

Sep-22-1980

FILE: MINUTES

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, SEPTEMBER 22, 1980  
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING: The meeting was called to order by Mayor Wilson at 2:17 p.m. The meeting was recessed by Mayor Wilson at 3:26 p.m. The meeting was reconvened by Mayor Wilson at 3:51 p.m. with Councilmembers Mitchell and Lowery not present. Mayor Wilson introduced Tsunes Tanaka, Consul General of Japan, and Consul Yamata.

Mayor Wilson adjourned the meeting at 5:37 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Wilson-present.  
(1) Councilmember Mitchell-present.  
(2) Councilmember Cleator-present.  
(3) Councilmember Lowery-present.  
(4) Councilmember Williams-present.  
(5) Councilmember Schnaubelt-present.  
(6) Councilmember Gotch-present.  
(7) Councilmember Stirling-present.  
(8) Councilmember Killea-present.  
Clerk-Abdelnour (eb)

Sep-22-1980 ITEM-1:

FILE: MINUTES

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-present.

Councilmember Mitchell-present.

Councilmember Cleator-present.

Councilmember Lowery-not present.

Councilmember Williams-not present.

Councilmember Schnaubelt-present.

Councilmember Gotch-present.

Councilmember Stirling-present.

Councilmember Killea-present.

Sep-22-1980 ITEM-10:

FILE: MINUTES

DESCRIPTION:

Invocation was given by Reverend H. W. Mitschke, Pastor of Our Redeemer Lutheran Church.

Sep-22-1980 ITEM-20:

FILE: MINUTES

DESCRIPTION:

Pledge of Allegiance was led by Councilmember Killea.

Sep-22-1980 ITEM-30:

FILE: MEET

DESCRIPTION:

Proclaiming September 20 through September 28, 1980 CABRILLO FESTIVAL WEEK.

COUNCIL ACTION: (Tape location: 078).

Proclamation presented by Mayor Wilson.

Sep-22-1980 ITEM-32:

FILE: PERM PRD-181

DESCRIPTION:

Matter of a REQUEST by DANIEL and TERESA GARDNER for a hearing of an APPEAL from the decision of the PLANNING COMMISSION in APPROVING PLANNED RESIDENTIAL

DEVELOPMENT NO. 181 to construct 17 single-family, detached dwelling units on 2.3 acres, located south of Clairemont Drive, between Hartford and Illion

Streets in the R-1-5 ZONE and within the boundaries of the Clairemont Mesa

Community Plan. The subject property is more particularly described as LOTS

25 through 28, BLOCK 118 and LOTS 15 through 28, BLOCK 117, MORENA SUBDIVISION, MAP-809. (DISTRICT-6) (PRD-181) Today's action is a motion

granting or denying the request for a hearing of the appeal.

COUNCIL ACTION: (Tape location: D421-D466)

Granted request for a hearing of the appeal.

MOTION BY GOTCH TO GRANT THE REQUEST FOR A HEARING OF THE APPEAL.

Second by

Stirling. Passed by the following vote: Mitchell-yea. Cleator-nay.

Lowery-not present. Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-not present.

Sep-22-1980 \* ITEM-50:

FILE: ZONE 09/22/80

DESCRIPTION:

(O-81-38) Incorporating LOT 1, HUGHES TRACT NO. 1, MAP-9518 (approximately .46

acres), located on the south side of Torrance Street, west of Reynard Way, in the Uptown Community Plan Area, into R-3A ZONE. (DISTRICT-2) (CASE-5-80-009. Introduced on 9/9/80. Council voted 7-0. Districts 5 and 7 not present.)

COUNCIL ACTION: (Tape location: A179).

Adopted as Ordinance 15334 (New Series).

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by Williams.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-51:

FILE: LAND La Jolla Community Plan Area

DESCRIPTION:

Eight Ordinances relative to REZONING property in the LA JOLLA COMMUNITY PLAN AREA, located west of I-5 and generally bounded by Coast Boulevard on the north and Colima Street on the South: (DISTRICT-1) (CASE-18-79-3 - City-initiated - Drawing No. C-644.1. Introduced on 9/9/80. Council voted 6-0.

Districts 2, 5 and 7 not present.)

