

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, MARCH 2, 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 9:41 a.m.

(Item 1)

Mayor Wilson welcomed eight Student Council Representatives from Chollas Elementary School, accompanied by their Vice Principal, Mr. Bob Murray. Councilman Williams addressed the group.

(Item 2)

Mayor Wilson welcomed twenty-five students from Horace Mann Junior High, accompanied by Mr. Olstad. Councilman Hitch addressed the group.

(Item 3)

A communication from John Phillip Thurston, requesting permission to address the Council regarding the bulldozing of a Balboa Park canyon for a Sewage Replacement Project (Group 12) and the actions of the Vladimir Popovich Construction Co. and The City Water Utilities Department towards restoration of the construction site, was presented.

John Phillip Thurston appeared to speak regarding this communication.

On motion of Councilman Hitch, said communication was referred to the City Manager and City Attorney with a report to Council and to Mr. Thurston within two weeks.

(Items 4 through 102)

Considered after Item 103.

(Item 103)

A proposed Resolution, continued from the Meeting of February 3, 1972, at request of U.C.S.D., authorizing an Agreement with The Regents of The University of California for the leasing of approximately

(Item 103 Continued)

800 acres of submerged lands adjoining San Diego-La Jolla Underwater Park and Scripps Institute, for a term of fifty years at a rental of fifty dollars for the term of the lease, for the purpose of scientific research and investigation consistent with those public uses which relate to commerce, navigation and fisheries, was continued to March 30, 1972, at request of the City Manager, on motion of Councilman Hitch.

By Unanimous Consent granted to Mayor Wilson, the following Resolution was adopted on motion of Councilman Morrow:

RESOLUTION 205020, urging that the San Diego Zoo be chosen to house and to try to breed the two giant Panda Bears pledged to President Nixon by Chow En-Lai, Premier of The People's Republic of China.

(Item 4 - CASE NO. 48-71-14)

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 Meetings of February 10 and 24, 1972, for preparation of R-2 Zoning Ordinance, on the Appeal of James W. Welch, from the decision of the Planning Commission in failing to approve his application to rezone a portion of Lot 14, Tibbett's Tract and Lots 2, 3 and 4 of Resubdivision No. 1 of Tibbett's Tract, located on the south side of Grove Avenue, between 27th Street and Interstate 5 in the South Bay Area, from Zone R-1-10 to Zone R-3. It was reported that no written protests had been received.

The hearing was closed at the Meeting of February 24, 1972.

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

Councilman Williams made a motion to introduce an Ordinance for R-1-5 Zoning, which he later withdrew.

The following Resolution was adopted on motion of Councilman Williams, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Bates, and Mayor Wilson. Nays-Councilman Martinet. Absent-None. Councilman Hitch was excused from voting, as he was absent when testimony was taken.

RESOLUTION 205021, denying the Appeal of James W. Welch from the decision of the Planning Commission in failing to approve his application to rezone a portion of Lot 14, Tibbett's Tract and Lots 2, 3 and 4 of Resubdivision No. 1 of Tibbett's Tract, from Zone R-1-10 to Zone R-3, located on the south side of Grove Avenue, between 27th Street and Interstate 5 in the South Bay area; denying the request for said rezoning.

(Item 5 - CASE NO. 33-72-1)

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 Mission Gorge Road and northerly of Wandemere Drive, between Waring Road and Princess View Drive on the west and Golfcrest Drive on the east. It was reported that no written protests had been received.

Bill Richardson, Navajo Community Planners, appeared to speak in favor of the proposed rezoning.

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

The hearing was closed on motion of Councilman Morrow.

