

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, JANUARY 11, 1972
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

Present--Councilmen Johnson, O'Connor, Landt, Williams, Morrow,
Hitch, Bates, and Mayor Wilson.
Absent--Councilman Martinet.
Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:40 a.m.

(Item 1)

Reverend Albert Jansen, Pastor of North Clairemont Methodist Church, gave the Invocation.

(Item 2)

Councilman Johnson led the Pledge of Allegiance.

(Item 3)

Service Awards, in recognition of service with the City, were presented to the following: Mr. Arden O. Bryant, Battalion Chief, Fire Department, 30 years, by Councilman Morrow; Mr. Chester R. Davis, Deputy Fire Chief, Fire Department, 30 years, by Councilman Williams; Joseph W. Lucas, Supervising Recreation Specialist, Recreation Aquatics, 25 years, by Councilwoman O'Connor. Mr. Henry G. Bell, Jr., Assistant Fire Chief, Fire Department, 30 years, and Mr. Charles W. Throp, Battalion Chief, Fire Department, 35 years, were not present when service awards were presented.

(Item 4)

This item was passed over, as the Senior High American Government Students from Patrick Henry High School were not present.

(Item 5)

Minutes of the Regular Council Meetings of Tuesday, November 23, 1971, Tuesday, December 14, 1971, Thursday, December 16, 1971, Tuesday, December 21, 1971, Thursday, December 23, 1971, Tuesday, December 28, 1971, and Thursday, December 30, 1971, were presented by the City Clerk. On motion of Councilman Johnson, said Minutes

(Item 5 Continued)

were approved without reading, after which they were signed.

(Item 6)

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 Meetings of April 13 and July 13, 1971, for completion of traffic studies, on constructing sidewalks on Torrey Pines Road, between Prospect Place and La Jolla Shores Drive - on Resolution of Intention No. 202109. It was reported that no written protests had been received.

No one appeared to be heard.

City Manager Moore answered questions directed by the Council.

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

RESOLUTION 204604, abandoning the proceedings heretofore taken for the proposed constructing of sidewalks on Torrey Pines Road, between Prospect Place and La Jolla Shores Drive, under Resolution of Intention No. 202109, adopted March 9, 1971.

(Item 7)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of vacating a portion of Rancho Mission Road, adjacent to Lot 2, Sun Country Subdivision - on Resolution of Intention No. 204388. It was reported that no written protests had been received.

No one appeared to be heard.

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

The hearing was closed and the following Resolution adopted on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Hitch, and Mayor Wilson. Nays-Councilmen Williams, Morrow, and Bates. Absent-Councilman Martinet.

RESOLUTION 204605, vacating a portion of Rancho Mission Road adjacent to Lot 2, Sun Country Subdivision, on Resolution of Intention No. 204388.

(Item 8)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of vacating the Alley adjacent to Lots 49 through 52, Good's Villa Tract - on Resolution of Intention No. 204423. It was reported that no written protests had been received.

Mr. Russell Dale appeared to speak in favor of the proposed Resolution.

(Item 8 Continued)

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

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

RESOLUTION 204606, vacating the Alley adjacent to Lots 49 through 52, Good's Villa Tract on Resolution of Intention No. 204423.

(Item 9)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the matter of vacating Isleworth Avenue and Hedgley Avenue, southerly of Hillery Drive - on Resolution of Intention No. 204424. It was reported that no written protests had been received.

No one appeared to be heard.

City Attorney Witt answered questions directed by the Council.

RESOLUTION 204607, continuing the hearing on the proposed vacation of Isleworth Avenue and Hedgley Avenue, southerly of Hillery Drive, (for Mesa Village Unit 1 Subdivision), under Resolution of Intention No. 204424, adopted December 14, 1971, to the hour of 9:30 a.m., Thursday, January 13, 1972, to coordinate with final map, was adopted on motion of Councilman Bates.

(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 the Scripps Miramar Open Space Maintenance District - on the formation of the district, the maintenance to be performed, and the assessments to be levied - for a period ending on June 30, 1973. It was reported that one written protest had been received.

James McLaughlin, Community Development, City Attorney Witt, and City Manager Moore answered questions directed by the Council.

Mayriel Ballinger and Paul Vail appeared to speak in opposition to the proposed District.

