

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, FEBRUARY 1, 1972
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

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

Absent--Councilman Hitch.

Clerk---Edward Nielsen.

Mayor Wilson called the Regular Meeting to order at 9:45 a.m.

(Item 1)

Reverend Robert Ihler, Associate Pastor of the University
Christian Church, gave the Invocation.

(Item 2)

Councilman Bates led the Pledge of Allegiance.

(Item 3a)

This item was passed over, as the San Diego High School students
were not present.

(Item 3b)

Mayor Wilson welcomed a group of new employees, who were present
in the Chamber.

(Item 4)

A communication from Dr. Walker, Acting President of San Diego
State College, expressing his appreciation to the City Council for
their support of San Diego State College's efforts to be renamed
San Diego State University, was presented.

Dr. Walker appeared to speak regarding this communication.

On motion of Councilman Morrow, this item was noted and filed.

(Item 5)

A communication from Rosemary Layng, representing the Institute
of Social Systems Engineering, Inc. requesting permission to address
the Council regarding the funding of a comprehensive study and the
forming of a Cultural Arts Commission, was presented.

(Item 5 Continued)

Rosemary Layng appeared to speak regarding this communication.

On motion of Councilman Williams, said communication was referred to the City Manager for study and a report to Council Conference.

(Item 6)

A communication from Alan Rand, representing Penasquitos Inc. presenting the quarterly report regarding progress toward development of a racially, ethnically, economically balanced community at California Terraces, was presented.

Alan Rand appeared to speak regarding this communication.

On motion of Councilman Landt, said communication was referred to the City Manager.

(Item 7)

A communication from Mrs. La Donna Hatch requesting permission to speak as a representative of the City Council appointed Citizens Committee charged with the responsibility to help make California Terraces a balanced community, was presented.

Mrs. La Donna Hatch appeared to speak regarding this communication.

On motion of Councilman Johnson, said communication was referred to the City Manager to be included with his report at a future joint conference with the Planning Commission on this subject.

(Item 8)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing, continued from the Meeting of January 25, 1972, at applicant's request, on the Appeal of Beulah K. Giovanazzi, by Joseph Giovanazzi, Esq., attorney, from the decision of the Board of Zoning Appeals which granted the appeal of Gaylon Duke, purchaser, and Virginia Perry, owner, (Zoning Administrator Case No. 10845) from the decision of the Zoning Administrator denying their application to develop property for use as private elementary school where residential use only is permitted. Subject property is located on Lots A, B, K and L, Block 360, Horton's Addition, at 3162 Second Avenue, between Spruce and Redwood Streets, in the R-4 (A, B) and R-1-5 (K, L) Zones. It was reported that two written protests had been received.

Attorney Joseph Giovanazzi appeared to speak in favor of the appeal.

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

(Item 8 Continued)

Lester Crowder, Mrs. McGee, and Beulah Giovanazzi appeared to speak in favor of the appeal.

Attorney David Sherer and Gaylon Duke appeared to speak in opposition to the appeal.

Zoning Administrator Beights answered questions directed by the Council.

The hearing was closed and the following Resolution adopted on motion of Councilwoman O'Connor:

RESOLUTION 204771, granting the appeal of Beulah K. Giovanazzi, by Joseph Giovanazzi, attorney, and denying the application of Gaylon Duke, purchaser, and Virginia Perry, owner, for a conditional use permit under Zoning Administrator Case No. 10845.

Deputy Mayor Morrow recessed the Meeting at 10:40 a.m. Upon reconvening at 10:54 a.m., the roll call showed Councilman Hitch and Mayor Wilson absent.

(Item 9)

The hour of 9:30 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing on establishing an Underground Utility District to be known and denominated as the Scott Street Underground Utility District. It was reported that no written protests had been received.

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

Leroy Kendall, Wally Barrs, and Paul Mirabile appeared to speak in opposition to the proposed district.

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

RESOLUTION 204772, establishing an Underground Utility District to be known and denominated as the Scott Street Underground Utility District.

(Items 10 through 18b)

Considered after Item 112.

(Item 18c)

A proposed Resolution, relative to inviting bids for the improvement of Scott Street between Addison Street and North Harbor Drive in the vicinity of Loma Portal, in accordance with Specifications Document No. 738775, was continued for two weeks to

(Item 18c Continued)

February 15, 1972, at City Manager's request, on motion of Councilman Bates.

(Items 19 through 111)

Considered after Item 18b.

(Item 112)

Two proposed Resolutions, relative to the acquisition of rights-of-way for improvement of Scott Street: a - authorizing the City Attorney to commence action in Superior Court to acquire, under Eminent Domain Proceedings, portions of Lot 1, Block 26, Lot 6, Block 25, Lot 7, Block 62 and Lot 7, Block 12 of Roseville for rights-of-way for a public street; and b - authorizing the expenditure of \$6,500 out of Gas Tax Fund 220 for said purpose, were continued for two weeks to February 15, 1972, at City Manager's request, to coordinate with Item 18c, on motion of Councilman Bates.

