

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, FEBRUARY 8, 1972
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 Regular Meeting to order at 9:37 a.m.

(Item 1)

Mayor Wilson introduced Reverend Hartzell Cobbs of the University
Christian Church who gave the Invocation.

(Item 2)

Councilman O'Connor led the Pledge of Allegiance.

(Item 3)

Mayor Wilson welcomed forty students from Madison High School
accompanied by Mr. Kilcoyne.

Councilman Morrow addressed the group.

(Item 4)

Minutes of the Inauguration Meeting of Monday, December 6, 1971,
Regular Council Meetings of Tuesday, January 11, 1972, Thursday,
January 13, 1972, and Tuesday, January 18, 1972, were presented by
the City Clerk. On motion of Councilman Johnson, said Minutes
were approved without reading, after which they were signed.

(Item 5)

The hour of 9:30 a.m. having arrived, the Mayor announced this
was the time and place set for the hearing on the application of
La Jolla Village, by Robert H. Biron, for special permission for
refund of Park and Recreational Facilities Fees in connection with
La Jolla Village Apartments, Units 1 and 2 Subdivisions. It was
reported that no written protests had been received.

Assistant City Attorney Teaze, Chief Deputy City Attorney Conrad,
James McLaughlin, Community Development Department, Planning Director
Goff, and Assistant Planning Director Van Cleave answered questions
directed by the Council.

Robert H. Biron and Mr. Thompson appeared to speak in favor
of granting the application.

Mayor Wilson left the Chamber. Deputy Mayor Morrow took the Mayor's Chair.

Mayor Wilson entered the Chamber.

(Item 5 Continued)

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

RESOLUTION 204821, denying the application of La Jolla Village, by Robert H. Biron, for special permission for refund of Park and Recreational Facilities Fees in connection with La Jolla Village Apartments, Units 1 and 2 Subdivisions.

Mayor Wilson recessed the Meeting at 10:58 a.m. Upon reconvening at 11:20 a.m., the roll call showed all present.

(Item 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 appeal of K. Kent Threlkeld from the decision of the Board of Zoning Appeals which denied his appeal (Zoning Administrator Case No. 10769) for a fence variance to erect approximately 70' of 5' high solid wood fence observing 0' street side yard on Ivory Coast Drive where maximum 3' high fence is permitted in required 10' street side yard. Subject property is located on Lot 593, Mira Mesa Verde No. 9, at 8368 Ivory Coast Drive, between Reagan Road and San Ramon Drive, in Zone R-1-5. It was reported that no written protests had been received.

Zoning Administrator Beights answered questions directed by the Council.

Kent Threlkeld appeared to speak in favor of the appeal.

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

RESOLUTION 204822, denying the appeal of D. Kent Threlkeld for a variance, upholding the decision of the Board of Zoning Appeals.

(Item 7)

The following Ordinance was introduced at the Meeting of January 25, 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 its passage written or printed copies of said Ordinance.

(Item 7 Continued)

ORDINANCE 10777 (New Series), incorporating a portion of Rancho San Bernardo, into R-1-5 Zone, as defined by Section 101.0407 of the San Diego Municipal Code, and repealing Ordinance No. 8766 (New Series), adopted December 6, 1962, of the Ordinances of The City of San Diego, insofar as the same conflicts herewith, was adopted on motion of Councilman Martinet, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 8)

A proposed Ordinance, continued from the Meetings of November 2 and December 28, 1971, for Council Conference, amending Chapter V, Article 3 of the San Diego Municipal Code by repealing Sections 53.01.2 and 53.05 and amending Sections 53.01 and 53.01.1, all relating to Use of Explosives for Blasting, 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 9)

A proposed Ordinance, continued from the Meeting of January 18, 1972, for Council Conference, amending Chapter X, Article 1 of the San Diego Municipal Code by repealing Section 101.0505 relating to Appeal to the City Council from Decision of the Board of Zoning Appeals, was presented.

Attorney Doug Royer and Mark Manion appeared to speak in favor of a continuance on said proposed Ordinance.

On motion of Councilman Morrow, said proposed Ordinance was continued to March 9, 1972, for further review, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, and Mayor Wilson. Nays-Councilman Bates. Absent-None.

(Item 10)

A proposed Ordinance, amending Section 98.11 of the San Diego Municipal Code relative to Trailers Located Outside Trailer Parks - Special Permit - Fee to include further exceptions relative to use of automobile trailers on private property, was presented.