Subitem-A: (O-81-27)

Incorporating LOTS 1-15, BLOCK 51 and LOTS 10 and 11, BLOCK 52, LA JOLLA PARK, MAP-352, into CC ZONE. (Subarea 1A)

Subitem-B: (O-81-42)

Incorporating LOTS 1-3, BLOCK 37 and LOTS 18-23, BLOCK 55, LA JOLLA PARK, MAP-352, into CC ZONE. (Subarea 1B)

Subitem-C: (O-81-43)

Incorporating LOT 1, COPLEY SUBDIVISION, MAP-5426, into CC ZONE. (Subarea 1C)

Subitem-D: (O-81-44)

Incorporating LOTS 7-12, BLOCK 13; LOT 6, EXCLUDING THE SOUTHERLY 50 FEET and the WESTERLY 37 FEET and LOT 7, EXCLUDING THE SOUTHERLY 50 FEET, BLOCK 14, LA JOLLA PARK, MAP-352, into CC ZONE. (Subarea 2A)

Subitem-E: (O-81-45)

Incorporating LOTS 17-28, BLOCK 7, LA JOLLA PARK, MAP-352 and LOTS 5-16, BLOCK 16, CENTER ADDITION, MAP-915, into CC ZONE. (Subarea 2B)

Subitem-F: (O-81-46)

Incorporating LOTS 41-44, BLOCK C; LOTS 41-44, BLOCK D, LOTS 41-44, BLOCK E and LOTS 41-44, BLOCK F, SOUTH LA JOLLA, MAP-887; LOTS 42-45, BLOCK 1 and

LOTS

8- 17, BLOCK 6, LA JOLLA STRAND, MAP-1216; and LOTS 10-17, BLOCK B and LOTS 9-15, BLOCK C, STARKEY'S PROSPECT PARK, MAP-1729, into CC ZONE. (Subarea 3A)

Subitem-G: (O-81-47)

Incorporating PARCEL A, BLOCK 2 and LOTS 27-31, BLOCK 5, LA JOLLA STRAND, MAP-1216, into CC ZONE. (Subarea 3B)

Subitem-H: (O-81-48)

Incorporating LOTS 1 and 2, BLOCK 14, LA JOLLA HERMOSA, MAP-1810; LOTS 1-15, BLOCK 14; LOTS 1-14, BLOCK 15; LOTS 15-28, BLOCK 16; LOTS 16-30, BLOCK 17, BIRD ROCK, MAP-975; LOTS 4-6, BLOCK 2; LOTS 1-3, BLOCK 3; LOTS 1-15, BLOCK 15; LOTS 17-31, BLOCK 16 and LOTS 1-5, BLOCK 22, BIRD ROCK ADDITION, MAP-1083; and

LOTS A-E, BLOCK A, BIRD ROCK VILLAS, MAP-1563, into CC ZONE. (Subarea 4)

COUNCIL ACTION: (Tape location: A179).

Subitem-A adopted as Ordinance O-15335 (New Series).

Subitem-B adopted as Ordinance O-15336 (New Series).

Subitem-C adopted as Ordinance O-15337 (New Series).

Subitem-D adopted as Ordinance O-15338 (New Series).

Subitem-E adopted as Ordinance O-15339 (New Series).

Subitem-F adopted as Ordinance O-15340 (New Series).

Subitem-G adopted as Ordinance O-15341 (New Series).

Subitem-H adopted as Ordinance O-15342 (New Series).

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by Williams.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-52:

FILE: ZONE 09/22/80

DESCRIPTION:

(O-81-51) AMENDING Section 1 of Ordinance NO. O-12571 (New Series), adopted February 12, 1979, INCORPORATING portions of SECTION 2, TOWNSHIP 15 SOUTH, RANGE 2 WEST, and SECTIONS 34 and 35, TOWNSHIP 14 SOUTH, RANGE 2 WEST, S.B.B.M., into R-1-20 ZONE - extension of time to September 12, 1981.

(DISTRICT-1) (CASE-41-78-10/EOT. Introduced on 9/8/80. Council voted 6-0.  
Districts 1, 3 and 7 not present.)

COUNCIL ACTION: (Tape location: A179).

Adopted as Ordinance 15343 (New Series).

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by  
Williams.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not  
present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.  
Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-53:

FILE: MEET

DESCRIPTION:

(O-80-286) Amending Chapter VIII, Article 1, of the San Diego Municipal Code  
by AMENDING SECTION 81.10 relating to REMOVAL and DISPOSAL OF ABANDONED,  
ETC.,

VEHICLES NOT ON HIGHWAYS. (Introduced on 9/8/80. Council voted 6-0.  
Districts 1, 3 and 7 not present.)

COUNCIL ACTION: (Tape location: A179).