A proposed Ordinance, incorporating those canyon areas lying southerly of Mission Gorge Road and northerly of Wandemere Drive, between Waring Road and Princess View Drive on the west and Golfcrest Drive on the east 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 6 - CASE NO. 49-72-1)

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 Interstate 8 and southerly of Navajo Road, between Lake Murray on the east and College Avenue on the west. 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 Interstate 8 and southerly of Navajo Road, between Lake Murray on the east and College Avenue 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 7 - CASE NO. 23-72-1)

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 rezoning Lots 13 and 14, Point Loma Park, located on the west side of Wing Street, between Kenyon Street and Midway Drive, from Zones R-4 and CA to Zone CO. It was reported that no written protests had been received.

No one appeared to be heard.

(Item 7 Continued)

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

The hearing was closed on motion of Councilman Hitch.

A proposed Ordinance, incorporating Lots 13 and 14, Point Loma Park into CO Zone, as defined by Section 101.0423 of the San Diego Municipal Zone, and repealing Ordinance No. 8635 (New Series), adopted on May 10, 1962, and Ordinance No. 9891 (New Series), adopted on October 10, 1968, of the Ordinances of The City of San Diego, insofar as they conflict herewith, was introduced 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 8 - CASE NO. 42-72-3)

The hour of 9:30 a.m. having arrived, the Mayor announced this was the time and place set for the hearing on the Appeal of Jonathan Manor, Inc., by Jonathan W. Sapp, Vice President, from the decision of the Planning Commission in denying its application to rezone a portion of Reiner's Subdivision of Pueblo Lot 1103, located on the north side of Friars Road, between Goshen Street and Fashion Valley Road, from Zone R-1-40 to Zone CA. It was reported that no written protests had been received.

Ken Klein, Planning Department, and Chief Deputy City Attorney Conrad answered questions directed by the Council.

Jonathan Sapp appeared to speak in favor of the Appeal.

Councilman Bates made a motion to close the hearing and deny the appeal. No vote was taken.

Mayor Wilson recessed the Meeting at 10:27 a.m. Upon reconvening at 10:43 a.m., the roll call showed all present.

(Item 8 Continued)

On motion of Councilman Morrow, the hearing was continued for four weeks to March 30, 1972, for preparation of an Ordinance for RV Zoning and meeting public facility requirements.

(Item 9 - CASE NO. 1-72-1)

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 rezoning Lot 20, Block 211; Lots 21 through 37, Block 212; Lots 21 through 37, Block 213; Lots 21 through 36, Block 214; Lots 5 through 20, Block 239; Lots 1 through 4, Block 240, Pacific Beach, located on the north side of Balboa Avenue, between Lamont and Olney Streets, from Zone R-4 to Zone CO. It was reported that no written protests had been received.

(Item 9 Continued)

Ken Klein, Planning Department, and Chief Deputy City Attorney Conrad answered questions directed by the Council.

William Elks, J. Patrick Fleming, Gerald Seymour, and Philip Schaefer appeared to speak in favor of the proposed rezoning.

Cathy Martin, John Worobec, and Stanley Silverman appeared to speak in opposition to the proposed rezoning.

The hearing was closed on motion of Councilman Martinet.

A proposed Ordinance, incorporating Lot 20, Block 211; Lots through 37, Block 212; Lots 21 through 37, Block 213; Lots 21 through 36, Block 214; Lots 5 through 20, Block 239; Lots 1 through 4, Block 240, Pacific Beach into CO Zone, as defined by Section 101.0423 of the San Diego Municipal Code, and repealing Ordinance No. 119 (New Series) adopted on January 3, 1933, of the Ordinances of The City of San Diego, insofar as the same conflicts herewith, was introduced on motion of Councilman Martinet, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, and Mayor Wilson. Nays-Councilman Bates. Absent-None.

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

RESOLUTION 205022, directing the Planning Commission to initiate Public hearings on rezoning in accordance with the Mission-Pacific Beach Community Plan, from the existing R-4 Zone to the CO Zone, the following described property: Lot 20, Block 211, Lots 21 through 37, Block 212, Lots 21 through 37, Block 213, Lots 21 through 36, Block 214, Lots 5 through 20, Block 239, Lots 1 through 4, Block 240, all of Pacific Beach.

