

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, DECEMBER 21, 1971
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

Present-Councilmen Johnson, O'Connor, Landt, Williams, Morrow,
Martinet, Hitch, Bates, and Mayor Wilson.

Absent--None.

Clerk---Edward Nielsen.

Mayor Wilson called the Meeting to order at 9:39 a.m.

(Item 1)

In the absence of a Clergyman, Councilman Martinet gave the
Invocation.

(Item 2)

Councilwoman O'Connor led the Pledge of Allegiance.

(Item 3)

Service Awards, in recognition of service with the City, were
presented to the following: Mr. Thomas T. Strong, Heavy Truck
Driver, Public Works/Street Department, 25 years, by Councilman Landt;
Mr. William D. Gore, Deputy Chief, Police Department, 30 years,
by Councilman Hitch; and Mr. James H. Harrell, Lieutenant, Police
Department, 30 years, by Councilman Williams. Mr. F. D. Green,
Motor Sweeper Operator, Public Works/Sanitation Department, 25 years,
was not present when service awards were presented.

(Item 4)

Mayor Wilson welcomed five Girl Scouts accompanied by their
Scout leader Mary Donnelly.

(Item 5)

Minutes of the Adjourned Regular Council Meeting of Tuesday,
November 30, 1971 held Tuesday, December 7, 1971, Adjourned Regular
Council Meeting of Thursday, December 2, 1971 held Tuesday,
December 7, 1971, and the Regular Council Meeting of Tuesday,
December 7, 1971, were presented by the City Clerk. On motion
of Councilman Landt, said Minutes were approved without reading,
after which they were signed.

(Item 6)

A communication from the San Diego Mission Bay Boat & Ski Club
requesting permission to address the Council regarding a 1972
Unlimited Hydro Boat Race in Mission Bay Park on September 24, 1972,
was presented.

(Item 6 Continued)

No one appeared to be heard.

On motion of Councilman Martinet, said communication was referred to the City Manager, Park and Recreation Board, and the Mission Bay Associates.

(Item 7)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearings, continued from the Meeting of December 7, 1971, for modification of plans by City Engineer, on paving and otherwise improving Spruce Street, the Alley in Block 10, La Mesa Colony, and the Alley in Block 17, Subdivision of Lots 20 to 50, Block N, Teralta - on Resolution of Intention 204071. It was reported that written protests had been received.

James McLaughlin, Community Development Department, answered questions directed by the Council.

Mr. Stevenson appeared to speak in favor of the proposed improvements.

The hearings were closed and the following Resolutions adopted on motion of Councilman Landt:

RESOLUTION 204454, amending Resolution of Intention 204071 by approving plans and profiles showing changes and modifications in the work described therein for the improvement of Spruce Street, Alley in Block 10, La Mesa Colony, and Alley in Block 17, Subdivision of Lots 20 to 50, Block N, Teralta;

RESOLUTION 204455, overruling and denying all oral and written protests against said improvement; determining that the proposed improvement within the limits mentioned in Resolution of Intention 204071, as amended by Resolution 204454, adopted December 21, 1971, is feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and that the public convenience and necessity require the proposed improvements, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply; and

RESOLUTION 204456, ordering work to improve Spruce Street, Alley in Block 10, La Mesa Colony, and Alley in Block 17, Subdivision of Lots 20 to 50, Block N, Teralta.

(Item 8)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearings on the installation of sidewalks on Geneva Avenue, between Winston Drive and Beverly Street, and paving and otherwise improving the Alleys in Block 268, Pacific Beach, and Block 27, Fortuna Park Addition - on Resolution of Intention 204222. It was reported that one written protest had been received. No one appeared to be heard.

James McLaughlin, Community Development Department, answered questions directed by the Council.