(Item 113)

Considered after Item 12.

(Item 10)

The hour of 9:30 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing on the application of Larwin-San Diego, by Donald R. Worley, attorney, for special permission for refund of Park and Recreational Facilities Fees in connection with Larwin Mesa View Subdivisions. It was reported that no written protests had been received.

Keith Gallistel, Community Development Department, answered questions directed by the Council.

Mr. Don Worley appeared to speak in favor of the application.

City Manager Moore, Assistant City Attorney Teaze, and Ken Klein, Planning Department, answered questions directed by the Council.

Councilman Bates made a motion to close the hearing and deny the application. No vote was taken at this time.

Councilman Landt made a motion to continue the hearing for one week.

Councilman Landt withdrew his previous motion to continue.

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

(Item 10 Continued)

RESOLUTION 204773, denying the application of Larwin-San Diego, by Donald R. Worley, attorney, for special permission for refund of Park and Recreational Facilities Fees in connection with Larwin Mesa View Subdivisions.

The following Ordinance was introduced at the Meeting of January 18, 1972.

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 Ordinance.

(Item 11)

ORDINANCE 10774 (New Series), amending Ordinance No. 10450 (New Series), adopted December 1, 1970, entitled "An Ordinance of the Council of The City of San Diego Establishing a Parking and Business Improvement Area and Levying an Additional Business License Tax Therein For Upgrading and Promoting the Area, was adopted on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, and Martinet. Nays-Councilman Bates and Deputy Mayor Morrow. Absent-Councilman Hitch and Mayor Wilson.

(Item 12 - CASE NO. 28-69-6)

A proposed Ordinance, amending Section 1 of Ordinance No. 10132 (New Series), adopted September 11, 1969, incorporating a portion of Lot 25, Wadsworth's Olive Grove Addition; a portion of the southwest $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of Section 33, Township 16 South, Range 2 West, S.B.B.M.; and a portion of Quince Street (Closed) into R-3 Zone - one year extension of time to October 11, 1972, was presented.

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

A proposed Ordinance, amending Section 1 of Ordinance No. 10132 (New Series), adopted September 11, 1969, incorporating a portion of Lot 25, Wadsworth's Olive Grove Addition; a portion of the southwest $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of Section 33, Township 16 South, Range 2 West, S.B.B.M.; and a portion of Quince Street (Closed) into R-3 Zone as defined by Section 101.0411 of the San Diego Municipal Code, was introduced on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, Bates, and Deputy Mayor Morrow. Nays-None. Absent-Councilman Hitch and Mayor Wilson.

Deputy Mayor Morrow recessed the Meeting at 11:58 a.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:17 p.m., the roll call showed Councilman Hitch absent.

(Items 13 through 18b)
Considered after Item 113.

(Item 113)

A proposed Resolution, approving and adopting the programs of Affirmative Action in the areas of municipal employment and contract compliance as developed by the City Manager and Personnel Director in conjunction with the Civil Service Commission, and directing the City Manager and Personnel Director to implement said programs and establish necessary rules and regulations in support and execution thereof, was continued for one week to February 8, 1972, for a Council Conference on motion of Councilman Williams.

Councilman Williams then amended his motion to include refer to the City Manager to prepare a preliminary draft of Affirmative Action Program including women by February 22, 1972 for Council Conference on that date, which passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilman Landt. Absent-Councilman Hitch.

(Item 13 - CASE NO. 48-69-23)

A proposed Ordinance, amending Section 1 of Ordinance No. 10134 (New Series), adopted September 11, 1969, incorporating a portion of Lot 5 and all of Lot 6, Tibbetts Tract, into R-2A Zone - one year extension of time to October 11, 1972, was presented.

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

A proposed Ordinance, amending Section 1 of Ordinance No. 10134 (New Series), adopted September 11, 1969, incorporating a portion of Lot 5 and all of Lot 6, Tibbetts Tract into R-2A Zone, as defined by Section 101.0410 of the San Diego Municipal Code, was introduced on motion of Councilman Martinet, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-None. Absent-Councilman Hitch.

(Item 14 - CASE NO. 61-69-5)

A proposed Ordinance amending Section 1 of Ordinance No. 10197 (New Series), adopted December 2, 1969, incorporating a portion of the northwest $\frac{1}{4}$ of Section 32, Township 14 South, Range 2 West, S.B.B.M., into A-1-1 Zone - one year extension of time to January 1, 1973, was presented.