(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 Application of Frank D. Rollins, for special permission to waive Underground Utility Requirements in connection with the tentative subdivision map of S.R.B. Subdivision, located at the southeasterly corner of the intersection of Lisbon and Pidgeon Streets in the R-1-5 Zone. It was reported that no written protests had been received.

No one appeared to be heard.

Chief Deputy City Attorney Conrad and John Fowler, Community Development Department, answered questions directed by the Council.

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

RESOLUTION 205023, granting the application for waiver of undergrouding of utility requirements in connection with S.R.B. Subdivision.

The following Ordinance was introduced at the Meeting of February 17, 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 11 - CASE NO. 45-71-10)

ORDINANCE 10791 (New Series), incorporating a portion of Rancho San Bernardo into CA-S Zone, as defined by Section 101.0428 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 Bates, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, Bates, and Mayor Wilson. Nays-None. Absent-None.

(Item 12)

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

RESOLUTION 205024, Aiden G. Slaybaugh for the demolition and removal of Fire Station No. 2 for the sum of \$6,493; authorizing the expenditure of \$8,300 out of Capital Outlay Fund 245 for said purpose and related costs; and

RESOLUTION 205025, General Electric Company, Motorola Communications & Electronics, Inc., and F. Morton Pitt Co. for the purchase of communications equipment, for a total actual cost of \$81,277.35, including tax and terms, with an option to purchase additional equipment within one year of date of initial purchase order.

A proposed Resolution, authorizing the City Manager to renew contracts for health insurance with Blue Cross of Southern California and Kaiser Foundation Health Plan, Inc., was presented.

Assistant City Attorney Teaze answered questions directed by the Council.

Joe Carpenter and Bob Morrow appeared to speak in opposition to the proposed Resolution.

RESOLUTION 205026, authorizing the City Manager to renew contracts for health insurance as follows: 1. Blue Cross of Southern California for Group Health Insurance for a period of 52 weeks commencing March 31, 1972 - Regular employees - \$763,340 - PEP Employees (funded by Federal government) - \$31,744; 2. Kaiser

(Item 12 Continued)

Foundation Health Plan, Inc. for one year commencing April 1, 1972 - Regular employees - \$252,977 - PEP employees (funded by Federal Government) \$37,271, was adopted on motion of Councilman Bates.

Councilwoman O'Connor made a motion to refer proposed Resolution to the City Attorney to prepare a Resolution requesting the Federal Government to investigate insurance cost increases and directing the City Attorney to get a written opinion from the Price Board approving the increase and also the City's experience rating for the past several years, which passed unanimously.

(Item 13)

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

RESOLUTION 205027, Woodward Sand & Materials Co. and H. G. Fenton Material Co. for the purchase of concrete and plaster sand and gravel for the period of one year ending February 28, 1973, for a total actual estimate of \$37,073.40, including tax and terms;

RESOLUTION 205028, Southwest Safety and Supply Co. for the purchase of ten self-contained breathing apparatus and twenty cylinders for an actual cost of \$4,185.15, including tax and terms;

RESOLUTION 205029, Automatic Signal Co. for the purchase of traffic signal control cabinet for an actual cost of \$3,895.50, including tax and terms; and

RESOLUTION 205030, Joy Manufacturing Company for the purchase of evacuation chamber exhaust fan for an actual cost of \$2,458.05, including tax.

(Item 14)

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

RESOLUTION 205031, furnishing centrifugally spun reinforced concrete pipe and manhole components for a period of one year ending March 31, 1973, in accordance with Specifications Document No. 739109;

RESOLUTION 205032, furnishing the City of San Diego and Chula Vista with 96 items of automotive equipment, in accordance with Specifications Document No. 739110;

RESOLUTION 205033, installation of carpet in the Community Concourse, in accordance with Specifications Document No. 739111;

RESOLUTION 205034, improvements to Golden Hall of The Community Concourse, in accordance with Specifications Document No. 739112; and

RESOLUTION 205035, construction of the floodlighting system for tennis courts at Highland-Landis Park and Recreation Center, in accordance with Specifications Document No. 739113.