Adopted as Ordinance 15344 (New Series)

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by  
Williams.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not  
present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.  
Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-54:

FILE: MEET

DESCRIPTION:

Two Ordinances relative to AMENDING CHAPTER X, ARTICLE 1, DIVISION 4 of THE  
SAN DIEGO MUNICIPAL CODE:

Subitem-A: (O-80-330)

AMENDING SECTION 101.0426 regarding the CN ZONE.

Subitem-B: (O-80-329)

AMENDING SECTION 101.0427 regarding the CC ZONE. (Introduced on 9/9/80.  
Council voted 7-0. Districts 5 and 7 not present.)

COUNCIL ACTION: (Tape location: A179).

Subitem-A adopted as Ordinance O-15345 (New Series).

Subitem-B adopted as Ordinance O-15346 (New Series).

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by

Williams.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-55:

FILE: MEET

DESCRIPTION:

(O-81-50) Amending Chapter X, Article 2, Division 4 of the San Diego Municipal Code by AMENDING SECTIONS 102.0406.01, 102.0406.02 and 102.0406.08 regarding PARK FEES. (Introduced on 9/8/80. Council voted 6-0. Districts 1, 3 and 7 not present.)

COUNCIL ACTION: (Tape location: A179).

Adopted as Ordinance 15347 (New Series).

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by Williams.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-56:

FILE: MEET

DESCRIPTION:

(O-80-328) Amending Chapter X, Article 4 of the San Diego Municipal Code by ADDING DIVISION 2 relating to the LA JOLLA SPECIAL ON-PREMISES SIGN DISTRICT FOR COMMERCIAL AND INDUSTRIAL ZONES. (DISTRICT-1) (Introduced on 9/9/80. Council voted 5-1. District 6 voted nay. Districts 2, 5 and 7 not present.)

COUNCIL ACTION: (Tape location: A179).

Adopted as Ordinance O-15348 (New Series).

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by Williams.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-100:

FILE: MEET

DESCRIPTION:

Five Resolutions relative to AWARDING CONTRACTS:

Subitem-A: (R-81-355)

EBSCO Subscription Services for SUBSCRIPTIONS as may be required for a period of three years ending December 31, 1983 unless otherwise noted, for an

estimated cost for a one-year period of \$86,801.49, with an option to renew for one additional three-year period. BID-3541

Subitem-B: (R-81-359)

Parkson, Inc. for the purchase of CROSSES AND TEES for an actual cost, including tax and terms, of \$69,393.92. BID-3598

Subitem-C: (R-81-358)

Cascio & Son Inc., for furnishing TREE TRIMMING SERVICE ON APPROXIMATELY 394 SELECT LARGE TREES ON SELECT MAJOR STREETS as may be required for a period of nine months beginning October 1, 1980 through June 30, 1981, for a total estimated cost, including terms, of \$64,194.90. BID-3560

Subitem-D: (R-81-445)

Kaiser Aluminum & Chemical Sales, Inc. for the purchase of 444 ALUMINUM SHEETS for an actual estimated cost, including terms and sales tax, of \$35,316.83. BID-3565

Subitem-E: (R-81-356)

Environmental Maint. Service Spec. for JANITORIAL SERVICES AT 4 POLICE SUB STATIONS as may be required on a pro-rata basis from varying starting dates to September 30, 1981, for an actual estimated cost, including terms, of \$25,781.23, with an option to renew for four additional one-year periods or until each permanent substation is opened, at prices not to exceed 10% per year of prices in effect at end of prior year. BID-3556  
COUNCIL ACTION: (Tape location: A183).

Subitem-A adopted as Resolution R-252689.

Subitem-B adopted as Resolution R-252690.

Subitem-C adopted as Resolution R-252691.

Subitem-D adopted as Resolution R-252692.

Subitem-E adopted as Resolution R-252693.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-101:

FILE: CONT A-00127

DESCRIPTION:

(R-81-354) INVITING BIDS for CONSTRUCTION OF BALBOA PARK LIGHTING on Specifications Document No. A-00127; authorizing a CONTRACT with the lowest

responsible and reliable bidder; authorizing the EXPENDITURE not to exceed \$100,000 from CAPITAL OUTLAY FUND 30245, CIP-21-002.3, General Lighting Improvements 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. BID-3610 (Balboa Park Community Area. DISTRICT-8)

COUNCIL ACTION: (Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Williams. Passed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea.

Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-102:

FILE: CONT A-00111

DESCRIPTION:

(R-81-447) REJECTING ALL BIDS received on August 21, 1980 for the CONSTRUCTION OF BENITO JUAREZ ELEMENTARY SCHOOL PARK. BID-3522 (DISTRICT-5)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252694.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-103:

FILE: MEET

DESCRIPTION:

(R-81-444) Authorizing the PURCHASING AGENT to ADVERTISE FOR SALE approximately FIFTEEN TONS OF SCRAP BRASS no longer needed for City purposes; expenses in connection with the sale of said scrap brass shall be deducted

from the proceeds received from the sale thereof. BID-3614L

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252695.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-104:

FILE: SUBD Alabama Manor

DESCRIPTION:

(R-81-461) APPROVING the FINAL SUBDIVISION MAP of ALABAMA MANOR, a 1-lot subdivision located northwest of University Avenue and Alabama Street.



(DISTRICT-3)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252696.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-105:

FILE: SUBD Kimberly Manor Condos

DESCRIPTION:

(R-81-460) APPROVING the FINAL SUBDIVISION MAP of KIMBERLY MANOR CONDOS, a

1-lot subdivision located northeasterly of El Cajon Boulevard and 50th Street. (DISTRICT-7)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252697.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-106:

FILE:

STRT D-2224

DESCRIPTION:

(R-81-472) Directing the CITY MANAGER to prepare plans, drawings, typical cross-sections, profiles and specifications for the CONSTRUCTION OF A FLOOD CONTROL CHANNEL IN ALVARADO CREEK between Mission Gorge Road and a point 1,200

feet upstream therefrom, in the City, together with estimates of the costs and expenses of such work and to furnish a description of the district and a plat

showing the exterior boundaries of the district to be included in the

assessment for the work and improvement, all said work to be done under the

IMPROVEMENT ACT of 1911. (Grantville Community Area. DISTRICT-7.)

COUNCIL ACTION:

(Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-107:

FILE: STRT J-2282

DESCRIPTION:

(R-81-414) SETTING A PUBLIC HEARING on the INTENTION to VACATE ILLION STREET

ADJACENT TO LOT 138 of MORENA MAP-809. (Clairemont Community Area. DISTRICT-5)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252698.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-108:

FILE: DEED F-274

DESCRIPTION:

(R-81-482) Approving the acceptance by the CITY MANAGER of STREET EASEMENT DEED of Frank S. and Adelina G. Rosa, conveying to City the permanent easement and right-of-way for a public street and incidents thereto, over, under, upon, along and across a portion of LOT A-78, SAN YSIDRO, MAP-1174; dedicating said land as and for a public street and naming the same SOUTH VISTA AVENUE.

(Located south of Beyer Boulevard and the SD&AE Railway Co., at an intersection with Cottonwood Road, in the San Ysidro Area. DISTRICT-8)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252699.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-109:

FILE: MEET

DESCRIPTION:

(R-81-420) Authorizing the execution of an AGREEMENT with Inter-City Engineers, Inc. for DESIGN CONSULTANT SERVICES in connection with the improvement of streets and alleys in the GOLDEN HILL COMMUNITY DEVELOPMENT BLOCK GRANT AREA; authorizing the EXPENDITURE, not to exceed \$10,120 from FUND 18515 (CIP-52-256) for the above purpose. (Golden Hill Community Area. DISTRICT-4)

NOTE: See City Manager Report CMR-80-519.

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252700.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-110:

FILE: MEET

DESCRIPTION:

(R-81-480) Authorizing the execution of a SUPPLEMENTAL AGREEMENT with the State of California, Department of Transportation, for PARTICIPATION in the widening of Carmel Mountain Road from I-15 to Penasquitos Drive; authorizing the EXPENDITURE of \$55,000, previously deposited by developers of the project from TRUST FUND 63021 for this purpose; certifying that the information contained in the NEGATIVE DECLARATION prepared by the State of California's Department of Transportation dated September 14, 1971, has been reviewed and considered by the Council. (Los Penasquitos Community Area. DISTRICT-1)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252701.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-111:

FILE: CONT Penhall Company

DESCRIPTION:

(R-81-425) Approving CHANGE ORDER NO. 1, issued in connection with the contract with Penhall Company for the DEMOLITION OF VERMONT STREET PEDESTRIAN

BRIDGE; approving said changes amounting to a NET INCREASE in the contract price of \$12,207.26, and an extension of time of 3 working days, extending the completion to 18 working days; authorizing the EXPENDITURE of \$8,582.26 from CAPITAL OUTLAY RESERVE FUND, CIP-90-245 for this purpose. (Hillcrest Community Area. DISTRICT-2)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252702.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-112:

FILE: STRT D-02193

DESCRIPTION:

