director to DEVELOP a PROGRAM which will allow the issuance of not to exceed \$150 million of tax-exempt mortgage revenue bonds to be utilized for the CONSTRUCTION of HOUSING FOR LOW INCOME PERSONS; authorizing the City Manager to negotiate an AGREEMENT for the services of Goldman, Sachs & Company as senior manager and Lehman Brothers Huhn Loeb, Inc. and Paine Webber, Jackson & Curtis, Inc. as co-managers to act as FINANCIAL CONSULTANTS in the development of said program and for the issuance of bonds; authorizing the CITY MANAGER to ACCEPT THE PROPOSAL of Orrick, Herrington, Rowley & Sutcliffe to act as BOND COUNSEL for the issuance of said bonds.

Motion by Killea to adopt.

Second by O'Connor.

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

ITEM 206:

Adopted as Resolution R-250516.

(Tape Loc. 189)

(R-80-746) Authorizing the CITY MANAGER to IMPLEMENT a 12-month project called VICTIM/WITNESS ASSISTANCE PROGRAM for the ELDERLY; approving the use of \$25,000 in Revenue Sharing funds originally allocated as City's cash match for a victim/witness grant to be used for the above program; authorizing the CITY MANAGER to execute contracts for the DIRECTOR and RESEARCH AIDES and contracts for LEASE/RENTAL SERVICES as set forth in the program; authorizing the PROJECT DIRECTOR to engage in FUND-RAISING for the project.

Motion by Stirling to adopt.

Second by Killea.

Passed unanimously. Not present-2,3.

ITEM 207:

Adopted as Resolution R-250517.

(Tape Loc. 147)

(R-80-732) Authorizing the PERSONNEL DIRECTOR to SUBMIT a GRANT APPLICATION to the Federal Action Agency, to EXTEND the current agreement with said agency for federal assistance of twelve VISTA positions (assigned to private nonprofit agencies or organizations in the disabled community); upon approval of said

ITEM 207 - Continued:

application the PERSONNEL DIRECTOR is authorized to execute an AGREEMENT with the Federal Action Agency for the above purpose; authorizing the EXPENDITURE of \$34,169 out of PERSONNEL DEPARTMENT, FUND 060, PROGRAM ELEMENT 068401 for the above purpose, upon approval of the grant application and the execution of the agreement.

Motion by Schnaubelt to adopt.

Second by Killea.

Passed unanimously. Not present-2,3.

ITEM 208:

Adopted as Resolution R-250518.

(Tape Loc. 191)

(R-80-729 REV.) Accepting the generous donation of \$37,000 from the COMMITTEE OF 100 for the RESTORATION of the Spreckels Pipe Organ in Balboa Park; authorizing the Committee of 100 to proceed with Phase I at a cost of \$37,000 for said restoration; COMMENDING the Committee of 100 for this act of civic generosity and publicly expressing the City's gratitude on behalf of the citizens of San Diego.

Motion by Mitchell to adopt.

Second by Killea.

Passed unanimously. Not present-2,3.

ITEM 209:

Matter of establishing a HOSPITAL REVENUE BOND LAW and the terms and conditions for the issuance of such bonds; preliminary approval for issuance of hospital revenue bonds for Mercy Hospital and Medical Center.

(Tape Loc. 124)

Subitem a: Adopted as Resolution R-250519.

(R-80-747) Resolution concerning the issuance of revenue bonds to finance the expansion and renovation program of Mercy Hospital and Medical Center, San Diego.

ITEM 209 - Continued:

Subitem b.: Introduced, to be adopted November 13, 1979.

(O-80-120) Providing for The City of San Diego Health Facility Revenue Bond Law including general provisions and definitions, powers and procedures to issue Revenue Bonds for the purpose of providing financing to participating health institutions for specified purposes, and authorizing an agreement with Mercy Hospital and Medical Center, San Diego and the issuance of Hospital Revenue bonds in accordance therewith, in a principal amount not exceeding \$35,000,000 and for a term not exceeding forty years, subject to Council approval of the terms and conditions thereof.

Motion by Stirling to adopt the resolution and introduce the ordinance.

Second by Killea.

Passed unanimously. Not present-3.

Motion by Gade, to direct the City Attorney to prepare a policy to provide that the exercise of the power under the Ordinance be guided by the bond rating of the institution that is to be assisted, and that if the bond rating is below "A" rating, that there be a requirement for insurance.

