

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - THURSDAY, DECEMBER 14, 1972
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING
COMMUNITY CONCOURSE

Present--Councilmen Johnson, O'Connor, Martinet, Hitch, Bates, and
Acting Mayor Landt.

Absent--Councilmen Williams, Morrow, and Mayor Wilson.
Clerk---Edward Nielsen.

Acting Mayor Landt called the Regular Meeting to order at
9:37 a.m.

Councilman Williams entered the Chamber.

(Item 1)

Acting Mayor Landt welcomed thirty-five students from O'Farrell
Junior High School, accompanied by Miss Kathleen Montero.

Councilman Williams addressed the group.

The Council at this time considered requests for continuances:
Items 2, 3, and 6.

(Item 2 - CASE NO. 33-72-3)

CONTINUED HEARING - (Continued from the Meeting of October 26, 1972.)
Matter of rezoning Lots 21 through 40, Block 7, Grantville, and portions
of Fairmount Avenue and Rainier Avenue closed, located on the south
side of Friars Road, between Riverdale Street and Fairmount Avenue
Extension, from Zone A-1-10 to Zone M-1A.

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

(Item 3 - CASE NO. 60-72-13)

CONTINUED HEARING - (Continued from the Meeting of October 26, 1972.)
Matter of rezoning portions of Sections 1 and 12, Township 15 South,
Range 3 West, located on the north side of Miramar Road, 1 1/2 miles
west of Interstate 15, between Padgett and Empire Streets, from Interim
Zone A-1-10 to Zone M-1A.

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

(Item 6)

HEARING - Appeal of Theodore A. Greene from the decision of the Planning Commission in approving the application of Donald V. Kelly, owner/permittee, under Planned Residential Development Permit No. 54, to construct and operate a six-unit planned residential development, located on the south side of Tait Street, between Coolidge and Burton Streets in the Linda Vista area, more particularly described as Lot 94, Block 68, Linda Vista Subdivision Unit 3, in the R-2 Zone.

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

The Council considered the Consent Agenda, which consisted of Items 13, 14, 100, 101, 104, 105, 106, 107, 108, and 109.

(Item 13)

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

RESOLUTION 207051, Burns International Security Service, Inc. for security guard service for the Central Library, for a period of one year ending December 16, 1973, at an hourly rate of \$2.85; terms, net; authorizing the transfer of \$2,964 from the Unallocated Reserve (Fund 100), Dept. 53.30 to the General Fund (Fund 100), Dept. 20.02 for the above purpose;

RESOLUTION 207052, Marine and Industrial Coatings Company for sandblasting and painting of all interior steel trusses and painting of walls surrounding pool area at the Mission Beach Plunge, Bldg. 551, at Belmont Park, for the sum of \$14,420;

RESOLUTION 207053, D & H Truck Equipment for six truck cranes for a cost of \$460 each, for a total cost of \$2,898, including tax and terms; and

RESOLUTION 207054, Winn Supply Co. for one crane and hoist with trolley for a total cost of \$1,974.10, including tax, terms and freight.

(Item 14)

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

RESOLUTION 207055, furnishing one towable lift truck, in accordance with Specifications Document No. 742079; and

RESOLUTION 207056, furnishing electric flasher lights, battery operated as may be required for a period of one year ending January 31, 1974, in accordance with Specifications Document No. 742080.

(Item 100)

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

RESOLUTION 207057, authorizing an agreement with Avco Community Developers, Inc. for completion of improvements in Bernardo Industrial Park Unit 11, a one-lot subdivision located at the intersection of

(Item 100 Continued)

Interstate 15 and Rancho Bernardo Road;

RESOLUTION 207058, approving the final map of Bernardo Industrial Park Unit 11; and

RESOLUTION 207059, approving the final map of Resubdivision of Torrey Pines Heights Subdivision Unit 1, an 89-lot subdivision located on the north side of Carmel Valley Road, between Pacific Coast Highway and Interstate 5.

(Item 101)

RESOLUTION OF INTENTION 207060, electing to proceed under the provisions of the Street Vacation Act of 1941, declaring the intention of the City Council to vacate Jefferson Street, between Old Town Avenue and San Diego Avenue, and fixing a time and place for hearing thereof, was adopted on motion of Councilman Johnson.

(Item 104)

RESOLUTION 207061, authorizing an agreement with Santa Fe Travel Trailer Park for the collection of charges by City and reimbursement to said Trailer Park for cost in excess of their pro rata share of the water main, was adopted on motion of Councilman Johnson.