The hearings were closed and the following Resolutions adopted on motion of Councilman Hitch:

RESOLUTION 204457, overruling and denying all oral and written protests against said improvement; determining that the proposed

(Item 8 Continued)

improvement within the limits mentioned in Resolution of Intention 204222 is feasible, and that lands to be assessed therefor will be able to carry the burden of such proposed assessment, and that the public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply; and

RESOLUTION 204458, ordering work to improve Geneva Avenue, the Alley, Block 268, Pacific Beach, and the Alley, Block 27, Fortuna Park Addition.

(Item 9)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearings on paving and otherwise improving Solymar Drive, Colony Road, 71st Street and Chateau Drive - on Resolution of Intention 204224. It was reported that written protests had been received.

James McLaughlin, Community Development Department, answered questions directed by the Council.

Attorney Richard Livett appeared to speak in opposition to the proposed improvements.

The hearings were closed and the following Resolutions adopted on motion of Councilman Morrow:

RESOLUTION 204459, overruling and denying all oral and written protests against said improvement; determining that the proposed improvement within the limits mentioned in Resolution of Intention 204224 is feasible, and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and that that public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply; and

RESOLUTION 204460, ordering work to improve Solymar Drive, Colony Road, 71st Street and Chateau Drive.

(Item 10)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on paving Coronado Avenue between the west City limits and Interstate 5 - on Assessment Roll 3801. It was reported that one written appeal had been received.

James McLaughlin, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed and the following Resolution adopted on motion of Councilman Johnson:

RESOLUTION 204461, overruling and denying all appeals, written or verbal, from the Street Superintendent's Assessment No. 3801, against paving Coronado Avenue between the west City limits and Interstate 5; and confirming and approving the Street Superintendent's Assessment No. 3801, authorizing said Street Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law; said warrant and diagram and assessment to be recorded in the office of said Street Superintendent, and with the County Recorder.

(Item 11)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on paving Alley, Block 3, First Addition to Ocean Spray Tract and portion of Lot 5, Pueblo Lands Subdivision Lot 1783, and the Alley, Block 38, Fairmount Addition, and Alley, Block 48, Tract 1368, Resubdivision of Fairmount Addition - on Assessment Roll 3813. It was reported that no written appeals had been received.

James McLaughlin, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed and the following Resolution adopted on motion of Councilman Bates:

RESOLUTION 204462, confirming and approving the Street Superintendent's Assessment No. 3813A, covering the cost of paving Alley, Block 3, First Addition to Ocean Spray Tract and portion of Lot 5, Pueblo Lands Subdivision Lot 1783, and the Alley, Block 38, Fairmount Addition, and Alley, Block 48, Tract 1368, Resubdivision of Fairmount Addition; authorizing said Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law; said warrant, diagram, and assessment to be recorded in the office of said Street Superintendent, and in the office of the County Recorder.

(Item 12)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the installation of sewer mains on Barnett Avenue, Jessop Lane, and Enterprise Street - on Assessment Roll 3828. It was reported that no written appeals had been received.

James McLaughlin, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed and the following Resolution adopted on motion of Councilman Landt:

RESOLUTION 204463, confirming and approving the Street Superintendent's Assessment No. 3828, covering the cost of the installation of sewer mains on Barnett Avenue, Jessop Lane, and Enterprise Street; authorizing said Superintendent to attach his warrant thereto and issue the same in the manner and form provided by law; said warrant, diagram and assessment to be recorded in the office of said Street Superintendent, and in the office of the County Recorder.

(Item 13)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on vacating the Alley, Block 37, Del Mar Heights, located between Nogales Drive and Mar Scenic Drive south of Cordero Road - on Resolution of Intention 204295. It was reported that no written protests had been received.

James McLaughlin, Community Development Department, answered questions directed by the Council.

Mr. Rex Grimes appeared to speak in favor of the proposed vacation.

The hearing was closed and the following Resolution adopted on motion of Councilman Bates:

(Item 13 Continued)

RESOLUTION 204464, vacating the Alley, Block 37, Del Mar Heights - on Resolution of Intention 204295.