Second by Schnaubelt.

Passed unanimously. Not present-2,3. ✓

ITEM S-400: Continued to November 5, 1979.

(Tape Loc. 123)

(Continued from the Meeting of October 22, 1979 at the City Manager's request.)

(R-80-444) APPROVING THE APPLICATION of the HOUSING AUTHORITY for PRELIMINARY LOAN for LOW-RENT PUBLIC HOUSING; APPROVING THE DEVELOPMENT, CONSTRUCTION and OWNERSHIP of LOW-RENT HOUSING PROJECTS of not to exceed 900 dwelling units.

MOTION FOR ITEMS 203, 204 AND S-400:

Motion by Gade to continue to November 5, 1979 due to lack of time.

Second by Killea.

Passed unanimously. Not present-3.

ITEM S-401: Adopted as Resolution R-250520. (Tape Loc. 193)

(R-80-772) Authorizing the CITY MANAGER to APPLY to the Controller of the State of California for REIMBURSEMENT to the City for extraordinary costs incurred while providing LAW ENFORCEMENT SERVICES as a result of the midair collision on September 25, 1978; certifying that the City was required to deploy on a stepped-up basis law enforcement personnel to respond to EXTRAORDINARY CIRCUMSTANCES within its jurisdiction as a result of the disaster; certifying that the City has incurred extraordinary costs to provide the stepped-up level of law enforcement service due to extraordinary circumstances in order to PROTECT the peace, health, safety and welfare of the citizens due to the midair disaster; certifying that the law enforcement functions of the SAN DIEGO POLICE DEPARTMENT for which this claim of reimbursement is filed were performed with IMPARTIALITY and FAIRNESS.

Motion by Stirling to adopt.

Second by Schnaubelt.

Passed unanimously. Not present-2,3.

ITEM S-402: Adopted as Resolution R-250521. (Tape Loc. 194)

(R-80-785) Authorizing the CITY MANAGER to APPLY to the Controller of the State of California for REIMBURSEMENT to the City for extraordinary costs incurred while providing LAW ENFORCEMENT MUTUAL AID to Imperial County during an agricultural labor dispute in February 1979; certifying that the San Diego Police Department was required to deploy its own law enforcement personnel on a stepped-up level to respond to EXTRAORDINARY CIRCUMSTANCES at the request of the Imperial Valley Sheriff in order to honor mutual aid agreements with that agency; certifying that the San Diego Police Department has incurred extraordinary costs to provide the stepped-up level of law enforcement service in order to PROTECT the peace, health, safety and welfare of the citizens of the Imperial Valley due to said labor dispute; certifying that the law enforcement functions of the SAN DIEGO POLICE DEPARTMENT for which this claim

ITEM S-402 - Continued:

of reimbursement is filed were performed with IMPARTIALITY and FAIRNESS and there were no citizens' complaints against the personnel of the Police Department as a result of their actions in this incident.

Motion by Stirling to adopt.
Second by Mitchell.
Passed unanimously. Not present-2,3,

ITEM S-403: Adopted as Resolution R-250522. (Tape Loc. 195)

(R-80-765) Authorizing two representatives of the City's FIRE DEPARTMENT to attend the STATE FIRE TRAINING ACADEMY EMERGENCY MEDICAL TECHNICIAN INSTRUCTOR CERTIFICATION class in Huntington Beach, California, from November 5 to November 9, 1979, and to incur all necessary expenses; authorizing the EXPENDITURE of \$430 out of the GENERAL FUND (Fire Department) for the above stated purpose.

Motion by Mitchell to adopt.
Second by Killea.
Passed unanimously. Not present-2,3,4, 8.

Motion by Stirling to refer to Public Services and Safety Committee the issue of first-responder training.
Second by Gade.
Passed unanimously. Not present-2,3,4,8.

ADJOURNMENT: Meeting adjourned at 6:05 p.m. by Mayor Wilson in memory of Ray McConnell.

(Tape Loc. 200)

Motion by Gade to adjourn.
Second by Stirling.
Passed unanimously. Not present-2,3,4,8.



City Clerk of The City of San Diego, California

MINUTES OF THE COUNCIL OF THE CITY OF SAN DIEGO
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ITEM 20: Pledge of Allegiance led by Councilman Williams.

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(Introduced 10-15-79. Council voted 8-0. District 7 not present.)