(Item 105)

RESOLUTION 207062, authorizing an agreement with the Senior Citizens Federation, Inc. for the purpose of implementing the Senior Citizens Project, was adopted on motion of Councilman Johnson.

(Item 106)

RESOLUTION 207063, authorizing the City Manager to execute agreements with the following 12 agencies in the Model Neighborhood Area for implementation of the Recreation Department's Demonstration Recreation Project; authorizing the expenditure of \$22,850 out of Model Cities Second Action Year Fund 2902 for said purpose a - Boys Club of South Bay Area, San Ysidro Branch, \$5,250 b - Filipino-American Community Center, \$1,000 c - Girls Club of San Diego, Inc., Southeast San Diego, \$2,000 d - Mickey's Missiles, \$1,000 e - Model Ex-Offenders of San Diego County, Inc., \$1,000 f - Mountain View Tennis Club, \$600 g - Neighborhood House, \$1,250 h - Operation Grassroots (Barrio Station), \$1,500 i - Project K.O., \$1,000 j - School of Afro-American Culture, \$1,500 k - Southeast Community Theater, \$5,250 l - Young Women's Christian Association of San Diego and San Diego County, Southeast Branch, \$1,500, was adopted on motion of Councilman Johnson.

(Item 107)

RESOLUTION 207064, approving Change Order No. 1 issued in connection with the contract with R. E. Hazard Construction Co. for construction of improvement to Santo Road, between Tierrasanta Boulevard to 4,847

(Item 107 Continued)

feet southerly of Tierrasanta Boulevard; said changes amounting to an increase of \$3,887.60 and an extension of time of 13 days, extending the completion date to August 25, 1972, was adopted on motion of Councilman Johnson.

(Item 108)

RESOLUTION 207065, authorizing the City Manager to assign \$25,900 in fiscal year 1973 Section 5 High Impact Public Employment Program funds to the County for regional planning staff support to the Comprehensive Planning Organization for a period of six months ending June 30, 1973, was adopted on motion of Councilman Johnson.

(Item 109)

RESOLUTION 207066, confirming the appointment by the Mayor of Richard F. Pourade to the Board of Library Commissioners for a term ending March 1, 1973, to fill the vacancy caused by the resignation of Mrs. Philip N. Chacon, was adopted on motion of Councilman Johnson.

(Item 4 - CASE NO. 26-72-2)

The hour of 9:30 a.m. having arrived, the Acting Mayor announced this was the time and place set for the hearing on the matter of rezoning all R-2 zoned property located within an area in South Mission Beach, bounded by Capistrano Place on the north, the Pacific Ocean on the west, Mission Bay Park on the east, and the Mission Bay Channel on the south, from Zone R-2 to Zone R-2B. It was reported that no written protests had been received.

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

No one appeared to be heard.

The hearing was closed on motion of Councilman Martinet.

A proposed Ordinance, incorporating all R-2 zoned property located within an area in South Mission Beach, bounded by Capistrano Place on the north, the Pacific Ocean on the west, Mission Bay Park on the east, and the Mission Bay Channel on the south, into R-2B Zone, as defined by Section 101.0410.1 of the San Diego Municipal Code, and repealing Ordinance No. 243 (New Series), adopted June 5, 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, Williams, Martinet, Hitch, Bates, and Acting Mayor Landt. Nays-None. Absent-Councilman Morrow and Mayor Wilson.

(Item 5 - CASE NO. 36-72-4, portion - Drawing No. C-377.1)

The hour of 9:30 a.m. having arrived, the Acting Mayor announced this was the time and place set for the hearing on the matter of rezoning portions of Pueblo Lots 1334, 1335, and 1361, and portions of Sorrento Lands and Townsite Maps 362 and 483 (also known as Sorrento Acre Lots Maps 109, 362 and 483), and portions of Blocks 7 and 8, Sorrento Maps 362 and 483, located south of Carmel Valley Road and west of Interstate 5,

(Item 5 Continued)

from Zone M-1A to Zone A-1-10. It was reported that no written protests had been received.

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

Clark Higgins and Mary Lloyd appeared to speak in opposition to a continuance.

A motion made by Councilman Bates to continue the hearing for eight weeks, to Thursday, February 8, 1973, was deemed to have failed, due to the lack of five affirmative votes, by the following vote:

Yeas-Councilmen Johnson, O'Connor, Williams, and Bates.