(Item 14)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on vacating the Alley, Block 26, Del Mar Heights, located between Durango Drive and Recuerdo Drive south of Del Mar Heights Road - on Resolution of Intention 204296. It was reported that no written protests had been received.

James McLaughlin, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed and the following Resolution adopted on motion of Councilman Johnson:

RESOLUTION 204465, vacating the Alley, Block 26, Del Mar Heights - on Resolution of Intention 204296.

Mayor Wilson recessed the Meeting at 10:32 a.m. Upon reconvening at 10:44 a.m., the roll call showed all present.

(Item 15 - CASE NO. 43-71-2)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the proposal to apply LC (Land Conservation) Overlay Zone over the whole or any part of the area described as that canyon area lying southerly of Gramercy Drive, between Greyling Drive and Mission Village Drive. It was reported that no written protests had been received. Assistant Planning Director Van Cleave answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed on motion of Councilman Landt.

A proposed Ordinance, incorporating that canyon area lying southerly of Gramercy Drive, between Greyling Drive and Mission Village Drive, into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 16 - CASE NO. 41-71-6)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the proposal to apply LC (Land Conservation) Overlay Zone over the whole or any part of the area described as those canyon areas lying easterly of Murphy Canyon Road, between Friars and Kearny Villa Roads. It was reported that no written protests had been received.

No one appeared to be heard.

The hearing was closed on motion of Councilman Morrow.

A proposed Ordinance, incorporating those canyon areas lying

(Item 16 Continued)

easterly of Murphy Canyon Road, between Friars and Kearny Villa Roads, into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 17 - CASE NO. 43-71-3)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the proposal to apply LC (Land Conservation) Overlay Zone over the whole or any part of the area described as that canyon area lying westerly of Murphy Canyon Road and easterly of Mission Drive, between Aero Drive and Friars Road. It was reported that no written protests had been received.

No one appeared to be heard.

The hearing was closed on motion of Councilman Morrow.

A proposed Ordinance, incorporating that canyon area lying westerly of Murphy Canyon Road and easterly of Mission Drive, between Aero Drive and Friars Road, into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 18 - CASE NO. 12-71-3)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the proposal to apply LC (Land Conservation) Overlay Zone over the whole or any part of the area described as that canyon area lying southerly of Spruce Street, between Third and Fourth Avenues. It was reported that written protests had been received.

Assistant Planning Director Van Cleave answered questions directed by the Council.

Elinor Meadows appeared to speak in favor of the proposed LC Zone.

The hearing was closed on motion of Councilman Hitch.

A proposed Ordinance, incorporating that canyon area lying southerly of Spruce Street, between Third and Fourth Avenues, into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced as amended to provide that the northerly boundary be modified to coincide with property lines as recommended by the Planning Department, on motion of Councilman Hitch, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 19 - CASE NO. 42-71-6)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the proposal to apply LC (Land Conservation) Overlay Zone over the whole or any part of the area described at that canyon area lying easterly of the Cabrillo Freeway (State Highway 163) between Aero Drive and Friars Road. It was reported that no written protests had been received.

Assistant Planning Director Van Cleave and James McLaughlin, Community Development Department, answered questions directed by the Council.

Dorothy Schmidt appeared to speak regarding the proposed LC Zone.

The hearing was closed on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilmen Landt and Hitch. Absent-None.

A proposed Ordinance, incorporating that canyon area lying easterly of the Cabrillo Freeway (State Highway 163) between Aero Drive and Friars Road, into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced as amended referring to Map Drawing No. C-338, on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilmen Landt and Hitch.

On motion of Councilman Williams, said subject relative to the Cameron Bros. Property was referred to the City Manager to investigate on the circumstances of the granting of a grading permit with a report back to Council.