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

A proposed Ordinance, amending Section 1 of Ordinance No. 10197 (New Series), adopted December 2, 1969, incorporating a portion of the northwest $\frac{1}{4}$ of Section 32, Township 14 South, Range 2 West, S.B.B.M. into A-1-1 Zone, as defined by Section 101.0404 (C-1A

(Item 14 Continued)
upon recordation of map or maps, as defined by Section 101.0431) 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, Bates, and Mayor Wilson. Nays-None. Absent-Councilman Hitch.

(Item 15 - CASE NO. 61-69-7)

A proposed Ordinance, amending Section 1 of Ordinance No. 10222 (New Series), adopted January 29, 1970, incorporating a portion of the northwest $\frac{1}{4}$ of Section 32, Township 14 South, Range 2 West, S.B.B.M. (Miramar Reservoir Tract No. 4 Annexation) into A-1-1 Zone, as defined by Section 101.0404 (C-1A upon recordation of map or maps, as defined by Section 101.0431) 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, Bates, and Mayor Wilson. Nays-None. Absent-Councilman Hitch.

(Item 16)

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

RESOLUTION 204774, Cameron Bros. Const. Co., Inc., for the construction of Palm City Trunk Sewer for the sum of \$89,134.42; authorizing the expenditure of \$106,000 out of Sewer Revenue Fund 506 for said construction and related costs;

RESOLUTION 204775, Lopez Sewer Contractors, Inc. for the construction of Water Main Replacement Group 187, for the sum of \$155,228.50; authorizing the expenditure of \$225,000 out of Water Revenue Fund 502 for said construction and related costs;

RESOLUTION 204776, authorizing the use of City Forces to do all the work of placing highlines and making connections where necessary as required for construction of Water Main Replacement Group 187; and

RESOLUTION 204777, Motorola Communications & Electronics, Inc. for furnishing and installing a two-way radio system for the San Diego Wild Animal Park for an actual cost of \$14,961.22, including tax and terms, with option to buy additional equipment within one year of issuance of initial purchase order at the same unit prices.

(Item 17)

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

RESOLUTION 204778, Jamison, Inc. and Miracle Playground Equipment Co. for the purchase of playground equipment for an actual cost of \$3,758.60, including tax, terms, and estimated freight charges of \$176;

City Manager Moore stated that a letter of appreciation had not been sent. The City Clerk was directed to do so.

(Item 17 Continued)

RESOLUTION 204779, International Business Machines Corporation for the purchase of 550,000 incoming message log cards, 240,000 radio-message log cards, and 40,000 ambulance message log cards for an actual cost of \$3,240.62, including tax, terms, and set-up charges of \$144; and

RESOLUTION 204780, Western Metal Supply Co. for the purchase of 53 revolvers for an actual cost of \$3,135.88, including tax and terms.

(Item 18)

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

RESOLUTION 204781, furnishing reflective glass spheres for a period of one year, ending March 31, 1973, with option to renew contract for an additional one year period, in accordance with Specifications Document No. 738773; and

RESOLUTION 204782, furnishing cast iron water main fittings, in accordance with Specifications Document No. 738774.

Considered in part after Item 9.

(Item 19)

RESOLUTION 204783, rejecting all bids theretofore received on October 14, 1971, on construction of parks in cities (39th Street between Redwood and Quince Street); and inviting bids for construction of parks in cities (six mini-parks), in accordance with Specifications Document No. 738776, was adopted on motion of Councilman Johnson.

(Item 100)

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

RESOLUTION 204784, authorizing an Agreement with Avco Community Developers, Inc. for completion of improvements in Oaks North Unit 2, a 58-lot subdivision located northerly of Rancho Bernardo Road; and

RESOLUTION 204785, approving the final map of Oaks North Unit 2.

(Item 101)

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

RESOLUTION 204786, authorizing an Agreement with The Christiana Companies, Inc. for completion of improvements in Villa Portofino Unit 6, a 182-lot subdivision located approximately $\frac{1}{2}$ mile easterly of Interstate 15, southerly of Clairemont Mesa Boulevard; and

RESOLUTION 204787, approving the final map of Villa Portofino Unit 6.

(Item 102)

The following Resolutions, accepting the work done and authorizing a Notice of Completion in the following subdivisions, were adopted on motion of Councilman Landt:

- RESOLUTION 204788, Axene Industrial Park;
- RESOLUTION 204789, Balboa Shopping Center Resubdivision No. 1;
- RESOLUTION 204790, Gatewood Hills Unit 6;
- RESOLUTION 204791, Park Ridge Unit 2; and
- RESOLUTION 204792, Park Ridge Unit 3.

(Item 103)

RESOLUTION 204793, granting the petition for installation of ornamental street lighting and street trees on Burton Street and Coolidge Street, for their entire length north of Tait Street, and for the installation of sidewalk on the south side of Levant Street, adjacent to Lots 2-7, Block 34, Linda Vista Unit 8, and the public walkway, between Lots 8 and 9, Block 59, Linda Vista Unit 4; directing the City Manager to furnish description and plat of the district, was adopted on motion of Councilman Landt.