City Attorney Witt answered questions directed by the Council.

On motion of Councilman Morrow, said proposed Ordinance was continued to March 9, 1972, and referred to the City Attorney to prepare an Ordinance.

(Item 11)

A proposed Ordinance, amending Ordinance No. 10610 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1971-72 and Appropriating the Necessary Money to Operate The City of San Diego for said Fiscal Year" by amending Document No. 735821, as adopted and amended therein, relating to the position and salary schedule for Fund 100, Department 09.00, City Attorney, to

(Item 11 Continued)

reflect and authorize the addition of one Chief Deputy City Attorney, was presented.

City Attorney Witt answered questions directed by the Council.

Stan Coombs, Manager of San Diego Taxpayer's Association, appeared to speak regarding a continuance on said proposed Ordinance.

On motion of Councilman Morrow, said proposed Ordinance was continued for two weeks, to February 22, 1972, for further study.

Mayor Wilson recessed the Meeting at 11:56 a.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:10 p.m., the roll call showed Councilmen O'Connor, Morrow, and Mayor Wilson absent.

Acting Mayor Landt took the Mayor's Chair.

(Item 12)

RESOLUTION 204823, awarding a contract to Sapper Constr. Co., for the improvement of Alley in Pueblo Vista Unit 4, adjacent to Lots 59 through 63 for the sum of \$7,653.75; authorizing the expenditure of \$11,000 out of Capital Outlay Fund (245) for said improvement and related costs; and authorizing the transfer of \$11,000 from Trust Fund (302) to Capital Outlay Fund (245) to reimburse Capital Outlay Fund (245) for said improvement and related costs, was adopted on motion of Councilman Johnson.

Councilwoman O'Connor entered the Chamber.

(Item 13)

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

RESOLUTION 204824, Alessio Motor Sales for the purchase of International Harvester Truck repair parts for the period of one year, ending January 31, 1973, for an actual cost of \$25,000, including terms, with option to renew contract for an additional one year period; and

RESOLUTION 204825, Mission Ford Tractors, Inc., for the purchase of a Backhoe Bucket for an actual cost of \$1,511, including tax, terms, less trade-in of \$60 for present equipment, and installation charge of \$80.

(Item 14)

The following Resolutions, relative to inviting bids for construction at Montgomery Field, were adopted on motion of Councilman Bates:

RESOLUTION 204826, construction of Montgomery Field - Boundary Fence Phase I, in accordance with Specifications Document No. 738853;

RESOLUTION 204827, construction of Montgomery Field Administration Building Kitchen Area Improvements, in accordance with Specifications Document No. 738854; and

RESOLUTION 204828, Montgomery Field Administration Building Kitchen Area Supplies Elevator, in accordance with Specifications Document No. 738855.

(Item 100)

The following Resolutions, relative to the final subdivision map of Carmel Penasquitos Plaza, were adopted on motion of Councilman Martinet:

RESOLUTION 204829, authorizing an Agreement with Penasquitos, Inc., for completion of improvements in Carmel Penasquitos Plaza, a 4-lot subdivision located adjacent to the proposed Rancho Penasquitos Route 56 Interchange; and

RESOLUTION 204830, approving the final map of Carmel Penasquitos Plaza.

(Item 101)

RESOLUTION 204831, granting the petition for installation of ornamental street lighting on Sixth Avenue, from Market Street to Island Avenue; directing the City Manager to furnish description and plat of the district, was adopted on motion of Councilman Martinet.

(Item 102)

RESOLUTION 204832, calling a public hearing to determine whether the public health, safety or general welfare require the formation of an Underground Utility District to be known and denominated as the Rosecrans Street (Fort Rosecrans to Rogers Street) Underground Utility District, was adopted on motion of Councilman Martinet.

(Item 103)

RESOLUTION 204833, amending Resolution 203646 relating to the establishment of the Sunset Cliffs, Phase I, Underground Utility District, was adopted on motion of Councilman Martinet.

(Item 104)

RESOLUTION 204834, rescinding Resolution 194342, adopted July 30, 1968, granting the petition for the undergrounding of existing overhead power and communication facilities in La Jolla Corona Estates Units 2 and 3 because of protests, was adopted on motion of Councilman Martinet.