(Item 20 - CASE NO. 38-71-20)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the proposal to apply LC (Land Conservation) Overlay Zone over the whole or any part of the area described as those canyon areas lying southerly of La Jolla Scenic Drive South, between Soledad Mountain and Soledad Roads on the east and La Jolla Mesa Drive on the west. It was reported that no written protests had been received.

Assistant Planning Director Van Cleave and James McLaughlin, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed on motion of Councilman Johnson.

A proposed Ordinance, incorporating those canyon areas lying southerly of La Jolla Scenic Drive South, between Soledad Mountain and Soledad Roads on the east and La Jolla Mesa Drive on the west, into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 21 - CASE NO. 42-71-5A)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the proposal to apply LC (Land Conservation) Overlay Zone over the whole or any part of the area described as those canyon areas lying northerly of Friars Road, between Via Los Cumbres and the Cabrillo Freeway (State Highway 163). It was reported that no written protests had been received.

No one appeared to be heard.

The hearing was closed on motion of Councilman Morrow.

A proposed Ordinance, incorporating those canyon areas lying northerly of Friars Road, between Via Los Cumbres and the Cabrillo Freeway (State Highway 163) into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was introduced on motion of Councilman Morrow, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

The following Ordinances were introduced at the Meeting of December 7, 1971.

Reading in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and there was available for the consideration of each member of the Council and the public prior to the day of their passage written or printed copies of said Ordinances.

(Item 22 - CASE NO. 18-71-6)

ORDINANCE 10739 (New Series), incorporating those canyon areas lying northerly and westerly of Torrey Pines Road and southerly and easterly of La Jolla Shores Drive, into LC Zone, as defined by Section 101.0454 of the San Diego Municipal Code, was adopted on motion of Councilman Johnson, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 23)

A proposed Ordinance, establishing a Uniform 24-Foot Building Setback Line along the southerly side of North Park Way, was presented. Chief Deputy City Attorney Conard answered questions directed by the Council.

Mr. Robert Reyburn appeared to speak in opposition to the proposed Ordinance.

ORDINANCE 10740 (New Series), establishing a Uniform 24-Foot Building Setback Line along the southerly side of North Park Way, between Ray Street and I-805 Freeway, was adopted on motion of Councilman Johnson, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilman Hitch. Absent-None.

The following Ordinances were adopted on motion of Councilman Johnson, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None:

(Item 24 - CASE NO. 60-69-17)

ORDINANCE 10741 (New Series), amending Ordinance No. 10136 (New Series), adopted September 11, 1969, incorporating a portion of the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 6, Township 15 South, Range 2 West, S.B.B.M., into C-1A Zone, as defined by Section 101.0431 of the San Diego Municipal Code - extension of time to April 11, 1972;

(Item 25)

ORDINANCE 10742 (New Series), amending Chapter II, Article 6 of the San Diego Municipal Code by amending Section 26.10 relating to the change of name of the San Diego Science Advisory Board to the "San Diego Quality of Life Board" and the addition of other provisions; and

(Item 26)

The following Ordinances, establishing Parking Meter Zones B, with a parking time limit of two hours to be in effect at said locations between the hours of 8:00 a.m., and 6:00 p.m., Sundays and certain holidays excepted, were adopted as follows:

ORDINANCE 10743 (New Series), establishing a new Parking Meter Zone on the south side of El Cajon Boulevard between Louisiana Street and Mississippi Street;

ORDINANCE 10744 (New Series), establishing a new Parking Meter Zone on the west side of Louisiana Street between El Cajon Boulevard and Howard Street; and

ORDINANCE 10745 (New Series), establishing a new Parking Meter Zone on the east side of Mississippi Street between El Cajon Boulevard and Howard Street.

(Item 27)

The following Resolutions, relative to the construction of Kettner Boulevard Pipeline, "F" Street to Laurel Street, were adopted on motion of Councilman Martinet:

RESOLUTION 204466, awarding a contract to Farmac Pipeline for said construction for the sum of \$156,274; authorizing the expenditure of \$213,000 out of Water Revenue Fund (502) for said construction and related costs; and

RESOLUTION 204467, authorizing the use of City forces to do all the work of making necessary connections and placing highlines where required in connection with said construction.