Nays-Councilmen Martinet, Hitch, and Acting Mayor Landt.

Absent-Councilman Morrow and Mayor Wilson.

The Council at this time decided to go ahead and hold the hearing.

John Bradshaw, Peggy Whitehead, and James Whitehead appeared to speak in favor of the rezoning.

Clark Higgins, Attorney Gerald Dawson, and Attorney Donald Worley appeared to speak in opposition to the rezoning.

On motion of Councilman Johnson, the hearing was continued for one week, to Thursday, December 21, 1972, for councilmen to view property, closing the hearing to public testimony.

Acting Mayor Landt recessed the Meeting at 10:33 a.m. Upon reconvening at 10:39 a.m., the roll call showed Councilmen Williams, Morrow, Bates, and Mayor Wilson absent.

(Item 7)

The hour of 9:30 a.m. having arrived, the Acting Mayor announced this was the time and place set for the hearing on the appeals of William G. and Kathryn A. Bean, Gary and Georgia Bauer, and others, from the decision of the Planning Commission in approving the application of Adobe Falls, owner/permittee, under Land Conservation Permit No. 23, to develop property located on the north side of Adobe Falls Road (extended), about one-half mile east of Waring Road in conjunction with Adobe Falls Unit 2 Subdivision, being a portion of Lot 67, Rancho Mission of San Diego, in the R-1-5, (LC Overlay), and Interim R-1-40 (LC Overlay) Zones. It was reported that one letter in protest had been received.

Ken Klein, Planning Department, and Ron Lochhead, Community Development Department, answered questions directed by the Council.

Lymon Hammond, Attorney Paul Peterson, and Frank Ahearn appeared to speak in favor of the appeals.

Pat Teaze, Mrs. Colley, and John Wickham appeared to speak in opposition to the appeals.

Gary Bower, John Quinn, and Mrs. Gerald Shephard appeared to speak in favor of a continuance.

Councilman Martinet left the Chamber.

Councilman Martinet entered the Chamber.

Councilman Williams entered the Chamber.

Councilman Bates entered the Chamber.

(Item 7 Continued)

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

RESOLUTION 207067, denying the appeals of William G. and Kathryn A. Bean, Gary and Georgia Bauer, and others, and granting to Adobe Falls Land Conservation Permit No. 23.

(Item 8)

The following Ordinance was passed on the day of its introduction, to-wit, on December 14, 1972, said Ordinance being of the kind and character authorized for passage on introduction of Section 16 of the Charter.

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 a written or printed copy of said Ordinance.

ORDINANCE 10961 (New Series), AMENDING CHAPTER VI, ARTICLE 9, DIVISIONS 1, 2 AND 3 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTIONS 69.0101, 69.0103, 69.0201, 69.0202, 69.0203, 69.0301, 69.0302, 69.0303, 69.0304, 69.0305, 69.0307, 69.0309, 69.0310, 69.0311 AND 69.0314, AND REPEALING SECTIONS 69.0106 AND 69.0204 OF THE ENVIRONMENTAL IMPACT REPORT PROCEDURAL ORDINANCE was adopted on motion of Councilman Johnson, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Martinet, Hitch, Bates, and Acting Mayor Landt. Nays-None. Absent-Councilman Morrow and Mayor Wilson.

(Item 9)

RESOLUTION 207068, relating to the Fee Schedule established for the processing of Environmental Impact Reports, and rescinding Resolution 206817, was adopted on motion of Councilman Martinet.

(Item 10)

RESOLUTION 207069, directing the City Manager to conform those guidelines entitled "Process for Environmental Impact Review - Public and Private Projects (Interim)," adopted by Resolution 206816, to the provisions of Ordinance No. 10952 (New Series) and any amendments thereto, and of the California Environmental Quality Act of 1970, as amended, was adopted on motion of Councilman Martinet.

(Item 102)

A proposed Resolution, continued from the Meeting of December 7, 1972, at City Manager's request, approving the Model Cities Budget Submission No. 3; authorizing submission to U. S. Department of Housing and Urban Development; and authorizing execution of contract extensions until March 31, 1973 for various project contracts, was presented.

City Manager Moore, Deputy City Manager Dominguez, and Clarence Pendleton, Director of Model Cities, answered questions directed by the Council.

Eddie Wooten and Francis K. Jackson appeared to speak regarding said proposed Resolution. A revised Resolution was presented, excluding certain contracts.