(Item 100)

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

- RESOLUTION 205036, College Canyon Park Unit 2;
- RESOLUTION 205037, Harborview Heights Unit 7;
- RESOLUTION 205038, Harborview Heights Unit 7-A;
- RESOLUTION 205039, Hidden Valley Hills Unit 3;
- RESOLUTION 205040, Mira Mesa Verde Unit 11;
- RESOLUTION 205041, Riviera Del Mar Unit 4;
- RESOLUTION 205042, Seven Oaks Unit 2; and
- RESOLUTION 205043, University Hills Unit 12.

(Item 101)

The following Resolutions, relative to Lots 2 and 3, Block 1, La Jolla Heights, being a resubdivision of Pueblo Lot 1254, were adopted on motion of Councilman Landt:

RESOLUTION 205044, authorizing the Sale by Negotiation to John and Rose M. Farace of said property for the sum of \$4,950; authorizing the execution of a Grant Deed to John and Rose M. Farace for said property, provided that grantee shall file a parcel map incorporating the property with his ownership creating a single lot; and

RESOLUTION 205045, authorizing the Mayor and City Clerk to execute the Certificate of Ownership on said property.

(Item 102)

RESOLUTION 205046, approving the acceptance by the City Manager of a Deed from Edward E. and Lavon L. Shelstead for water purposes for a portion of Section 18, Township 14 South, Range 3 West, S.B.B.M., was adopted on motion of Councilman Landt.

(Item 103)

Considered after Item 3.

(Item 104)

RESOLUTION 205047, authorizing an Agreement with the National Urban Fellows for the purpose of participating in the National Urban Fellow Program; authorizing the City Auditor and Comptroller to transfer \$5,000 from the Unallocated Reserve, Account No. 53.30, to the City Manager's Office, Account No. 04.01, nonpersonal expense, as the City's contribution for said program, was adopted on motion of Councilman Landt.

(Item 105)

RESOLUTION 205048, authorizing an Agreement with San Diego Veterans War Memorial Building, Inc., for a non-exclusive use and

(Item 105 Continued)

occupancy permit to operate the Veterans War Memorial Building in Balboa Park; rescinding the previous Agreement with San Diego Veterans War Memorial Building, Inc., dated August 31, 1971, was adopted on motion of Councilman Hitch.

(Item 106)

RESOLUTION 205049, authorizing the City Auditor and Comptroller to transfer \$10,000 from the Capital Outlay Fund 245, transferring \$5,000 into Brown Field Special Aviation Fund 239 and \$5,000 into Montgomery Field Special Aviation Fund 240, for the purpose of providing matching funds for State contributions to airports, was adopted on motion of Councilman Johnson.

(Item 107)

RESOLUTION 205050, appointing Councilwoman Maureen O'Connor to serve on the Committee on Legislation and Intergovernmental Affairs for a period ending December 15, 1972, succeeding Councilman Leon Williams, was adopted on motion of Councilman Bates.

(Item 108)

A proposed Resolution, excusing Deputy Mayor Floyd L. Morrow and Councilman Bob Martinet from Council Meetings of March 14 and 16, 1972, for the purpose of representing the City on a Trade and Goodwill Mission to Mexico, sponsored by the San Diego Chamber of Commerce, March 10 to 20, 1972, and to incur all necessary expenses, was filed on motion of Councilman Bates.

(Item 109)

A proposed Resolution, denying the request of Mr. and Mrs. Elgie Cleland for a 120-day extension of a Building Permit, by the Building Inspector, was continued for one week to March 9, 1972, for notification of permittee, on motion of Councilman Morrow.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Morrow, at 11:58 a.m.



Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California