

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, NOVEMBER 16, 1972
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

Present--Councilmen Johnson, Landt, Hitch, Bates, and Deputy
Mayor Morrow.

Absent--Councilmen O'Connor, Williams, Martinet, and Mayor Wilson.
Clerk---Edward Nielsen.

Deputy Mayor Morrow called the Regular Meeting to order
at 9:38 a.m.

Councilman Williams entered the Chamber.

(Item 1)

Considered after Item 6.

(Item 2)

A communication from Clarence Burdette, La Jolla Town Council, Inc.,
requesting permission to address the Council regarding an extension
of CS Zoning for Pearl Street and La Jolla Boulevard in La Jolla,
was presented.

Councilman Martinet entered the Chamber.

(Item 2 Continued)

Clarence Burdette appeared to speak regarding said communication.
On motion of Councilman Johnson, said communication was referred
to the Planning Commission for public hearing.

The Council at this time considered requests for continuances:
Items 8 and 5.

(Item 8)

A proposed Ordinance, continued from the Meetings of August 17,
September 7 and 21, and October 26, 1972, at City Attorney's request,
amending Chapter II, Article 2, of the San Diego Municipal Code by
amending Section 22.1801 relating to City Departments; changing the
names of various City Departments, was presented.

On motion of Councilman Bates, said proposed Ordinance was continued
to a Supplemental Docket for Tuesday, November 21, 1972, at City Attorney's
request for certification on referendum petitions.

(Item 5 - CASE NO. 33-72-2)

HEARING - Appeal of John C. Mabee, by Donald R. Worley, attorney, from the decision of the Planning Commission in denying his application to rezone a portion of Lot 58, Allied Gardens Addition, and a portion of Lot 67, Rancho Mission, located on the west side of Waring Road, opposite Adobe Falls Road, from Interim Zone R-1-40 and Zone R-1-5 to Zones R-3 and CA.

Assistant City Manager Graham and Chief Deputy City Attorney Conrad answered questions directed by the Council.

Attorney Donald Worley appeared to speak in favor of a continuance.

A motion made by Councilman Martinet to continue the hearing for four weeks failed, due to the lack of five affirmative votes, by the following vote: Yeas-Councilmen Johnson, Landt, Martinet, and Hitch. Nays-Councilmen Williams, Bates, and Deputy Mayor Morrow. Absent-Councilwoman O'Connor and Mayor Wilson.

By common consent, this item was continued in part to later in the Meeting, after Item 4.

The Council considered the Consent Agenda, which consisted of Items 9, 11, 101, 102, 103, 104, and 105.

(Item 9)

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

RESOLUTION 206920, Silver Strand Contractors, for the improvement of sidewalks, curbs and gutters (E.D.A. Project No. 07-11-01227) in the area bounded by 30th Street, "K" Street, 32nd Street and Imperial Avenue, for the sum of \$9,037; authorizing the expenditure of \$12,000 out of Special Fund 2714 for said purpose and related costs;

RESOLUTION 206921, Environmental Care, Inc. for grounds maintenance of six parks and facilities for a period of one year, for a cost of \$36,864, with option to renew for a period not to exceed one additional year; and

RESOLUTION 206922, Minnesota Mining and Manufacturing Co. for the purchase of 2,000 gallons of aqueous film forming foam, for an actual cost of \$17,640, including tax and terms.

(Item 10)

Considered after Item 7.

(Item 11)

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

RESOLUTION 206923, furnishing electric lamps for field floodlights as may be required for a period of one year ending November 30, 1973, in accordance with Specifications Document No. 741871;

(Item 11 Continued)

RESOLUTION 206924, improvement of sidewalks, curbs and gutters in the area bounded by 43rd Street, Franklin Avenue, 49th Street and Logan Avenue, in accordance with Specifications Document No. 741874;

RESOLUTION 206925, construction of sidewalks in the area bounded by Ash Street, 34th Street, "C" Street and 32nd Street, in accordance with Specifications Document No. 741875;

RESOLUTION 206926, improvement of sidewalks, curbs and gutters in the area bounded by Boundary Street, Highway 94, 43rd Street and "J" Street, in accordance with Specifications Document No. 741872; and

RESOLUTION 206927, improvement of sidewalks, curbs and gutters in the area bounded by Interstate 5, Beta Street, 43rd Street and Division Street, in accordance with Specifications Document No. 741873.