(Item 28)

The following Resolutions, relative to awarding contracts, were adopted, and a proposed Resolution, awarding a contract to T. B. Penick & Sons, Inc., for the improvement of "F" Street between 41st Street and I-805; Denby Street between Market and "J" Street; 42nd Street between Market and "J" Street; and "J" Street between 42nd Street and Toyne Street (Base Bid including Alternate "A") for the sum of \$53,294.29; authorizing the expenditure of \$56,830 out of HUD's Federal Grant for Model Cities Streets and Alleys Fund (2532) for said improvement and related costs, was continued for one week, to December 28, 1971. for additional review by the City Attorney at City Manager's request, on motion of Councilman Williams, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, Hitch, Bates, and Mayor Wilson. Nays-Councilman Morrow. Absent-None:

RESOLUTION 204468, Hubbard Construction Co. for Model Cities Area I-1 - improvement of Alleys in Blk. 20, L. W. Kimball's Subd; Grandview Addition; Blk. 13, Hensley's Addition; Blk. 50, Olmstead & Low's Subd; Blk. 277 & Blk. 276, San Diego Land & Town Co. Addition for the sum of \$36,452.50; authorizing the expenditure of \$38,871 out of HUD's Federal Grant for Model Cities Streets and Alley's Fund (2532) for said improvement and related costs; and

RESOLUTION 204469, Meri-Rich Corp. for the improvement of Martin Avenue between 32nd Street and Gregory Street; "J" Street between 33rd Street and 34th Street; Webster Avenue between 33rd Street and Wabash Boulevard; Greely Avenue between Payne Street and 33rd Street; Payne Street southerly of Greely Avenue; Bancroft Street between Oceanview Boulevard and Martin Avenue (Base Bid including Alternate "A") for the sum of \$129,009.78; authorizing the expenditure of \$137,570 out of HUD's Federal Grant for Model Cities Streets and Alleys Fund (2532) for said improvement and related costs.

(Item 29)

The following Resolutions, relative to awarding contracts, were adopted on motion of Councilman Hitch, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, Hitch, Bates, and Mayor Wilson. Nays-Councilman Morrow. Absent-None:

RESOLUTION 204470, ABC Paving Co., Inc., for Model Cities Area IV-1 - improvement of 36th Street, Pardee Street, "L" Street, 35th Street and Tompkins Street in San Diego Homestead Union (Base Bid including Alternate "A") for the sum of \$37,899.33; authorizing the expenditure of \$40,415 out of HUD's Federal Grant for Model Cities Streets and Alleys Fund (2532) for said improvement and related costs; and

RESOLUTION 204471, Hubbard Construction Co. for Model Cities Area IV-2 - improvement of Boundary Street between Hilltop Drive and Market Street; Boston Avenue between Acacia Street and 36th Street; Franklin Avenue between Milbrae Street and 38th Street; 36th Street from Ocean View Boulevard South to the improved area just north of Florence Street Extended (Base Bid including Alternate "A") for the sum of \$98,366.02; authorizing the expenditure of \$94,893 out of HUD's Federal Grant for Model Cities Streets and Alleys Fund (2532), and \$10,000 out of Capital Outlay Fund (245) for said improvement and related costs.

(Item 30)

RESOLUTION 204472, awarding a contract to T. B. Penick & Sons, Inc., for Ocean Beach Athletic Area Additional Improvements (Base Bid including Additive Alternate "A") for the sum of \$110,227, was adopted on motion of Councilman Johnson.