Councilman Johnson left the Chamber.

Councilman Johnson entered the Chamber.

Acting Mayor Landt recessed the Meeting at 12:10 p.m. to reconvene at 2:00 p.m.

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

Councilman Bates entered the Chamber.

(Item 102 Continued)

RESOLUTION 207070, approving the Model Cities Budget Submission No. 3; authorizing submission to U. S. Department of Housing and Urban Development; and authorizing execution of contract extensions until March 31, 1973 for the following project contracts: a - San Ysidro Schools; b - Chicano Studies; c - Comprehensive Health; d - Narcotics Abuse; e - Child Care; f - Consumer Affairs; g - Senior Citizens; h - Community Relations Board; i - Legal Services; j - Rehabilitation of Ex-Offenders; k - Disadvantaged Employees l - Business Outreach; m - Relocation; n - Supplemental Transportation; o - Streets and Alleys; p - Educational Cultural Complex; q - St. Stephens Group Home; r - Demonstration Recreation; s - Service Delivery; and *t - Afro-American Studies, was adopted on motion of Councilman Williams. *(also Communications Complex)

Acting Mayor Landt recessed the Meeting at 2:16 p.m. to reconvene at 2:30 p.m.

Upon reconvening at 2:34 p.m., the roll call showed Councilman Morrow absent.

(Item 103)

A proposed Resolution, continued from the Meetings of October 12 and 19, 1972, for City Manager Report in Council Conference, granting extension of time not to exceed 180 days, pursuant to Section 26.02 of the Municipal Code of The City of San Diego, on the withholding of a demolition permit for the Santa Fe Depot, was presented. City Attorney Witt and City Manager Moore answered questions directed by the Council.

Councilman Bates left the Chamber.

(Item 103 Continued)

William Rick appeared to speak in favor of the proposed Resolution.

Councilman Williams left the Chamber.

(Item 103 Continued)

Robert B. Curtis appeared to speak in opposition to the proposed Resolution.

Councilman Bates entered the Chamber.

Councilman Williams entered the Chamber.

(Item 103 Continued)

RESOLUTION 207071, granting extension of time not to exceed 180 days, pursuant to Section 26.02 of the Municipal Code of The City of San Diego, on the withholding of a demolition permit for the Santa Fe Depot, was adopted on motion of Councilwoman O'Connor, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, and Mayor Wilson. Nays-Councilmen Martinet, Hitch, and Bates. Absent-Councilman Morrow. In addition, the City Manager was directed to have a resolution prepared authorizing application for a grant proposal for funds for acquisition of the Santa Fe Depot.

(Item 11)

A proposed Ordinance, amending Ordinance No. 10845 (New Series), as amended, to create the Classified Position of Litigation Investigator and establish a schedule of compensation therefor, was presented.

Chief Deputy City Attorney Katz and City Attorney Witt answered questions directed by the Council.

Max Strobel, Assistant Manager, San Diego Taxpayers Association, appeared to speak regarding a continuance.

A proposed Ordinance, amending Ordinance No. 10845 (New Series), as amended, to create the Classified Position of Litigation Investigator and establish a schedule of compensation therefor, was introduced on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, and Mayor Wilson. Nays-Councilmen Hitch and Bates. Absent-Councilman Morrow.

(Item 12)

A proposed Ordinance, amending Ordinance No. 10873 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1972-73 and Appropriating the Necessary Money to Operate The City of San Diego for Said Fiscal Year" by amending Document No. 739786, as adopted and amended therein, relating to the Position and Salary Schedule for Fund 100, Department 09.00, was presented.

Chief Deputy City Attorney Katz and City Attorney Witt answered questions directed by the Council.

Max Strobel, Assistant Manager, San Diego Taxpayers Association, appeared to speak regarding a continuance.

A proposed Ordinance, amending Ordinance No. 10873 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1972-73 and Appropriating the Necessary Money to Operate The City of San Diego for Said Fiscal Year" by amending Document No. 739786, as adopted and amended therein, relating to the Position and Salary Schedule for Fund 100, Department 09.00, was introduced on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, and Mayor Wilson. Nays-Councilmen Hitch and Bates. Absent-Councilman Morrow.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Landt, at 4:25 p.m.

Deputy Bob Martinet
Mayor of The City of San Diego, California

ATTEST:

Edward Tinsler
City Clerk of The City of San Diego, California