George Moore appeared to speak in favor of the proposed District.

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

RESOLUTION 204608, overruling the protests, ordering the District formed, ordering the proposed maintenance, and continuing further proceeding to the Council docket of January 25, 1972 for confirming assessment and awarding the maintenance contract.

Mayor Wilson recessed the Meeting at 10:45 a.m. Upon reconvening at 11:03 a.m., the roll call showed Councilman Martinet absent.

(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 establishing an Underground Utility District to be known as the West Mission Bay - State Route 109 Utility District. (That portion of Block 14, Drucker's Subdivision lying between the State Route 109 Freeway and the South Jetty of the Mission Valley Flood Channel.) It was reported that no written protests had been received.

No one appeared to be heard.

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

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

RESOLUTION 204609, establishing an Underground Utility District to be known and denominated as the West Mission Bay - State Route 109 Underground Utility District.

(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 proposed amendment to Chapter X, Article 1 of the San Diego Municipal Code by amending Section 101.0101.35 relative to changes in the definition of Lot Coverage. It was reported that no written protests had been received.

Ken Klein, Planning Department, and City Attorney Witt answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed on motion of Councilman Hitch.

A proposed Ordinance, amending Chapter X, Article 1, of the San Diego Municipal Code by amending Section 101.0101.35 relating to Lot Coverage, was introduced on motion of Councilman Hitch, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-Councilman Martinet.

(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 the proposed amendments to Chapter X, Article 2 of the San Diego Municipal Code by adding Division 4, Legalization of Parcels which are not Legal Lots and Section 102.0400, Legalization of Parcels in Assessment Districts. It was reported that no written protests had been received.

No one appeared to be heard.

Ken Klein, Planning Department, answered questions directed by the Council.

The hearing was closed on motion of Councilman Williams.

A proposed Ordinance, amending Chapter X, Article 2 of the

(Item 13 Continued)

San Diego Municipal Code by adding Division 4, Legalization of Parcels which are not Legal Lots, and Section 102.0400, Legalization of Parcels in Assessment Districts, was introduced on motion of Councilman Williams, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-Councilman Martinet.

The following Ordinance was introduced at the Meeting of December 28, 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 its passage written or printed copies of said Ordinance.

(Item 14 - CASE NO. 21-71-1)

ORDINANCE 10766 (New Series), incorporating that area located in the vicinity of Morena Boulevard, generally between McGraw Street on the North and Tecolote Road on the South into CS and CA-S Zones, as defined by Sections 101.0432 and 101.0428 of the San Diego Municipal Code, and repealing certain Ordinances of the City of San Diego insofar as they conflict herewith, was adopted on motion of Councilman Landt, by the following vote: Yeas-Councilmen O'Connor, Landt, Williams, Morrow, Bates, and Mayor Wilson. Nays-Councilmen Johnson and Hitch. Absent-Councilman Martinet.

(Item 15)

A proposed Ordinance, amending Chapter II, Article 6 of the San Diego Municipal Code by adding thereto a new section to be known as and numbered Section 26.33, establishing a Model Cities Citizen Advisory Board, was presented.

Moleno Smith, Eddie Wooten, Charles Ballard, George Martinez, and Gus Chavez appeared to speak in favor of the proposed Ordinance.

Raymond L. Moore, Esther Walker, Mrs. Edwards, Margaret Miller, and Jesse Albritton appeared to speak in opposition to the proposed Ordinance.

A proposed Ordinance, amending Chapter II, Article 6 of the San Diego Municipal Code by adding thereto a new section to be known as and numbered Section 26.33, establishing a Model Cities Citizen Advisory Board, was introduced on motion of Councilman Bates, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-Councilman Martinet.

Mayor Wilson recessed the Meeting at 12:12 p.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:13 p.m., the roll call showed Councilman Martinet absent.

(Item 16)

A proposed Ordinance amending Chapter X, Article 1 of the San Diego Municipal Code by amending Section 101.0205, relating to Procedure for Zoning Commencement, was presented.

Mayor Wilson left the Chamber and Deputy Mayor Morrow took the Chair.

Attorney Norman Seltzer appeared to request a continuance.

On motion of Councilman Williams, said proposed Ordinance was continued to Tuesday, January 18, 1972, at land developer's request.