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(Tape Loc. 122)

Subitem a: Adopted as Resolution R-250494.

(R-80-656) Authorizing an AGREEMENT with Avco Community Developers, Inc. for the installation and completion of improvements; and

Subitem b: Adopted as Resolution R-250495.

(R-80-655) APPROVING THE FINAL MAP AND ACKNOWLEDGING RECEIPT OF SUBDIVIDER'S ASSURANCE OF COMPLIANCE WITH THE AFFIRMATIVE MARKETING PROGRAM.

See ITEM 120 for motion.

ITEM 106: Three Resolutions relative to the FINAL SUBDIVISION MAP of LA JOLLA GARDEN VILLAS, a 5-lot subdivision located southerly of La Jolla Village Drive and McKeller Drive:

(Tape Loc. 122)

Subitem a: Adopted as Resolution R-250496.

(R-80-751) Authorizing an AGREEMENT with I.C.D., Ltd. for the installation and completion of improvements;

Subitem b: Adopted as Resolution R-250497.

(R-80-750) APPROVING THE FINAL MAP AND ACKNOWLEDGING RECEIPT OF SUBDIVIDER'S ASSURANCE OF COMPLIANCE WITH THE AFFIRMATIVE MARKETING PROGRAM; and

Subitem c: Adopted as Resolution R-250498.

(R-80-726) Approving the acceptance by the CITY MANAGER of STREET, WATER, and DRAINAGE EASEMENT DEED of Genstar Development, Inc. conveying the permanent easement and right of way to construct, reconstruct, maintain, operate and repair a street or streets, drain or drains, and water main or mains including any or all appurtenances thereto, together with the right of ingress and egress, over, under, along and across a portion of the WEST HALF OF PUEBLO LOT 1301 OF THE PUEBLO LANDS OF SAN DIEGO; dedicating the land therein conveyed as PARCEL 2 as and for a public street and naming the same MCKELLER DRIVE; dedicating the land therein conveyed as PARCEL 3 as and for a public street and naming the same NOBEL DRIVE.

See ITEM 120 for motion.

ITEM 107: Two Resolutions relative to PAVING and otherwise improving MIRAMAR ROAD between I-805 and AT&SF Railway Crossing and Eastgate Mall between I-805 and Miramar Road by the INSTALLATION of SEWER and WATER MAINS, under the IMPROVEMENT ACT OF 1911:

(Tape Loc. 122)

Subitem a: Adopted as Resolution R-250499.

(R-80-673) RESOLUTION OF INTENTION.

ITEM 107 - Continued:

Subitem b: Adopted as Resolution R-250500.

(R-80-674) APPROVING the PLANS and SPECIFICATIONS.

See ITEM 120 for motion.

ITEM 108: Adopted as Resolution R-250501. (Tape Loc. 122)

(R-80-586) VACATING ROAD SURVEY 466 in the SOUTHEAST $\frac{1}{4}$ OF THE NORTHEAST $\frac{1}{4}$ AND THE NORTHEAST $\frac{1}{4}$ OF THE SOUTHEAST $\frac{1}{4}$ OF SECTION 10, TOWNSHIP 15 SOUTH, RANGE 3 WEST, S.B.M. - Resolution of Intention No. 250374; WAIVING the requirement contained in COUNCIL POLICY 600-15 for PLANNING COMMISSION REVIEW of the proposed vacation.

See ITEM 120 for motion.

ITEM 109: Adopted as Resolution R-250502. (Tape Loc. 122)

(R-80-532) SETTING A PUBLIC HEARING on the INTENTION to VACATE a portion of BEYER WAY adjacent to LOT 256 of MAP 7009.

See ITEM 120 for motion.

ITEM 110: Adopted as Resolution R-250503. (Tape Loc. 122)

(R-80-660) WAIVING the DEED RESTRICTION requiring single-family residential use of LOT 1, HARRINGTON HALLOW, EXCEPT THE NORTHERLY 100 FEET THEREOF, and LOT 1, MIRA VISTA in order to permit use as a site for CONGREGATIONAL BETH EL SYNAGOGUE; DECLARING that this WAIVER is limited to said proposed use and the City specifically reserves the right to enforce the DEED RESTRICTION with regard to any future proposed use.

See ITEM 120 for motion.