(Item 104)

RESOLUTION 204794, granting the petition for paving and otherwise improving Third Avenue, between Washington Street and University Avenue; directing the City Manager to furnish description and plat of the district, was adopted on motion of Councilman Martinet.

(Item 105)

RESOLUTION 204795, authorizing the sale by negotiation to The Owners In Fee Simple of Record of a portion of Lot 18, Marcellena Tract and a portion of Lot 8, Collwood Unit 1 for the sum of \$490; authorizing the execution of a Quitclaim Deed, quitclaiming to The Owners In Fee Simple of Record easements for drain and slope purposes across portions of said property, was adopted on motion of Councilman Martinet.

(Item 106)

RESOLUTION 204796, authorizing an Agreement with Coneer Engineering for professional services relating to the restoration and protection of the art work decorative elements incorporated in the construction of the California Building located in El Prado in Balboa Park, was adopted on motion of Councilman Landt.

(Item 107)

RESOLUTION 204797, authorizing a Fifth Amendment to the Joint Powers Agreement with the County of San Diego and the cities of Brawley, Calexico, Carlsbad, Chula Vista, Coronado, El Centro, Escondido, Imperial, National City and Oceanside, continuing the cooperative library system known as the Serra Library System, extending said system to include the cities of Brawley, Calexico, El Centro and Imperial, was adopted on motion of Councilman Johnson.

(Item 108)

RESOLUTION 204798, approving and providing for the execution of a contract for grant for Historic Preservation purposes No. HPR-CA-09-16-1000 (G) by and between the City of San Diego and the United States of America, was adopted on motion of Councilman Williams.

(Item 109)

RESOLUTION 204799, directing the City Manager to request the Comprehensive Planning Organization to refine certain proposed guidelines concerning the term "Regional Significance" which are embodied in "Policies and Recommendations for Determining Regional Significance and Prematurity of Development" and to examine the problems and suggestions contained in the Report to Council; directing the City Manager and the Planning Director to assist the staff of the Comprehensive Planning Organization in refining the above mentioned proposed guide lines and to bring before the Council any revised proposed criteria which result from the above specified action for an appropriate Council response, was adopted on motion of Councilman Bates.

(Item 110)

Two proposed Resolutions, relative to the Plaza Redevelopment Project, were presented.

City Manager Moore answered questions directed by the Council.

Lucia Smallheer, Roy Potter, Delsa Martin, and Mack Strobel appeared to speak in favor of the proposed Resolutions.

Royal Walker and Jacqueline Littlefield appeared to speak in opposition to the proposed Resolutions.

The following Resolutions were adopted on motion of Councilman Landt:

RESOLUTION 204800, designating the lands generally bounded on the north by Broadway, on the south by G Street, on the east by 4th Avenue and on the west by Union Street as the Plaza Survey Area and directing the Planning Commission to select the project area and formulate a preliminary plan for redevelopment of the project area; and

RESOLUTION 204801, authorizing an Agreement with the Redevelopment Agency regarding Horton Plaza and providing for \$50,000 and

(Item 110 Continued)

administrative and management services for the redevelopment of the Horton Plaza Area; authorizing the transfer of \$50,000 from General Fund - Unallocated Reserve 5330 to Redevelopment Agency - Plaza Redevelopment Project for said administrative and management services for said project, was adopted on motion of Councilman Landt.

Mayor Wilson recessed the Meeting at 3:14 p.m. Upon reconvening at 3:35 p.m., the roll call showed Councilman Hitch absent.

(Item 111)

Two proposed Resolutions, relative to the Employer-Employee Relations Policy, were presented.

City Manager Moore, City Attorney Teaze, and Jack Katz, Deputy City Attorney, answered questions directed by the Council.

Joe Francis and Jim Grogan appeared to speak regarding these proposed Resolutions.

RESOLUTIONS 204802, determining that one representation unit within the Fire Department as recommended by the Management Team, to consist of the classifications of Fireman, Fire Engineer, Fire Captain, Fire Battalion Chief and Assistant Fire Chief, to be most appropriate; and

RESOLUTION 204803, determining that one representation unit within the Police Department, as recommended by the Management Team, to consist of the classifications of Police Patrolman, Policewoman, Police Motorcycle Officer, Community Relations Assistant to the Police Chief, Police Sergeant, Police Lieutenant, Police Captain, Police Inspector and Assistant Police Chief, to be most appropriate, and giving formal recognition to San Diego Police Officers Association, was adopted on motion of Councilman Bates.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Martinet, at 4:09 p.m.

Floyd L. Morrow

Deputy Mayor of The City of San Diego, California

ATTEST:

Edward T. Wilson

City Clerk of The City of San Diego, California