(Item 17)

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

RESOLUTION 204610, Mitrovitch, Inc. for the construction of "A" Street Interceptor Sewer for the sum of \$91,661; authorizing the expenditure of \$85,000 from Sewer Revenue Fund 506 and \$45,000 from Water Revenue Fund 502 for said construction and related costs;

RESOLUTION 204611, authorizing the use of City Forces to do all the work of placing highline, making connections and performing related work in connection with the construction of "A" Street Interceptor Sewer;

RESOLUTION 204612, R. E. Hazard Contracting Company for the construction of improvement of Mira Mesa Boulevard, easterly of Reagan Road to I-15 (Hwy 395) Schedule II for the sum of \$36,994; authorizing the expenditure of \$46,000 out of Gas Tax Fund 220 for said construction and related costs; and

RESOLUTION 204613, authorizing the use of City Forces to do all the work of providing water services for a future irrigation system as required in connection with the improvement of Mira Mesa Boulevard, easterly of Reagan Road to I-15 (Hwy 395) Schedule II.

(Item 18)

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

RESOLUTION 204614, Consolidated Equipment Sales for the purchase of Allis Chalmers repair parts and materials for the period of one

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year ending February 28, 1973, for an estimated cost of \$32,000, including tax and terms;

RESOLUTION 204615, B. Q. Halloran, Inc., for the construction of Sewer Relocation for Interstate 805 at Route 54, for the sum of \$9,317; authorizing the expenditure of \$11,500 out of Sewer Revenue Fund 506 for said construction and related costs; and

RESOLUTION 204616, Halprin Supply Company for the purchase of nozzles and fittings for an actual cost of \$1,162.45, including tax and terms.

(Item 19)

The following Resolutions, relative to inviting bids, were adopted on motion of Councilman Landt:

RESOLUTION 204617, furnishing cement base nonshrink patching mortar for the period of one year ending February 28, 1973, in accordance with Specifications Document No. 738540;

RESOLUTION 204618, furnishing rental of construction equipment and machinery on an hourly, daily, weekly or monthly basis for a period of one year ending February 28, 1973, in accordance with Specifications Document No. 738541;

RESOLUTION 204619, rebinding of library books for the period of one year ending February 28, 1973, in accordance with Specifications Document No. 738542; and

RESOLUTION 204620, construction of median planting on 54th Street, in accordance with Specifications Document No. 738543.

(Item 100)

Seven proposed Resolutions, relative to the final subdivision maps of La Jolla Village Apartments Unit 1, La Jolla Village Apartments Unit 2, and Sherman-Fairchild Park Unit 1, were presented.

City Attorney Witt answered questions directed by the Council.

Robert Biron appeared to speak regarding the proposed Resolutions.

The following Resolutions, relative to final subdivision maps, were adopted on motion of Councilman Landt:

RESOLUTION 204621, authorizing an Agreement with La Jolla Village for completion of improvements in La Jolla Village Apartments Unit 1, a one-lot subdivision located southerly of La Jolla Village Drive and westerly of Interstate 5;

RESOLUTION 204622, approving the final map of La Jolla Village Apartments Unit 1;

RESOLUTION 204623, authorizing the Mayor and City Clerk to execute the Certificate of Ownership on La Jolla Village Apartments Unit 2;

RESOLUTION 204624, authorizing an Agreement with La Jolla Village for completion of improvements in La Jolla Village Apartments Unit 2; a five-lot subdivision located southerly of La Jolla Village Drive and westerly of Interstate 5; and

RESOLUTION 204625, approving the final map of La Jolla Village Apartments Unit 2.

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Apartments Unit 2;

RESOLUTION 204626, authorizing an Agreement with Fairchild Camera and Instrument Corporation for completion of improvements in Sherman-Fairchild Park Unit 1, a one-lot subdivision located easterly of Highway 163, southerly of Willow Creek Road; and

RESOLUTION 204627, approving the final map of Sherman-Fairchild Park Unit 1.

(Item 101)

RESOLUTION 204628, accepting the work done and authorizing a Notice of Completion in Penasquitos Townhouses Subdivision, was adopted on motion of Councilman Hitch.