ITEM 112: Adopted as Resolution R-250504. (Tape Loc. 122)

(R-80-667) Authorizing an AGREEMENT with Kercheval and Associates to provide PROFESSIONAL ENGINEERING SERVICES in connection with the DESIGN of TRAFFIC SIGNAL and STREET LIGHTING SYSTEMS at seven intersections for an amount not to exceed \$21,000, under the terms and conditions set forth in the agreement; authorizing the EXPENDITURE of an amount not to exceed \$3,000 each from CIP 62-179, 36th Street and National Avenue; CIP 62-181, Bannock Avenue and Genesee Avenue; CIP 62-180, Beech Street and Front Street; CIP 62-182, Cabot Drive and Miramar Road; CIP 62-183, Clairemont Mesa Boulevard and Complex Drive; CIP 62-184, Governor Drive and Mercer Street; and CIP 62-185, Pomerado Raod and Oaks North for the purpose of providing funds for the above services.

See ITEM 120 for motion.

ITEM 113: Adopted as Resolution R-250505. (Tape Loc. 122)

(R-80-737) APPROVING the ASSIGNMENT OF CONTRACTUAL RIGHTS for furnishing LIQUID CHLORINE in one (1) ton cylinders and LIQUID CHLORINE in 150 lb. cylinders as set forth in Resolution No. 223587 dated May 29, 1979 by CONTINENTAL CHEMICAL COMPANY to JONES CHEMICALS, INC.; authorizing the City Manager to execute a CONSENT AGREEMENT to said assignment.

See ITEM 120 for motion.

ITEM 114: Adopted as Resolution R-250506. (Tape Loc. 122)

(R-80-305 Rev.) Authorizing the EXPENDITURE of \$21,000 from CAPITAL OUTLAY FUND 245 (CIP 90-245) for MISCELLANEOUS WORK at HIGHLAND-LANDIS PARK and RECREATION CENTER as recommended by the San Diego Police Department; authorizing the use of CITY FORCES to do the above referenced miscellaneous work at Highland-Landis Park and Recreation Center pursuant to recommendation of the CITY MANAGER and submission of estimates by him indicating that such work can be accomplished more quickly and at less cost than by contract.

See ITEM 120 for motion.

ITEM 115: Adopted as Resolution R-250507. (Tape Loc. 122)

(R-80-728) Authorizing the EXPENDITURE of \$2,000 from PARK SERVICE DISTRICT FUND 11614 for the INSTALLATION of FENCING and related costs at Montezuma Park.

See ITEM 120 for motion.

ITEM 116: Adopted as Resolution R-250508. (Tape Loc. 122)

(R-80-712) Authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER the sum of \$5,000 within FUND 100 from the UNALLOCATED RESERVE (53.30) to the ALLOCATED RESERVE (53.20) for the purpose of PROVIDING FUNDS to AUGMENT Resolution No. 207396 for expenses incurred in connection with the City's participation in certain hearings held before the California Public Utilities Commission in the matter of rate increase applications by PACIFIC TELEPHONE AND TELEGRAPH COMPANY.

See ITEM 120 for motion.

ITEM 117: Adopted as Resolution R-250509. (Tape Loc. 122)

(R-80-713) Authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER the sum of \$5,000 within FUND 100 from the UNALLOCATED RESERVE (53.30) to the ALLOCATED RESERVE (53.20) for the purpose of PROVIDING FUNDS to AUGMENT Resolution No. 208152 for expenses incurred in connection with the City's participation in certain hearings held before the California Public Utilities Commission and the Federal Power Commission in the matter of gas and electric rate increase applications by PACIFIC LIGHTING SERVICE CORPORATION, SOUTHERN CALIFORNIA GAS COMPANY and SAN DIEGO GAS & SERVICE COMPANY.

See ITEM 120 for motion.

ITEM 118: Adopted as Resolution R-250510. (Tape Loc. 122)

(R-80-279) Authorizing a PERMIT with La Jolla Commercial Associates, as PERMITTEE, for the purpose of PROVIDING ADDITIONAL PARKING SPACES for U.S. POST OFFICE, for a term of five years, with a 30-day termination provision, at an annual rental of \$1,200 for the first year, \$1,500 for the second year and \$1,700 thereafter, under the terms and conditions set forth in that Permit.

See ITEM 120 for motion.

ITEM 119: Adopted as Resolution R-250511. (Tape Loc. 122)

(R-80-677) 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 north side of FELSPAR STREET between Mission Boulevard and alley west of Mission Boulevard; authorizing the installation of the necessary signs and markings.