(Item 31)

The following Resolutions, relative to awarding contracts, were adopted on motion of Councilman Hitch:

RESOLUTION 204473, Art A. Gussa, Inc., for improvements to the Morley Field Shuffleboard Club and the Lawnbowling Club in Balboa Park for the sum of \$65,800; authorizing the expenditure of \$77,000 out of Park & Recreation Bond Fund 725 for said improvements and related costs;

RESOLUTION 204474, Center City Motors for providing Ford Auto and Truck repair parts for the period of one year, ending December 31, 1972, with option to renew contract for one additional year, for an actual estimated cost of \$30,000;

RESOLUTION 204475, B. Q. Halloran, Inc., for the construction of Merrimac Avenue Drain for the sum of \$3,180.10; authorizing the expenditure of \$5,500 out of Capital Outlay Fund 245 for said construction and related costs;

RESOLUTION 204476, Myers Equipment Co. for the purchase of 80 clothes lockers for an actual cost of \$2,187.22, including tax, terms, installation charges of \$160, and freight charge of \$63.81; and

RESOLUTION 204477, Accuracy Gun Shop for the purchase of 250,000 small pistol primers for an actual cost of \$1,378.13, including tax and terms.

(Item 100)

RESOLUTION 204478, approving the final map of Villa San Antonio, a one-lot subdivision, located northerly of Kellogg Street, was adopted on motion of Councilman Landt.

(Item 101)

RESOLUTION 204479, releasing Augustine and Bryans, Charles E. Smith, and Robert A. Ward, Sr., "Subdivider," of Darlene Subdivision, located at Imperial Avenue and 46th Street from any further obligations and terminating Agreement, Document No. 695645, and releasing Bond No. 394145, issued by Royal Indemnity Company; and rescinding Resolution 201617 which declared Subdivider in default, was adopted on motion of Councilman Landt.

(Item 102)

RESOLUTION 204480, accepting \$9,918 from Dale Building Company and Vista Terrace Hills, "Subdivider," as their share of the construction costs for drainage culvert under North Vista Avenue; said sum to be deposited in Fund 302, Account No. 9660; authorizing the City Manager to execute a Notice of Completion on Vista Terrace Hills Unit 2, was adopted on motion of Councilman Landt.

(Item 103)

The following Resolutions, relative to the Downtown Street Tree Maintenance District, for furnishing maintenance of trees, shrubs, plants, etc., for a period ending June 30, 1972, were adopted on motion of Councilman Hitch, and said subject was referred to the City Manager to invite participation by other governmental jurisdictions:

RESOLUTION 204481, approving the Engineer's Report for the establishment of the district under the provisions of the San Diego Maintenance District Procedural Ordinance of 1969; and

RESOLUTION OF INTENTION 204482, intention to establish said district and setting the time and place for hearing protests.

(Item 104)

Three proposed Resolutions, continued from the Meeting of December 14, 1971, at City Manager request, approving the acceptance by the City Manager of Deeds of a - L. W. and Bernice L. Southerland (street purposes) - TIERRA DEL SUR, b - Fred N. and Eileen M. Williams and Wayne M. Livingston (street purposes) - TIERRA DEL SUR, and c - Kurt C. and Gwendolyn I. Yates (street purposes) - TIERRA DEL SUR, were returned to the City Manager at his request, on motion of Councilman Landt.

(Item 105)

RESOLUTION 204483, authorizing the execution of a Quitclaim Deed, quitclaiming to The Owners In Fee Simple of Record of Lot 12, Block 15, La Jolla Park, a portion of an existing easement for drainage purposes affecting said property, was adopted on motion of Councilman Landt.

(Item 106)

RESOLUTION 204484, approving the acceptance by the City Manager of a Deed from Ellen Browning Scripps Davis and Everett Conley Davis for that portion of the Southwest Quarter of Section 5, Township 15 South, Range 2 West, S.B.B.M., for sewer purposes, was adopted on motion of Councilman Landt.

Mayor Wilson recessed the Meeting at 11:45 a.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:12 p.m., the roll call showed all present.