(R-81-422) Approving CHANGE ORDER NO. 1, issued in connection with the contract with T. B. Penick & Sons for the IMPROVEMENT OF THE ALLEY IN BLOCK 16, CENTER ADDITION TO LA JOLLA PARK; approving said changes amounting to a NET INCREASE in the contract price of \$2,400; authorizing the CITY AUDITOR to TRANSFER the sum of \$969 from CIP-44-001 ANNUAL ALLOCATION, MAIN REPLACEMENTS

(Sewer) 41506 FUND to 1911 ACT ASSESSMENT DISTRICT FUND for the additional City contribution for this project. (La Jolla Community Area. DISTRICT-1)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252703.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-113:

FILE: CONT Long, Marker & Howley Construction Company - WATER

DESCRIPTION:

(R-81-421) Approving CHANGE ORDER NO. 3, issued in connection with the contract with Long, Marker & Howley Construction Company for the CONSTRUCTION OF WATER MAIN REPLACEMENT GROUP 408; approving said changes amounting to a NET

INCREASE in the contract price of \$10,320; authorizing an additional EXPENDITURE of \$70,000 for CITY FORCE work to make operational checks and connections where required; authorizing said additional expenditure of \$80,320 from the ANNUAL ALLOCATION FOR WATER MAIN REPLACEMENTS for this purpose and

related costs. (Various Community Areas. DISTRICT-2, DISTRICT-3, DISTRICT-4, DISTRICT-7 and DISTRICT-8)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252704.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-114:

FILE: CONT Wal-Con Construction Company - WATER MAINS, DISTRIBUTION SYSTEMS

DESCRIPTION:

(R-81-481) Approving CHANGE ORDER NO. 3, issued in connection with the contract with Wal- Con Construction Company for CONSTRUCTION OF WATER AND SEWER MAIN REPLACEMENT GROUP 409; approving said changes amounting to a NET

INCREASE in the contract price of \$47,263.80, and an extension of time of 58 working days, extending the completion to 208 working days; authorizing the additional EXPENDITURE of \$107,000 from the ANNUAL ALLOCATION FOR WATER MAIN

REPLACEMENTS for this purpose; authorizing an additional EXPENDITURE of \$66,000 from the same fund for CITY FORCE work to perform operational checks and connections where required. (Various Community Areas. DISTRICT-1, DISTRICT-2, DISTRICT-5 and DISTRICT-6)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252705.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:  
Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.  
Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-115:

FILE: MEET

DESCRIPTION:

(R-81-479) Authorizing the EXPENDITURE of not to exceed \$30,000 from the  
GASLAMP QUARTER REHABILITATION PROJECT, I.D. #59.13, FIFTH YEAR FUNDS  
18515

for the purpose of hiring a RESTORATION/REVITALIZATION CONSULTANT for the  
Gaslamp Quarter District. (DISTRICT-8)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252706.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:  
Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-nay.  
Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-116:

FILE: MEET

DESCRIPTION:

(R-81-426) 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 both  
sides of GARNET AVENUE, between Ocean Boulevard and Lamont Street; authorizing  
the installation of the necessary signs and markings. (DISTRICT-6)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252707.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:  
Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.  
Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-117:

FILE: -

DESCRIPTION:

(R-81-427) 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  
following streets: North side of LA JOLLA BOULEVARD between Prospect Street  
and Coast Boulevard South; Both sides of COAST BOULEVARD SOUTH between La  
Jolla Boulevard and north intersection with Coast Boulevard; East side of  
COAST BOULEVARD SOUTH between north intersection with Coast Boulevard and Eads  
Street; West side of COAST BOULEVARD SOUTH between La Jolla Boulevard and  
south intersection with Coast Boulevard; Both sides of COAST BOULEVARD between

the south intersection with Coast Boulevard South and north intersection with Coast Boulevard South; and the South side of CUVIER STREET between Prospect Street and Coast Boulevard South; authorizing the installation of the necessary signs and markings. (DISTRICT-1)

COUNCIL ACTION: (Tape location: A152).

Returned to City Manager.

MOTION BY CLEATOR TO RETURN TO CITY MANAGER AT HIS REQUEST. Second by Mitchell. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-118:

FILE: MEET

DESCRIPTION:

(R-81-459) Authorizing the WATER UTILITIES DIRECTOR or his representative to TRAVEL to Denver, Colorado to attend American Water Works Association's RESEARCH FOUNDATIONS PLANNING WORKSHOP, to be held October 15 through 17, 1980; authorizing the CITY AUDITOR to TRANSFER within the WATER UTILITIES OPERATING FUND (41500) the sum of \$461 from the UNALLOCATED RESERVE (70669) to

WATER UTILITIES ADMINISTRATION (70110) for the purpose of providing funds for lodging, travel and miscellaneous expenses.