See ITEM 120 for motion.

ITEM 120: Adopted as Resolution R-250512. (Tape Loc. 122)

(R-80-542) Confirming the APPOINTMENT by the Mayor of VERNA M. QUINN to the LAND DEVELOPMENT ADVISORY BOARD, in the category of Community Planning Group, replacing Maralyn J. Benn, for a term ending March 1, 1980.

MOTION FOR ITEMS 100 THROUGH 120 EXCEPT ITEMS 105 AND 111:

Motion by Gade to adopt.
Second by Mitchell.
Passed unanimously. Not present-3.

ITEM 150: Adopted as Resolution R-250513. (Tape Loc. 192)

(R-80-701) Directing the CITY MANAGER to INCLUDE \$25,000 from the TRANSIENT OCCUPANCY TAX FUNDS in the Fiscal Year 1981 Budget to PARTIALLY FINANCE restoration of the SPRECKELS ORGAN.

Motion by Killea to adopt.
Second by Stirling.
Passed unanimously. Not present-2,3.

ITEM 151: Continued to November 5, 1979. (Tape Loc. 158-189)

(R-80-616) Authorizing the City Manager to negotiate a LEASE AGREEMENT with the Edward C. Ellis Company for a term of 50 years with a minimum annual rental of \$150,000 pursuant to which lease said company shall CONSTRUCT, OPERATE and MAINTAIN an OFFICE/INDUSTRIAL PARK DEVELOPMENT of approximately 103,000 square feet at an estimated cost of \$6 million on certain City-owned property comprising 6.52 acres and located in the southwest quadrant of the intersection of the Interstate 8 and Interstate 5 freeways.

Motion by Stirling to adopt.
Second by Williams.
No vote.

Motion by Schnaubelt to suspend the rules to extend the time of the Council Meeting past 5:30 p.m.
Second by Killea.
Passed unanimously. Not present-2,3,M.

Motion by Schnaubelt to continue to November 5, 1979 for a report from the Auditor.
Second by Stirling.
Passed unanimously. Not present-2,3,M.

ITEM 202: Adopted as amended as Resolution R-250514.

(Tape Loc. 004-074)

(Continued from the Meetings of August 21 and October 1 and 15, 1979 at Mr. Crandall's request.)
(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.

ITEM 202 - Continued:

Motion by O'Connor to amend the resolution to direct the City Manager to accept the deed and then directing the matter and the deed to go to the Housing Commission to negotiate a lease for 55 years; and authorizing the Housing Commission to execute an appropriate lease of the property back to Moonlight Bay, Ltd., and adopt. Second by Williams.

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

Motion by Gade to direct the City Attorney to come back to Council with a draft Resolution to be sent to the Coastal Commission expressing the Council's strong opposition to inclusionary zoning.

Second by Stirling.

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

ITEM 203:

Continued to November 5, 1979.

(Tape Loc. 123)

(R-80-721) Authorizing an AGREEMENT with the San Diego Housing Commission for the purpose of ADMINISTERING A PROGRAM for the ACQUISITION of SITES for LOW and MODERATE INCOME HOUSING; declaring that the City Council specifically retains the right to REVIEW PROPOSED SITES prior to actual acquisition by the Housing Commission; authorizing the EXPENDITURE of not to exceed \$850,024 for said services and related costs of administering such program.

See ITEM S-400 for motion.

ITEM 204:

Continued to November 5, 1979.

(Tape Loc. 123)

(R-80-614) Authorizing a PROPERTY MANAGEMENT AGREEMENT with the Housing Commission for the management of 20 City-owned housing units, said units being appropriate for a Section 8 lease agreement; authorizing the CITY MANAGER to execute standard SECTION 8 LEASE AGREEMENTS with qualified tenants with regard to said 20 housing units; authorizing the CITY MANAGER to execute a HOUSING ASSISTANCE PAYMENTS CONTRACT with the Housing Commission pursuant to which the Housing Commission will SUPPLEMENT the rents paid to the City by the Section 8 tenants.

See ITEM S-400 for motion.