(Item 107)

By common consent, this item was considered later in the Meeting.
(Considered after Item 114.)

(Item 108)

Two proposed Resolutions, relative to a Lease in Mission Bay Park, Dana Basin, were presented.

City Manager Moore answered questions directed by the Council.

The following Resolutions, relative to a Lease in Mission Bay Park, Dana Basin, were adopted on motion of Councilman Martinet:

RESOLUTION 204485, authorizing a Consent to Assignment of Lessee's Interest in Lease, by which the City consents to the collateral assignment of that certain Lease Agreement dated September 27, 1956, as amended, by Dan Marina, Inc. to San Diego Trust & Savings Bank; and

RESOLUTION 204486, authorizing a Fourth Amendment to Lease Agreement with Dan Marina, Inc., amending the agreement to update the legal description of the premises, and clarify the manner in which rent payments are to be made.

(Item 109)

RESOLUTION 204487, authorizing an Amendment to Agreement for Joint Use of Facilities in connection with the Storage and Use of Colorado River Water with the San Diego County Water Authority and the Metropolitan Water District, was adopted on motion of Councilman Landt.

(Item 110)

RESOLUTION 204488, authorizing a First Amendment to Agreement with Owen and White, Inc. for consulting engineering services in connection with optimization of refuse collection routes through computerization, was adopted on motion of Councilman Bates.

(Item 111)

RESOLUTION 204489, authorizing the City Manager to execute Encroachment Permit No. 71-22 with the San Diego County Water Authority, required by the City in connection with the construction of the Penasquitos Canyon Interceptor Sewer across said Authority's Second San Diego Aqueduct, was adopted on motion of Councilman Johnson.

(Item 112)

A proposed Resolution, authorizing the City Manager to submit to the United States Department of Housing and Urban Development a revised budget to reprogram unspent Model Cities First Action Year Funds for said projects, was presented.

City Manager Moore answered questions directed by the Council.

RESOLUTION 204490, authorizing the City Manager to submit to the United States Department of Housing and Urban Development a revised budget to reprogram unspent Model Cities First Action Year

(Item 112 Continued)

Funds for the following projects: San Ysidro Boys' Club - \$250,000; YWCA Facility - \$300,000; San Ysidro School District portable school building complex - \$78,000; and Education Cultural Complex land purchase (two small parcels) - \$28,000, was adopted on motion of Councilman Bates.

(Items 113 and 114 heard concurrently)

A proposed Resolution, directing the City Manager to defer action to acquire right of way for the Tia Juana River Flood Control Project until such time as an updated Border Area Plan has been approved by the City Council; directing the City Manager and Planning Director to participate with the State of California Resources Agency and other affected government entities in a review and update of the Border Area Plan approved by the Council on November 9, 1967, and to submit to the Council through the Planning Commission at the earliest practicable date recommended revisions to the Border Area Plan; requesting the International Boundary and Water Commission, United States and Mexico, and the U. S. Army Corps of Engineers to reconsider the 1964 Report on Flood Control - Tia Juana River Basin, California, in light of developments since that date and to develop and analyze in detail feasible alternates to construction of a concrete-lined channel for consideration by the State of California, The City of San Diego, and other interested governmental agencies and community groups; and requesting the International Boundary and Water Commission, United States and Mexico, and the U. S. Army Corps of Engineers to defer finalization of the Environmental Statement and expand the analysis of effects of construction of the Tia Juana River Flood Control Project to include an evaluation of effects under alternate solutions developed in a reconsideration of the 1964 project report, was presented.

A proposed Resolution, withdrawing the support of the City of San Diego of the U. S. Army Corps of Engineers' proposed concrete flood channel from the international border along Monument Road to Pacific Ocean, and requesting that the U. S. Army Corps of Engineers hold public hearings to consider all alternatives to present proposed design, was presented.

City Manager Moore and Planning Director Goff answered questions directed by the Council.

