

REGULAR MEETING OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA - TUESDAY, DECEMBER 26, 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 introduced Reverend Monsignor John R. Portman,
Pastor of Immaculata Church, who gave the Invocation.

(Item 2)

Councilman Williams led the Pledge of Allegiance.

(Item 3)

Mayor Wilson welcomed thirty foreign visitors from various
countries, accompanied by Dr. Thomas McCalla, Director of Human &
Urban Affairs, U.S.I.U.

Dr. Thomas McCalla presented each visitor to the Mayor and Council.

(Item 4)

William V. Hidalgo, Water Utilities, received a Suggestion Award
for \$120, presented by Councilman Hitch.

RESOLUTION 207108, approving suggestion awards to John Martinez,
Water Utilities, \$385, William V. Hidalgo, Water Utilities, \$120,
Elizabeth Langworthy, Public Works, \$20, and Charles Guthrie, L. E.
Curtis, Randell Swanson, Police, \$20, and Gail Jeromin, Property, \$25,
was adopted on motion of Councilman Hitch.

The Council at this time considered requests for continuances:
Items 5 and 103.

(Item 5)

HEARINGS - (Continued from the Meeting of December 19, 1972.)
Matter of considering various plans for redistricting the City Council
districts on the basis of population; such redistricting plans to be
in compliance with the order of the Superior Court in the Case of D'Adamo
v. Cobb, Superior Court No. 314629.

(Item 5 Continued)

On motion of Councilwoman O'Connor, said hearing was continued to Thursday, January 4, 1973, Time Certain 2:00 p.m., for further review.

(Item 103)

A proposed Resolution, continued from the Meeting of December 12, 1972, at City Manager's request, authorizing and directing the City Auditor to transfer from General Fund 100, Unallocated Reserve, the sum of \$18,096 to the Building Inspection Department's personal expense and nonpersonal expense accounts for providing funding for the remainder of Fiscal 1973, a new program of inspecting existing buildings for structural safety, was presented.

On motion of Councilwoman O'Connor, said proposed Resolution was returned to the City Manager, at his request.

The Council considered the Consent Agenda, which consisted of Items 7, 8, 9 (excluding b), 100, 101, 102, 105, 106, 107, and 108.

The following Ordinances were introduced at the Meeting of December 12, 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 Ordinances.

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

(Item 7)

ORDINANCE 10963 (New Series), providing that building permits issued during the period August 1, 1972, through May 31, 1973, not expire until October 1, 1973, if commencement of work is delayed pending determination by the San Diego Coast Regional Commission of an application for a development permit, pursuant to Sections 27104 and 27400 of the California Public Resources Code.

(Item 8)

ORDINANCE 10964 (New Series), amending Chapter IX, Article I of the San Diego Municipal Code by amending Section 91.02.0302, relating to the 1970 Edition of The Uniform Building Code.

(Item 9)

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

RESOLUTION 207109, Eureka Enterprises for the trimming of approximately twenty-nine thousand five hundred palm trees, for an actual cost of \$117,290.02;

RESOLUTION 207110, Hawthorne Industrial Equipment for the purchase of one electric fork lift for an actual cost of \$7,451.55, including tax, terms and trade-in; and

RESOLUTION 207111, Global Electric & Engineering, Inc. for the purchase of one high pressure air compressor and purification system, for an actual cost of \$6,231.80, including tax and terms.

(Item 100)

RESOLUTION 207112, approving the final map of Cave Street Subdivision, a one-lot subdivision located on the north side of Cave Street, was adopted on motion of Councilman Martinet.

(Item 101)

RESOLUTION 207113, appointing the firm of Gray, Cary, Ames & Frye as Special Bond Counsel for giving an opinion on any bonds that may be issued to pay for the financing and acquisition of approximately six acres of hillside property in the Muirlands Area of La Jolla for Soledad Mountain Open Space Park Assessment District (San Diego Park District No. 4) under the provisions of the Municipal Improvement Act of 1913 and the San Diego Park District Procedural Ordinance of 1969, was adopted on motion of Councilman Martinet.

(Item 102)

RESOLUTION 207114, approving the acceptance by the City Manager of a deed of Pardee Construction Company (street purposes) - MIRA MESA BOULEVARD; rescinding Resolution 206628 adopted October 3, 1972, was adopted on motion of Councilman Martinet.

(Item 105)

RESOLUTION 207115, authorizing an agreement with Brown & Zammit Engineering, Inc., Consulting Engineers, to provide electrical engineering services for the Water Utilities Department, for a sum of not to exceed \$12,000, for a one-year period ending October 31, 1973, was adopted on motion of Councilman Martinet.