ITEM 205: Adopted as Resolution R-250515. (Tape Loc. 074)

(R-80-759) Authorizing the CITY MANAGER to work in conjunction with the SAN DIEGO HOUSING COMMISSION and its executive director to DEVELOP a PROGRAM which will allow the issuance of not to exceed \$150 million of tax-exempt mortgage revenue bonds to be utilized for the CONSTRUCTION of HOUSING FOR LOW INCOME PERSONS; authorizing the City Manager to negotiate an AGREEMENT for the services of Goldman, Sachs & Company as senior manager and Lehman Brothers Huhn Loeb, Inc. and Paine Webber, Jackson & Curtis, Inc. as co-managers to act as FINANCIAL CONSULTANTS in the development of said program and for the issuance of bonds; authorizing the CITY MANAGER to ACCEPT THE PROPOSAL of Orrick, Herrington, Rowley & Sutcliffe to act as BOND COUNSEL for the issuance of said bonds.

Motion by Killea to adopt.
Second by O'Connor.
Passed. Yeas-2,4,7,8,M. Nays-1,5,6. Not present-3.

ITEM 206: Adopted as Resolution R-250516. (Tape Loc. 189)

(R-80-746) Authorizing the CITY MANAGER to IMPLEMENT a 12-month project called VICTIM/WITNESS ASSISTANCE PROGRAM for the ELDERLY; approving the use of \$25,000 in Revenue Sharing funds originally allocated as City's cash match for a victim/witness grant to be used for the above program; authorizing the CITY MANAGER to execute contracts for the DIRECTOR and RESEARCH AIDES and contracts for LEASE/RENTAL SERVICES as set forth in the program; authorizing the PROJECT DIRECTOR to engage in FUND-RAISING for the project.

Motion by Stirling to adopt.
Second by Killea.
Passed unanimously. Not present-2,3.

ITEM 207: Adopted as Resolution R-250517. (Tape Loc. 147)

(R-80-732) Authorizing the PERSONNEL DIRECTOR to SUBMIT a GRANT APPLICATION to the Federal Action Agency, to EXTEND the current agreement with said agency for federal assistance of twelve VISTA positions (assigned to private nonprofit agencies or organizations in the disabled community); upon approval of said

ITEM 207 - Continued:

application the PERSONNEL DIRECTOR is authorized to execute an AGREEMENT with the Federal Action Agency for the above purpose; authorizing the EXPENDITURE of \$34,169 out of PERSONNEL DEPARTMENT, FUND 060, PROGRAM ELEMENT 068401 for the above purpose, upon approval of the grant application and the execution of the agreement.

Motion by Schnaubelt to adopt.

Second by Killea.

Passed unanimously. Not present-2,3.

ITEM 208: Adopted as Resolution R-250518. (Tape Loc. 191)

(R-80-729 REV.) Accepting the generous donation of \$37,000 from the COMMITTEE OF 100 for the RESTORATION of the Spreckels Pipe Organ in Balboa Park; authorizing the Committee of 100 to proceed with Phase I at a cost of \$37,000 for said restoration; COMMENDING the Committee of 100 for this act of civic generosity and publicly expressing the City's gratitude on behalf of the citizens of San Diego.

Motion by Mitchell to adopt.

Second by Killea.

Passed unanimously. Not present-2,3.

ITEM 209: Matter of establishing a HOSPITAL REVENUE BOND LAW and the terms and conditions for the issuance of such bonds; preliminary approval for issuance of hospital revenue bonds for Mercy Hospital and Medical Center.

(Tape Loc. 124)

Subitem a: Adopted as Resolution R-250519.

(R-80-747) Resolution concerning the issuance of revenue bonds to finance the expansion and renovation program of Mercy Hospital and Medical Center, San Diego.

ITEM 209 - Continued:

Subitem b.: Introduced, to be adopted November 13, 1979.

(O-80-120) Providing for The City of San Diego Health Facility Revenue Bond Law including general provisions and definitions, powers and procedures to issue Revenue Bonds for the purpose of providing financing to participating health institutions for specified purposes, and authorizing an agreement with Mercy Hospital and Medical Center, San Diego and the issuance of Hospital Revenue bonds in accordance therewith, in a principal amount not exceeding \$35,000,000 and for a term not exceeding forty years, subject to Council approval of the terms and conditions thereof.

Motion by Stirling to adopt the resolution and introduce the ordinance.

Second by Killea.

Passed unanimously. Not present-3.

Motion by Gade, to direct the City Attorney to prepare a policy to provide that the exercise of the power under the Ordinance be guided by the bond rating of the institution that is to be assisted, and that if the bond rating is below "A" rating, that there be a requirement for insurance.

Second by Schnaubelt.