(Item 105)

The following Resolutions, relative to paving and otherwise improving Princess View Drive and Mission Gorge Road, were adopted on motion of Councilman Martinet:

RESOLUTION 204835, awarding a contract to R. E. Hazard Contracting Company for said construction; and

RESOLUTION 204836, authorizing the expenditure of \$125,862.12 and \$2,752.56 out of Gas Tax Fund 220 and Water Revenue Fund 502 for City's contribution toward said project.

(Item 106)

RESOLUTION 204837, awarding a contract to T. B. Penick & Sons, Inc., for installation of sidewalks on Geneva Avenue, and paving and otherwise improving the Alley, Block 268, Pacific Beach, and the Alley, Block 27, Fortuna Park Addition, was adopted on motion of Councilman Martinet.

(Item 107)

RESOLUTION 204838, approving the acceptance by the City Manager of a Deed from Clarence E. Anderson for Lot L, Block 41, New San Diego, for Federal Office Building Site, located on the southwest corner of Union and "E" Streets, downtown area, was adopted on motion of Councilman Johnson.

(Item 108)

By common consent, this item was considered later in the Meeting.
(Considered after Item 112.)

(Item 109)

RESOLUTION 204839, authorizing a Lease Agreement with Michael and Virginia Monteforte dba Casa Miguel Restaurant, as lessee, leasing those certain premises described as the restaurant area, including the inside stairway and patio area located on the second floor of the Montgomery Field Airport Administration Building, for a term of ten years, at a rental of a percentage of gross income or a minimum annual rental of \$8,400, whichever is greater, for operating and maintaining a restaurant with the right to operate a cocktail lounge, was adopted on motion of Councilman Williams.

(Item 110)

RESOLUTION 204840, authorizing an Agreement with the State of California for the engineering design, construction and maintenance of revised traffic signal and safety lighting systems and channelization at Gates No. 3 and No. 6 of the U. S. Naval Training Center from North Harbor Drive to Lytton Street on State Highway Route 209 (Rosecrans Street); authorizing the expenditure of \$10,000 from Gas Tax Funds for said purpose and related costs, was adopted on motion of Councilman Hitch.

Councilman Morrow entered the Chamber.

(Item 111)

RESOLUTION 204841, authorizing the City Manager to submit an Application for financial assistance to the U. S. Department of Transportation for the purpose of obtaining a fellowship for the City's Transportation Planning Engineer to attend the Carnegie-Mellon University Professional Program in Urban Transportation, was adopted on motion of Councilwoman O'Connor.

(Item 112)

RESOLUTION 204842, authorizing the use of City forces to do all the work to relocate traffic signal service and to convert series street lighting to multiple at Ardath Road and Torrey Pines Road, to convert three street lighting services to underground at Ardath Road and La Jolla Scenic Drive; authorizing the expenditure of \$5,500 from Capital Outlay Fund 245 for said work and related costs, was adopted on motion of Councilman Martinet.

Mayor Wilson recessed the Meeting at 2:18 p.m. Upon reconvening at 2:35 p.m., the roll call showed all present.

(Item 108)

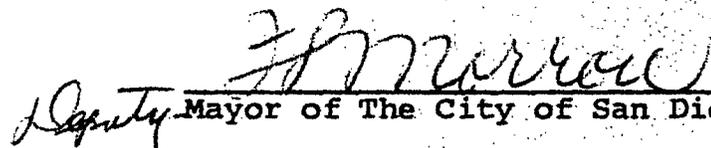
A proposed Resolution, continued from the Meeting of February 1, 1972, for Council Conference, approving and adopting the programs of Affirmative Action in the areas of municipal employment and contract compliance as developed by the City Manager and Personnel Director in conjunction with the Civil Service 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 presented.

City Manager Moore answered questions directed by the Council.

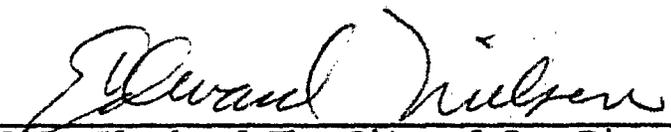
Glen Dowdy, Jane Emerson, Joseph Maguire, Jeff Galardy, Mrs. Mary Oliver, Wanda Blevins, and John F. Williams appeared to speak in favor of the proposed Resolution.

RESOLUTION 204843, 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 adopted on motion of Councilman Williams, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilmen Landt and Hitch. Absent-None.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Williams, at 3:06 p.m.


Deputy Mayor of The City of San Diego, California

ATTEST:


City Clerk of The City of San Diego, California