Mr. Al Walkoe, representing Helix Land Company's and affiliates, appeared to speak in opposition to the proposed Resolutions.

A motion made by Councilman Morrow to amend Item 113 to include a requirement of public hearings to be held by the U. S. Army Corps of Engineers on alternatives to the concrete lined channel passed unanimously.

A motion made by Councilman Morrow to amend Item 113 to change the word defer to suspend was before the Council and no vote was taken at that time.

Mr. Philip R. Pryde, Conservation Chairman, Mr. E. A. Keene, Mr. L. Edwin Coat, Mr. Lance Miller, Mr. Jim Jacobson, Dr. Ben Chien, Andre De Young, and Mr. Leonard Thomas appeared to speak in favor of the proposed Resolutions.

(Items 113 and 114 Continued)

Mr. Leebert Stites, Mayor of Imperial Beach, Mr. Henry McCarty, member on Council of Imperial Beach, Dr. Theordore Lambron, Mr. Malcom Witt, and Mr. Charles Gorder appeared to speak in opposition to the proposed Resolutions.

Mayor Wilson recessed the Meeting at 3:25 p.m. Upon reconvening at 3:41 p.m., the roll call showed all present.

(Items 113 and 114 Continued)

Mr. Thomas Tramell, Grace Stowage, Mr. Randy West, Mr. Victor Stewart, Gayle Trabor, and Miss Clara May Davisson appeared to speak in opposition to the proposed Resolutions.

Mr. Burkeholter appeared to speak regarding the proposed Resolutions.

A motion made by Councilman Morrow to amend Item 113 to change the word defer to suspend passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Bates, and Mayor Wilson. Nays-Councilmen Martinet and Hitch. Absent-None.

RESOLUTION 204491, directing the City Manager to suspend action to acquire right of way for the Tia Juana River flood control project until such time as an updated Border Area Plan has been approved by the City Council; directing the City Manager and Planning Director to participate with the State of California Resources Agency and other affected government entities in a review and update of the Border Area Plan approved by the Council on November 9, 1967, and to submit to the Council through the Planning Commission at the earliest practicable date recommended revisions to the Border Area Plan; requesting the International Boundary and Water Commission, United States and Mexico, and the U. S. Army Corps of Engineers to reconsider the 1964 Report on Flood Control - Tijuana River Basin, California, in light of developments since that date and to develop and analyze in detail feasible alternates to construction of a concrete-lined Channel for consideration by the State of California, The City of San Diego and other interested governmental agencies and community groups; requesting the International Boundary and Water Commission, United States and Mexico, and the U. S. Army Corps of Engineers to suspend finalization of the Environmental Statement and expand the analysis of effects of construction of the Tia Juana River flood control project to include an evaluation of effects under alternate solutions developed in a reconsideration of the 1964 project report; suspending, at this time, The City of San Diego's support of the U. S. Army Corps of Engineers' proposed concrete flood channel from the international border along Monument Road to the Pacific Ocean; and requesting the U. S. Army Corps of Engineers to hold public hearings to consider all alternatives to the present proposed design, was adopted on motion of Councilman Morrow, as amended.

The proposed Resolution, relative to the withdrawing the support of the City of San Diego of the U. S. Army Corps of Engineers' proposed concrete flood channel, submitted by Councilman Morrow, was filed, on motion of Councilman Landt.

(Item 107)

A proposed Resolution, continued from the Meeting of December 7, 1971, for revision of Agreement, authorizing an Agreement with the San Diego Model Cities Policy Committee, Incorporated for providing consultant services to the Model Cities Program, was presented.

Assistant City Attorney Teaze answered questions directed by the Council.

RESOLUTION 204492, authorizing an Agreement with the San Diego Model Cities Policy Committee, Incorporated for providing consultant services to the Model Cities Program, was adopted on motion of Councilman Martinet.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Martinet, at 4:40 p.m.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward Dickson

City Clerk of The City of San Diego, California