(Item 100)

Considered after Item 10.

(Item 101)

RESOLUTION 206928, authorizing the City Manager to execute an Eighth Amendment to the Agreement between the National League of Cities and the San Diego Urban Observatory, which amendment authorizes the revision of the project budgets to bring them into realistic alignment with the actual project expenditures which differed from those anticipated, was adopted on motion of Councilman Hitch.

(Item 102)

RESOLUTION 206929, authorizing the City Manager to execute Utilities Agreement No. 15019 with the State Division of Highways for the relocation of water facilities on Route 805 between 0.1 mile south of 12th Street in National City and 0.1 mile north of Imperial Avenue, was adopted on motion of Councilman Hitch.

(Item 103)

RESOLUTION 206930, approving and providing for the execution of a Neighborhood Facilities Grant Contract No. NFP-CA-09-16-1003(G), with the Department of Housing and Urban Development (HUD) to aid in financing the cost of the development of the Bay Bridge Neighborhood Facility, was adopted on motion of Councilman Hitch.

(Item 104)

RESOLUTION 206931, authorizing the City Manager to assume full responsibility for the implementation and completion of the San Diego Model Cities Public Works Impact Project; authorizing the City Auditor to transfer \$150,000 from the Model Cities Second Action Year Fund No. 2902 to Fund No. 2714 of the Public Works Department for the operation of said project, was adopted on motion of Councilman Hitch.

(Item 105)

RESOLUTION 206932, authorizing the City Auditor and Comptroller to advance tuition costs from the Unallocated Reserve (100/53.30) amounting to \$55,500 for 30 Police Lieutenants and Police Captains to attend the P.O.S.T. Middle Management Course and 60 Middle Managers to attend the P.O.S.T. Middle Management Seminars to be conducted locally by California State University at Long Beach and LaVerne College; these advance payments to be reimbursed by P.O.S.T. after completion of the courses, including approximately \$71,500 in salary reimbursements, was adopted on motion of Councilman Hitch.

(Item 3 - CASE NO. 60-72-10)

The hour of 9:30 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing, continued from the Meeting of October 19, 1972, at Planning Department's request, on the matter of rezoning a portion of the Northwest $\frac{1}{4}$ of Section 12, Township 15 South, Range 3 West, located on the north side of Miramar Road, easterly of Empire Street, from Interim Zone A-1-10 to Zone M-1A. It was reported that no written protests had been received.

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

Beryl Phelps appeared to speak in opposition to a continuance.

On motion of Councilman Bates, said hearing was continued for eight weeks, to Thursday, January 11, 1973, for E.I.R.

(Item 4 - CASE NO. 42-72-9)

The hour of 9:30 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing on the matter of rezoning Lot 1, Holiday Vista, located on the south side of Camino Del Rio South, between State Highway 163 and Texas Street, from Zone CO to Zone CA. It was reported that no written protests had been received.

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

The hearing was closed on motion of Councilman Landt.

A proposed Ordinance, incorporating Lot 1, Holiday Vista, into CA Zone, as defined by Section 101.0428.1 of the San Diego Municipal Code, and repealing Ordinance No. 8503 (New Series), adopted August 10, 1961, of the Ordinances of The City of San Diego insofar as the same conflicts herewith, was introduced, as amended, eliminating requirement for a subdivision map, on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, Landt, Williams, Martinet, Hitch, Bates, and Deputy Mayor Morrow. Nays-None. Absent-Councilwoman O'Connor and Mayor Wilson.

(Item 5 - CASE NO. 33-72-2)

Considered in part after Item 8.