Passed unanimously. Not present-2,3.

ITEM S-400: Continued to November 5, 1979.

(Tape Loc. 123)

(Continued from the Meeting of October 22, 1979 at the City Manager's request.)

(R-80-444) APPROVING THE APPLICATION of the HOUSING AUTHORITY for PRELIMINARY LOAN for LOW-RENT PUBLIC HOUSING; APPROVING THE DEVELOPMENT, CONSTRUCTION and OWNERSHIP of LOW-RENT HOUSING PROJECTS of not to exceed 900 dwelling units.

MOTION FOR ITEMS 203, 204 AND S-400:

Motion by Gade to continue to November 5, 1979 due to lack of time.

Second by Killea.

Passed unanimously. Not present-3.

ITEM S-401: Adopted as Resolution R-250520. (Tape Loc. 193)

(R-80-772) Authorizing the CITY MANAGER to APPLY to the Controller of the State of California for REIMBURSEMENT to the City for extraordinary costs incurred while providing LAW ENFORCEMENT SERVICES as a result of the midair collision on September 25, 1978; certifying that the City was required to deploy on a stepped-up basis law enforcement personnel to respond to EXTRAORDINARY CIRCUMSTANCES within its jurisdiction as a result of the disaster; certifying that the City has incurred extraordinary costs to provide the stepped-up level of law enforcement service due to extraordinary circumstances in order to PROTECT the peace, health, safety and welfare of the citizens due to the midair disaster; certifying that the law enforcement functions of the SAN DIEGO POLICE DEPARTMENT for which this claim of reimbursement is filed were performed with IMPARTIALITY and FAIRNESS.

Motion by Stirling to adopt.

Second by Schnaubelt.

Passed unanimously. Not present-2,3.

ITEM S-402: Adopted as Resolution R-250521. (Tape Loc. 194)

(R-80-785) Authorizing the CITY MANAGER to APPLY to the Controller of the State of California for REIMBURSEMENT to the City for extraordinary costs incurred while providing LAW ENFORCEMENT MUTUAL AID to Imperial County during an agricultural labor dispute in February 1979; certifying that the San Diego Police Department was required to deploy its own law enforcement personnel on a stepped-up level to respond to EXTRAORDINARY CIRCUMSTANCES at the request of the Imperial Valley Sheriff in order to honor mutual aid agreements with that agency; certifying that the San Diego Police Department has incurred extraordinary costs to provide the stepped-up level of law enforcement service in order to PROTECT the peace, health, safety and welfare of the citizens of the Imperial Valley due to said labor dispute; certifying that the law enforcement functions of the SAN DIEGO POLICE DEPARTMENT for which this claim

ITEM S-402 - Continued:

of reimbursement is filed were performed with IMPARTIALITY and FAIRNESS and there were no citizens' complaints against the personnel of the Police Department as a result of their actions in this incident.

Motion by Stirling to adopt.
Second by Mitchell.
Passed unanimously. Not present-2,3,

ITEM S-403: Adopted as Resolution R-250522. (Tape Loc. 195)

(R-80-765) Authorizing two representatives of the City's FIRE DEPARTMENT to attend the STATE FIRE TRAINING ACADEMY EMERGENCY MEDICAL TECHNICIAN INSTRUCTOR CERTIFICATION class in Huntington Beach, California, from November 5 to November 9, 1979, and to incur all necessary expenses; authorizing the EXPENDITURE of \$430 out of the GENERAL FUND (Fire Department) for the above stated purpose.

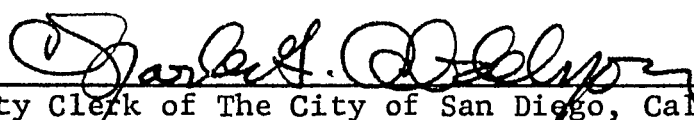
Motion by Mitchell to adopt.
Second by Killea.
Passed unanimously. Not present-2,3,4, 8.

Motion by Stirling to refer to Public Services and Safety Committee the issue of first-responder training.
Second by Gade.
Passed unanimously. Not present-2,3,4,8.

ADJOURNMENT: Meeting adjourned at 6:05 p.m. by Mayor Wilson in memory of Ray McConnell.

(Tape Loc. 200)

Motion by Gade to adjourn.
Second by Stirling.
Passed unanimously. Not present-2,3,4,8.



City Clerk of The City of San Diego, California