(Item 106)

RESOLUTION 207116, authorizing a Joint Exercise of Powers Agreement with the State of California, the County of San Diego and all incorporated cities of San Diego County to create an agency to be known as the Southern California Intergovernmental Training and Development Center, was adopted on motion of Councilman Martinet.

(Item 107)

RESOLUTION 207117, authorizing the City Auditor and Comptroller to expend the sum of \$2,959.80 from Department of Labor Neighborhood Youth Corps Grant Funds, Fund No. 2871, solely and exclusively for payment to the Chula Vista School District for transportation of Neighborhood Youth Corps summer program enrollees, was adopted on motion of Councilman Martinet.

(Item 108)

RESOLUTION 207118, authorizing the City Auditor and Comptroller to expend the sum of \$1,320 from Department of Labor, Neighborhood Youth Corps Grant Funds, Fund No. 2873, solely and exclusively for payment to the Sweetwater Community College District (Southwestern College) for tutoring, counseling and instructional services provided for Neighborhood Youth Corps enrollees, was adopted on motion of Councilman Martinet.

(Item 6 - T.M. 72-122)

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 Mrs. Theresa Vasques, by Raymond F. Hall, Jr., agent, for special permission to waive underground utility requirements in connection with the tentative subdivision map of Empire Development Units 3 and 4, located on the north side of Vickers Street, southerly of Ronson Road, in the Interim R-1-20 (Proposed M-1A) Zone. It was reported that no written protests had been received.

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

No one appeared to be heard.

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

RESOLUTION 207119, denying the application of Mrs. Theresa Vasques, by Raymond F. Hall, Jr., agent, for special permission to waive underground utility requirements in connection with the tentative subdivision maps of Empire Developments Units 3 and 4.

(Item 9-b)

A proposed Resolution, awarding a contract to Hawthorne Machinery Company for the rental of two self-loading motor scrapers for a period of one year ending December 31, 1973, for an estimated cost of \$112,611, including tax; with an option to purchase at the end of the first year at \$89,257 each, plus tax; less 100% of any rental paid in excess of 1,800 hours and all parts as may be required for the second through fifth year not to exceed a total of \$17,500 per machine, plus tax, with an option to sell the machines back to Hawthorne Machinery Company at the end of five years at a price of \$55,000 each, was presented.

Purchasing Agent Mattis and City Attorney Witt answered questions directed by the Council.

Councilman Bates left the Chamber.

Councilman Bates entered the Chamber.

(Item 9-b continued)

RESOLUTION 207120, awarding a contract to Hawthorne Machinery Company for the rental of two self-loading motor scrapers for a period of one year ending December 31, 1973, for an estimated cost of \$112,611, including tax; with an option to purchase at the end of the first year at \$89,257 each, plus tax; less 100% of any rental paid in excess of 1,800 hours and all parts as may be required for the second through fifth year not to exceed a total of \$17,500 per machine, plus tax, with an option to sell the machines back to Hawthorne Machinery Company at the end of five years at a price of \$55,000 each, was adopted on motion of Councilman Williams.

(Item 104)

A proposed Resolution, authorizing a Consent to Sublease Agreement with Mears Hotel Company and Mrs. Alberta Wieder, subleasing to Mrs. Alberta Wieder space for the operation of a gift shop and newsstand in Mission Bay Park for a term of five years commencing July 19, 1973, wherein City will receive a rental fee of 7% of the gross income, was presented.

City Manager Moore and Ben Hagar, Property Department, answered questions directed by the Council.

RESOLUTION 207121, authorizing a Consent to Sublease Agreement with Mears Hotel Company and Mrs. Alberta Wieder, subleasing to Mrs. Alberta Wieder space for the operation of a gift shop and newsstand in Mission Bay Park for a term of five years commencing July 19, 1973, wherein City will receive a rental fee of 7% of the gross income, was adopted on motion of Councilman Hitch.

(Item 109)

A proposed Resolution, directing the City Manager and all non-managerial department heads to submit to the Legislative Analyst for review and recommendations all proposals submitted during the fiscal

(Item 109 Continued)

year which would have a budgetary and fiscal impact upon The City of San Diego, was presented.

A motion made by Councilman Bates to amend the Resolution by changing the wording passed unanimously.

RESOLUTION 207122, directing all non-managerial department heads to submit to the Budget Officer and to the Legislative Analyst for review and recommendations all proposals for budget increases requested during the fiscal year, was adopted, as amended, on motion of Councilman Bates.

Mayor Wilson recessed the Meeting at 10:25 a.m. Upon reconvening at 10:46 a.m., the roll call showed Councilwoman O'Connor absent.