(Item 102)

RESOLUTION 204629, authorizing the execution of a Quitclaim Deed, quitclaiming to The Owners In Fee Simple of Record of a portion of Section 36, Township 14 South, Range 3 West, S.B.B.M., an existing easement for slope purposes, was adopted on motion of Councilman Landt.

(Item 103)

A proposed Resolution, continued from the Meeting of January 4, 1972, at City Manager's request, authorizing an Agreement with Carol Jane Bentley to perform services as the Host Coordinator for the "Host Program" for the period January 1, 1972 through June 30, 1972 (estimated cost - \$3,600), was returned to the City Manager at his request.

(Item 104)

Two proposed Resolutions, relative to authorizing Agreements in the Model Cities Area, were presented.

City Manager Moore answered questions directed by the Council.

The following Resolutions, relative to authorizing Agreements in the Model Cities Area, were adopted on motion of Councilman Williams:

RESOLUTION 204630, authorizing the City Manager to execute an Agreement with the Young Women's Christian Association of San Diego for the construction of a Community Facility; and

RESOLUTION 204631, authorizing an Agreement with the Boys Club of the South Bay Area, Inc., for the construction of a Boys Club facility in the San Ysidro Model Cities Area.

(Item 105)

A proposed Resolution, creating a Model Cities Citizen Advisory Committee of fifteen members, was presented.

Mayor Wilson entered the Chamber and took the Chair.

Mayor Wilson recessed the Meeting at 2:39 p.m. Upon reconvening at 2:47 p.m., the roll call showed Councilman Martinet absent.

(Item 105)

Considered in part after Item 106.

(Item 106)

A proposed Resolution, directing the City Manager and the Personnel Director to develop Affirmative Action Programs, was presented.

Judith Filner appeared to speak regarding the proposed Resolution.

RESOLUTION 204632, directing the City Manager and the Personnel Director in conjunction with the Civil Service Commission to develop Affirmative Action Programs for municipal employment and contract compliance designed to attain parity of employment of Blacks, Mexican-Americans, American Indians and Filipinos/Asians/Oriental approximately equal to the proportion of each such racial or ethnic group in the population of the City of San Diego, such parity to be attained within five years; said programs to be developed pursuant to and in accordance with the laws of the State of California and the Charter of The City of San Diego, and available for City Council consideration not later than February 1, 1972, was adopted on motion of Councilman Williams, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Bates, and Mayor Wilson. Nays-Councilmen Landt and Hitch. Absent-Councilman Martinet.

Mayor Wilson recessed the Meeting at 3:08 p.m. and the Council went into Executive Session relative to creating a Model Cities Citizen Advisory Committee. Upon reconvening at 3:41 p.m., the roll call showed Councilman Martinet absent.

(Item 105)

Mayor Wilson announced the following people had been named to the Model Cities Citizen Advisory Committee: Bessie I. Smith, Jesus Hueso, Lorene Wright, Connie H. Acosta, Jackie Meshack,

(Item 105 Continued)

Margarita Castro, Edgar Hayes, Jr., Ernie Bueno, Carlos Gonzalez, George Stevens, Judge Earl Gilliam, Dr. Michael Bajo, Tom Johnson, and Dr. Phil del Campo. Mayor Wilson stated that one position would be left open and filled at a later date.

Councilman Williams made a motion to amend the Resolution to provide that fourteen members shall be appointed to the Committee at this time, which passed unanimously.

RESOLUTION 204633, creating a Model Cities Citizen Advisory Committee to advise the Mayor, Council, and City Manager on matters relating to planning, monitoring and evaluating the Model Cities Program; said Committee to remain in effect until an Ordinance shall have been adopted and become effective creating a Model Cities Citizen Advisory Board, at which time the Committee shall automatically terminate; confirming the appointments by the Mayor of the following persons to the Committee: Bessie I. Smith, Jesus Hueso, Lorene Wright, Connie H. Acosta, Jacquelyn Meshack, Margarita Castro, Edgar Hayes, Jr., Ernie Bueno, Carlos Gonzalez, George Stevens, Judge Earl Gilliam, Dr. Michael Bajo, Tom Johnson, and Dr. Phil del Campo.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Bates, at 3:46 p.m.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward Wilson

City Clerk of The City of San Diego, California