A motion made by Councilman Johnson to continue the hearing to February 20, 1973 for E.I.R. passed by the following vote: Yeas-Councilmen Johnson, Landt, Williams, Martinet, Hitch, and Deputy Mayor Morrow. Nays-Councilman Bates. Absent-Councilwoman O'Connor and Mayor Wilson.

(Item 6 - CASE NO. 18-72-8)

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 matters of: a - appeal of Richard K. Livett from the decision of the Planning Commission in failing to approve his application to rezone portions of Pueblo Lots 1290 and 1291, located on the southeast side of La Jolla Scenic Drive North, between Gilman Drive and Ardath Road, from Zone R-1-40 to Zones R-1-10 and R-1-20; and b - appeal of Richard K. Livett from the decision of the Planning Commission in failing to approve his application, under Planned Residential Development Permit No. 63, to construct and operate a 72-unit planned residential development, located at the easterly end of Woodford Drive, between La Jolla Scenic Drive North and Interstate Highway 5, on portions of Pueblo Lots 1290 and 1291, in the R-1-40 (proposed R-1-10 and R-1-20) Zone. It was reported that one written protest had been received.

Chief Deputy City Attorney Conrad answered questions directed by the Council.

Richard Livett appeared to speak in opposition to a continuance.

On motion of Councilman Martinet, said hearing was continued to February 8, 1973 for E.I.R.

(Item 1)

A communication from Diane Barlow, Citizens Coordinate Century 3, requesting permission to address the Council regarding continuance of Ordinance relating to Bullocks' rezoning, was presented.

Dr. John Hobbs appeared to speak regarding said communication.

By common consent, this item was considered with Item 7.

(Item 7)

The following Ordinance was introduced at the Meeting of November 2, 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.

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

(Item 7 Continued)

ORDINANCE 10953 (New Series), incorporating a portion of Lot 2, Mission Valley Center, into CA Zone, as defined by Section 101.0428.1 of the San Diego Municipal Code, and repealing Ordinance No. 1947 (New Series), adopted October 1, 1940, and Ordinance No. 9629 (New Series), adopted May 18, 1967, of the Ordinances of The City of San Diego, insofar as the same conflict herewith.

Deputy Mayor Morrow recessed the Meeting at 10:40 a.m. Upon reconvening at 10:54 a.m., the roll call showed Councilwoman O'Connor and Mayor Wilson absent.

(Item 10)

RESOLUTION 206933, awarding a contract to Fish Breeders for the purchase of approximately 18,000 pounds of channel catfish as may be required for a period of ten months ending September 14, 1973, for an estimated cost of \$13,140, with option to renew for an additional one year period, was adopted on motion of Councilman Hitch.

(Item 100)

A proposed Resolution, authorizing the City Manager to execute an agreement with Economic Behavior Analysts, Inc. for the purpose of providing technical assistance to the Model Cities Department and to instruct, advise and assist in the designing of questionnaires to evaluate project effectiveness; authorizing the expenditure of \$37,400 out of Model Cities Second Action Year Fund 2902 for above purpose, was presented.

Deputy City Manager Dominguez answered questions directed by the Council.

On motion of Councilman Williams, said proposed Resolution was continued for one week, to a Supplemental Docket for Tuesday, November 21, 1972, for reevaluation.

At this time, a motion made by Councilman Bates to direct the City Attorney to prepare a Resolution for the Supplemental Docket of Tuesday, November 21, 1972, regarding hearings on Proposition D failed, due to the lack of five affirmative votes, by the following vote: Yeas-Councilmen Williams, Bates, and Deputy Mayor Morrow. Nays-Councilmen Johnson, Landt, Martinet, and Hitch. Absent-Councilwoman O'Connor and Mayor Wilson.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Hitch, at 11:26 a.m.

Pete Wilson

Mayor of The City of San Diego, California

ATTEST:

Edward Wilson

City Clerk of The City of San Diego, California