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252708.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 \* ITEM-119:

FILE: MEET

DESCRIPTION:

(R-81-501) Approving the Transportation and Land Use Committee recommendations on those CITY-OWNED SITES NUMBERED 628, 732 Area A, 732 Area B, 733-738, 739 Area A, 739 Area B, 740-744, 746 and 748.

COMMITTEE ACTION:

Initiated by TRANSPORTATION AND LAND USE COMMITTEE on 8/6/80.

Recommendation

to ADOPT the Resolution. Districts 4, 5, 6 and 8 voted yea. District 2 not present.

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252709.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-152:

FILE: LEAS Mission Bay Park, De Anza Pt., De Anza Harbor, Inc.

DESCRIPTION:

(R-81-234) (Continued from the Meeting of September 8, 1980 at the City Attorney's request.) Declaring that the Council approves in concept the TENTATIVE PLAN for REDEVELOPMENT of the DE ANZA TRAILER HARBOR: 1) The lessee shall prepare a PROGRAM for NOTIFYING all INCOMING RESIDENTS of the De Anza Trailer Harbor that REDEVELOPMENT will be occurring in the future and that the redevelopment may affect the length of residency; 2) The lessee shall prepare a PLAN for the IMMEDIATE IMPLEMENTATION of PUBLIC ACCESS around the De Anza Trailer Harbor; 3) The lessee shall prepare a LONG TERM PLAN for the REDEVELOPMENT of the De Anza Trailer Harbor lease premises for submission to the City Council for its consideration; 4) An appropriate PROPOSED LEASE AMENDMENT shall be NEGOTIATED by the CITY MANAGER to carry out the LONG TERM REDEVELOPMENT PLAN; 5) This resolution shall have the sole and exclusive effect of directing the CITY MANAGER to attempt to NEGOTIATE an EQUITABLE and APPROPRIATE LEASE AMENDMENT which can provide for the orderly relocation of the mobile home units from the De Anza area; 6) The City Council, by adopting this resolution, does NOT in any way BIND OR OBLIGATE itself to approve any PROPOSED LEASE AMENDMENTS and is merely by this action approving the CONCEPT of a POTENTIAL PROPOSED LEASE AMENDMENT; and 7) The above PLANS shall be PREPARED and IMPLEMENTED in CONSULTATION with the AFFECTED RESIDENTS, and

consideration shall be given to the security, safety, and quiet enjoyment of the affected residents. (Located at De Anza Point in Mission Bay Park.

DISTRICT-6)

NOTE: See City Manager Report CMR-80-413.

COMMITTEE ACTION:

Initiated by ????? on \_\_/\_\_/80. Recommendation to ADOPT the Resolution.

Districts \_\_, \_\_, \_\_, \_\_ and \_\_ voted yea. Districts \_\_ and \_\_ voted nay. Districts \_\_ and \_\_ not present.

COUNCIL ACTION: (Tape location: A210-B313; B460-C217; C241-D370).

Continued to November 3, 1980, 2:00 p.m. Time Certain.

Motion by Cleator to close the hearing and direct the City Manager and City Attorney to report back to Council on the value of the assets of the De Anza Corporation and an opinion on the City's legal position regarding the termination of the lease. Second by Gotch. No vote.

MOTION BY GOTCH TO CONTINUE TO NOVEMBER 3, 1980, 2:00 P.M. TIME CERTAIN AND

DIRECT THE CITY MANAGER AND CITY ATTORNEY TO REPORT BACK TO COUNCIL ON THE LEGAL OBLIGATIONS THAT WOULD BE INCURRED IF THE CITY CHOSE TO USE THE

COMPETITIVE PROCESS TO REDEVELOP THE DE ANZA TRAILER HARBOR PROPERTY AND THE COST OF EXERCISING THAT OPTION. Second by Killea. Passed by the following vote: Mitchell-nay. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-nay. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-200:

FILE: MEET

DESCRIPTION:

(O-81-61) Amending Ordinance No. O-15298 (New Series), as amended entitled "AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR 1980-81 AND APPROPRIATING THE NECESSARY MONEY TO OPERATE THE CITY OF SAN DIEGO FOR SAID FISCAL YEAR" by amending Document No. OO-15298-1, as amended and adopted therein, by ADDING to the PERSONNEL AUTHORIZATION of the PLANNING DEPARTMENT (065) FOUR PROFESSIONAL and TWO SUBPROFESSIONAL POSITIONS on a LIMITED STATUS; TRANSFERRING the sum of \$129,126 within the GENERAL FUND (100) from the UNALLOCATED RESERVE (605) to the PLANNING DEPARTMENT (065) for personal services and related nonpersonal services expenses for the above positions for a period of nine months.