(Item 1 - Supplemental Docket)

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 December 21, 1972, due to lack of time, on the proposed Council Policy No. 600-19 concerning the "Fostering of Balanced Community Development for The City of San Diego." It was reported that no written protests had been received.

Planning Director Goff answered questions directed by the Council.

Mel Harter, Gladys Galian, Richard Kreile, Chuck Warren, and attorney Bill Kronberger appeared to speak regarding the two proposed plans.

Councilwoman O'Connor entered the Chamber.

(Item 1 - Supplemental Docket continued)

A motion made by Councilman Morrow to amend Plan #1 by putting Appendix E "A Decent Home for Every San Diegan," into Plan #2 and using the steps for implementation of Plan #2 failed, due to the lack of five affirmative votes, by the following vote: Yeas-Councilmen Williams, Morrow, and Bates. Nays-Councilmen Johnson, O'Connor, Landt, Martinet, Hitch, and Mayor Wilson. Absent-None.

A motion made by Councilman Landt to amend Plan #2 by inserting the words "It shall be the policy of the City Council to effect the development of economically and racially balanced communities in newly developing peripheral areas of the City and in all City sponsored or approved redevelopment projects, and to do what is reasonably and practically possible in all parts of the City," passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Morrow, Martinet, Hitch, and Mayor Wilson. Nays-Councilman Bates. Absent-None.

A motion made by Councilman Landt to adopt Plan #2, as amended, passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, Hitch, and Mayor Wilson. Nays-Councilmen Morrow and Bates. Absent-None.

RESOLUTION 207123, establishing Council Policy 600-19 entitled "Fostering of Balanced Community Development for The City of San Diego,"

(Item 1 - Supplemental Docket continued)
was adopted on motion of Councilman Landt.

Mayor Wilson recessed the Meeting at 12:22 p.m. into Executive Session to reconvene at 2:00 p.m.

Upon reconvening at 2:15 p.m., the roll call showed Councilmen O'Connor, Landt, and Williams absent.

(Item 2 - Supplemental Docket)

The following Ordinances were introduced at the Meeting of December 7, 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 Ordinances.

Councilmen Williams and O'Connor entered the Chamber.

(Item 2 - Supplemental Docket continued)

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

ORDINANCE 10965 (New Series), amending Chapter X, Article 1, of the San Diego Municipal Code by amending Section 101.0452.8 relating to the Height Limitation Zone - Mission Beach;

ORDINANCE 10966 (New Series), amending Chapter X, Article 1, of the San Diego Municipal Code by amending Section 101.0452.9 relating to the Height Limitation Zone - Pacific Beach; and

ORDINANCE 10967 (New Series), amending Chapter X, Article 1, of the San Diego Municipal Code by amending Section 101.0452.10 relating to the Height Limitation Zone - Addition No. 1 to Pacific Beach.

City Attorney Witt answered questions directed by the Council.

Mrs. Cigletti appeared to speak regarding said Ordinances.

In addition, a directive was made to the City Attorney to give a written opinion as to whether or not any building permits issued in the interval between November 7, 1972 and the effective date of the Ordinance (December 7, 1972) can be recalled.

(Item 3 - Supplemental Docket)

RESOLUTION 207124, continued from the Meeting of December 21, 1972, due to lack of time, authorizing an agreement with the Comprehensive Planning Organization for Auditor, Treasurer and Purchasing Support by The City of San Diego for a monthly charge of \$400, was adopted on motion of Councilman Johnson.

(Item 4 - Supplemental Docket)

RESOLUTION 207125, continued from the Meeting of December 21, 1972, due to lack of time, authorizing the City Manager to submit an application to the Department of Transportation for a Federal Grant under the Urban Mass Transportation Act of 1964, for the purpose of acquiring and refurbishing the Santa Fe Depot property and structure for use as a central transportation center, was adopted on motion of Councilman Martinet, by the following vote: Yeas-Councilmen Johnson, O'Connor, Williams, Morrow, Martinet, Bates, and Mayor Wilson. Nays-Councilman Hitch. Absent-Councilman Landt.

By unanimous consent granted to Mayor Wilson, a proposed Resolution appointing Councilman Gil Johnson as the City's representative to the San Diego Coast Regional Commission created by Proposition 20, was presented.

RESOLUTION 207126, appointing Councilman Gil Johnson as the City's representative to the San Diego Coast Regional Commission created by Proposition 20, was adopted on motion of Councilwoman O'Connor.

There being no further business to come before the Council, by Unanimous Consent granted to Mayor Wilson, the Meeting was adjourned in memory of former President Harry S. Truman, at 3:00 p.m., on motion of Councilman Morrow.



Mayor of The City of San Diego, California

ATTEST:



City Clerk of The City of San Diego, California