NOTE: See Planning Department Report dated August 28, 1980.

COUNCIL ACTION: (Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-201:

FILE: MEET

DESCRIPTION:

(R-81-505) Authorizing the execution of an AGREEMENT with the Redevelopment Agency of the City of San Diego, for use by the Agency of the PROCEEDS of the LOAN GUARANTEES with the Project Budget and Work Program relating to property acquisition and site assembly in the Marina/Columbia Redevelopment Projects; authorizing the CITY AUDITOR to TRANSFER the PROCEEDS of said Loan Guarantee to the Agency for use relating to the above; declaring that the disbursement of said funds are LOANS which are to be REPAYED by the Agency from TAX INCREMENTS or other revenues; declaring that in the event the Agency desires to issue bonds, notes or other instruments of indebtedness to carry out the projects of the Agency, then any pledge of Agency revenues to the City created



under this resolution shall be subordinated to any pledge of tax increments or other revenues to bondholders or the holders of other such instruments of indebtedness. (Centre City Planning area. DISTRICT-8)

NOTE: See Centre City Development Corporation memo dated 9/10/80.

COUNCIL ACTION: (Tape location: A152).

Continued to September 23, 1980.

MOTION BY CLEATOR TO CONTINUE TO SEPTEMBER 23, 1980, TO BE TAKEN WITH REDEVELOPMENT AGENCY MATTERS. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-202:

FILE: MEET

DESCRIPTION:

(R-81-411) Authorizing the execution of OPERATING MEMORANDUM #2 (Medevac Management Fee) to the AGREEMENT between the City of San Diego and Medevac, Inc., for provision of PARAMEDIC SERVICES.

NOTE: See City Manager Report CMR-80-518.

COUNCIL ACTION: (Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-203:

FILE: MEET

DESCRIPTION:

(R-81-440) Authorizing the execution of AMENDMENT NO. 5 to TASK ORDER NO. 4 of the AGREEMENT with CH2M Hill California, Inc., Lowry and Associates, Boyle Engineering Company, John Corollo Associates and Rick Engineering Co., in connection with South Bay Wastewater System and Related Facilities Point Loma Accelerated Projects. (Point Loma Community area. DISTRICT-2)

COUNCIL ACTION: (Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-204:

FILE: MEET

DESCRIPTION:

(R-81-473) Authorizing the PERSONNEL DIRECTOR to execute AGREEMENTS with the San Diego Regional Employment Training Consortium (RETC) to ACCEPT no more than \$2,850,000 in CETA TITLE II-D FUNDS and \$1,230,000 in CETA TITLE VI FUNDS for CETA PUBLIC SERVICE EMPLOYMENT PROGRAMS for the City and Subagents for the period October 1, 1980 through December 31, 1980; authorizing the PERSONNEL DIRECTOR to execute and modify as necessary, AGREEMENTS with the following agencies to INCREASE or DECREASE FUNDS within the total TITLE II-D and TITLE VI ALLOCATIONS received from RETC for the operation of the PUBLIC SERVICE EMPLOYMENT PROGRAMS pursuant to the Comprehensive Employment and Training Act (P.L. 95-524), Title II-D and Title VI, through December 31, 1980:

Comprehensive Planning Organization, Poway Unified School District, San Diego Community College District, San Diego Regional Employment and Training Consortium, San Diego Unified School District, San Ysidro School District, United Way of San Diego County and University of California, San Diego.

COUNCIL ACTION: (Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

\* ITEM-S400:

FILE: STRT D-2204

DESCRIPTION:

(R-81-497) INTENTION to ORDER CHANGES and MODIFICATIONS under Resolution of Intention No. R-250499 in the matter of the IMPROVEMENT OF 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, pursuant to Chapter 8.5, Division 7 of the California Streets and Highways Code under the IMPROVEMENT ACT of 1911; calling a PUBLIC HEARING to determine if said changes should be accomplished. (North University Community Area. DISTRICT-1)

COUNCIL ACTION: (Tape location: A183).

Adopted as Resolution R-252711.

MOTION BY KILLEA TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-yea. Williams-yea. Schnaubelt-yea.

Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-S401:

FILE: MEET

DESCRIPTION:

(R-81-392) Authorizing the execution of an AGREEMENT with Harry M. Church, Consulting Actuary, for the purpose of developing an ALTERNATIVE RETIREMENT

SYSTEM; authorizing the CITY MANAGER and CITY ATTORNEY to seek a ONE YEAR EXTENSION to the proposed withdrawal from Social Security; authorizing the EXPENDITURE of \$35,000 from the GENERAL UNALLOCATED RESERVE fund for carrying out the above agreement.

NOTE: See City Manager Report CMR-80-485.

COUNCIL ACTION: (Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-S402:

FILE: MEET

DESCRIPTION:

(R-81-76) (Continued from the Meeting of September 15, 1980 at Councilman Cleator's request.) AWARDING A CONTRACT to San Diego Landscape Maintenance Co. for furnishing COMPLETE TREE AND SHRUB MAINTENANCE WITHIN THE DOWNTOWN

BEAUTIFICATION DISTRICT of approximately 1,383 PLANTER UNITS and with COMPLETE

LANDSCAPE MAINTENANCE of approximately 56 PLANTER AREAS and 7 PLANTER TUBS in

CENTRE CITY WAY as may be required for a period of twelve months ending July 31, 1981 for a total cost including terms of \$121,992.63 with an option to renew the contract for two additional twelve month periods with prices not to exceed 15% of bid price for each of the two option years.

COUNCIL ACTION: (Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-S403:

FILE:

DESCRIPTION:

(O-81-67) INTRODUCTION of an ORDINANCE amending Chapter II, Article 4 of the San Diego Municipal Code by AMENDING SECTION 24.0907.1 relating to USE OF SURPLUS UNDISTRIBUTED EARNINGS; and ADDING NEW SECTION 24.0404 relating to DETERMINATION AND QUALIFICATION OF ANNUAL SUPPLEMENTAL BENEFITS.

COUNCIL ACTION: (Tape location: C218).

Continued to September 23, 1980.

MOTION BY STIRLING TO CONTINUE TO SEPTEMBER 23, 1980, DUE TO LACK OF TIME.

Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-yea.

Sep-22-1980 ITEM-UC-1:

FILE: MEET

DESCRIPTION:

(R-81-510) A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Councilman Gotch from the September 18, 1980 meeting of the Council

Committee on Public Facilities and Recreation for the purpose of attending to

official City business in San Francisco as the League of California Cities

divisional representative on the State Policy Committee for Environmental

Quality.

COUNCIL ACTION: (Tape location: E089).

Adopted as Resolution R-252712.

Sep-22-1980

ADJOURNMENT:

FILE: Minutes File

DESCRIPTION:

By common consent, the meeting adjourned by Chairman Williams at 5:37 p.m.

FILE: DEED F-538

DESCRIPTION:

(R-81-379) Authorizing the execution of an AGREEMENT with Deluxe Check

Printers, Inc., providing for the SALE and DEVELOPMENT of a 1.45-acre lot

adjacent to 4075 Sorrento Valley Boulevard for the price of \$341,000;

authorizing the PAYMENT of the BROKER'S FEE in the amount of \$10,230;

declaring that this SALE BY NEGOTIATION is for the purpose of providing

Deluxe Check Printers, Inc. with room to EXPAND their PRESENT OPERATIONS

and facilities which exist on their adjacent parcel; authorizing the

payment of all expenses related to the sale, including escrow fees, title

policy costs and transfer taxes from the proceeds thereof; authorizing the

execution of a DEED to said property also known as PARCEL 1 of PUEBLO LOT

1355 when all the conditions and covenants contained in said AGREEMENT

have been fulfilled; declaring that the Council finds that the use of said

parcel by Deluxe Check Printer, Inc. is consistent with the applicable

zoning provisions and the provisions of the ballot proposal on September

18, 1979, which authorized the lease or sale of Pueblo Lot 1355.

(DISTRICT-1)

NOTE: See City Manager Report CMR-80-516.

COMMITTEE ACTION:

Initiated by PUBLIC FACILITIES AND RECREATION COMMITTEE (PFR) on 9/11/80.

Recommendation to ADOPT the Resolution. Districts 2, 6, 7 and 8 voted yea. District 1 not present.

COUNCIL ACTION: (Tape location: D466-E089)

Adopted as Resolution R-252710.

MOTION BY CLEATOR TO ADOPT. Second by Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-nay. Gotch-nay. Stirling-yea. Killea-yea. Mayor Wilson-not present.